Yancy, Absalom 127 13

I Charles Bird of the County of Russell of the State of Alabama do make and publish this my last Will & Testament: first I direct that the half section of my land, designated on the Plat as the West half of section Eight be sold by my Executors, at public auction at such time as they shall deem proper) for its reasonable value in good current money or on credit and the amount thereof secured in such manner as is usual on like sales to insure the full and punctual payment thereof; and that the proceeds of such sale be applied, after the payment of all debts and accounts, to the purchase of one negro man and one negro woman whose ages shall not exceed Twenty years; the same to be and continue the property of my wife until her death and there to be equally divided among my surviving Children. Whatsoever amount remains after said purchase of negroes I direct to be disposed of as follows: a sum not exceeding three hundred dollars to be applied in building an addition of frame work to the house and the remainder to be put on interest, and the interest carried to the credit of my Children — Also I direct that the one hundred and sixty acres more or less designated on the Plat as a "portion of the East half of section seven" shall be and remain the absolute property of my wife and at her death shall be equally divided among my surviving Children or their heirs. Also I direct that all my personal property be and remain the possession of my wife, any portion of the same to be sold at her discretion, and the proceeds put on interest and applied as the aforesaid money on interest. Whatsoever personal property shall remain unsold at her death I direct to be divided equally among my surviving Children or their heirs. The names of my Children are Lyndon Lewis, Charles, Thomas, Mahaliah, and Henry — I further direct that the my Children shall have a good and comfortable support until they become of age, from the income of the property herein willed to my wife so long as the income is adequate to that end. And I hereby provide in the event of her marriage, that said property shall not be subject to the control or disposition of her husband, but remain under her own individual possession — I also direct that any monies that may become from outstanding accounts or from any other source not herein mentioned, shall be put on interest, and applied as the aforesaid sums on interest — and I do hereby make and ordain Mrs. Mariah Bird, my wife, and Mr Beal Howard, her father Executors of this my last Will and Testament

In witness whereof I Charles Bird, the Testator, have to this my Will, written on one sheet of paper set my hand and seal this 25th day of April in the year of our Lord one thousand eight hundred and fifty.

Signed Sealed and delivered in the presence of us who have subscribed in the presence of each other

Charles Bird [seal]

H C Morris
William Hardy
A B Bennett

In witness whereof I have hereunto set my hand and affixed my seal this 22nd day of January A.D. One Thousand eight hundred and fifty one

Henry his X Emfinger (Seal)
marks

Signed in the presence of }
William F. Griffin
Thomas Parish
John his X Howard
marks

The State of Alabama } Probate Court Regular Term Sept. 8th 1851
Russell County } Personally appeared in open Court William F. Griffin, Thomas Parish and John Howard three of the subscribing Witnesses to the within Will, the same being the last Will & Testament of Henry Emfinger late of said County dec'd & after being duly sworn deposith and saith that they saw the said Henry Emfinger whose name is subscribed thereto, sign, seal, publish and declare the same to be and contain his last Will & Testament that they the said William F. Griffin, Thomas Parish & John Howard subscribed their names thereto as Witnesses in the presence of the said Henry Emfinger, and in the presence of each other on the day and year therein mentioned — And deponents further say that the said Henry Emfinger at the time of signing said Will was of sound mind and disposing memory that he executed the same without compulsion so far as they know or believe

Sworn to and subscribed in Open Court this 8th day of September A.D. 1851
Thomas J Dale Judge of Probate

John his X Howard
marks
William F. Griffin
Thomas Parish

The State of Alabama } To all whom it may concern
Russell County }

Know ye that I Daniel Lester being about to make the long and perilous Journey to California, and feeling the importance of having a Lawful agent to take care of my Estate, during my absence and property to administer the same in case of my death do by these presents make, constitute and appoint E. D. Johnson of the County of Russell and State of Alabama my sole agent for that purpose

I hereby authorize and empower my said agent to collect all debts due me or in case he believes the debt safe to extend the notes to be renewed once or twice or thrice, to loan out on good bonds with proper security all moneys that may come into his hands as my Agent and to do all things he may think proper to secure and make safe all debts due to me

In case of my death I will that my Agent E. D. Johnson shall deposite in the hands of the Rev Mr Bermingham a Catholic Priest in Columbus Geo. Fifty Dollars to pay and discharge a small debt that I owe in Ireland

I will also that in case of my death that all the residue of my Estate shall go to and become the property of my Sister Mary Flanagan wife of Patrick Flanagan and her heirs forever. The said Patrick Flanagan and family reside near Ballyfore Parish of Rollerspikes County of Clare, Ireland, and a letter may be forwarded to them through the hands of John Harley Esqr Ennis — I furthermore desire in case of my death that my friend Jno B. Tate be appointed with my same Agent as joint Administrator — In witness whereof I have hereunto set my hand and seal this the 1st day of February 1850

Daniel Lester.

Done in the presence of us }
Dana Walker
William B Cameron

The State of Alabama } Personally appeared in open Court Dana
Russell County } Walker one of the subscribing witnesses to the above and foregoing Will, the same being the last Will & Testament of Daniel Lester late of said County dec'd & after being duly sworn upon oath saith that he saw Daniel Lester whose name is subscribed thereto sign seal, publish and declare the same to be and contain his last Will and Testament, that he deponent subscribed his name thereto as a witness in the presence of the said Daniel Lester and the presence of each other on the day & year therein mentioned that the said Daniel Lester at the time of signing the same was of sound mind & disposing memory that he executed the same without compulsion so far as he knows or believes.

Dana Walker

Sworn to & subscribed in open Court the 23rd Mar A.D. 1852
Thomas J Dale Judge of Probate

The State of Alabama }
Dussell County } To all whom it may concern

Know ye that I Daniel Leslen being about to make the long and perilous Journey to California, and feeling the importance of having a lawful agent to take care of my Estate, during my absence and property to administer the same in case of my death do by these presents make, constitute and appoint E. D. Johnson of the County of Dussell and State of Alabama my sole agent for that purpose

I hereby authorize and empower my said agent to collect all debts due me or in case he believes the debt safe to suffer the notes to be renewed once or twice at his discretion, to loan out on good hands with proper security all moneys that may come into his hands as my Agent and to do all things he may think proper to secure and make safe all debts due to me

In case of my death I will that my Agent E. D. Johnson shall execute on the hands of the Rev Mr Cunningham, a Catholic Priest in Columbus Geo. Fifty Dollars to pay and discharge a small debt that I owe in Ireland

I will also that in case of my death that all the residue of my Estate shall go to and become the property of my Sister Mary Flanagan wife of Patrick Flanagan and her heirs forever. The said Patrick Flanagan and family reside near Belford Parish of Tullamoyle County of Clare, Ireland, and a letter may be forwarded to them through the hands of John Harley Esqr Ennis — I furthermore desire in case of my death that my friend Jno. D. Teate be appointed with my said Agent as joint Administrator — In witness whereof I have hereunto set my hand and seal this the 1st day of February 1850

Done in the presence of us } Daniel Leslen.
Dana Walker
William B Cameron

The State of Alabama } Personally appeared in open Court Dana
Dussell County } Walker one of the subscribing witnesses to the above and foregoing Will, the same being the last Will & Testament of Daniel Leslen late of said County dec'd & after being duly sworn upon his oath doth that he saw Daniel Leslen whose name is subscribed thereto sign seal, publish and declare the same to be and contain his last Will and Testament, that he at point subscribed his name thereto as a witness in the presence of the said Daniel Leslen & the presence of each other on the day & year therein mentioned & that the said Daniel Leslen at the time of signing the same was of sound mind & disposing memory & that he executed the same without compulsion so far as he knows or believes.

Dana Walker

Sworn to & subscribed in open Court the 23rd Mar A.D. 1852
Thomas J Tate Judge of Probate }

Last Will & Testament of Eunice M. Culbreth

The State of Alabama } Know all men by these presents that I
Dussell County } Eunice M Culbreth of the County & State aforesaid being in low state of health but of sound mind & knowing that I have to die do make this my last Will & Testament First. It is my will and wish that at the end of the present year that all of my property of every kind be equally divided among all of my children for their benefit and the heirs of their body

Second. — It is my Will and wish for my son Anderson Culbreth to sell my land where I live at private sale, as soon as it can be done and the proceeds to be divided as above divided among all of my children

Third. I will and bequeath to my son Edwin Culbreth two hundred dollars over & above an equal share with my other children to pay for his tuition

Fourth & Last. It is my will for John Lawson to be my Executor to this my Will

Given under my hand and seal this 4th day of March and in the year of our Lord one thousand eight hundred and fifty one

Signed and sealed in the } Eunice M Culbreth Seal
presence of
John D Teate
W W Goolsbee
Jno. Sawer

The State of Alabama } Probate Court in vacation
Dussell County } Personally appeared in open Court
Jno. D Teate, W. W. Goolsbee & John Sawyer the three subscribing Witnesses to the above and foregoing Will the same being the last Will & Testament of Eunice M Culbreth late of said County dec'd after being duly sworn as to his oath that they saw Eunice M Culbreth whose name is subscribed thereto, sign seal, publish & declare the same to be & contain her last Will and Testament, that they subscribed their names thereto as Witnesses in the presence of each other: And that the said Eunice M Culbreth at the time of signing the same was of sound mind & disposing memory, that she executed the same without compulsion so far as they know or believe

Sworn to & subscribed before me } Jno. D Teate
in open Court this 5th day of may } W. W. Goolsbee
A.D. 1851 } Jno. Sawer
Thomas J. Tate Judge of Probate }

Last Will & Testament of Eunice M. Culbreth

The State of Alabama } Know all men by these presents that I
Russell County } Eunice M Culbreth of the County & State
aforesaid being in low state of health but of sound mind but
knowing that I have to die do make this my Last Will & Testament
First. It is my will and wish that at the end of the present year
that all of my property of every kind be equally devided among all
of my children for their benefit and the heirs of their body
Second. — It is my Will and wish for my son Anderson Culbreth to
sell my land where I live at private sale, as soon as it can be
done and the proceeds to be devided as above devised among all of
my children
Third. I will and bequeath to my son, Edwin Culbreth Two hundred
dollars over & above an equal share with my other children
to stay for his Tuition
Fourth. Last. It is my will for John Pearson to be my Executor to
this my Will
Given under my hand and seal this 4th day of March
and in the year of our Lord one thousand eight hundred and
fifty one
Signed and sealed in the presence of
John D Peek
W W Goolsbee
Jno. Sarver

Eunice M Culbreth [seal]

The State of Alabama } Orphans Court in vacation
Russell County } Personally appeared in open Court
Jno D Peek W W Goolsbee & John Sarver the three subscribing Witness
to the above and foregoing Will the same being the Last Will &
Testament of Eunice M Culbreth late of said County and after
being duly sworn as saith & saith that they saw Eunice M Culbreth
whose name is subscribed thereto, sign, seal, publish & declare the
same to be & contain her Last Will and Testament, that they
subscribed their names thereto as Witnesses in the presence of each
other: and that the said Eunice M Culbreth at the time of
signing the same was of sound mind & disposing memory, that
she executed the same without compulsion so far as they know or
believe

Sworn to & subscribed before me
in open Court this 6th day of may
A.D. 1851
Thomas J. Pate Judge of Probate

Jno. D Peek
W W Goolsbee
Jno. Sarver

Last Will and Testament of William Byrd Sen.

In the name of God Amen

I William Byrd Senr. of the County of Russell and State of Alabama
do make and declare this my Last Will and Testament in manner
and form following

Item First. I resign my soul into the hands of Almighty God hoping
and believing in a remission of my sins by the merits and media-
-tion of Jesus Christ. And my body I commit to the earth to be
buried at the discretion of my family. My worldly Estate I give
and devise as follows

Item Second. I give and devise to my wife Nancy for whom I entertain the al
most regard and affection, one negro man Jack Senr, one negro woman
Celery, also one thousand pounds of pork, one hundred and fifty bush-
-els of corn, fifteen hundred pounds of Fodder, one cow, and two
year old sheats, two cows & Calves, two Beds & furniture all the house
-hold and Kitchen furniture together with such other property as
may hereinafter be bequeathed to her. To have and to use for her
own proper use and benefit during life. After her death said be-
-queathed property to be equally devided between my Children to wit:
Martha Parten Barnett Barr, David, James, William and John

Item Third. I will and devise to Susan Hutchison my Grand Daughter one
negro Boy named Solomon Jones

Item Fourth. I Will and devise to my Daughter Martha Parten wife of Jno.
W. Parten, and to her Children, free from the assposition of her pre-
-sent or any future husband. My negro man Jack for about Twenty
three years to be controled for the use and benefit of my Daugh-
-ter Martha & her Children, by my son William, and my son in law
William S Barrgraham I appoint Trustees for said property and any
other property that may herein after be bequeathed to my daugh-
Martha and her Children. Said negro Jack is to be valued and the
amount of his valuation to be taken into the devision of my
Estate as herein after devised

Item Fifth. I will and devise to my son James, one Bed and furniture,
one Cow and Calf

Item Sixth. I will and devise to my son William, one Bed and furniture
one Cow and Calf

Item Seventh I will and devise to my son John one Bed & furniture
one Cow and Calf and Fifty five dollars in money

Item Eighth. I will and devise to my wife Nancy and to my sons James
Williams and John all my Lands, to wit, the West half of Section
twenty one Township Eighteen and Range thirty, and fractional
section Fifteen, Township Eighteen, and Range thirty less Eighteen
acres. Said Land to be taken by them at a valuation of Six Hun-
-dred and fifty dollars. The and as above mentioned to be taken
into account in the division of balance of the Estate

Over

Last Will and Testament of William Byrd Senr.

In the name of God Amen

I William Byrd Senr of the County of Russell and State of Alabama do make and declare this my Last Will and Testament in manner and form following

Item First. I resign my soul into the hands of Almighty God hoping and believing in a remission of my sins by the merits and mediation of Jesus Christ. And my body I commit to the earth to be buried at the discretion of my family. My worldly Estate I give and devise as follows

Item Second. I give and devise to my wife Nancy for whom I cherish the utmost regard and affection, one negro man Jack Senr, one negro woman Cherry, also one thousand pounds of pork, one hundred and fifty bushels of corn, fifteen hundred pounds of Fodder, one sow, and four year old hogs, two Cows & Calves, two Beds & furniture all the house-hold and kitchen furniture together with such other property as may hereinafter be bequeathed to her. To have and to use for her own proper use and benefit during life. After her death said bequeathed property to be equally divided between my six Children to wit: Martha Parker, Harriett Barr, David, James, William and John.

Item Third. I will and devise to Susan Whitehead my Grand Daughter one negro Boy named Nelson Lee

Item Fourth. I will and devise to my Daughter Martha Parker wife of Jno. M. Parker, and to her Children, free from the disposition of her present or any future husband. My negro man Jack to remain about three years old to be controlled for the use and benefit of my Daughter Martha & her Children, by my son William, and my son in law William J Barr whom I appoint Trustees for said property and any other property that may hereinafter be bequeathed to my daughter Martha and her Children. Said negro Jack is to be valued and the amount of his valuation to be taken into the division of my Estate as hereinafter devised

Item Fifth. I will and devise to my son James, one Bed and furniture, one Cow and Calf.

Item Sixth. I will and devise to my son William, one Bed and furniture one Cow and Calf.

Item Seventh I will and devise to my son John one Bed & furniture one Cow and Calf and Sixty five dollars in money

Item Eighth. I will and devise to my wife Nancy and to my sons James William and John all my Lands, to wit, the West half of Section twenty one Township Eighteen and Range thirty and fractional section Fifteen, Township Eighteen, and Range thirty less Eighteen acres. Said Land to be taken by them as a valuation of Six hundred dollars. The sum of above mentioned to be taken into account in the division of balance of the Estate

over

Item Ninth. I will and devise that the balance of my Estate after paying all my just debts, be equally divided between my wife Nancy my daughter Martha Parker wife of Jno M. Parker and her children my daughter Harriett Barr wife of William J Barr and her children my Sons David, James William and John. And I appoint my son William Byrd Jr. Trustee for all the property bequeathed to my daughter Harriett Barr and her Children to be controlled by him Trustee for their proper use and benefit free from the disposition of her present or any future husband

Item Tenth. I constitute and appoint my son William & son in law Wm J Barr my Executors who are requested and empowered to execute this my Last Will and Testament

William Byrd [Seal]

Signed, sealed, declared and published by William Byrd Senr as his Last Will and Testament in the presence of us, the subscribers who subscribed our names hereto in the presence of said Testator and of each other, This August 28th 1850

James Allen
John M Frazer
M C A Smith
Wm Courtney

Interlined before signing

The State of Alabama } Probate Court in vacation
Russell County } Personally appeared in open Court James Allen, John M Frazier, M C A Smith, three of the subscribing witnesses to the above and foregoing Will the same being the Last Will and Testament of William Byrd late of said County deceased and after being duly sworn deposeth and saith that they saw William Byrd whose name is subscribed thereto sign seal, publish and declare the same to be and contain his Last Will and Testament, that they subscribed their names thereto as witnesses in the presence of each other. That they saw the other subscribed Witness, William Courtney sign the same as a witness in the presence of the said Testator and that the said William Byrd was of sound mind and disposing memory, that he executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court this 1st day of January A D 1851
Thomas H Tate Judge of Probate

James Allen
M C A Smith
John M Frazer

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Item Ninth. I will and devise that the balance of my Estate after paying all my just debts, be equally divided between my wife Nancy my daughter Martha Parker wife of J. P. Parker my daughter Harriett Barr wife of William I Barr and my sons Maria, James William and John. And I appoint my son William Byrd Jr. Trustee for all the property bequeathed to my daughter Harriett Barr and her Children to be controlled by said Trustee for their proper use and benefit free from the disposition of her present or any future husband

Item Tenth. I constitute and appoint my son William & son in law W.m I Barr my Executors who are requested and empowered to execute this my last Will and Testament

William Byrd [L.S.]

Signed, sealed, declared and published by William Byrd Sen.r these as his Last Will and Testament in the presence of us, the subscribers who subscribed our names hereto in the presence of said Testator and of each other, This August 28th 1850

James Allen
John H Frazer
H C A Smith
Wm Lowther

Interlined before signing

The State of Alabama } Probate Court in vacation
Russell County } Personally appeared in open Court James Allen, John H Frazier, H C A Smith three of the subscribing witnesses to the above and foregoing Will the same being the Last Will and Testament of William Byrd late of said County deceased and after being duly sworn deposeth and saith that they saw William Byrd whose name is subscribed thereto sign seal, publish and declare the same to be and contain his Last Will and Testament, that they subscribed their names thereto as Witnesses in the presence of each other that they saw the other subscribed Witness William Lowther sign the same as a witness in the presence of the said Testator and that the said William Byrd was of sound mind and disposing memory, that he executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court } James Allen
This 14th day of January A.D 1851 } H C A Smith
Thomas J Sole Judge of Probate } John H Frazer

Will & Testament of William D. Cairnes

9

In the name of God Amen

I William D Cairnes a Presbyter of the Protestant Episcopal Church in the full possession of all my faculties, but conscious of the uncertain issues of this mortal life, and upon a sense of duty to God, and those whom he has made dependant upon me, do hereby humbly all former Wills which I may have made and written, declare this to be my last Will and Testament in the disbursement of my temporal affairs

First, I require that my mortal body may be deposited within twelve months after the funeral of my decease in the Grave where I have in sure hope of a Blessed resurrection the remains of my first wife Mary Catharine in the town of Fayetteville in the State of North Carolina

Secondly. I give to my beloved wife Lucy Elisabeth during her own and sole use & benefit forever all my Real Estate in the City of Columbus Geo. Also the following "mancipia viz" "Bla Jason" "Jerry Jared" and "Bla Hagh" "also Rose" the Child of Maria and her Brothers Richard and Edmund for three entire years from the day of my decease, also all my household furniture, clothing, Plate, Carriages and farming Utensils, Carriages, Horses and Stock, with my place in Summerville Bla lying East of the road known as the River or West Point Road running through said Village; also all notes, accounts & Claims of whatever kind of which I may be possessed at the time of my death requiring only that the same that is due my Brother Robert Weathers for money borrowing for rebuilding my store on Broad St. and as security for which he has the titles, shall be paid by her, and also my Funeral expenses which I desire may be as little as possible

Thirdly. I give to my Executors or either of them, surviving me for their use during the state of their natural lives, and afterwards to go to my Brother Edmund Augustus, my place in Summerville lying West of the road known as the River or West Point Road containing 20 acres of ground more or less in manner of my late

Fourthly. I give my boy a servant Lucy her freedom from the date of this Instrument after my death awaiting that she be permitted to go where ever she pleases and the laws will allow; Also to "Maria" Richard & Edmund their freedom after three years service to my wife "Lucy Elisabeth" from the day of my death or to my Brother Edmund Augustus should my wife be dead; also to all the offspring of Maria excepting Rose should she have children by her present husband or any other in lawful marriage

Fifthly. I give to my brother Robert Weathers my watch as a token of sincere affection & in remembrance of my wife Mary Catharine whom he loved & whose death was also to be chosen first by my wife Lucy Elisabeth and one hundred dollars to be selected by himself for my Brother Edmund Augustus

Sixthly. My Manuscripts and any thing not named in this instrument I give to my dear wife Lucy Elisabeth, praying that God may remember her his own

Will & Testament of William D. Cairns.

In the name of God Amen

I William D Cairns a Presbyter of the Protestant Episcopal Church in the full possession of all my faculties, and conscious of the uncertain issues of this mortal life, and from a sense of duty to God, and those whom he has made dependant upon me, do hereby make and publish this my last Will and Testament in the disbursement of my temporal effects

First I require that my mortal body may be deposited within twelve months after the funeral of my decease in the grave where I have in the sure hope of a Blessed resurrection the remains of my first wife Mary Catharine in the town of Fayetteville in the State of North Carolina

Secondly. I give to my beloved wife Lucy Elisabeth Cairns during her own and sole use & benefit forever all my Real Estate in the City of Columbus Geo. Also the following named Negroes viz "Bla Isaac" "Jerry" "Jarod" and "Bla Hagh" also "Jane" the child of Maria and her brothers Richard and Damiana for three entire years from the day of my decease, also all my household furniture, clothing, Plate, Carriages and farming utensils, Carriages, Horses and Stock, with my place in Summerville Ala lying East of the road known as the Town & West point Road running through said Village; also all notes, accounts & Claims of whatever kind of which I may be possessed at the time of my death Requiring only that the sum that is due my Brother Robert Mathers for money borrowed for rebuilding my store on Broad St. and as security for which he has the title, shall be paid by her, and also my Funeral expenses which I desire may be as little as possible

Thirdly. I give to my Parents or either of them, surviving me for their use during the states of their natural lives, and afterwards in fee to my Brother Beaureck Augustus, my place in Summerville lying West of the road known as the Town or West Point Road Containing 20 acres of ground more or less in memory of my love

Fourthly. I give my [illegible] servant Lucy Ann Jourdan from the date of this manifest after my death desiring that she be permitted to go where ever she pleases and the laws will allow; Also to Mr "Maria" Richards Damiana Green Jourdan after three years service to my wife "Lucy Elisabeth" from the day of my death or to my brother Beaureck Augustus should my wife be dead; also to all the offspring of Maria starting from Jane down she have children by her present husband or any other on Lawful marriage

Fifthly. I give to my brother Robert Mathers my watch as a token of sincere affection & remembrance of my wife Mary Catharine whom he loved & whose it was; also all my Books excepting two hundred volumes to be chosen first by my wife Lucy Elisabeth and one hundred volumes to be selected by himself for my Brother Beaureck Augustus

Sixthly. My Manuscripts and every thing not named in this instrument I give to my dear wife Lucy Elisabeth, praying that God may surround, Give her his own

Blessing, and Strength sufficient for her day, and Peace in her latter end

Seventhly – I hereby appoint my wife Lucy Elisabeth sole Executrix of this my Will, requesting the Court not to required of her the usual security in consideration of her integrity and my Freedom from debts, excepting that only which is due to my Brother Robert Mathers and for which provision is made in this will

In Testimony of all that is here written with that profession of faith which becomes me as a Priest in God, Father, Son and Holy Spirit, the Lord Blessed Trinity whom I have served, and to whom I now commend myself in the certain expectation of an Eternal life. I hereunto set my hand and seal in the presence of the subscribing Witnesses this Twelfth day of July in the year of our Lord Eighteen Hundred & forty eight A.D 1848 Columbus Geo.

Wm D. Cairns [Seal]

Edward C. Allen
F. McLaren
A. H. Wells
Abraham Adam

Codicil

Having sold Eighty acres more or less of my place in Summerville Ala. to the Rock Island Factory and in consideration for the same Received from Gen. Elias Hall a transfer of Ten full shares in the Capital Stock of said Factory I give the same to my wife Lucy Elisabeth requiring her to pay to said "Factory" the sum of Two hundred dollars and to said Factory on the first day of January 1850 according to the terms of my written Contract Dated in Summerville Ala. this 12th day of May 1849 Having become a Citizen of Ala I direct that as far as this my will is concerned, my wife appointed sole Executrix as before, be not required to give security by the Court

Wm D Cairns [Seal]

J. H. Tichenor
H. H. Tichenor
Geo. M. Billingham
Witnesses

The State of Alabama } Probate Court in vacation July 24th 1850
Russell County } Personally appears in open Court Peter McLaren A. H. Wells & Abram Adam three of the subscribing witnesses to the above and foregoing Will the same being the last Will & Testament of William D Cairns late of said County deceased & after being duly sworn depose & saith that they saw Wm D. Cairns whose name is subscribed thereto sign seal publish & declare the same to be & contains his last Will & Testament that they subscribed their names thereto as witnesses in the presence of the said Wm D Cairns & in the presence of each other & that the said Wm D Cairns was of sound mind & disposing memory, that he executed the same without compulsion or fear as they believe or believe

P McLaren
A. H. Wells
Abraham Adam

Sworn to & subscribed in open Court 24th July 1850
Thomas J. Judge of Probate

Blessing, and Strength sufficient for her day, and Peace in her latter end.

Lastly – I hereby appoint my wife Lucy Elizabeth sole Executrix of this my Will, requesting the Court not to require of her the usual security in consideration of her integrity and my confidence in her abilities, excepting that only which is due to my Brother Robert Methos and for which provision is made in this will.

In Testimony of all that is here written which I profess as my faith which becomes me as a Christian in God, Father, Son and Holy Spirit, the Lord Blessed Trinity whom I have served, and to whom I now commend myself in the certain expectation of an Eternal life. I hereunto set my hand and seal in the presence of the subscribing witnesses this Twelfth day of July in the year of our Lord Eighteen Hundred & forty eight A.D. 1848 Columbus Geo.

Wm D. Cairns [Seal]

Edward C. Allen
P. McLaren
A. H. Wells
Abraham Adam

Codicil

Having sold Eighty acres more or less of my place in Summerville Ala. to the Rock Island Factory and in consideration for the same Decatur from Gen. Elias Hall a transfer of Ten full shares in the Capital Stock of said "Factory" I give the same to my wife Lucy Elizabeth requiring her to pay to said "Factory" the sum of Two hundred dollars and to said Factory on the first day of January 1850 according to the terms of my written Contract done in Summerville Ala. this 11th day of May A.D. 1849 Having become a Citizen of Ala I direct that as far as this my will is concerned, my wife appointed sole Executrix as before, be not required to give security by the Court.

Wm D. Cairns [Seal]

H. C. Tichman
H. C. Tichman
Geo. W. Dillingham

The State of Alabama } Probate Court in vacation July 26th 1850
Russell County } Personally appeared in open Court Peter McLaren A. H. Wells & Abram Adam three of the subscribing witnesses to the above and foregoing Will the same being the last Will & Testament of William D. Cairns late of said County deceased & after being duly sworn deposeth & saith that they saw Wm D. Cairns whose name is subscribed thereto sign seal publish & declare the same to be & contain his last Will & Testament that they subscribed their names thereto as witnesses in the presence of the said Wm D. Cairns & in the presence of each other & that the said Wm D. Cairns was of sound mind & disposing memory, that he executed the same without compulsion so far as they knew or believe.

Sworn to subscribed in open Court 26th July 1850
Thomas J. Tate Judge of Probate

P. McLaren
A. H. Wells
Abraham Adam

The State of Alabama } Personally appeared this 26th day of July A.D. 1850
Russell County } before me Thomas J. Tate Judge of the Court of Probate of the County aforesaid James H. Tichman Hamuel C. Tichman & George W. Dillingham who being duly sworne depose & say that on the 11th day of May A.D. 1849 they saw William D. Cairns now deceased sign seal & execute the instrument in writing being a Codicil to a Will & to which this affidavit is annexed, that the said William D. Cairns signed sealed & executed the said Codicil in presence of these affiants & that all of these affiants attested the same by subscribing the same as witnesses in the day & at the time of its execution in the presence of the said William D. Cairns & of each other & they the request & execution of the said William D. Cairns

Sworn to subscribed before me
this 26 July A.D. 1850
Thomas J. Tate Judge of Probate

H. C. Tichman
H. C. Tichman
Geo. W. Dillingham

In the name of God Amen
I William Mangham of the County of Russell and State of Alabama being weak in body but of sound and disposing mind & memory, do make and ordain this my last Will & Testament

I bequeath my soul to God who gave it

Item 1st It is my wish that my just debts be paid

Item 2nd I give to my daughter Emily Warlicks a negro girl named Harriet about fifteen years old to her and her heirs & assigns forever

Item 3rd It is my wish when my Estate shall come to a division that my daughter Martha Tellers, Matilda Warlicks and Annamore Estes shall receive their respective parts in their own names & have full & complete Control of the same. I mean that they shall have as full & complete Control as if they had no husbands. And the title of what they may have or property they may receive shall not be controlled by their husbands

Item 4th I give to my son Bryant J. Mangham four hundred & forty dollars which, I ask his security, pays for him on a note payable to William Reed Guard of Marion J. Kenarick and the 25th of December 1848 as his portion of my Estate

Item 5th The residue of my Estate with the exception of my son Bryant J. Mangham & my daughter Emily Warlicks, is to be equally divided among the balance of my children share and share alike

Item 6th I hereby authorize & empower my Executor hereinafter named to sell any or all my property & make an equal division among the children as above stated – In fact I fully authorize him to do whatever he may think best for the interest of said heirs and Estate

Item 7th I hereby appoint and ordain my son Manning B. Manning my true and lawful Executor and require him not to give bond & security for his performance

The State of Alabama } Personally appeared this 26th day of July A.D. 1850
Dussell County } before me Thomas J Tate Judge of the Court of
Probate of the County aforesaid James H Teckman & Hamuel H Teckman &
George W. Dillingham who being duly sworn depose & say that on the 17th
day of May A.D. 1849 they saw William D. Cairns now deceased, sign
seal & execute the instrument in writing being a Codicil to a Will & to
which this affidavit is annexed, that the said William D. Cairns signed
sealed & executed the said Codicil in presence of these affiants & that all
of them affiants attested the same by subscribing the same as witnesses
in the day & at the time of its execution in the presence of the said
William D. Cairns & of each other & by the request & direction of the
said William D. Cairns

Sworn to & subscribed before me } H C Teckman
this 26 July A.D. 1850 } H H Teckman
Thomas J Tate Judge of Probate } Geo. W. Dillingham

In the name of God Amen
I William Maughan of the County of Russell and State of Alabama
being weak in body but of sound and disposing mind & memory, do
make and ordain this my Last Will & Testament

I bequeath my soul to God who gave it

Item 1st It is my wish that my just debts be paid

Item 2nd I give to my Daughter Emily Warlicks a negro girl named Caroline
about fifteen years old & to her own & her bodily heirs & forever

Item 3rd It is my wish when my Estate shall come to a division that
my daughter Martha Ellen, Matilda Warlicks and Penamore Cates shall
receive their respective parts in their own names & have full & complete
Control of the same. I mean that they shall have as full & Complete
Control as if each had no husbands. And the title of what they may have or
property they may receive shall not be controlled by their husbands

Item 4th I give to my son Bryant & Maughan four thousand & forty dollars
which I ashes recently paid for him on a note made payable to
William Dodd Guard of Martin & Mcnairick and the 25th of December
1848 as his portion of my Estate

Item 5th The residue of my Estate with the exception of my son Bryant
& Maughan & my daughter Emely Warlicks, is to be equally divided among
the balance of my children share and share alike

Item 6th I hereby authorize & empower my Executor herein after named to sell
any or all my property & make an equal division among the children as
above stated — In fact I fully authorize him to do whatever he may think
best for the interest of said heirs and Estate

Item 7th I hereby appoint and ordain my son Manning B Manning my true and
Lawful Executor and require him not to give bond & security for his performance

Having full faith and confidence in his management
In witness whereof I have hereunto set my hand and seal this 18th
day of April A.D. 1850
Signed in the presence of us } William Maughan [L S]
G W. Blackman
Wm Kennedy
G & Carr

The State of Alabama } Before me Thomas J Tate Judge of Probate
Russell County } of said County personally came G W Black
man, William Kennedy, and A E Carr Witnesses to the above & foregoing
Will who on oath depose & say that they & each of them saw the above
named William Maughan whose name appears to the above and
foregoing Will, sign, seal and execute the same on the day & year therein
mentioned and that deponents signed the same as witnesses thereto
in presence of the said Maughan and in the presence of each
& that at the time of executing the said Will the said William Maughan
was of sound & disposing mind & memory & that he the said William
Maughan signed, sealed and executed the same of his own free will
without threat or persuasion as his Last Will & Testament

Sworn to & subscribed before me } G W Blackman
This 18th day of September 1851 } Wm Kennedy
Thomas J Tate Judge of Probate } A E Carr

The State of Alabama } In the name of God amen
Russell County } I Absalom Yancey of the State & County
aforesaid being in a low State of health but of a sound and dis
posing mind & being fully persuaded of the certainty of death
am moved to make this my Last Will & Testament

Item 1st I give my soul to God who gave it my body to be buried at
the discretion of my friends

Item 2nd I will and bequeath unto my two sons Millon T & Yancey
and Ulysses M Yancey and my daughter Mary A & Yancey
in being the East half of section number twenty three in Township
number nineteen in Range number twenty eight containing
three hundred and twenty acres more or less: also all my
Landed Estate which I hold in the State of Georgia

Item 3rd I will and bequeath unto my three children above named all
my negroes, thirteen in number together with all their increase
named as follows. viz, Sarah, Candis, Alfred, Eliza, George, Tony
Robert, Louisa, Evaline, Elvira, Doya, James, Hannah together
with all my Stock of Horses, mules, Cattle, Sheep, and hogs & all
my house hold & Kitchen furniture & Tools of every description and
my Gin & Threshing Machine

Having full faith and confidence in his management
In witness whereof I have hereunto set my hand and seal this 16th
day of April A.D. 1850

Signed in the presence of us
G W Blackman
Wm Kennedy
A E Cox

William Maugham [L S]

The State of Alabama } Before me Thomas J Tate Judge of Probate
Russell County } of said County personally came G W Black
man, William Kennidy and A E Cox Witnesses to the above & foregoing
Will who on oath depose & say that they & each of them saw the above
named William Maugham whose name appears to the above and
foregoing Will, sign, seal and execute the same on the day & year therein
mentioned and that at same time signed the same as witnesses thereto
in presence of the said Maugham and in the presence of each
& that at the time of executing the said Will the said William Maugham
was of sound & disposing mind & memory & that he the said William
Maugham signed, sealed and executed the same of his own free will
without threat or persuasion as his last Will & Testament.

Sworn to & subscribed before me } G W Blackman
This 18th day of September 1851 } Wm Kennedy
Thomas J Tate Judge of Probate } A E Cox

The State of Alabama } In the name of God amen
Russell County } I Absalam Yancey of the State & County
aforesaid being in a low state of health but of a sound and dis
posing mind & being fully persuaded of the certainty of death
am moved to make this my last Will & Testament

Item 1st I give my soul to God who gave it my body to be buried at
the discretion of my friends

Item 2nd I will and bequeath unto my two sons Willam D & Yancey
and Ulysses M Yancey and my daughter Mary A J Yancey the settlement of land whereon I now live
to being the East half of section number twenty three in Township
number priority in Range number twenty eight containing
three hundred and twenty acres more or less: Also all my
landed Estate which I hold in the State of Georgia

Item 3rd I will and bequeath unto my three children above named all
my negroes, thirteen in number together with all their increase
namely as follows viz, Sarah, Candis, Alfred, Eliza, George, Tony
Robert Louisa, Evaline, Elvira, Lucy, James, Clemmiaa together
with all my stock of Horses, mules, Cattle, sheep and hogs & all
my house hold & Kitchen furniture & Tools of any description and any
my Gin & Threshing Machine

Item 4th It is further my Will & desire that my three children above named
shall inherit the crop that may be made or growing on the place at my
death, together with all the money or notes that may belong to my Est.
after paying all my just debts

Item 5th To my daughter Felony Ann Elizabeth McCall I have not given
any thing in this my last Will & Testament, my reasons for not giving
is such for the want of affection for she feels near to me, but my reasons
are the following when she married I gave her a negro and some other
property and at the death of my father in law He will be willed to her
my wifes share of his Estate which in justice ought to have been
willed to all my children and was much more than a share of
my Estate

Item 6th I hereby appreciate my two sons Willam D & Yancey and
Ulysses M Yancey Executors to this my last Will and Testament

In witness whereof I have hereunto set my hand and seal this second
day of September in the year of our Lord one Thousand Eight hun
dred and forty one

In presence of } Absalam Yancey [Seal]
Hiram Davis
Hiram Holmes
Thomas J Severance

The State of Alabama } Regular Probate Court held this 11th day
Russell County } of November A.D. 1850

Personally appeared in Open Court William
Davis Hiram Holmes and Thomas J Severance the subscribing wit
nesses to the above and foregoing Will, the same being the last Will
& Testament of Absalam Yancey late of said County deceased and
after being duly sworn deposeth & saith that they saw Absalam
Yancey whose name is subscribed thereto, sign seal publish and
declare the same to be & contain his last Will and Testament & that
they subscribed their names thereto as witnesses in the presence of the
said Absalam Yancey and in the presence of each other and that the
said Absalam Yancey was of sound mind and disposing memory
that he executed the same without compulsion so far as they
know or believe

Sworn to & subscribed in Open Court } Wm Davis
This 11th day of November A.D. 1850 } Hiram Holmes
Thomas J Tate Judge of Probate } Thomas J Severance

Item 11th I do further my Will & desire that my three Children above named shall inherit the crop that may be made or growing on the place at my death, together with all the money or notes that may belong to my Est. after paying all my just debts

Item 5th To my daughter Delony Ann Elizabeth McCall I have not given any thing in this my last Will & Testament, my reasons for not giving it not for the want of affection for she [illegible] near to me, but my reasons are the following when she married I gave her a negro and some other property and at the death of my Father in law Hezekiah he willed to her my wife's share of his Estate which in justice ought to have been willed to all my Children and was much more than a share of my Estate

Item 6th I hereby nominate my two sons Millan P. Yancy and Ulysses M Yancy Executors to this my last Will and Testament

In witness whereof I have hereunto set my hand and seal this second day of September in the year of our Lord one thousand Eight hundred and forty one

Absalom Yancy [Seal]

In presence of
Wm. Davis
Hiram Nelms
Thomas D Severance

The State of Alabama } Regular Probate Court held this 11th day
Russell County } of November A.D. 1850

Personally appeared in Open Court William Davis and Thomas D Severance the subscribing witnesses to the above and foregoing Will, the same being the last Will & Testament of Absalom Yancy late of said County deceased and after being duly sworn deposeth & saith that they saw Absalom Yancy whose name is subscribed thereto, sign seal publish and declare the same to be & contain his last Will and Testament that they subscribed their names thereto as witnesses in the presence of the said Absalom Yancy and in the presence of each other and that the said Absalom Yancy was of sound mind and disposing memory that he executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court this 11th day of November A.D. 1850
Thomas D Teale Judge of Probate

Wm. Davis
Hiram Nelms
Thomas D Severance

The State of Alabama } In the name of God Amen
Russell County } I Emmal Ingram of the State & County aforesaid knowing the certainty of death and the uncertainty when it is to happen & being of sound mind & of a disposing memory but weak body do hereby make and ordain this my last Will and Testament as follows

Item 1st All my just debts are said

Item 2nd The Negroes I am in Macon County I wish sold and the proceeds applied to the payment of my debts

Item 3rd My land adjoining Mr Buckhannon in Russell to be sold whenever my Executors may it best for the good of the Estate

Item 4th The balance of my Property to be sold together until my youngest child becomes of age or my wife should marry or die then my Estate to be equally divided between my wife and all of children William Caroline & he never returns to this Country that I give his child Mary fifty dollars when she be old enough to know the value of money. The heirs of Sarah Seroggins dec'd Emeline Allen Thomas Elizabeth, Mary & Martha Mariah Ingram to have share & share about of Sarah Seroggins children remain with my family George excepted they are to pay fifty dollars each yearly to be deducted from their mothers share of my Estate until they are old enough to work

Item 5th I give unto my wife Rebecca Ingram the Pony

Item 6th I wish the young horse sold then

Item 7th After my debts are all paid what money may be on hand to be kept at interest

Item 8th If either of my single daughters should marry they are to have the same amount of property given to my other married daughters

I do hereby constitute & appoint my son Thomas Ingram & Beck and Allen my son in law my Executors & Wm Grigg if necessary to carry this my last Will & Testament fully into effect — In witness whereof I hereunto set my hand & seal the 11th Oct 1849

Signed & sealed in presence of
B Ingram
E J Ingram
Wm J Grigg

Emmal Ingram [Seal]

The State of Alabama } Regular term of the Court of Probate held
Russell County } on the tenth day of June Eighteen hundred and fifty. Personally came in open Court Bartholomew Ingram Edwin J Ingram & William J Grigg the subscribing witnesses to the above & foregoing Will, the same being the last Will & Testament of Emmal Ingram late of said County deceased and after being duly sworn deposeth & saith that they saw Emmal Ingram whose name is subscribed thereto sign, seal, publish & declare the same to be and contain his last Will and Testament, that they subscribed their names thereto as witnesses in the presence of the said Emmal Ingram and in the presence of each other and that he the said Emmal

The State of Alabama } In the name of God Amen
Russell County } I Emmel Ingram of the State & County aforesaid knowing the certainty of death and the uncertainty when it is to happen & being of sound mind & of a disposing memory but weak body do hereby make and ordain this my last Will and Testament as follows

Item 1st All my just debts are said

Item 2nd The dwelling house in Macon County I wish sold and the proceeds applied to the payment of my debts

Item 3rd My land adjoining Mr. Brotherman in Russell to be sold when ever my Executors may think best for the good of the Estate

Item 4th The balance of my property to be held together until my youngest child becomes of age or my wife should marry or die then my Estate to be equally divided between my wife and all of children William excepted if he never returns to this Country but I give his child Mary fifty dollars when she be old enough to know the value of money. The heirs of Sarah Jenger and Penelope Allen Thomas Elizabeth, Mary & Martha Mariah Ingram to have share & share about of Sarah Jeroggins children remain with my family George excepted they are to pay fifty dollars each yearly to be deducted from their mothers share of my Estate until they are old enough to work

Item 5th I give unto my wife Rebecca Ingram the Pony

Item 6th I wish the young horse keept in sold

Item 7th After my debts are all paid what money may be on hand to be kept at interest

Item 8th If either of my single daughters should marry they are to have the same amount of property given to my other married daughters

I do hereby constitute & appoint my son Thomas Ingram & Beech and Allen my son in law my Executors & Wm Grigg if necessary to carry this my last Will & Testament fully into effect — In witness whereof I hereunto set my hand & seal the 11th Oct 1849

Signed & sealed in presence of }
B Ingram
E J Ingram
Wm J Grigg

Emmel Ingram [Seal]

The State of Alabama } Regular term of the Court of Probate held
Russell County } on the tenth day of June eighteen hundred and fifty. Personally came in open Court Bartholomew Ingram Edwin J Ingram & William J Grigg the subscribing witnesses to the above & foregoing Will, the same being the Last Will & Testament of Emmel Ingram late of said County deceased and after being duly sworn deposeth & saith that they saw Emmel Ingram whose name is subscribed thereto sign, seal, publish & declare the same to be and contain his Last Will and Testament, that they subscribed their names thereto as witnesses in the presence of the said Emmel Ingram & in the presence of each other and that he the said Emmel

Ingram was of sound mind and disposing memory & he executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court this 9th day of June A.D. 1850
Thomas J Sale Judge of Probate }

Bartholomew Ingram
E J Ingram
W J Grigg

The State of Alabama } This is to Certify that I am the wife of
Russell County } Emmel Ingram deceased and I have no particular objection to have his Last Will recorded

June the 7th 1850
B Ingram Witness }

Rebecca Ingram her X mark

The Last Will and Testament of Ephraim Brown.

In the name of God Amen

I Ephraim Brown of the County of Russell and the State of Alabama being of sound mind & disposing memory do hereby declare the following to be my last Will & Testament as I desire my intentions therein expressed to be performed after my death hereby revoking all others

In the first place then having an abiding faith in the glorious and consoling truths of the Christian Religion, and of the Resurrection of the dead, I give my mortal remains to the earth, & my soul to God who gave it, firmly believing that he whose tender mercy is over all his works, will secure to me a better existence in a better world

As to the worldly goods with which it hath pleased God to bless me I desire that my beloved wife Susan Brown shall have the full and unrestrained use and enjoyment of all of my Estate both real and personal together with all the rights, credits and appurtenances thereof, use and during her natural life or widowhood Then upon the death of my present wife or her intermarriage with any other man, I give and bequeath unto Nancy Smith and the heirs of her body in fee simple forever my negro man Christen. I make this bequeath in consideration of the fact that Nancy Smith is the daughter of my wife by a previous husband and in the further consideration that I obtained said negro man Christen in right of my present wife. And further I desire and direct that after the death of my present wife or her intermarriage with any other man that my Executors or whoever of them shall qualify shall sell the whole of my Estate both personal & real (to wit) the South half of the North West quarter of Section Twenty two in Township Eighteen, Range Twenty nine wherein I now live, together with all my farming utensils thereon & the stock of various character belonging thereto & my Books and household & kitchen furniture. The above lot of land lying in the County of Russell State of Alabama

Ingram was of sound mind and disposing memory & he executed the same without compulsion so far as they know or believe.

Sworn to & subscribed in open Court this 4th day of June A.D. 1850
Thomas J. Tate Judge of Probate

Bartholomew Ingram
E. J. Ingram
W. J. Grigg

The State of Alabama
Russell County

This is to Certify that I am the wife of Dennel Ingram deceased and I have no particular objection to have his last Will executed

June the 1st 1850
B. Ingram Witness

Rebecca Ingram her X mark

The Last Will and Testament of Ephraim Brown.

In the name of God Amen

I Ephraim Brown of the County of Russell and the State of Alabama being of sound mind & disposing memory do hereby declare the following to be my last Will & Testament as I desire my intentions therein expressed to be performed after my death hereby revoking all others

In the first place then having an abiding faith in the glorious and consoling truths of the Christian Religion, and of the Resurrection of the dead, I give my mortal remains to the earth & my soul to God who gave it; firmly believing that he whose tender mercy is over all his works, will secure to me a better existence in a better world.

As to the worldly goods with which it hath pleased God to bless me I desire that my beloved wife Susan Brown shall have the full and unrestrained use and enjoyment of all of my Estate both real and personal together with all the rights Credits and privileges and appurtenances thereof, to use and during her natural life or widowhood then upon the death of my present wife or her intermarriage with any other man, I give and bequeath unto Nancy Smith and the heirs of her body in fee simple forever my negro man Brister. I make this bequeath in consideration of the fact that Nancy Smith is the daughter of my wife by a previous husband and in the further consideration that I obtained said negro man Brister in right of my present wife. And further I desire and direct that after the death of my present wife or her intermarriage with any other man that my Executors or whoever of them shall qualify shall sell the whole of my Estate both personal & real (to wit) the South half of the North West quarter of Section Twenty two in Township Eighteen, Range Twenty nine whereon I now live, together with all my farming utensils thereon & the stock of various character belonging thereto & my Books and house hold & Kitchen furniture. The above lot of land lying in the County of Russell State of Alabama

Also the following negroes, together with their further increase To wit, Sarah a woman and her three children William a Boy about Twenty one years old, John a Boy about fourteen years of age and Martha a girl about fourteen years of age, together with all other rights and Credits, notes and accounts thereof I may die possessed saving and excepting the aforesaid Negro man bequeathed to Nancy Smith and her heirs

Of the proceeds of sale arising from the above Estate I give & bequeath to my eldest son Augustus J Brown and his heirs one fourth part of the whole thereof in fee simple free of all incumbrances

In like manner I give and bequeath unto Charles A Brown my second son and his heirs one fourth part of the whole thereof free of all incumbrances share and share alike with my eldest son Augustus J Brown

In like manner I give unto my second son Charles A Brown in trust for my third son Ephraim A. D. Brown during his natural life one fourth part of the whole of my Estate and after the death of Ephraim A.D. Brown to his heirs Lawfully begotten if any he have, in fee simple forever; but if my third son Ephraim A. D. Brown die without issue, I desire the remainder to be divided equally between Augustus J Brown & Charles A Brown and their heirs. But it must be understood that I give as above stated the aforesaid legacy in trust to Charles A Brown for my third son Ephraim A. D. Brown

In like manner I give and bequeath unto Martha McCutcheon and to Palmelia E McCutcheon his wife my well beloved and only daughter and their heirs one fourth part of the whole thereof free of incumbrances. — I further more charge upon my whole Estate (saving the bequest to Nancy Smith & her heirs) the payment of all the just debts & demands which may be recovered against my Estate, the expenses of my last illness & of my funeral, also the last illness & funeral of my beloved wife Susannah Brown, when it shall please God to translate her from this world to a better

And now lastly. I choose and appoint my wife Susannah Brown as Executrix, together with Augustus J Brown and Charles A Brown my much beloved and eldest sons as Executors to this my last Will & Testament — Amen.

Subscribed this eleventh day of January in the year of our Lord Eighteen hundred and forty five

Not being able to assign this my last Will because my sight and sense are perfect I make this my mark in place thereof

In presence of
Joseph Harris
Dave Day
Thomas Farrow

his
Ephraim X Brown
mark

Also the following negroes, together with their further increase to wit, Sarah a woman and her three children William a Boy about Twenty one years old, John a Boy about seventeen years of age and Martha a girl about fourteen years of age, together with all other rights and Credits, notes and accounts whatsoever I may die possessed saving and excepting the aforesaid Negro man bequeathed to Nancy Smith and her heirs

Of the proceeds of sale arising from the above Estate I give & bequeath to my Cousin Jno Augustus I Brown and his heirs one fourth part of the whole thereof in fee simple free of all encumbrances

In like manner I give and bequeath unto Charles A Brown my second son and his heirs one fourth part of the whole thereof free of all incumbrances share and share alike with my Cousin Jno Augustus I Brown

In like manner I give unto my second son Charles A Brown in trust for my three sons Ephraim A.D. Brown during his natural life one fourth part of the whole of my Estate and after the death of Ephraim A.D. Brown to his heirs lawfully begotten if any he have, in fee simple forever; but if my three sons Ephraim A.D. Brown die without issue, I desire the remainder to be divided equally between Augustus I Brown & Charles A Brown and their heirs. But it must be understood that I give as above stated the aforesaid legacy in trust to Charles A Brown for my three sons Ephraim A.D. Brown

In like manner I give and bequeath unto Mark McCutcheon and to Palmelia E McCutcheon his wife my well beloved and only daughter and their heirs one fourth part of the whole thereof free of incumbrances — I further charge upon my whole Estate (saving the bequest to Nancy Smith & her heirs) the payment of all the just debts & demands which may be recovered against my Estate, the expenses of my last illness & of my funeral, also the last illness & funeral of my beloved wife Susannah Brown, when it shall please the Lord to translate her from this world to a better

And now lastly I choose and appoint my wife Susannah Brown as Executrix together with Augustus I Brown and Charles A Brown my much beloved and dearest friends as Executors to this my last Will & Testament — Ament

Subscribed this eleventh day of Jany in the year of our Lord eighteen hundred and fifty five

Not being able to assign this my last Will because my right hand is sore and paining I make this my mark in place thereof

In presence of
Joseph Harris
Davis Day
Thomas Farrow

his
Ephraim X Brown
mark

The State of Alabama } Probate Court in vacation
Russell County } Personally appeared in open Court, Davis Day one of the subscribing witnesses to the above & foregoing Will, the same being the last Will & Testament of Ephraim Brown late of said County deceased and after being duly sworn deposeth & saith that he saw Ephraim Brown whose name is signed thereto, sign, seal, publish & declare the same to be and contain his last Will & Testament that he subscribed his name thereto as a witness in the presence of each of the other subscribing witnesses and that he saw Joseph Harris, and Thomas Farrow sign the same as witnesses in the presence of each other & in the presence of the said Testator and that the said Ephraim Brown was of sound and disposing memory that he executed the same without compulsion so far as he knows or believes

Sworn to & subscribed in open Court this 6th day of Jany. A.D. 1858
Thomas J Tate Judge of Probate

Davis Day

The State of Alabama } In the matter of the probate of the last
Russell County } Will and Testament of Ephraim Brown dec'd

Interrogatories to be propounded to Thomas Farrow a material witness who resides out of the State of Alabama

1st Did you know Ephraim Brown in his life time

2nd Did you ever witness the execution of a Will & Testament by the said Ephraim Brown? If yea when was the said Will executed & Where? Was the said Ephraim Brown of sound mind at the time of executing said Will? If yea look upon the papers annexed to these Interrogatories and answer if the same is subscribed in the proper hand writing of the said Ephraim Brown and if the name "Thomas Farrow" one of the subscribing witnesses, is your name, & if it was placed there in your proper hand writing and with your own hand? State whether you subscribed the same in the presence of the said Ephraim Brown and in the presence of the other subscribing witnesses, one of whom subscribed it in your presence?

Jno A. Brown }
C A Brown } Exrs

The State of Lee } We E. R Ford & George B Cothran in obedience to a Comm.
County of Harrison } mission directed to us by the Probate Judge of the County of Russell in the State of Alabama, directing us to cause Joseph Harris & Thomas Farrow to come before us & answer on oath to certain Interrogatories, touching the last Will & Testament of Ephraim Brown dec'd having caused the said witnesses to appear and after duly swearing them to make true answers to said Interrogatories.

To the first Interrogatory Thomas Farrow witness answers

Ans. 1st & 2nd

To the 2nd I am witness to one of the days & date expressed in the said Will. At his own house in Russell County State of Alabama. I believe that Ephraim Brown at the signing said Will was of sound mind

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The State of Alabama } Probate Court in vacation
Russell County } Personally appeared in open Court, Dava Day one of the subscribing witnesses to the above & foregoing Will, the same being the last Will & Testament of Ephraim Brown late of said County deceased and after being duly sworn deposeth & saith that he saw Ephraim Brown whose name is signed thereto, sign, seal, publish & declare the same to be and contain his last Will & Testament that he subscribed his name thereto as a witness in the presence of each of the other subscribing witnesses and that he saw Joseph Harris, and Thomas Farrow sign the same as witnesses in the presence of each other & in the presence of the said Testator and that the said Ephraim Brown was of sound and disposing memory that he executed the same without compulsion so far as he knows or believes

Sworn to & subscribed in open Court This 6th day of Jany. A.D. 1851
Thomas J Tate Judge of Probate }

Dava Day

The State of Alabama } In the matter of the probate of the last
Russell County } Will and Testament of Ephraim Brown dec'd
Interrogatories to be propounded to Thomas Farrow a material witness who resides out of the State of Alabama

1st Did you know Ephraim Brown in his life time

2nd Did you ever witness the execution of a Will & Testament by the said Ephraim Brown? If yea when was the said Will executed & where? Was the said Ephraim Brown of sound mind at the time of executing said Will? And you subscribe your name as a subscribing witness to the said Will? If yea, look upon the papers annexed to these interrogatories and answer if the name is subscribed in the hand writing of the said Ephraim Brown and if the name "Thomas Farrow" and of the subscribing witnesses, is your name, & if so was placed there in your proper hand writing and with your own hand? State whether you subscribed the same in the presence of the said Ephraim Brown and in the presence of the other subscribing witnesses, and if they all subscribed it in your presence?

A J Brown }
C A Brown } Exrs

The State of Iowa } Wm. L. D. Ford & George B Atkins in chancery to a Commission
County of Harrison } directed to us by the Probate Judge of the County of Russell in the State of Alabama directing us to cause Joseph Harris & Thomas Farrow to come before us & answer an oath to certain Interrogatories touching the last Will & Testament of Ephraim Brown We having caused the said witnesses to appear and after duly swearing them to make true answers to said Interrogatories.

To the first Interrogatory Thomas Farrow witness answers

Int. 1st & Ans.

Ans. To Int. 1st I am a witness to the day & date expressed in the said Will. At his own house in Russell County State of Alabama. I believe that Ephraim Brown at the signing said Will was of sound mind

over

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and I subscribed my name as a witness to said Will in the presence of the said Ephraim Brown & in the presence of Dava Day & Joseph Harris who are also subscribing witnesses to the same. I saw Ephraim Brown make his mark, and he acknowledged that it was his signature having the Palsy so that he could not sign it otherwise; They the said Dava Day & Joseph Harris signed the said Will as witnesses to the same in my presence

Sworn to & subscribed before me this the 6th day December A.D. 1850 & D Ford & Geo B Atkins } Commissioners

Thomas Farrow

The State of Alabama } Probate Court
Russell County } In the matter of the Probate of the last Will and Testament of Ephraim Brown dec'd

Interrogatories to be propounded to Joseph Harris a material Witness who resides out of the State of Alabama, to wit, in the State of Iowa

1st Did you know Ephraim Brown in his life time

2nd Did you ever witness the Execution of a Will & Testament by the said Ephraim Brown? If yea When was the said Will executed & where? Was the said Ephraim Brown of sound mind at the time of executing said Will? And you subscribe your name as a subscribing witness to the said Will? If yea, look upon the papers annexed to these interrogatories and answer if the name is subscribed in the hand writing of the said Ephraim Brown and if the name Joseph Harris one of the subscribing witnesses is your name and if so was placed there in your proper hand writing and with your own hand? State whether you subscribed the same in the presence of the said Ephraim Brown and in the presence of the other witnesses? And if they all subscribed it in your presence

A J Brown }
C A Brown } Exrs

The State of Iowa } Wm. L. D. Ford & George B Atkins in Chancery
County of Harrison } to a commission directed to us by the Probate Judge of the County of Russell in the State of Alabama directing us to cause Joseph Harris and Thomas Farrow to come before us and answer an oath to certain interrogatories touching the Last Will & Testament of Ephraim Brown We having caused the said witnesses to appear and after duly swearing them to make true answers to said interrogatories. To the first interrogatory Joseph Harris witness answers

Int. 1st I Ans.

Answer to Int. 2nd I am a witness to. On the day & date expressed in the said Will. At his own House in Russell County State of Alabama. I believe that Ephraim Brown at the time of signing said Will was of sound mind. And I subscribed my name as a Witness to said Will in the presence of the said Ephraim Brown

and I subscribed my name as a witness to said Will in the presence of the said Ephraim Brown & in the presence of Dana Day & Joseph Harris who are also subscribing witnesses to the same & saw Ephraim Brown make his mark and acknowledged that it was his signature He having the Palsey so that he could not sign it otherwise; They the said Dana Day & Joseph Harris signed the said Will as witnesses to the same in my presence

Sworn to & subscribed before me this the 6th day of December A.D. 1850
L D Ivey
Geo B Atkins } Commissioners

Thomas Farrow

The State of Alabama } Probate Court
Russell County } In the matter of the Probate of the Last Will and Testament of Ephraim Brown dec'd.

Interrogatories to be propounded to Joseph Harris a material Witness who resides out of the State of Alabama, to wit, in the State of Texas

1st Did you know Ephraim Brown in his Lifetime

2nd Did you ever witness the Execution of a Will & Testament by the said Ephraim Brown? If yea When was the said Will executed & Where Was the said Ephraim Brown of sound mind at the time of executing said Will? And you subscribe your name as a subscribing witness to the said Will? If yea, Look upon the papers annexed to these Interrogatories and answer if the name is subscribed in the handwriting of the said Ephraim Brown and if the name Joseph Harris one of the subscribing witnesses is your name and if it was placed there in your proper hand writing and with your own hand? State whether you subscribed the same in the presence of the said Ephraim Brown and in the presence of the other witnesses? And if they all subscribed it in your presence

A J Brown
C A Brown } Exrs

The State of Texas } We L D Ivey & George B Adkins in the absence
County of Harrison } of a commission directed to us by the Probate Judge of the County of Russell in the State of Alabama executing us to cause Joseph Harris and Thomas Farrow to come before us and answer an oath to certain Interrogatories touching the Last Will & Testament of Ephraim Brown — We having caused the said witnesses to appear and after duly swearing them to make true answers to said Interrogatories. To the first Interrogatory Joseph Harris witness answers

Ans. 1st I did

Answer to Int. 2nd I saw witness it. On the day & date expressed in the said Will. At his own House in Russell County State of Alabama. I believe that Ephraim Brown at the time of signing said Will was of sound mind. And I subscribed my name as a Witness to said Will in the presence of the said Ephraim Brown

and in the presence of Day & Thomas Farrow who are also subscribing witnesses to the same. — I saw Ephraim Brown Brown make his mark and he acknowledged that it was his signature. He having the Palsey so that he could not sign it otherwise. — They the said Dana Day & Thomas Farrow signed the said Will as witnesses to the same in my presence

Sworn to & subscribed before me this the 6th day of December A.D. 1850
L D Ivey
Geo B Adkins } Commissioners

Joseph Harris

The State of Alabama } To L D Ivey & George B Adkins — Commissioners
Russell County } or any two or more of you Greeting —
Whereas the Last Will & Testament of Ephraim Brown late of said County dec'd has been presented to the Hon Thomas J Tate Judge of Probate for said County & application made by Augustus & Thos & Charles E Brown — who are nominated by said Last Will and Testament as Executors thereof for the Probate of said Last Will & Testament, & it being represented to the said Judge of said Probate Court that two of the Witnesses to said Last will & Testament, to wit, Thomas Farrow & Joseph Harris reside without the jurisdictional limits of said State, to wit, in the State of Texas, and an order having been granted by his Honor Thomas J Tate Judge as aforesaid requiring a Commission to issue authorizing the testimony of said witnesses to be taken by Interrogatories. — We do therefore authorize & empower any one or more of you to cause the said Joseph Harris & Thomas Farrow to come before you & examine them & each of them on their several oaths when the Interrogatories annexed to this Commission & the answers to the said Interrogatories plainly and distinctly written you send inclosed under your hands & seals to the Probate Court of said County to be held on the second Monday in December next.

Witness Thomas J Tate Judge of Probate for said County
this 15th day of October A.D. 1850
Thomas J Tate Judge of Probate

ania in the presence of Day & Thomas Farrow who are also subscribing wit
nesses to the same. — I saw Ephraim Brown Brown make his mark and he
acknowledged that it was his signature. He having the palacy so that he could
not sign it otherwise. — They the said Dana Day & Thomas Farrow signed
the said Will as witnesses to the same in my presence

Joseph Harris

Sworn to & subscribed before me as
this the 6th day of December A.D. 1850
L. R. Fora
Geo. B Atkins } Commissioners.

The State of Alabama } To L R Fora & George B Atkins — Commissioners
Russell County } or any two or more of you Greeting —

Whereas the Last Will & Testament of Ephraim Brown late of said County dec'd has been presented to his honor Thomas J Tate Judge of Probate for said County & application made by Augustus J Brown & Charles H Brown — who are nominated by said Last Will and Testament as Executors thereof for the Probate of said Last Will & Testament, & it being represented to the said Judge of said Probate Court that two of the Witnesses to said Last will & Testament, to wit, Thomas Farrow & Joseph Harris reside without the jurisdictional limits of said State, to wit, in the State of Texas, and an order having been granted by his Honor Thomas J Tate Judge as aforesaid requiring a Commission to issue authorizing the testimony of said witnesses to be taken by interrogatories. — We do therefore authorize & empower any one or more of you to cause the said Joseph Harris & Thomas Farrow to come before you & examine them each of them on their oaths upon the interrogatories annexed to this Commission & the answers to the said interrogatories, plainly and distinctly written you are to enclose under your hands & seals to the Probate Court of said County to be held on the second monday in December next.

Witness Thomas J Tate Judge of Probate for said County
this 15th day of October A.D. 1850
Thomas J Tate Judge of Probate

State of Alabama } In the name of God Amen
Russell County } I Benjamin Tolley of the County & State aforesaid being of sound mind and memory but feeble in body, do make and ordain this my last Will and Testament

First I commend my soul to Almighty God who gave it, and my body to be buried at the discretion of my Executors to be hereinafter named

Item 1st I give and bequeath to my beloved wife Mary Tolley my negro woman Lucy, and her two children Angelina & Alexander and all their future increase also one bed & bedstead and bed furniture. To be hers & at her death to be disposed of as she may think proper

Item 2nd I give and bequeath to my beloved Daughter Elizabeth my negro woman Rebecca and her child George also my negro girl Eliza & all their future increase to her & her heirs forever. I further more give to my daughter Elizabeth one Bed Bedstead & furniture

Item 3rd I give and bequeath to my beloved Daughter Sarah Reves my negro woman Mariah & negro girl Marietta and all their future increase. To her & her heirs forever

Item 4th I give and bequeath to my son Joseph Ten Dollars

Item 5th I give and bequeath to my beloved Daughter Esther Robinson Two hundred Dollars

Item 6th I give and bequeath to my beloved son William my negro Boy John Oliver and negro Girl Frances together with their future increase — I further more give and bequeath to my son William all my interest in the Track of Land on which I now reside. To him & his heirs forever.

Item 7th I give and bequeath to my beloved son John J Tolley my negro girl Martha and her future increase. To him and his heirs forever

Item 8th It is furthermore my Will & desire that my wife Mary shall have during her natural life all my Stock of horses hogs, cows &c. also all the Tools, household & kitchen furniture (and otherwise disposed of) my growing crop together with all other property I may die possessed of and not herein disposed of; and at her death the same to be sold & the proceeds to be applied to the payment of the pecuniary Legacy's bequeathed my son Joseph and my Daughter Esther Robinson and after the payment of the aforesaid pecuniary Legacy's there should be a remainder the said remainder to be equally divided among my Legatees. If there should not be enough of the cash and property at the death of my wife to pay the aforementioned pecuniary Legacies then in that event it is my Will & desire that my other Legatees make up the deficit by paying in proportion to the amounts received from my Estate. I also hereby nominate & appoint my beloved son William sole Executor to this my last Will & Testament. In witness whereof I have hereunto set my hand & seal this 29th August 1850

Benj. Tolley [seal]

Test
Joseph Tolley Jr Allen
Elisha M. D. McCutchens
William A. Campbell

State of Alabama } In the name of God Amen
Russell County } I Benjamin Lolley of the County & State aforesaid being of sound mind and memory but feeble in body, do make and ordain this my last Will and Testament

Item 1st I commend my soul to Almighty God who gave it, and my body to be buried at the discretion of my Executor to be hereinafter named

Item 1st I give and bequeath to my beloved wife Mary Lolley my negro woman Lucy, and her two children Angeline & Alexander and all their future increase also one bed & bedstead and Bed furniture. To be hers & at her death to be disposed of as she may think proper

Item 2nd I give and bequeath to my beloved Daughter Elizabeth my negro woman Rebecca and her child George also my negro girl Eliza & all their future increase to her & her heirs forever. I further more give to my daughter Elizabeth one Bed Bedstead & furniture

Item 3rd I give and bequeath to my beloved Daughter Sarah Reeves my negro woman Mariah & negro girl Marietta and all their future increases to her & her heirs forever

Item 4th I give and bequeath to my son Joseph Lee Dollars

Item 5th I give and bequeath to my beloved Daughter Esthen Robinson Two hundred Dollars

Item 6th I give and bequeath to my beloved son William my negro Boy John Oliver and negro Girl Frances together with their future increase. I further more give and bequeath to my son William all my interest in the Track of Land on which I now reside. To him & his heirs forever

Item 7th I give and bequeath to my beloved son John F Lolley my negro girl Martha and her future increase. To him and his heirs forever

Item 8th It is furthermore my Will & desire that my wife Mary shall have during her natural life all my Stock of horses hogs, Cows &c plantation Tools, household & Kitchen furniture (and otherwise disposed of) my growing crop together with all other property I may die possessed of and not herein disposed of; and at her death the same to be sold & the proceeds to be applied to the payment of the monies Legacy's bequeathed my son Joseph and my Daughter Esthen Robinson and after the payment of the aforesaid monied Legacy's there should be a remainder the said remainder to be equally divided among my Legatees. If there should not be enough of the last named property at the death of my wife to pay the aforementioned monied Legacies then in that event it is my Will & desire that my other Legatees make up the deficit by paying in proportion to the amount received from my Estate. I also hereby nominate & appoint my beloved son William sole Executor to this my last Will & Testament. In witness whereof I have hereunto set my hand & seal this 29th August 1850

Joseph Lolley Mr Allen
Elisha M. N. McCutchens
William A. Campbell

Benj. Lolley [Seal]

The State of Alabama } Probate Court in Vacation Nov. 26th 1850
Russell County } Personally appeared in open Court John M. Allen Elisha M. N. McCutchens & William A. Campbell the subscribing witnesses to the above & foregoing Will the same being the last Will & Testament of Benjamin Lolley late of said County deceased & after being duly sworn deposeth & saith that they saw Benjamin Lolley, whose name is subscribed thereto, sign, seal, publish & declare the same to be & contain his last Will and Testament. That they subscribed their names thereto as witnesses in the presence of each other & that he the said Benjamin Lolley was of sound mind & disposing memory, that he executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court } John M. Allen
this 26th day of November A.D. 1850 } Elisha M. N. McCutchens
Thomas J Tate Judge of Probate } William A. Campbell

This is To certify that we the undersigned heirs of Benjamin Lolley deceased late of Russell County Alabama do consent that the last Will of the said deceased be proven & placed upon the record in terms of the Law

Nov. 25th 1850

Mary X Lolley
mark
Elizabeth Lolley

William Reeves on behalf of his wife Sarah Reeves daughter of Benjamin Lolley decd. appears & says nothing against the Probate of the Will

Alabama } December the 30th 1850
Russell County } We the undersigned Legatees of Benjamin Lolley dec'd do release William Lolley one of said Legatees from that portion of the refunding money that has to be raised out of the half of the land that his father willed to said William Lolley as said land was the property of Wm Lolley before the death of his father

John F Lolley
Mary X Lolley
mark
Elizabeth Lolley
William Reeves

The State of Alabama } Probate Court in Vacation Nov. 26th 1850
Dussell County } Personally appeared in open Court John W. Allen
Elisha M. H. McCutchens & William A. Campbell the subscribing witnesses
to the above & foregoing Will the same being the last Will & Testament of
Benjamin Lolley late of said County deceased & after being duly sworn
deposeth & saith that they saw Benjamin Lolley, whose name is subscribed
thereto, sign, seal, publish & declare the same to be & contain his last Will
and Testament. That they subscribed their names thereto as witnesses in the
presence of each other & that he the said Benjamin Lolley was of sound mind
& disposing memory, that he executed the same without compulsion so far
as they know or believe

Sworn to & subscribed in open Court } John W. Allen
this 26th day of November A.D. 1850 } Elisha M. H. McCutchens
Thomas J. Tate Judge of Probate } William A. Campbell

This is To certify that we the undersigned heirs of Benjamin Lolley
deceased late of Russell County Alabama do consent that the last Will
of the said deceased be proven & placed upon the record in terms of
the law

Mary X Lolley
mark
Elizabeth Lolley

Nov. 25th 1850

William Reeves in right of his wife Sarah Reeves daughter of
Benjamin Lolley dec'd appears & says nothing against the Probate of the
Will

Alabama } December the 30th 1850
Russell County } We the undersigned Legatees of Benjamin Lolley dec'd
do release William Lolley one of said Legatees from that portion of the re-
funding money that has to be raised out of the half of the land that his
father willed to said William Lolley as said land was the property of Wm
Lolley before the death of his father.

John X Lolley
mark
Mary X Lolley
mark
Elizabeth Lolley
William Reeves

The State of Alabama } In the name of God amen
Russell County } I Henry Hawk of the County & State aforesaid
being of sound mind and disposing memory and knowing that it is
appointed for all men to die do make and ordain this my last Will
and Testament. And first of all I commend my soul into the hands of
Almighty God who gave it and my body to its mother earth to be
buried in a Christianlike and decent manner at the discretion of my
Executors whom I shall hereafter name

Item 1st It is my Will that my Estate both real & personal be all kept
together under the management of my Executors for the common and
general benefit of my children, out of the proceeds of which they are
to be supported and educated

Item 2nd If there should be any nett proceeds arising out of my property
above what shall be necessary for the support & education of my children
it is my will that it be invested in property, Stock or any thing
that my Executors may deem most advantageous, and shall become
bound property to be used as mentioned in the second Item & subject
to restriction as herein after provided. I further more give to my
Executors the power to sell any portion of my Estate either real or
personal whenever they may believe that the interest of my Estate will
be promoted thereby, and the money thus arising is to be invested as
directed in the first clause of this Item

Item 3rd Whenever it shall become necessary under the provisions of
this my last Will that a distribution of my Estate should be made
it is my desire that my Executors apply to the Court having Juris-
diction for the appointment of three Commissioners who shall
value the property to be assigned to each one of my heirs so as to
give each the sum of three thousand dollars in property, which
property shall consist of one good Bed & furniture, one good horse
and of the value of one thousand dollars and the balance in
negro property as nearly equal as possible according to the rated
value of the negro property which I have assigned to my four
each children as mentioned in the following four Items not in clu-
ding three negro girls named Caroline, Fay & Martha given to my chil-
dren as named in the following three Items, The said negro girls
being over and above their equal share, that is to say

Item 4th I have given to my son Joel Hawk, three thousand dollars con-
sisting of one thousand dollars in cash, three negroes, viz, Stephen a man
about twenty two years old, Miles a Boy Eighteen years old & Frances
a woman nineteen years old, and sundry other articles which he
has received and which together make up the sum of three thou-
sand dollars. Also a negro girl Caroline twelve and a half years
old not included in the above estimation has received by him the
forth of January 1846

Item 5th I have given to my son Elisha Fletcher Hawk three thou-
sand dollars consisting of a tract of known as the E½ of section 6 in

The State of Alabama } In the name of God amen.
Russell County } I Henry Nash of the County & State aforesaid being of sound mind and disposing memory and knowing that it is appointed for all men to die do make and ordain this my last Will and Testament. And first of all I commend my soul into the hands of Almighty God who gave it and my body to its mother earth to be buried in a Christianlike and decent manner at the discretion of my Executors whom I shall hereafter name

Item 2nd It is my Will that my Estate both real & personal be all kept together under the management of my Executors for the Common and general benefit of my Children, out of the proceeds of which they are to be supported and educated

Item 3rd If there should be any nett proceeds arising out of my property above what shall be necessary for the support & education of my children it is my will that it be invested in property, Stock or any thing that my Executors may deem most advantageous, and shall become bound property to be used as mentioned in the second Item & subject to distribution as herein after provided. I further more give to my Executors the power to sell any portion of my Estate either real or personal whenever they may believe that the interest of my Estate will be promoted thereby, and the money thus arising is to be invested as directed in the first Clause of this Item

Item 4th Whenever it shall become necessary under the provisions of this my last Will that a distribution of my Estate should be made it is my desire that my Executors apply to the Court having Jurisdiction for the appointment of three Commissioners who shall value the property to be assigned to each one of my heirs so as to give each the sum of three thousand dollars in property, which property shall consist of one good Bed & furniture, one good horse and of the value of one thousand dollars and the balance in negro property as nearly equal as possible according to the age & value of the negro property which I have assigned to my four eldest Children as mentioned in the following four Items not including three negro girls named Caroline, Eady & Martha given to my children as named in the following three Items, The said negro girls being over and above their equal share, that is to say

Item 5th I have given to my son Joel Nash, three thousand dollars consisting of one thousand dollars in cash, three negroes, viz, Stephen a man about twenty two years old, Miles a Boy Eighteen years old & Frances a woman nineteen years old, and sundry other articles which he has received and which together make up the sum of three thousand dollars. Also a negro girl Caroline twelve and a half years old not included in the above estimation but received by him the first of January 1844

Item 6th I have given to my son Elisha Ethelbert Nash three thousand dollars consisting of a track of known as the E½ of section 6 in

Township 16 of Range 29 in the County & State aforesaid, valued at one thousand dollars, three negroes, viz, Jac a man twenty two years old George a Boy seventeen years old and Louisa a woman twenty three years old and sundry other articles which he has received and which make together make up the sum of three thousand dollars. He has also received a negro girl named Eady ten years old not included in the above estimate but received by him the 1st of January 1844

Item 7th I have given to my daughter Sally Baylis three thousand dollars consisting of one thousand one hundred dollars in cash four negroes, To wit, John a Boy twenty years old, Bea a Boy sixteen years old, Penny a girl thirty one and Ellen a girl ten years old and sundry other articles which she has received and which together make up the sum of three thousand dollars, and also a negro girl named Martha fourteen years old not included in the above estimate but received by her the 1st of January 1844

Item 8th I have given to my daughter Rebecca Howard now deceased three thousand dollars consisting of one thousand dollars in Cash, four negroes To wit, Daniel a man twenty two years old Nancy a woman twenty years old, Henrietta a girl twelve years old and Jane a girl four months old and sundry other articles all of which she has received and which together make up the sum of three thousand dollars

Item 9th I have given to my son Charles Samuel Nash three thousand dollars consisting of one thousand dollars in Cash, three negroes To wit, Dawson a man twenty two years old, Bea a Boy Eighteen years old, and Adaline a girl eighteen years old & sundry other articles all of which he has received and which together make up the sum of three thousand dollars

Item 10th I have given to my son William Chapell Nash three thousand dollars consisting of eight hundred dollars in cash he is to receive the sum of two hundred dollars to make up the sum of one thousand dollars, three negroes, To wit, Fountain twenty seven years old Isaac a Boy sixteen, Harriett a woman twenty two years old and one horse. He has received the same sum of Eight hundred dollars the above named negroes & the horse, this also my will that he receive a good Bed & furniture

Item 11th I give and bequeath to my son Nathaniel Nash when he shall arrive at the age of twenty one years the sum of three thousand dollars to be assigned him as directed in Item 4th

Item 12th It is my will and desire that each of my children Elisha, Samuel, William Chapell and Nathaniel Nash also receive a negro girl or her equivalent in money or other property equal in value to the girl received by each of my eldest children on January 1st 1844. And whereas my daughter Rebecca Howard has departed this life having two children Emma Sabrietta Howard and James Henry Howard and whereas it was my intention

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Township 16 of Range 29 in the County aforesaid, valued at one thousand dollars, three negroes, viz, Joe a man twenty two years old George a Boy seventeen years old and Louisa a woman twenty three years old and sundry other articles which he has received and which make together make up the sum of three thousand dollars. He has also received a negro girl named Easter ten years old not included in the above estimate but received by him the 1st of January 1844

Item 7th I have given to my daughter Sally Boykin three thousand dollars consisting of one thousand one hundred dollars in Cash four negroes to wit, John a Boy twenty years old, Joe a Boy sixteen years old, Amy a girl thirty and Ellen a girl ten years old and sundry other articles which she has received and which together make up the sum of three thousand dollars, and also a negro girl named Martha fourteen years old, not included in the above estimate but received by her the 1st of January 1844

Item 8th I have given to my daughter Rebecca Howard now deceased three thousand dollars consisting of one thousand dollars in Cash, four negroes to wit. Daniel a man twenty two years old Nancy a woman twenty years old, Henrietta a girl twelve years old and Jane a girl four months old and sundry other articles all of which she has received and which together make up the sum of three thousand dollars

Item 9th I have given to my son Charles Samuel Hunt three thousand dollars consisting of one thousand dollars in cash, three negroes to wit, Dawson a man twenty two years old, Joe a Boy Eighteen years old, and Caroline a girl eighteen years old and sundry other articles all of which he has received and which together make up the sum of three thousand dollars

Item 10th I have given to my son William Chapell Hunt three thousand dollars consisting of eight hundred dollars in cash he is to receive the sum of two hundred dollars to make up the sum of one thousand dollars, three negroes, to wit, Jonathan twenty seven years old Isaac a Boy sixteen, Harriett a woman twenty two years old and one horse. He has received the same sum of Eight hundred dollars the above named negroes & the horse. It is also my will that he receive a good Bed & furniture

Item 11th I give and bequeath to my son Nathaniel Hunt when he shall arrive at the age of twenty one years the sum of three thousand dollars to be assigned him as directed in Item 4th

Item 12th It is my will and desire that each of my children Charles Samuel, William Chapell and Nathaniel Hunt also receive a negro girl or her equivalent in money or other property equal in value to the girl received by each of my other children on January 1st 1844. And whereas my daughter Rebecca Howard has departed this life leaving two children Emma Gabrielle Howard and James Henry Howard and whereas it was my intention

over

to have given her an equal share in my Estate with my other children, it is now my desire that my Grandchildren named above shall share equally the portion that would have gone to her had she survived me which portion would have been an equal share in my Estate with my other children and that a negro girl named Lina, born May the 1st 1844 be given to them in addition to their thousand dollars given to my daughter Rebecca Howard. But if either of these my Grand Children should die without issue then the property above bequeathed shall revert back and become a portion of my Estate

Item 13th Whereas my son Elisha F. Hunt has departed this life leaving one son, to wit, William Henry Hunt, and whereas it was my intention to have given my said son Elisha Fletcher Hunt an equal share in my Estate, it is now my wish and desire that my Grandson William Henry Hunt receive one half of the portion that would have gone to my son Elisha Fletcher Hunt, had he survived me, which portion would have been an equal share in my Estate with my other children, But if the said William Henry Hunt should die without lawful issue then the property above bequeathed to him shall revert back and become a part of my Estate

Item 14th I further will and desire that all the property belonging to me at my decease before bequeathed be divided equally among all my children, my grandchildren coming in for such portion as I have assigned to them in Items 12 & 13

Item 15th To carry out the provisions of this Will I hereby appoint my sons Joel Hunt William C Hunt and my friend William Barnett my Executors, hereby revoking and cancelling all other Wills by me at any time heretofore made

In testimony of which I have hereunto set my hand and seal this the twenty fourth day of February Anno Domini Eighteen hundred and fifty

Henry Hunt [seal]

Signed sealed published & declared to be his last Will in the presence of James Philips
George W. Harper
W. C. Robinson
Wm. E. Barnett

The State of Alabama } Codicil No. 1. Having determined
Russell County } to carry out during my life some of the provisions of the foregoing Will and Testament & being of sound mind & disposing memory do this day give to my children and Grandchildren as follows, viz, I give unto my son Joel Hunt in addition to what he has received in the foregoing Will the following negroes, to wit, Sam a Boy 15 years old Amy a woman

To have given her an equal share in my Estate with my other Children, it is now my desire that my Grandchildren named above shall share equally the portion that would have gone to her had she survived me which portion would have been an equal share in my Estate with my other Children, and that a negro girl named Lina a slave May the 1st 1860 be given to them in addition to their thousand dollars given to my daughter Rebecca Howard. But if either of these my Grand Children should die without issue then the property above bequeathed shall revert back and become a portion of my Estate.

Item 13th Whereas my son Elisha F. Hurst has departed this life leaving one son, to wit, William Henry Hurst, and whereas it was my intention to have given my said son Elisha Fletcher Hurst an equal share in my Estate, it is now my wish and desire that my grand-son William Henry Hurst receive one half of the portion that would have gone to my son Elisha Fletcher Hurst, had he survived me, which portion would have been an equal share in my Estate with my other Children, But if the said William Henry Hurst should die without lawful issue then the property above bequeathed to him shall revert back and become a part of my Estate.

Item 14th I further will and desire that all the property bequeathed to me as hereinbefore be equally divided among all my Children, my grand children coming in for such portion as I have assigned to them in Items 12 & 13.

Item 15th To carry out the provisions of this Will I hereby appoint my sons Joel Hurst William C Hurst and my friend William Barnett my Executors, hereby revoking and cancelling all other Wills by me at any time heretofore made

In testimony of which I have hereunto set my hand and seal this the twenty fourth day of February Anno Domini Eighteen hundred and fifty

Henry Hurst [seal]

Signed sealed, published & declared to be his last Will in the presence of. James Phillips
George W Harper
H C Robinson
Will. E Barnett

The State of Alabama } Codicil No. 1. Having determined
Russell County } to carry out during my life some of the provisions of the foregoing Will and Testament & being of sound mind & disposing memory please this day given to my Children and Grand children as follows, viz, I give unto my son Joel Hurst in addition to what he has received in the foregoing Will the following negroes, to wit, Sam a Boy 18 years old Amy a woman

45 years old, Hulah a Girl 16 years old Jane a girl 4 years old Linda a woman 63 years old & Mourning 42 years old & one hundred & thirty four dollars in cash, to be paid by other Legatees as herein after provided for

Item 2nd I give and bequeath unto my grandson William Henry Hurst the following negroes in addition to those given his father Elisha F Hurst in the foregoing Will viz, Mary a woman 28 years old, Matilda a girl 7 years old Jac a Boy 4 years old & Betsey a girl 3 years old & he has to pay other Legatees herein & hereby three dollars

Item 3rd I give and bequeath unto my daughter Sally Bayhen the following property in addition to what she has already received in the foregoing Will viz, Albert a man about 40 years old, Sarah a woman 24 years old, Wiley a Boy 1 year old, Margarett a girl 3 years old Evaline a girl 13 years old & she has to pay other Legatees fifteen dollars

Item 4th I give and bequeath unto my Grandchildren Emma F Howard & Jane H. Howard the following property in addition to what their mother Rebecca Howard received under the provisions of the foregoing Will in releasing a girl named Eureka born May 1st 1840 and mentioned in the foregoing Will in the 12th Item viz, a man by the name of Anthony 30 years old Dolphy a woman 28 years old, Eugene a Boy 6 years old & George a Boy 11 years old & they are to receive thirty seven dollars from other Legatees as provided for in this Item

Item 5th I give unto Charles F Hurst in addition to what he has received in the foregoing Will releasing a girl by the name of Ann 11 years old supposed to be of equal value with each of the three girls received by my three elder Children Jany 1st 1844, the following property viz, Davis a Boy 27 years old, Mariah a woman 25 years old, Casey a girl 15 years old, Angeline 1 year old & Sarah a woman 63 years old & he is to receive three hundred & thirty four dollars from other Legatees as mentioned in this Codicil

Item 6th I give & bequeath unto my son William C Hurst the following property in addition to what he has received in the foregoing Will releasing a girl by the name of Frances 9 years & 8 months to be of equal value with each of the three girls received by my three elder Children Jany 1st 1844, the following property viz, Polus a man 40 years old, Betsey a woman 30 years old Thomas a Boy 8 years old, Fanny a Girl 6 years old & Charles a Boy 2 years old & he has to pay to other Legatees thirty four dollars

Item 7th I give & bequeath unto my son Nathaniel Hurst the following property viz, James a man 21 years old, Wesley a Boy 18 years old, Amanda a girl 13 years old, one thousand dollars in cash 1 good horse of the value of one hundred dollars, one Cow & Calf, 1 Bed and furniture all of the value of three thousand dollars, also a girl by the name of Emily 11 years old, equal in value to each of the three girls received by my three elder Children Jany 1st 1844, also Maurice a man 21 years of age, Francis a man 58 years old, Mary a woman 45 years old

(over)

45 years old, Wilash a Girl 15 years old Jane a girl 11 years old Liana a woman 63 years old & Mourning 42 years old & one hundred & thirty four dollars in cash, to be paid by other Legatees as hereinafter provided for

Item 2nd I give and bequeath unto my grandson William Henry Hurst the following negroes in addition to those given his father Elisha F Hurst in the foregoing Will, viz, Mary a woman 28 years old, Matilda a girl 7 years old Lee a Boy 4 years old & Betsey a girl 3 years old & he has to pay other Legatees four hundred & thirty three dollars

Item 3rd I give and bequeath unto my daughter Sally Bayhen the following property in addition to what she has already received in the foregoing Will, viz, Albert a man about 40 years old, Sarah a woman 24 years old, Wiley a Boy 1 year old, Margarett a girl 3 years old Evaline a girl 13 years old & she has to pay other Legatees fifteen dollars

Item 4th I give and bequeath unto my Grandchildren Emma F Howard & Jane H. Howard the following property in addition to which their mother Rebecca Howard received under the provisions of the foregoing Will including a girl named Eureka born May 1st 1840 and mentioned in the foregoing Will in the 12th Item, viz, a man by the name of Asberry 30 years old Delphy a woman 28 years old, Eugene a Boy 4 years old & George a Boy 11 years old & May are to receive thirty seven dollars from other Legatees as provided for in this Codicil

Item 5th I give unto Charles F Hurst in addition to what he has received under the foregoing Will including a girl by the name of Anne 11 years old supposed to be of equal value with each of the three girls received by my three eldest Children Jan 1st 1844, the following property, viz, Davis a Boy 25 years old, Mariah a woman 25 years old, Casey a girl 14 years old, Angeline 1 year old & Sarah a woman 63 years old & he is to receive three hundred & thirty four dollars from other Legatees as mentioned in this Codicil

Item 6th I give & bequeath unto my son William C Hurst the following property in addition to what he has received in the foregoing Will including a girl by the name of Frances 9 years old and to be of equal value with each of the three girls received by my three eldest Children Jany 1st 1844, The following property, viz, Polonski a man 40 years old, Betsey a woman 30 years old Thomas a Boy 8 years old, Fanny a Girl 6 years old & Charles a Boy 2 years old & he has to pay to other Legatees thirty four dollars

Item 7th I give & bequeath unto my son Nathaniel Hurst the following property viz, Lewis a man 21 years old, Wiley a Boy 18 years old & Amanda a girl 13 years old, one thousand dollars in Cash 1 good horse of the value of one hundred dollars, one Cow & Calf, 1 Bed and furniture all of the value of three thousand dollars, also a girl by the name of Emily 11 years old, equal in value to each of the three girls received by my three eldest Children Jany 1st 1844, also Monroe a man 21 years of age. Frank a man 58 years old, Mary a woman 45 years old

(over)

Liana a Girl 5 years old, Ella a Girl 3 years & a Boy by the name of Willis 1 year old & Melissa a woman 60 years old & he has to pay the other Legatees merely one dollars. All of which is to be under the control of such Guardian as he shall choose until he becomes of age

Item 8th All the provisions of the foregoing Will which do not conflict with the provisions of this Codicil are to be held of binding force all others to be null & void

In the 3rd Item of this Codicil the name Marshall is changed to Hurst. In the 4th Item the name Rebecca Howard is interlined all of which corrections are made before signed

In Testimony whereof I have hereunto set my hand & seal this the ninth day of November Anno Domini Eighteen hundred & fifty

Signed, Sealed, published & declared to be his Codicil to the foregoing Will & Testament in presence of us.

P. Philips
Jas. Philips
Geo. W Harper
Daniel Brown

Henry Hurst Senr.

The State of Alabama } Probate Court December Term 1850
Russell County } Personally appeared in open Court James Philips, George W. Harper & William E Barnett three of the subscribing witnesses to the foregoing Will of Henry Hurst Sr. late of said County deceased who being duly sworn according to Law depose and say that they saw the said Henry Hurst dec'd sign, seal, and declare and publish the foregoing paper purporting to be his said Will and Testament; that they signed their names as the witnesses in the presence of the said Henry Hurst, as witnesses to his said Will & Testament that they saw William C Johnson the other subscribing witness sign his name as a witness in the presence of the said Henry Hurst and in the presence of these deponents; that they believe the said Henry Hurst to have been of sound mind at the time of executing the said Will and William E Barnett declares on oath that the name of William C Hurst one of the Executors was inserted before the signing of the said Will by the said Henry Hurst

Sworn to and subscribed the 9th day of Dec. A.D. 1850
Thomas J Tate Judge of Probate

Jas. Philips
George W. Harper
Will. E Barnett

Dana a Girl 5 years old, Alla a Girl 3 years & a Boy by the name of Willis 1 year old & Melissa a woman 60 years old & he has to pay the other Legatees merely one dollars. All of which is to be under the Control of such Guardian as he shall choose until he becomes of age

Item 9th All the provisions of the foregoing Will which do not conflict with the provisions of this Codicil are to be held of binding force all others to be null & void

In the 5th Item of this Codicil the name Marshall is changed to Hunt. In the 12th Item the name Rebecca Hubbard is interlined all of which Corrections are made before signed

In Testimony whereof I have hereunto set my hand & seal this the ninth day of November Anno Domini Eighteen hundred & fifty

Signed, Sealed, published & declared to be his Codicil to the foregoing Will & Testament in presence of.
P. Philips
Jas. Philips
Geo. W. Harper
Daniel Brown

Henry Hunt Senr.

The State of Alabama } Probate Court. December Term 1850
Russell County } Personally appeared in open Court. James Philips, George W. Harper & William E Barnett. three of the subscribing witnesses to the foregoing Will of Henry Hunt Sr. late of said County deceased who being duly sworn according to Law depose and say that they saw the said Henry Hunt sign, seal, and declare and publish the foregoing paper purporting to be his said Will and Testament; that they signed their names in the presence of the said Henry Hunt, as witnesses to his said Will & Testament that they saw William C Robinson the other subscribing witness sign his name as a witness in the presence of the said Henry Hunt and in the presence of these deponents; that they believe the said Henry Hunt to have been of sound mind at the time of executing the said Will and William E Barnett declares on oath that the name of William C Hunt one of the Executors was inserted before the signing of the said Will by the said Henry Hunt

Sworn to and subscribed the 9th day of Dec. A.D. 1850
Thomas S Sale Judge of Probate

Jas. Philips
George W. Harper
Will. E Barnett.

Also came into open Court James Philips, Pleasant Philips & George W. Harper three of the subscribing witnesses to the Codicil annexed to the foregoing will of the said Henry Hunt who being duly sworn according to Law depose and say that they saw the within named Henry Hunt sign seal and declare the said Codicil to be his act and deed and his Codicil to the foregoing Will; that they signed their names as witnesses to the said Codicil in the presence of the said Henry Hunt and in the presence of each other that they saw Daniel Brown the other subscribing witness sign his name as a witness in the presence of the said Henry Hunt and in the presence of these deponents and that they believe the said Henry Hunt to have been of sound mind and disposing memory at the time of signing the said Codicil

Sworn to and subscribed the 9th day of December 1850
Thomas S Sale Judge of Probate

James Philips
P Philips
George W. Harper

In the name of God amen

I Nancy L Veal being of advanced age & in bad health but of sound and disposing mind have constituted this to be my last Will and Testament, to wit,

1st To my daughter Elizabeth C Veal I give and bequeath one Bed one Cow & Calf, and my negro girl Anna, and at her death if she dies without of her body begotten to those of her brothers & sisters that may survive her in equal shares

2nd To my daughter Rebecca M. Hearn I give and bequeath my negro Boy Isaac at her death if she dies without children of her body begotten then the said Boy to such of her brothers & sisters that may survive her in equal shares

3rd To my daughter Pernelia Jane I give & bequeath one Bed one Cow & Calf & my Boy Anderson, together with seventy dollars in notes for the support of said Boy Anderson until he can earn a support and at her death if she dies without children of her body begotten then the said Boy to go to such of her brothers & sisters as may survive her in equal shares

4th It is my Will and desire that the residue of my Estate consisting of my negro man George and my negro woman Hannah & the land of Land upon which I now live, together with such of my individuals as may be required to pay such debts as I may owe at my death & not otherwise bequeathed, in 1st 2nd & 3rd Articles of this my Will & Testament to be kept together for the support & schooling of my three youngest children Dana B— Frances D— & Nancy L & my Grandchild William B Mosely— Dana to have three years schooling, Frances D. three years schooling, my Grandchild William B Mosely four years schooling

Also came into open Court James Phelps, Pleasant Phelps & George W. Harper three of the subscribing witnesses to the Codicil annexed to the foregoing will of the said Henry Hunt who being duly sworn according to law depose and say that they saw the within named Henry Hunt sign seal and declare the said Codicil to be his act and deed and his Council to the foregoing Will; that they signed their names as witnesses to the said Codicil in the presence of the said Henry Hunt and in the presence of each other that they saw Daniel Bowen the other subscribing witness sign his name as a witness in the presence of the said Henry Hunt and in the presence of these deponents and that they believe the said Henry Hunt to have been of sound mind and disposing memory at the time of signing the said Codicil

Sworn to and subscribed the 9th day of December 1850
Thomas S Tate Judge of Probate

James Phelps
P Phelps
George W. Harper

In the name of God amen

I Nancy L Veal being of advanced age & in bad health bed of sound and disposing mind have constituted this to be my last Will and Testament, to wit,

1st To my daughter Elizabeth C. Veal I give and bequeath one Bay cow & calf, and my negro girl Clara, and at her death if she dies without of her body begotten to those of her brothers & sisters that may survive her in equal shares

2nd To my daughter Rebecca W. Horn I give and bequeath my negro Boy Jason at her death if she dies without children of her body begotten then the said Boy to such of her brothers & sisters that may survive her in equal shares

3rd To my daughter Cornelia Jane I give & bequeath one Bay cow & calf & my Bay Emerson together with seventy dollars in money for the support of said Bay Emerson until he can earn a support and at her death of she dies without children of her body begotten then the said Boy to go to such of her brothers & sisters as may survive her in equal shares

4th It is my Will and desire that the residue of my Estate consisting of my negro man George and my negro woman Hannah & the tract of land upon which I now live, together with such of my perishable property as may be required to pay such debts as I may owe at my death & such otherwise bequeathed in 1st, 2nd & 3rd Articles of this my Will & Testament to be kept together for the support & schooling of my three youngest children Dana B— Frances D— & Nancy L. & my Grand child William B Mosely— Dana to have three years schooling, Frances D. three years schooling, my Grand child William B Mosely four years schooling

to be had & obtained by the time my son Frances D. becomes of age, at which time I desire the residue of my Estate, in this article mentioned, to be divided in equal shares, between my said Grand child William Mosely & my said three youngest children Dana, Francis D. & Nancy L in equal & equitable shares, said property, often division to revert at the death of either of these necessary Legatees, to such to such of their Brothers and Sisters as may survive them in Equal Shares

5th Having every confidence in my friend & neighbor William Alexander I desire & request that he act as my Executor. And I do hereby appoint him Executor to this my Last Will with full powers to act in the premises according to his judgment and discretion without the expense of making regular returns of his actings & doings, provided he takes this my Last Will and Testament faithfully as his guide.

In testimony to all which I have this seventh day of February in the year of our Lord one thousand eight hundred & fifty-six my hand & seal in the presence of

Daniel Royal
Benj Worlan
Abel Moore

her
Nancy X Veal {Seal}
mark

The State of Alabama } Probate Court Regular Term July 15th 1851
Russell County } Personally appeared in open Court Benjamin Worlan & Abel Moore two of the subscribing witnesses to the within Will, the same being the Last Will & Testament of Nancy L Veal late of said County and dec'd often being duly sworn deposeth & saith that they saw the said Nancy L. Veal whose name is subscribed thereto sign, seal, publish & declare the same to be & contain her Last Will & Testament, that they the said Benjamin Worlan & Abel Moore subscribed their names thereto, as Witnesses in the presence of the said Nancy L Veal & in the presence of each other & that they saw the other subscribing witness Daniel Royal sign the same as a witness in the presence of the said Nancy L Veal. Deponents further say that the said Nancy L Veal at the time of signing said Will was of sound mind & disposing memory that she executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court this 15th July 1851
Thomas S Tate Judge of Probate

B Worlan
Abel Moore

To be had & obtained by the time my son Frances D becomes of age, at which time I desire the account of my Estate, on this article mentioned, to be divided in equal shares, between my said Grandchild William Mosely, & my said three youngest children Davis, Francis D. & Nancy L in equal & equitable shares; said property, often mention to revert at the death of either of these remainder Legatees, to such to such of their Brothers and Sisters as may survive them in Equal Shares

6th Having every confidence in my friend & neighbor William Alexander I desire & request that he act as my Executor. And I do hereby appoint him Executor, to this my last Will with full powers to act in the premises according to his judgment and discretion without the expense of making regular returns of his doings & doings, provided he takes this my last Will and Testament faithfully as his guide.

In testimony to all which I have this seventh day of February in the year of our Lord one thousand eight hundred & fifty-six my hand & seal in the presence of.

her
Nancy X Veal [Seal]
mark

Daniel Royal
Benj Morton
Abel Moore

The State of Alabama } Probate Court Regular Term July 14th 1851
Russell County } Personally appeared in open Court Benjamin Morton & Abel Moore two of the subscribing witnesses to the within Will, the same being the last Will & Testament of Nancy L Veal late of said County dec'd & after being duly sworn deposeth & saith that they saw the said Nancy L. Veal whose name is subscribed thereto sign, seal, publish & declare the same to be & contain her last Will & Testament; that they the said Benjamin Morton & Abel Moore subscribed their names thereto, as Witnesses in the presence of the said Nancy L Veal & in the presence of each other & that they saw the other subscribing witness Daniel Royal sign the same as a witness in the presence of the said Nancy L Veal. Deponents further say that the said Nancy L Veal at the time of signing said Will was of sound mind & disposing memory that she executed the same without compulsion so far as they know or believe

Sworn to & subscribed in open Court this 14th July 1851
Thomas J Tate Judge of Probate

B Morton
Abel Moore

State of Georgia } To all to whom these presents shall or may come Greeting
Muscogee County } Know ye that I John Johnson Clerk of the Court of Ordinary in & for said County in said State having inspected the records of my office concerning the Probate & recording of the last Will & Testament of William D Malone late of said County deceased and of the proceedings had thereon as fully of record what is herein after contained

State of Georgia } Court of Ordinary November term 1849
Muscogee County } Samuel D Adams, Thomas A Brannan Esqrs & Foster and James Kimberly Justices presiding

The last Will and Testament of William D Malone was presented by Rebecca D Malone the Executrix therein named & in common form proven upon the oaths of Jno D Dawson & Isaac A Bostwick two of the subscribing witnesses thereto. Ordered by the Court that the said Will be admitted to record, and that Letters testamentary issue to the said Executrix she having in open Court taken the oath prescribed by Law. And it is further ordered that Jno D Dawson Thomas Baglana, Joel E Hatch James Shaw & Jno. Banks be & they are hereby appointed appraisers of said Estate

(Copy of Will)

Georgia } In the name of God Amen
Muscogee County } I William D Malone of said County and State being of sound and disposing mind though of feeble body, do ordain, Constitute & make this my last Will & Testament

Item first. My will & desire is that my Executrix hereinafter named shall in the first place pay off & discharge to the satisfaction of all my Creditors if possible, all my debts of every kind, out of any money, property and effects of which I may be possessed except only such as may be herein after otherwise disposed of and appropriated

Item second. My two classes sons George & Malone & William D. Malone have & own an Estate in my hands given to them by their Grandmother Hannah Mellurphy unequally amounting to the sum of twenty two hundred dollars and now with interest and thereon of a large amount not by me ascertained. To secure the payment of which said Estate so held by me and as the same or so much thereof as the following named negroes would satisfy, they the following named negroes were conveyed to me by my father in his lifetime viz; Silvia, Burley, Isaac, Wiley, Laurence Camilla, Harrison & Essex. And the said negroes have been and are now held & considered by me as representing and constituting the said sum of twenty two hundred dollars to the amount of the value of said negroes. Now my will & desire is that my said two sons George & William upon their claiming to me severally severally shall each have an equal share of said negroes in satisfaction of their said Estate in my hands as Guardian of the said negroes should be of sufficient value & if not of sufficient value then that the balance due them respectively on account of said Estate be paid out of the property of any kind remaining in the hands of my Executrix

State of Georgia } To all to whom these presents shall or may come Greeting
Muscogee County } Know ye that I John Johnson Clerk of the Court of Ordinary in & for said County in said State having inspected the records of my office concerning the Probate & recording of the Last Will & Testament of William P Malone late of said County deceased and of the proceedings had thereon do find of record which is herein after contained

State of Georgia } Court of Ordinary November Term 1849
Muscogee County } Samuel D Adams, Thomas A Brannon Noah L Foster and James Kimberly Justices presiding

The Last Will and Testament of William P Malone was propounded by Rebecca P Malone the executrix therein named & in common form proven upon the oaths of Jno D Dawson & Isaac A Brotman two of the subscribing witnesses thereto. Ordered by the Court that the said Will be admitted to record, and that Letters Testamentary issue to the said Executrix she having in open Court taken the oath prescribed by Law. And it is further ordered that Jno D Dawson Thomas Ragland, Joel E Heath James Shaw & Jno Banks be & they are hereby appointed appraisers of said Estate

(Copy of Will)

Georgia } In the name of God Amen
Muscogee County } I William P Malone of said County and State being of sound & disposing mind though of feeble body, do ordain, Constitute & make this my Last Will & Testament

Item first. My will & desire is that my Executrix hereinafter named shall in the first place pay off & discharge to the satisfaction of all my creditors if possible, all my debts of every kind, out of any money, property and effects of which I may die possessed except only such as may be hereinafter otherwise disposed of and appropriated

Item second. My two dearest sons George & Malone & William P. Malone have & own an Estate in my hands given to them by their Grandmother Hannah Mellurphy originally amounting to the sum of twenty two hundred dollars and now with interest due thereon of a large amount not by me ascertained. To secure the payment of which said Estate so held by me and as the same or so much thereof as the following named negroes would satisfy, I by the following named negroes were conveyed by me by my father in his lifetime viz, Silvia, Bentley, Isaac, Wiley, Laurence Camilla, Harrison & Essey. And the said negroes have been and are now held & considered by me as representing and constituting the said sum of twenty two hundred dollars & the interest of the value of said negroes. Now my will & desire is that my said two sons George & William upon their attaining to maturity severally shall each take an equal share of said negroes in satisfaction of their said Estate in my hands as Guardian of the said negroes should be of sufficient value & if not of sufficient value then that the balance due them respectively on account of said Estate be paid out of the property of any kind remaining in the hands of my Executrix

Herein after named, not otherwise disposed of by this my Will.

Item third. My will & desire is that after the payment of all my debts my whole Estate be equally divided between my wife Rebecca P Malone & our six Children, share & share alike, provided that the distribution & division of my Estate between my wife & our six Children shall not take place before the arrival at the age of maturity or of the marriage of the Children respectively, except in the event of the marriage of my wife in which event my will and desire is that an equal division be made of my Estate & be shortly & distributed to them severally as herein before provided

My will & desire is that my wife as my Executrix herein after to be appointed shall after the payment of my debts Keep together and control all the balance of my Estate subject to distribution as above mentioned. Except that my wife shall be entitled to my man Essey during her life

Item fourth. My will and desire is that my Mother Diana Malone shall have & occupy the house & twenty acres of land attached on which she now resides in the County of Macon in the State of Alabama for & during her natural life

Item fifth. I hereby nominate & appoint my dearly beloved wife Rebecca P Malone my only and sole Executrix with full power & authority to carry out & execute this my Last will & Testament

Given made & sealed with my own hand & mark & seal this twenty third day of June 1849

Signed sealed & delivered in our presence — William P his X mark Malone
Jno. D Dawson
I A Brotman
D B Meanaer

Georgia } Court of Ordinary Nov. Term 1849
Muscogee County } The within Last Will & Testament of William P Malone was propounded by Rebecca P Malone the Executrix therein named and proven to the satisfaction of the Court upon the oaths of Jno D Dawson & Isaac A Brotman two of the subscribing witnesses thereto. Ordered by the Court that the said Will be admitted to record

Jno Johnson Clk C.O.

November the 6th 1849

State of Georgia } I John Johnson Clerk of the Court of Ordinary
Muscogee County } in & for said County in said State as aforesaid do hereby certify that the foregoing two pages contain a true & exemplification of the Last Will and Testament of William P Malone and proceedings had thereon as appears of record in my office

Given under my hand and seal of said Court at Columbus in the County & State aforesaid this fifth day of July A D 1850

Jno Johnson Clk C.O.

herein after named, and otherwise disposed of by this my Will.

Item third. My will & desire is that after the payment of all my debts my whole Estate be equally divided between my wife Rebecca P Malone & our six Children, share & share alike, provided that the distribution & division of my Estate between my wife & our six Children shall not take place before the arrival at the age of maturity or of the marriage of the Children respectively, except in the event of the marriage of my wife in which event my will and desire is that an equal division be made of my Estate & be shared by & distributed to them severally as herein before provided

My will & desire is that my wife as my Executrix herein after to be appointed shall after the payment of my debts Keep together and control all the balance of my Estate subject to distribution as above mentioned. Except that my wife shall be entitled to my man Essex during her life

Item fourth. My will and desire is that my Mother Dana Malone shall have & occupy the house & twenty acres of land attached on which she now resides in the County of Macon in the State of Alabama for & during her natural life

Item fifth. I hereby nominate & appoint my dearly beloved wife Rebecca P Malone my only and sole Executrix with full power & authority to carry out & execute this my last will & Testament.

Given under & sealed with my own hand & mark & seal this twenty third day of June 1849

William P his X Malone mark

Signed & sealed in our presence
Jno. D Dawson
I A Brotan
D B Meginnes

Georgia } Court of Ordinary Nov. Term 1849
Muscogee County } The within last Will & Testament of William P Malone was propounded by Rebecca P Malone the Executrix therein named and proven to the satisfaction of the Court upon the oaths of Jno. D Dawson & Isaac A Brotan two of the subscribing witnesses thereto. Ordered by the Court that the said Will be admitted to record.

Jno. Johnson Clk C.O.

November the 6th 1849

State of Georgia } I John Johnson Clerk of the Court of Ordinary
Muscogee County } in & for said County in said State do hereby certify that the foregoing two pages contain a true & exemplified copy of the last Will and Testament of William P Malone and the proceedings had thereon as appears of record in my office

Given under my hand and seal of said Court at Columbus in the County & State aforesaid this fifth day of July A.D. 1850

Jno Johnson Clk. C.O.

State of Georgia } We. Abr. C Morton, James W Warren & R Anderson
Muscogee County } Justices of the Inferior Court of said County (said Court holding Jurisdiction as a Court of Ordinary) do hereby certify that Jno. Johnson whose name appears to the foregoing Certificate is now and was at the time of dating and signing the same Clerk of the Court of Ordinary in & for said County duly Commissioned and sworn, and that his acts as such are entitled to full faith and credit and that said attestation is in due form

Given under our hands and official signatures at Columbus in the State and County aforesaid this 6th day of July A.D. 1850

Abr C Morton J.I.C.
James W Warren J.I.C.
J.R. Anderson J.I.C.

State of Alabama } The 10th of April 1847 I Benajah S Wilgore
Russell County } of the State & County above mentioned being sick and nigh unto death but of sound mind and memory, do make constitute and declare this to be my last Will and Testament in manner and form as follows

Item first I commend my soul to God who gave it and my body to a decent burial

Item 2nd I leave and bequeath to my beloved wife Julia Wilgore after paying all my just debts, all my Estate consisting of land negroes Horses mules House hold and Kitchen furniture, Stock of all description and all other property that belongs to me during her widowhood or Maidenhood to buy & sell in any way manner or form that she may think proper for the benefit of the Estate. If any of my children should marry & settle off, I do my wife Julia Wilgore has the right to loan them such property as she may think proper for their benefit without interest. until an equal division takes place. at that time all such property as loaned by my wife to be brought forward and an equal division to take place at the death or second marriage of my wife Julia Wilgore

This my last Will and Testament made in the year of our Lord one thousand Eight hundred and forty seven the 10th April

Witness my hand

Test

Benajah S Wilgore [Seal]

Thomas Graves [Seal]
E E Da"Rose [Seal]
Sara Dennard [Seal]

For Probate of this Will see page 50

State of Georgia } We. Abr. C Morton, James W Warren & R Anderson
Muscogee County } Justices of the Inferior Court of said County (sitting
Court holding Jurisdiction as a Court of Ordinary) do hereby certify
that Jno. Johnson whose name appears to the foregoing Certificate is
now and was at the time of dating and signing the same Clerk
of the Court of Ordinary in & for said County duly Commissioned
and sworn, and that his acts as such are entitled to full faith
and credit and that said Attestation is in due form

Given under our hands and official signatures at Columbus in the State and County aforesaid this 6th day of July A.D. 1850

Abr. C Morton J.I.C.
James W Warren J.I.C.
R Anderson J.I.C.

State of Alabama } The 10th of April 1847 I Benajah S Wilgore
Russell County } of the State & County above mentioned being sick
and nigh unto death but of sound mind and memory, do make
constitute and declare this to be my last Will and Testament
in manner and form as follows

Item first I commend my soul to God who gave it and my
body to a decent burial

Item 2nd I leave and bequeath to my beloved wife Sulia Wilgore
after paying all my just debts, all my Estate consisting of land
negroes Horses mules House hold and Kitchen furniture, stocks of
all description and all other property that belongs to me desiring her
to have or Manorhood to buy & sell in any way manner or form
that she may think proper for the benefit of the Estate. If any of
my children should marry & settle off, I do my wife Sulia Wilgore
has the right to loan them such property as she may think proper
for their benefit without interest, until an equal division takes place
at that time all such property as loaned by my wife to be brought
forward and an equal division to take place at the death or second
marriage of my wife Sulia Wilgore

This my last Will and Testament made in the year of our Lord
one thousand Eight hundred and forty seven the 10th April
Delivered in presence of

Benajah S Wilgore Seal

Test
Thomas Graves [Seal]
E E Dr Rose [Seal]
Sarah Dennard [Seal]

For Probate of this Will see page 50

1845 — 1895

The State of Alabama } In the name of God amen
Russell County } I Peace A Lewis feeling conscious that from
my advanced age and bodily infirmity I must soon depart this
life and give back my Spirit to the author of its being and
my body by decent Burial do make this my last Will & Testament
Item 1st I will that all my just and legal debts be paid
and if there is not Money on hand sufficient to do so I wish
all my property kept together under the controle and man
agement and in the posession of my loving wife Phebe Lewis
and wish her to direct how the debts are paid Item 2d After my loving wife Phebe Lewis
shall have paid the debts I will that the following property
to have and to enjoy during her life to wit. Dave & his wife Mariah
and their son Washington Hallow Jack and his wife Amanda
their two children Andrew & Ellen Henry and his wife
Mary Duke Dodge John and Jane also a negro girl named
Lydy and their increase the Carriage and Mare Horses the
House hold furniture and Kitchen furniture one waggon & one
cart one yoke oxen five mares of her own choice or selection and
as many Cattle & hogs as she may think proper to take and as
much corn & fodder meal & provision of every kind as she may
think necessary and also all my interest in Section of land No.
Twenty Six (26) Township Fifteen (15) and Range Twenty nine
(29) and also the South half of Section twenty three (23) and
also the north west eighty acres known as the place or Mile place
in said Township & Range & all in the County of Russell & State
of Alabama. I do also will to my loving wife Phebe Lewis to with
as She please and old negro woman named Rose all the other
property willed her is for her life only
Item 3d I will and bequeath unto my grand daughter Louisa
J Butler twenty five dollars
Item 4th the balance of my property both real & personal
and of every kind and description I will and bequeath as follows
Item 5th to my grand daughter Ann Elizebeth P Myreen I give
an equal share and appoint Jacob A Lewis her trustee to receive
& manage the property for her until She marries or becomes of
age when if she desires it She shall have possession of it if She
dies without issue living at the time of her death then the property
& its increase agree by the bequest shall go to and be divided among
my Children named in this Will on the same terms & restrictions
& purposes expressed in willing their shares
Item the 6th I will & bequeath unto my daughter Margaret
Phillips an equal share during her life and at her death her share
of the property I wish divided among her five grandchildren
equally To wit Virginia Maggie Margaret Mariah
Sarah Lovelace and George J. ...

245 - 195

The State of Alabama } In the name of God amen
Russell County } I Peace A Lewis feeling conscious of that from my advanced age and bodily infirmity I must soon depart this life and give back my spirit to the author of its being and my body to decent burial do make this my last Will & Testament

Item 1st I will that all my just and legal debts be paid and if there is not Money on hand sufficient to do so I wish all my property kept together under the controle and management and in the posession of my loving wife Phebe Lewis and wished tender her discretion vested by the proceeds the debts are paid Item 2d After my loving wife Phebe Lewis shall have paid the debts I will then the following property to have and to enjoy during their life to wit Dave & his wife Mariah and their low Kentuckians Fellow Jack and his wife Amanda their two Children Andrew & Ellen Henry and his wife Mary Duke Bodge John and Jane also a negro girl named Lydy and their increase the Carriage and Matched Horses the three hold furniture and Rathen furniture one waggon & one cart one yoke oxen five mules of her own choice or selection and as many Cattle & hogs as she may think proper to take and as much corn & fodder meal & provision of every kind as she may think necessary and also all my interest in Section of land No. Twenty Six (26) Township Fifteen (15) and Range twenty nine (29) and also the South half of Section twenty three (23) and also the north west eighty acres known as the place or late place in said Township & Range & all in the County of Russell & State of Alabama I do also will to my loving wife Phebe Lewis to with as she please and old negro woman named Rose all the other property willed her as for her life only

Item 3d I will and bequeath unto my grand daughter Sarah P. Butler twenty five dollars

Item 4th the balance of my property both real & personal and of every kind and description I will and bequeath as follows

Item 5th to my grand daughter Ann Elizebeth P. Mygeen I give an equal share and appoint Jacob A Lewis her trustee to receive & manage the property for her until she marries or becomes of age when if she desires it she shall have possession of it if she dies without issue living at the time of her death then the property & its increase rejoice by this bequest shall go to and be divided among my Children named in this Will on the same terms & restrictions & purposes expressed in willing their shares

Item the 6th I will & bequeath unto my daughter Margaret Phillips an equal share during her life and at her death her share of the property I wish divided among her five gaurdian children to wit Virginia Maggie Mariah Sarah Lovern and Grace Ann

Item 7th I will and bequeath unto my Son Felix Lewis an equal share of my property for the use and benefit of his wife & Children and not to be subject to his debts or contracts but he is to have posession of it and its controle & management & to distribute it as such time as he may choose giving in the distribution an equal share to each of his children

Item 8th I will and bequeath unto my Son John L Lewis an equal share of my property for the use and benefit of his Children and not to be subject to his debts or contracts but he is to have posession of it and its controle & management and to distribute it at such time as he may choose giving in the distribution an equal share to each of his Children

Item 9th I will & bequeath unto my Son Peace L Lewis an equal share of my property for the use & benefit of his children and not be subject to his debts or contracts but he is to have posession of it and its controle & management and to distribute it at such time as he may choose giving in the distribution an equal share to each of his Children

Item 10th I will and bequeath unto my Son Jacob A Lewis an equal share of my Property for the use and benefit of his Children and not subject to his debts or contracts but he is to have posession of it and controle and management and to divided at such time as he may choose given in the distribution an equal share to each of his Children

Item 11th After the death of my loving wife Phebe Lewis I will and desire that all the property given to her except the old negro Rose be equally divided between my daughter Margaret Phillips & my Sons Felix, John L. Peace L. Jacob A Lewis in the same manner & for the same purpose & restrictions and as the same terms expressed in Items Sixth 6th Seventh 7th eight 8th ninth 9th and tenth 10th of this will Item 12th. in the division of my property to my Children named in this will I will and desire that no account or deduction shall be made or taken for any property given money paid or debt discharged or liability of any character whatsoever from the share of any or either of my Children

Item 13th In the sale of real estate if it should be effected or any part of it not willed to my loving wife She is authorized to make to sell with out an order of court

Item 14th I do nominate and appoint my loving wife Phebe Lewis Executor & Noland R Lewis Felix L Lewis & Jacob A Lewis executors as to execute this my last will & testament and I do will and desire that my Executrix & Executors do be exempt from giving security when they qualify under and by this will

I have hereunto set my hand & seal this fourth day of Dec in the year of our Lord one thousand eight hundred & forty seven.

P. A. Lewis

Test
Joel Wilson
Thos White
R O Howard

Item 7th I will and bequeath unto my Son Felix Lewis an equal Shear of my property for the use and benefit of his wife & Children and not to be subject to his debts or contracts but he is to have possession of it and its controle & management & to distribute it as such time as he may choose giving in the distribution an equal Shear to each of his children

Item 8th I will and bequeath unto my Son John L Lewis an equal Shear of my property for the use and benefit of his Children and not to be Subject to his debts or contracts but he is to have possession of it and its controle & management and to distribute it at such time as he may choose giving in the distribution an equal Shear to each of his Children

Item 9th I will & bequeath unto my Son Peace L Lewis an equal Shear of my property for the use & benefit of his children and not to be subject to his debts or contracts but he is to have possession of it and its controle & management and to distribute it at such time as he may choose giving in the distribution an equal Shear to each of his children

Item 10th I will and bequeath unto my Son Jacob A Lewis an equal Shear of my Property for the use and benefit of his children and not Subject to his debts or contract but he is to have possion of it and controle and management and to divided at such time as he may choose given in the distribution an equal Shear to each of his children

Item 11th After the death of my loving wife Phebe Lewis I will and desire that all the property given to her except the old negro Rose be equally divided between my daughter Margaret P Phillips & my Sons Felix, John L Peace L Jacob A Lewis in the same manner & for the same purpose & restrictions and at the same time as specified in Items 5th 6th 7th 8th 9th and 10th of his will Item 12th. in the division of my property to my Children named in this will I will and desire that no account or deduction shall be made or taken for any property given money paid or debt incurred or liability if any Chattel whatsoever from the Shear of any or either of my Children

Item 13th In the Sale of real estate if it should be effected or any part of it not willed to my loving wife She is authorized to make to it with out an order of Court

Item 14th I do nominate and appoint my loving wife Phebe Lewis Executor & Noland N Lewis Peace L Lewis & Jacob A Lewis executors to execute this my last will & testament and I do will and desire that my Executrix & Executors do be exempt from giving Security in how they qualify under and by this will

I have hereunto set my hand & Seal this fourth day of Oct in the year of our Lord one thousand eight hundred & forty seven.

P. A. Lewis

Test
Joel Wilson
Theo White
R O Howard

The State of Alabama } Probate Court In Vacation
Russell County } Personally appeared in open Court Ralph O Howard one of the Subscribing Witness to the above & foregoing Will the same being the last Will & Testament of Peace A Lewis Late of said County dec'd and after being duly sworn deposeth & saieth that the said Peace A Lewis acknowledged the above & foregoing Instrument to be & contain his last Will & Testament & that the same was published & declared & foce affiant by the said Testator to be & contain his said last Will & Testament that he this deponent Subscribed his name thereto in the presence of the said Peace A Lewis as a witness & that he saw the other Subscribing witness Joel Willson & Theophelus White Sign the same as a witness in the presence of the Peace A Lewis & in the presence of each other on the day & year there in mentioned And deponent further saieth that the same Peace A Lewis at the time of Signing the same Will was of Sound Mind and disposing memory that he the said Testator executed the said Will without Compulsion So far as he Knows & believe

Sworn to & Subscribed in open Court this 2nd day of Nov A D 1848

Thomas S Tate Judge of Probate

R O Howard

The State of Alabama } Probate Court In Vacation
Rupee County } Personally appeared in open Court the above named Joel Wilson and Theophelus White two of the Subscribing witness to the above & foregoing Will the same being the last Will & Testament of Peace A Lewis late of said County dec'd & after being duly qualified deposeth and saieth that the said Peace A Lewis acknowledged the above and foregoing instrument to be & contains his last Will & Tatament that the same was published & declared before affiant by the said testator to be his said last Will that they Subscribed their names thereto in the presence of the said Peace A Lewis as witness and in the presence of each other on the day & year therein mentioned and that the said Peace A Lewis at the time of Signing the said Will was of Sound mind and disposing memory that he executed the same without any compulsion so far as they knew or believe

Sworn to & Subscribed in open Court this 20th day of May A D 1852

Thomas S Tate Judge of Probate

Joel Wilson
Theo White

The State of Alabama} Probate Court In Vacation
Russell County } Personally appeared in open Court Ralph O Howard one of the Subscribing Witness to the above & foregoing Will the same being the last Will & Testament of Pearce A Sewis late of said County dec^d and after being duly sworn deposeth & saieth that the said Pearce A Sewis acknowledged the above & foregoing Instrument to be & contain his last Will & Testament & that the same was published & declared before affiant by the said Testator to be & contain his said last Will & Testament that he this deponent Subscribed his name thereto in the presence of the said Pearce A Sewis as a witness & that he saw the other Subscribing witness Joel Willson & Theophelus White Sign the same as witness in the presence of the Pearce A Sewis & in the presence of each other on the day & year therein mentioned And deponent further saieth that the same Pearce A Sewis at the time of Signing the same Will was of Sound Mind and disposing memory that he the said Testator executed the said Will without Compulsion so far as he Knows & believe

Sworn to & Subscribed in open Court this 2nd day of May A.D. 1852

Thomas J Tate Judge of Probate — R.O. Howard

The State of Alabama} Probate Court In Vacation
Rupert County } Personally appeared in open Court the above named Joel Wilson and Theophelus White two of the Subscribing witness to the above & foregoing Will the same being the last Will & Testament of Pearce A Sewis late of said County dec^d & after being duly qualified deposeth and saieth that the said Pearce A Sewis acknowledged the above and foregoing instrument to be & contains his last Will & Testament that the same was published & declared before affiant by the said Testator to be his said last Will that they Subscribed their names thereto in the presence of the said Pearce A Sewis as Witness and in the presence of each other on the day & year therein mentioned and that the said Pearce A Sewis at the time of Signing the said Will was of Sound mind and disposing memory that he executed the same without any compulsion so far as they knew or believe

Sworn to & Subscribed in open Court this 20th day of May A.D. 1852

Thomas J. Tate Judge of Probate — Joel Wilson, Theo White

In the name of God Amen

I Robert Shaman Sen. of the County of Russell & State aforesaid being in a low State of health but of Sound & disposing mind and meaning to make and ordain this my last and testament in the manner and form following

First I require that all my just debts be paid

Secondly I give and bequeath unto my wife Nancy Shaman all my effects & property land & Negros & Stock of all kinds for her own proper use & benefit with the exception of my negro Woman Reney until her death

Thirdly I give & bequeath unto my Grand Children Frances Andrews Sarah Ann Manly Robert Manly James Manley & Louisa Walker & Mary Chand Children of Thos J Manly to have an equal part of my Estate that is all of Six of these my grand Children to have and to hold the same as one of my Children that to be equally divided between them

Fourthly I give & bequeath unto my Son in Law John J Manly five dollars in Money

Fifthly I give and bequeath unto my Son in law John R Dickson five dollars in Money

Sixthly I give and bequeath unto my Son William H Shearman one of the present Crop five hundred & fifty dollars of money for his Services for me up to the end of this year

Seventh I give and bequeath unto my daughter Jane E McGinty & her bodily heirs my Negro Woman Reney

Eight I give and bequeath unto my Daughter Nancy H Dickson and her bodily heirs an equal part with three of my Children

Ninthly It is my desire & will that at the death of my wife Nancy Shaman the remainder of my estate be equally divided between my Children now living

Lastly I do hereby nominate constitute and appoint my Sons James Shaman William H Shaman & Clement J Shaman my Executors of this my last Will & Testament In testimoney whereof I have here unto Set my hand & Seal to this my last Will & Testament this the twenty first day of September A.D. one thousand eight hundred & fifty one Signed Sealed and acknowledged by the testator his last will & Testament in our presents and by his request Subscribed our names as witnesses to the same in his presents & in the presents of each other

Test — Robert Shearman (Sen)

James W. Pitts
John R. Allen

In the name of God Amen
I Robert Shaarman Sen. of the County of Russell & State aforesaid being in a low State of health but of Sound & disposing mind and meaning do make and ordain this my last and testament in the manner and form following
First I require that all my just debts be paid.
Secondly I give and bequeath unto my wife Nancy Shaarman all my effects & property land & Negroes & Stock of all kinds for her own proper use & benefit with the exception of my negro Woman Renny until her death

Thirdly I give & bequeath unto my Grand Children Frances Andrews Sarah Ann Manly Robert Manly James Manley & Louisa Walker & Mary Manly Children of John D Manly to have an equal part of my estate that is all of six of these my grand Children to have and to hold the same as one of my Children that to be equally divided between them

Fourthly I give & bequeath unto my Son in Law John D Manly five dollars in money
Fifthly I give and bequeath unto my Son in Law John R Dickson five dollars in money
Sixthly I give and bequeath unto my Son William H Shearman out of the present crop five hundred & fifty dollars of money for his services for me up to the end of this year
Seventh I give and bequeath unto my daughter Jane E Mc-ginty & her bodily heirs my Negro Woman Renny

Eight I give and bequeath unto my Daughter Nancy H Dickson and her bodily heirs an equal part with those of my Children
Ninthly. It is my desire & will that at the death of my wife Nancy Shaarman the remainder of my estate be equally divided between my Children now living

Lastly I do hereby nominate constitute and appoint my Sons James Shaarman William H Shearman & Clement T Shearman my Executors of this my last Will & Testament. In testimony whereof I have hereunto set my hand & Seal to this my last Will & Testament
This the twenty first day of September A.D. one thousand eight hundred & fifty one Signed Sealed and acknowledged by the testator this last will & testament in our presence and by his request Subscribed our names as witnesses to the same in his presence & in the presence of each other
Test
James W. Pitts
John R. Allen

Robert Shearman Sen

The State of Alabama } Personally appeared in open Court
Russell County } John R. Allen one of the Subscribing Witnesses to the foregoing Will the same being the last Will & Testament of Robert Sharman Sen Dec'd & after him duly Sworn deposeth & saieth that he saw Robert Sharman Sen. whose name is Subscribed the sign Seal publish and declare the same to be and contain his last Will & Testament the he Subscribed his name thereto as a witness in the presents of the said Robert Sharman Sen and that he saw the other Subscribing Witness James W. Pitts whose name appears to the said Will Sign the same the as a Witness in the presence of the said Robert Sharman & in the presence of each other on the day & year therein mentioned. and that the said Robert Sharman Sen. at the time of Signing the same was of Sound mind & disposing memory that he executed the same without compulsion so far as he knows or believes

Sworn to and Subscribed before me
in open Court this 2d Nov. A.D. 1852
Thomas J Tate Judge of
Probate

John R. Allen

The State of Alabama } In the name of God amen I Henry P Harris
Russell County } of the State & County above written being of sound mind and memory do make and ordain this my last Will and Testament Revoking all other will that I have made of a previous date
1st I will after my death my Body to be interred decently and resume my soule in the hands of Almighty God who giveth it
2d I will that all my just debts to be paid out of any of my effects that I may have at my death
3d I will that the whole of my effects that may remain of my effects & Estate both real & personal after paying my debts to my beloved Brother during her natural life to have all the benefits accruing from such estate after her death.
4th I will that the estate be equally divided between her Children together with James Harris Son & son of my brother Wiley and William Harris Jr. son of my Brother Williams
5th I will that my Brother Williams W. Harrison and J.D. W. Dellis be and act as my executors and do hereby appoint and ordain them as such
Given under my hand and seal this the fifteenth day of April in the year of our Lord one thousand eight hundred and fifty two
Signed in the presence of. Attest
D. A. M. Rae
John Threadgill
John R. Cowal
H. W. Davis

H. P. Harris

The State of Alabama } Personally appeared in open Court
Russell County } John R. Allen one of the Subscribing Witnesses
to the foregoing Will the same being the last Will & Testament
of Robert Sharman Sen Dec'd & after being duly Sworn deposeth
& saieth that he saw Robert Sherman Sen. whose name is Subscribed
the sign Seal publish and declare the same to be and contain his
last Will & Testament the he Subscribed his name thereto as a witness
in the presents of the said Robert Sharman Sen and that he saw
the other Subscribing Witness James W. Pitts whose name appears to the
said Will Sign the same the as a Witness in the presence of the
said Robert Sharman & in the presence of each other on the day & year
therein mentioned. and that the said Robert Sharman Sen. at the
time of signing the same was of Sound mind & disposing memory
that he executed the same without Compulsion So far as he knows
or believe

Sworn to and Subscribed before me
in open Court this 2d th Nov. A.D. 1852
Thomas J Sale Judge of Probate

John R. Allen

The State of Alabama } In the name of God amen I Henry P Harris
Russell County } of the State & County above written being of sound
mind and memory do make and ordain this my Last Will and Testament
Revoking all other Will that I have made of a previous date
1st I will after my death my Body to be intered decently, and resign
my Soule in the hands of Almighty God who giveth it
2d. I will that all my just debts to be paid out of any of my effects
that I may have at my death.
3d. I will that the whole of my effects that may remain of my effects or
Estate both real & personal after paying my debts to my beloved Brother
during his natural life to have all the benefit arising from such
estate after his death.
4th. I will that the estate be equally divided between her Children
together with Jane Harris Jr Son of my brother Wiley and William
Harris Jr. Son of my Brother William
5th. I will that my Brother William W. Harrison and D. D. W.
Sellers be and act as my executors and do hereby appoint and ordain
them as such
Given under my hand and seal this the fifteenth day of April in
the year of our Lord one thousand eight hundred and fifty two
Signed in the presence of. Attest
P. A. M. Rae
John Threadgill
John R. Oneal
M. V. Davis

H. P. Harris

The State of Alabama } Personally appeared in open Court P. A. M. Rea John
Russell County } Threadgill John R. Oneal & Malachi W Davis Subscribing
witness to the within Will the same being the last Will & Testament of Henry P
Harris dec'd who of them being duly Sworn deposeth & saieth that they saw Henry
P. Harris whose name is Subscribed thereto Sign Seal publish and declare the
same to be & contains his last Will & Testament that they Subscribed their names
thereto as witness in the presence of the said Henry P. Harris & in the presence
of each other on the day and year therein mentioned and that the said Henry
P Harris at the time of Signing the same was of Sound mind & disposing memory
that he executed the same without Compulsion So far as they know or believe

Sworn to and Subscribed before me
in open Court this 6th Nov
A.D. 1852
Thomas J Sale Judge of Probate

P. A. M. Rea
John Threadgill
John R. Oneal
M. Davis

The State of Alabama } In the name of God Amen
Russell County } I James Allen Senr of said County &
State being far advanced in years and now in feeble health but
but by the mercy of God of Sound mind and memory do hereby
make this my last Will and Testament in the words and figures following
to wit:
Item 1th I resign my Soul to Almighty God who gave it and my body
to the hands of Executor hereinafter named to be intered at his discretion
Item 2d I give and bequeath to my beloved Son James in addition to what
I have already given him the following property to wit Charles Nancy
and Thornton to him and his heirs forever
Item 3d I give and bequeath unto my beloved Son John W Allen the
following property to wit Will Sammy City Sarah George Augustus
Jack Thomas Green Mary Ahiehiel Darcus Williams Malcolm
Killiard Sempsy Jefferson and Georgeanna Hannah Micajah Milton and
Ned Susan Margaret Eliza Rhoda Hannah Rufus and George
together with all their further increase and likewise all of my Stock
of every description consisting of Hogs Mules Horses and Cattle together
with all the farming tools and implements of every description pertain
ing to my plantation and House and all to all other property of which
I may die possessed to him and his heirs forever
Item 4th I have long since given to my beloved Daughter Elizabeth
Harriet Harvey Mariah Glenn and to my beloved Son William
D Allen the different portions of property that I design for them
Item 5th I hereby nominate and appoint my beloved Son John
W Allen my Soul Executor to this my last Will and Testament
and do hereby Solemnly revoke all other Wills and Testaments
heretofore made by me

The State of Alabama } Personally appeared in open Court D. A. M. Rea John
Russell County } Threadgill John R. Oneal & Malachi Davis Subscribing
witness to the within Will the same being the Last Will & Testament of Henry P.
Harris who the said Henry P. Harris whose name is Subscribed thereto Sign Seal published and declare the
same to be & contain his Last Will & Testament that they Subscribed their names
thereto as witness in the presence of the said Henry P. Harris & in the presence
of each other in the day and year therein mentioned and that the said Henry
P. Harris at the time of Signing the same was of Sound mind & disposing memory
that he executed the same without Compulsion So far as they Know or believe

Sworn to and Subscribed to before me
in open Court this 6th Nov
A.D. 1800
Thomas J. State Judge of Probate

D. A. M. Rea
John Threadgill
John R. Oneal
M. Davis

The State of Alabama } In the name of God Amen
Russell County } I James Allen Senr of said County &
State being far advanced in years and now in feeble health
but by the mercy of God of Sound mind and memory do hereby
make this my last Will and Testament in the words and figures following
to wit:

Item 1th I reslon my Soul to Almighty God who gave it and my body
to the hands of Executor hereinafter named to be interred at his discretion
Item 2d I give and bequeath to my beloved Son James in additions to what
I have already given him the following property to wit Charles Fanny
and Thereon to him and his heirs forever
Item 3d I give and bequeath unto my beloved Son John W Allen the
following property to wit Bill Sammy Cily Sarah George Augustus
Jack Thomas Green Mary Michael Darcus Williams Matilda
Williard Tempy Jeffirson Georgeanna Waenah Melton and
Ned Susan Margaret Olga Rhoda Hram Rufus and George
together with all their further increase and likewise all of my Stock
of every discription Consisting of Hogs Oxens Horses and Cattle together
with all the farming tools and implements of every discription pertain
ing to my plantation and house and all to all other property of which
I may die possesed to him and his heirs forever
Item 4th I have long since given to my beloved Daughter Elizabeth
Harriet Harvey Mariah Glenn and to my beloved Son William
D Allen the different portions of property that I design for them
Item 5th I hereby nameneate and appoint my beloved Son John
W Allen my Soul Executor to this my last Will and Testament
and do hereby Solemnly revoke all other Wills and Testaments
heretofore made by me

Item 6th it is my express desire that the Court of Probate of
Said County Should not require Security at the hands of
the Executor heretofore named I have and abiding Confidence
that he will faithfully and efficiently discharge the trust here
in Comfited to him and therefore donot desire that any Security
Should be demanded of him
In testimony of all which as hereinafter heretofore I have
hereunto Set my hand and Seal this 16th day of May 1801

James Allen Senr (Seal)

Signed Sealed and delivered in the presence of

David Day
W. Gauther
W. D. Haughton
Frederick Woolsey Present
W. Crumpton

* See note at end

In the name of God Amen
I James Duncan of the County of Russell and State of Alabama
being in infirm health but of Sound mind and memory
and discretion consideration of the uncertainty of and the
certainty of death do make ordain and declare this to be my
last Will & Testament in order to settle and dispose of my Estate
and effects
I give my body to the dust from which it Sprung and my Soul
who gave it
I give and bequeath to my beloved Wife Sarah Duncan during
her natural life all of my Estate both Real & personal
Consisting of Plantation on which I now Reside and the Negro
Slaves Jack Phillis Quinney the Stock Plantation tools
&c. now belonging to my said plantation
I desire my Plantation and the above named Negroes to be kept
together and worked for the use of my said wife Sarah at her
death I desire that the Estate may then be devided in equal
Shears to James D. Duncan Thomas M. Duncan Robert Duncan
John D. Duncan Jeremiah Ausling Duncan & Sepe Duncan
my Sons the amount I owe Lucky for to my Son Sepe to be
Substracted or taken from his Shear unless he pays the amount
of the debt which I owe Lucky and pay able Stood
& Sellges
Item I give and bequeath to Son in law John Barrett
fifty Dollars

Item 6th it is my express desire that the Court of Probate of said County should not require Security at the hands of the Executor heretofore named I have and abiding confidence that he will faithfully and efficiently discharge the trust here in Confided to him and therefore do not desire that any Security should be demanded of him.

In testimony of all which as hereinafter hereinbefore I have hereunto set my hand and Seal this 16th day of May 1851

James Allen Senr. (Seal)

Signed Sealed and delivered in the presence of

David Day
W. Brasher
W. S. Vaughan
Frederick Woodson Present
W. Crimpser

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* See note at end

In the name of God Amen

I James Duncan of the County of Russell and State of Alabama being in infirm health but of Sound mind and memory and discretion consideration of the uncertainty of and the certainty of death do make ordain and declare this to be my last Will & Testament in order to settle and dispose of my Estate and effects

I give my body to the dust from which it Sprung and my Soul who gave it

I give and bequeath to my beloved Wife Sarah Duncan during her natural life all of my Estate both Real & personal Consisting of Plantation on which I now Reside and the Negro Slaves Jack Phillips Sweeney the Rock Plantation tools &c. now belonging to my said plantation

I desire my Plantation and the above named Negroes to be kept together and worked for the use of my said wife Sarah at her death I desire that the Estate may then be divided in equal Shears to Jame D. Duncan Thomas M. Duncan Robert Duncan John D. Duncan Jeremiah Austin Duncan & Jefe Duncan my Sons the amount I owe Justly for to my Son Jefe to be Substracted or taken from his Shear unless he pays the amount of the debt which I owe Security and pay able Stone St Ridges

Item I give and bequeath to Son in law John Barrett fifty Dollars

I hereby Constitute and point my Sons James A. Duncan and Thomas M. Duncan Executors of this my last Will & Testament

In testimony whereof I the said James Duncan hath hereunto Set his hand and affixed his last Seal on this twenty third day of December A.D. one thousand eight hundred and fifty one

Signed Sealed and delivered in the presence of

Edgar Gadsden
G.W. Rhodes
Thos. H. Keating

James his ✠ mark Duncan

* This will was declared invalid and ought not to have been recorded

---

Will of Pearce L Lewis decd

State of Georgia } Court of Ordinary
Muscogee County } May 17th 1852. Adjourned Term

Whereas the last Will and Testament of Pearce L Lewis is deceased having been propounded in open Court and in common form of law proved upon the oaths of Seaborn Jones and William H Blane subscribing witnesses to said Will and no objection being made it is considered and adjudged by the Court that said Will be and is hereby admitted and ordered to be recorded.

State of Georgia } In the name of God
Muscogee County } Amen.

I Pearce L Lewis being of sound mind tho' weak in body and mindful of the uncertainty of life do make this my last will and testament.

1st It is my will and desire that all my estate both real and personal be divided equally among all my children and that the portion of each be paid to him or her as they may respectively come of age or marry to belong to them and their heirs forever

2nd It is my will and desire and do

I hereby Constitute and point my Sons James A Duncan and Thomas M Duncan Executors of this my last Will & Testament

In testimony whereof I the said James Duncan hath hereunto set his hand and affixed his ~~seal~~ Seal on this twenty third day of December A.D. one thousand eighteen hundred and fifty one

Signed Sealed and delivered in the presence of
Edgar Gatlich
W. Rhodes
Hamm Stearns

James his + mark Duncan

* This will was declared invalid and ought not to have been recorded

---

Will of Pearce L Lewis dec'd

State of Georgia } Court of Ordinary
Muscogee County } May 17th 1852. Adjourned Term

Whereas the last Will and testament of Pearce L Lewis deceased having been propounded in open Court and in common form of law proved upon the oaths of Seaborn Jones and William F Plane subscribing witnesses to said will and no objection being made it is considered and adjudged by the Court that said will be and is hereby admitted and ordered to be recorded.

State of Georgia } In the name of God
Muscogee County } Amen.

I Pearce A Lewis being of sound mind tho' weak in body and mindful of the uncertainty of life do make this my last will and testament.

1st It is my will and desire that all my estate both real and personal be divided equally among all my children and that the portion of each be paid to him or her as they may respectively come of age or marry to belong to them and their heirs forever

2nd It is my will and desire and I do

hereby give to my executors hereinafter named full power to sell and dispose of any or all of my lands and any of the negroes they may deem best either at public or private sale and vest the proceeds of the sale in such other property as they in their discretion may think most advantageous for my children. And while I think that it will be best for my children that my land should be rented out & not sold and my negroes should be hired out yet I submit it to their judgment and discretion and do hereby give them full power to hire them out either at public or private hiring or sell them as they may deem best for the negroes and their children.

I do hereby nominate and appoint my father Pearce A Lewis my uncle Nolen R Lewis and my cousins Jacob G. Lewis and Oben L Lewis my executors and do(es) my request that they should act as guardians for my children and I do hereby appoint them.

In testimony whereof I have hereunto set my hand and seal this 21st day of April 1852 in the presence of the witnesses

William F Plane
Pattle A Sorsby by Seaborn Jones

P. L Lewis (Seal)

State of Georgia } Court of Ordinary May
Muscogee County } Adjourned Term 1852

Personally appeared in open Court Seaborn Jones and William F Plane who being duly sworn say that they saw Pearce L. Lewis sign, seal, publish and declare the within writing as his last will and testament and that at the time of said publication and signing said testator was of sound and disposing mind and memory, that he did it voluntarily and of his own free will without any constraint or compulsion and that the deponents and Pattle A Sorsby signed

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hereby give to my executors hereinafter named full power to sell and dispose of any or all of my land and any of the negroes they may deem best either at public or private sale and vest the proceeds of the sale in such other property as they in their discretion may think most advantageous for my children. And while I think that it will be best for my children that my land should be rented out and the negroes should be hired out yet I submit it to their judgment and discretion and do hereby give them full power to hire them out either at public or private hiring wishing they may select good masters who may take care of the negroes and their children.

I do hereby nominate and appoint my father Pearce A Lewis, my uncle Robert R Lewis and my cousins Jacob G. Lewis and Olsen L Lewis my executors and do request that they should act as guardians for my children and I do hereby appoint them.

In testimony whereof I have hereunto set my hand and seal this 21st day of April 1852 in the presence of the witnesses

P. L Lewis (LS)

William J Plane
Battle A Sorsby
Seaborn Jones

State of Georgia
Muscogee County } Court of Ordinary May Adjourned Term 1852

Personally appeared in open Court Seaborn Jones and William J Plane who being duly sworn say that they saw Pearce L. Lewis sign, seal, publish and declare the within writing as his last will and testament and that at the time of said publication and signing said testator was of sound and disposing mind and memory, that he did it voluntarily and of his own free will without any constraint or compulsion and that these deponents and Battle A Sorsby signed

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the same as witnesses in the presence of each other and in the presence of the testator and testator signed the same in their presences.

Sworn to & subscribed before me in open Court this 17th May 1852
Jno Johnson, Ordinary

Seaborn Jones
William J Plane

State of Georgia
Muscogee County } I, John Johnson Ordinary in and for said County, and keeper of the seal and records of the Court of Ordinary (the same being a Court of Record) and of the clerk of said Court do hereby certify that the foregoing two pages contain a full and complete copy of the last will and testament of Pearce L Lewis late of said County deceased and of all the proceedings had in said Court touching or concerning the same and that this certificate is in due form of law.

Given under my hand and seal of office in the City of Columbus in the State and County aforesaid this 19th day of June A.D. 1852.

(Seal)

Jno Johnson
Ordinary.

Filed in Open Court for Probate June 21st 1852.

Thomas J Tate
Dep. Clk of Probate

the same as witnesses in the presence of each other and in the presence of the testator and testator signed the same in their presence.

Sworn to & subscribed before me in open Court this 17th May 1852
Jno Johnson, Ordinary

Seaborn Sanes
William J Plane

State of Georgia
Muscogee County

I, John Johnson Ordinary in and for said County and keeper of the seal and records of the Court of Ordinary (the same being a Court of Record) and ex officio Clerk of said Court do hereby certify that this and the foregoing two pages contain a full and complete exemplification of the last will and testament of Burce L Sims late of said County deceased and of all the proceedings had in said Court touching or concerning the same and that this certificate is in due form of law.

Given under my hand and seal of office in the City of Columbus in the State and County aforesaid this 19th day of June A.D. 1852.

(Seal)

Jno Johnson
Ordinary.

Filed in Open Court for Probate June 21st 1852.

Thomas S Tate
Judge of Probate

Will of Ripley H Bickerstaff.

The State of Alabama. Russell County April 13th 1853

Know all men by these presents that I R. H. Bickerstaff of the State & County aforesaid being of sound mind make this viz that which follows is to be my last will & testament.

Article 1. I will that my property of whatever kind be under the management and control of my brother A R Bickerstaff for the use and benefit of my wife & children; and that same property be distributed as my wife having a child's part as each child becomes of age.

Witness my hand & seal.

R. H. Bickerstaff (L.S.)

Signed, sealed & delivered in the presence of
Test J R Billups
E. W. Tucker
J. W. Swearingen

The State of Alabama
Russell County

Before me Thomas S Tate Judge of Probate Court for said county personally appeared in open Court E. W. Tucker and J. W. Swearingen two of the subscribing witnesses to the within Will the same being the last will & testament of Ripley H Bickerstaff dec'd. Who after being duly sworn & poned & saith that they, each saw the said Ripley H Bickerstaff whose name is subscribed thereto sign, seal, publish & declare the same to be & contain his last will & testament; that they subscribed their names thereto as witnesses in the presence of the said R H. Bickerstaff & in the presence of each other on the day & year therein mentioned, and that the said Ripley H Bickerstaff at the time of signing the same was of sound mind & disposing memory & that he executed the same without compulsion so far as they know or believe.

Sworn to & subscribed before me this 16th April 1853
Thomas S Tate
Judge of Probate

E. W. Tucker
J. W. Swearingen

Admitted to Probate and filed in office April 18th 1853

Thomas S Tate
Judge of Probate

46 Will of Ripley H Bickerstaff.

The State of Alabama, Russell County April 12th 1853
Know all men by these presents that I R H. Bickerstaff of the State & County aforesaid being of sound mind make this my that which follows is to be my last will & testament.

Article 1. I will that my property of whatever kind be under the management and control of my brother A H Bickerstaff for the use and benefit of my wife & children; and that said property be distributed my wife having a child's part as each child becomes of age.

Witness my hand & seal.

R. H. Bickerstaff (L S)

Signed, sealed & delivered in the presence of
Test J R Billups
E. W. Tucker
J. W. Swearingen

The State of Alabama } Before me Thomas S Tate Judge
Russell County } of Probate Court for said county personally appeared in open Court E. W. Tucker and J W. Swearingen two of the subscribing witnesses to the within Will the same being the last will & testament of Ripley H Bickerstaff dec'd who after being duly sworn & pose the & saith that they each saw the said Ripley H Bickerstaff whose name is subscribed there to sign, seal, publish & declare the same to be & contain his last will & testament; that they subscribed their names thereto as witnesses in the presence of the said R H. Bickerstaff & in the presence of each other on the day & year therein mentioned, and that the said Ripley H Bickerstaff at the time of signing the same was of sound mind & disposing memory & that he executed the same without compulsion so far as they know or believe.

Sworn to & subscribed before me this 18th April 1853
Thomas S Tate
Judge of Probate

E. W. Tucker
J. W. Swearingen

Admitted to Probate and filed in office April 18th 1853
Thomas S Tate
Judge of Probate

Will of Michael Edwards. 47

The State of Alabama } In the name of God
Russell County } amen. I Michael Edwards of the above county and State being very weak in body but of sane mind and memory thanks be given unto God and knowing it appointed for all men once to die do make and ordain this my last will and testament. First I give my body to the dust whence it originated to be buried in a decent christian burial at the discretion of my executors and my soul I give unto the hands of Almighty God who gave it second. After paying all my just debts I give and bequeath unto my beloved wife Matilda during her natural life or widowhood all my estate both real and personal the proceeds from which to be applied by her to the support of herself and my five children by her But if my said wife Matilda after my decease should think proper to marry and wish still to retain the property bequeathed to her as above she may do so provided she will keep my said five children with her & apply the proceeds arising from said property to their and her support as above stated But if she should upon marrying choose to leave this County and give up the property or in the event of her death without marrying then my desire is all of the property bequeathed be sold at and upon the best terms by my executor and the proceeds of such sale be equally divided among my said wife Matilda and five children each sharing alike and among my said five children alone provided the death of said wife take place before the said sales takes place.

Thirdly and lastly, I constitute and appoint my friend and brother A. Monroe Edwards to execute and carry into effect this my last will and testament and invest him with full power to carry this will into effect without the aid or interference of or by the Probate Court of the above named County further than the proof and record of this will and upon the final settlement and distribution of my estate.

In witness whereof I have hereunto set my

Will of Michael Edwards. 47

The State of Alabama } In the name of God
Russell County } Amen. I Michael Edwards of the above county and State being by mercy mercy in body but of sane mind and memory thanks be given unto God and knowing it appointed for all men once to die do make and ordain this my last will and testament. First I give my body to the dust whence it originally to be buried in a decent christian burial at the discretion of my executors and my soul I give unto the hands of Almighty God who gave it. Second. After paying all my just debts I give and bequeath unto my beloved wife Matilda during her natural life or widowhood all my estate both real and personal the proceeds from which to be applied by her to the support of herself and my five children by her. But if my said wife Matilda after my decease should think proper to marry and wish able to retain the property bequeathed to her as above she may do so provided she will keep my said five children with her & apply the proceeds arising from said property to their and her support as above stated. But if she should upon marrying choose to leave this County and give up the property, or in the event of her death without marrying then my desire is all of the property bequeathed be sold at and upon the best terms by my executor and the proceeds of such sale be equally divided among my said wife Matilda and five children each sharing alike and among my said five children alone provided the death of said wife take place before the said sales takes place.

Thirdly and lastly. I constitute and appoint my friend and brother Ambrose Edwards to execute and carry into effect this my last will and testament and invest him with full powers to carry this will into effect without the aid or interference with or by the Probate Courts of the above named County further than the proof and record of this will and upon the final settlement and distribution of my estate.

In witness whereof I have hereunto set my

48 hand and affixed my seal this 3rd day of September in the year of our Lord one thousand eight hundred and fifty two.

Signed sealed and delivered
in the presence of
Wilson B Edwards
Posey P Brooks
Theo White
Michael Edwards (LS)

The State of Alabama } Personally appeared in open
Russell County } Court Wilson B Edwards
Posey P Brooks & Theophilus White three subscribing witnesses to the within will the same being the last will and testament of Michael Edwards dec'd who after being first duly sworn according to law doth say that they each saw the said Michael Edwards whose name is subscribed thereto sign, seal, publish & declare the same to be & contain his last will & testament, that they subscribed their names thereto as witnesses in the presence of the said Michael Edwards & in the presence of each other on the day & year therein mentioned, and that the said Michael Edwards at the time of signing the same was of sound mind & disposing memory, that the said Michael Edwards executed the same without compulsion so far as they know or believe.

Sworn to & Subscribed in
open Court April 18th 1853
Thomas S Tate
Judge of Probate

Theo White
Wilson B Edwards
Posey P Brooks

Admitted to Probate & filed in office April 18th 1853.

Thomas S Tate
Judge of Probate

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hand and affixed my seal this 3rd day of September in the year of our Lord one thousand eight hundred and fifty two.
Signed sealed and delivered
in the presence of
Wilson B Edwards
Posey P Brooks
Thos White
Michael Edwards (Seal)

The State of Alabama
Russell County
Personally appeared in open Court Wilson B Edwards, Posey P Brooks & Theophilus White three subscribing witnesses to the within will the same being the last will and testament of Michael Edwards dec'd who after being first duly sworn as poseth and saith that they each saw the said Michael Edwards whose name is subscribed thereto sign, seal, publish & declare the same to be & contain his last will & testament, that they subscribed their names thereto as witnesses in the presence of the said Michael Edwards & in the presence of each other on the day & year therein mentioned, and that the said Michael Edwards at the time of signing the same was of ~~sound mind~~ & disposing memory, that the said Michael Edwards executed the same without compulsion so far as they know or believe -
Sworn to & Subscribed in open Court April 18th 1853
Thomas S Tate
Judge of Probate
Thos White
Wilson B Edwards
Posey P Brooks

Admitted to Probate & filed in Office April 18th 1853 -
Thomas S Tate
Judge of Probate

The State of Alabama
Russell County
In the name of God. Amen
I Alfred P Reed of the County and State aforesaid being of sound mind & disposing memory though weak in body do make this my last will & testament hereby revoking all others heretofore made by me.
Item 1st I will & bequeath to my beloved wife Elizabeth E Reed all my estate both real & personal, all choses in action & securities of all kinds whatsoever after the payment of my just debts.
Item 2nd After my death it is my will & desire that my Executrix hereafter appointed, shall sell either at public or private sale any portion of my real or personal estate that she may think proper for the purpose of paying my just debts or for any other purpose about the settlement of my estate and that she have control the residue in such manner as she may deem fit.
Item 3rd. Should my said wife die without having made a will it is my desire that all the estate hereby bequeathed shall vest in my niece Louisa Mc Tate daughter of Thos S Tate
Item 4th I hereby nominate & appoint my beloved wife Elizabeth E Reed my sole executrix of this my last will & testament and request that no bond be required of her by the Orphans or Probate Court for the administration of my said estate.
In testimony whereof I have hereunto set my hand & seal this 20th day of June A D 1853
Test O G Oneal
Thomas H Burch
Bryant Duncan
Alfred P Reed (Seal)

The State of Alabama
Russell County
Personally appeared in open Court Bryant Duncan & O G O'Neal two of the subscribing witnesses to the within will the same being the last will & testament of Alfred P Reed dec'd who being duly sworn as poseth & saith that they saw the said Alfred

The State of Alabama } In the name of God. Amen
Russell County }

I Alfred P Reed of the County and State aforesaid being of sound mind & disposing memory though weak in body do make this my last Will & Testament hereby revoking all others heretofore made by me.

Item 1st I will & bequeath to my beloved wife Elizabeth E Reed all my estate both real & personal, all choses in action & securities of all kinds whatsoever after the payment of my just debts.

Item 2d After my death it is my will & desire that my Executrix hereafter appointed, shall sell either at public or private sale any portion of my real or personal estate that she may think proper for the purpose of paying my just debts or for any other purpose about the settlement of my estate and that she use & control the residue in such manner as she may deem fit.

Item 3rd Should my said wife die without having made a will it is my desire that all the estate hereby bequeathed shall vest in my niece Louisa Mc Tate daughter of Thos J Tate

Item 4th I hereby nominate appoint my beloved wife Elizabeth E Reed my sole executrix of this my last will & testament and request that no bond be required of her by the Orphans or Probate Court for the administration of my said estate.

In testimony whereof I have hereunto set my hand & seal this 20th day of June A D 1853

Test O G Oneal
Thomas H Busch
Bryant Duncan

Alfred P Reed (Seal)

The State of Alabama } Personally appeared in
Russell County } open Court Bryant Duncan & O. G. O'Neal two of the subscribing witnesses to the within will the same being the last will & testament of Alfred P Reed dec'd who being duly sworn deposeth & saith that they saw the said Alfred

50 P Reed whose name is subscribed thereto, sign, seal publish and declare the same to be & contain his last will & testament that they subscribed their names thereto as witnesses in the presence of the said Alfred P Reed & in the presence of each other on the day & year therein mentioned and that the said Alfred P Reed at the time of signing the same was of sound mind and disposing memory, that he executed the same without compulsion so far as they know or believe & that they saw the other subscribing witness Thomas H Busch sign the same in the presence of the said Alfred P Reed and in the presence of each other on the day & year therein mentioned

Sworn to & subscribed before me this 27th day of July A D 1853 in open Court
Thomas J Tate
Judge of Probate
} Bryant Duncan
O. G. Oneal.

Probate of the Will of Benajah S. Killgore

For the will see page 31.

The State of Alabama }
Russell County } Probate Court 27 June 1853.

Personally appeared in open Court Edwin E Du Bose a subscribing witness to the within will and testament of Benajah S. Killgore deceased who after being duly sworn deposeth and saith that he saw the said Benajah S. Killgore whose name is subscribed thereto sign seal publish & declare the same to be and contain his last will and testament & that he subscribed his name thereto as a witness in the presence of the said Benajah S. Killgore and in the presence of the other subscribing witness on the day & year therein mentioned and that such other witnesses subscribed their names as witnesses in the presence of the said Benajah S Killgore and in the presence of this witness and that the said Benajah S. Killgore at the time of signing the same was of sound mind and disposing memory and that he executed the same without

P Reed whose name is subscribed thereto, sign, seal publish and declare the same to be & contain his last will & testament that they subscribed their names thereto as witnesses in the presence of the said Alfred P Reed & in the presence of each other on the day & year therein mentioned and that the said Alfred P Reed at the time of signing the same was of sound mind and disposing memory, that he executed the same without compulsion so far as they know or believe & that they saw the other subscribing witness Thomas H Burch sign the same in the presence of the said Alfred P Reed and in the presence of each other on the day & year therein mentioned

Sworn to & subscribed before me this 23rd day of July A.D. 1853 in open Court. Thomas S. Tate Judge of Probate } Bryant Duncan A. G. Oneal.

Probate of the Will of Benajah S. Killgore

For the Will see page 31.

The State of Alabama Russell County } Probate Court 27 June 1853.

Personally appeared in open Court Edwin E Du Bose a subscribing witness to the within will and testament of Benajah S. Killgore deceased who after being duly sworn deposeth and saith that he saw the said Benajah S. Killgore whose name is subscribed thereto sign seal publish & declare the same to be and contain his last will and testament & that he subscribed his name thereto as a witness in the presence of the said Benajah S. Killgore and in the presence of the other subscribing witness on the day & year therein mentioned and that such other witnesses subscribed their names as witnesses in the presence of the said Benajah S. Killgore and in the presence of this witness and that the said Benajah S. Killgore at the time of signing the same was of sound mind and disposing memory and that he executed the same without

compulsion so far as he knows & believes.

Sworn to and subscribed in open Court 27th June 1853. Thomas S. Tate Judge of Probate } E. E. Du Bose

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Will of William Grigg

The State of Alabama, Russell County.

In the name of God, Amen.

I William Grigg of the County & State aforesaid being in good health, of sound mind & disposing memory & considering the uncertainty of life do make this my last will & testament to wit,

I give my soul to God who gave it & my body to its mother Earth from whence it came.

Item 1st After my death my will and desire is that my Executors hereinafter to be named shall expose to sale at public outcry after giving due and legal notice of my estate both Real and personal said real of every kind and discription both in & out of this State the real estate to be sold on a credit of Two years & personal & other property on a credit of twelve months.

Item 2nd After paying all my just debts I will & desire that the proceeds arising from the sale of my estate aforesaid shall be divided among my heirs as follows.

To my Grand children Evander & Louisa McIver children of William C. Louisa McIvers, John W. Eugene Frances, William P. Joseph & Jasper Grigg children of Barthalomew & Susan the sum of five dollars each to be paid to them or their legal representatives by my Executors.

Item 3rd To the lawful heirs of my son William Jasper Grigg one equal portion of my said estate remaining after paying my debts and the above cash legacies to be paid Item by my said Executors & to their legal or personal representatives

Item 3rd To my son Algernon Sidney Grigg & my daughters Elizabeth Breedlove, Rebecca P. Malone, Mathilda M. Crowell and Susan Ann Grigg I will &

compulsion so far as he knows or believes. 51

Sworn to and subscribed
in open Court 27th June 1853 } E. E. DuBose
Thomas S. Tate
Judge of Probate }

Will of William Grigg

The State of Alabama, Russell County

In the name of God, Amen.

I William Grigg of the County & State aforesaid being in good health, of sound mind & disposing memory & considering the uncertainty of life do make this my last will & testament, to wit,

I give my soul to God who gave it & my body to its mother earth from whence it came.

Item 1st After my death my will and desire is that my Executors hereinafter to be named shall expose to sale at public outcry after giving due and legal notice &c my estate both real and personal and real of every kind and discription both in & out of this State the real estate to be sold on a credit of Two years & personal & other property on a credit of twelve months.

Item 2nd After paying all my just debts I will & desire that the proceeds arising from the sale of my estate aforesaid shall be divided among my heirs as follows.

To my Grand children, Evander & Louisa McIver children of William C. & Louisa McIver, John W. Eugene Frances, William P. Joseph & Jasper Ingram children of Bartholomew & Ingram the sum of five dollars each to be paid to them or their Legal representatives by my Executors.

Item 3rd To the lawful heirs of my son William Jasper Grigg one equal portion of my said estate remaining after paying my debts and the above cash legacies to be paid them by my said Executors or to their legal or personal representatives

Item 3rd To my sons Algernon Sidney Grigg & my daughters Elizabeth B. Bredalone, Rebecca R. Colson, Matilda M. Crowell and Susan Ann Grigg & will

& bequeath to each an equal portion of the proceeds of my said Estate after the payment of my just debts & the said cash legacies to my said Grandchildren aforesaid to be paid over to them respectively or their representatives by my said Executors.

Item 4th For the purpose of executing & carrying out this my last will & testament I do hereby nominate & appoint my sons William Jasper Grigg & Algernon Sidney Grigg my Executors.

In testimony whereof I have hereunto set my hand and seal this 28th day of April A.D. 1852

Signed sealed and acknowledged
in the presence of us } Wm Grigg (seal)
Ogilvy Crowell
Joshua A Dodson
W D Hargrove

The State of Alabama }
Russell County } Personally appeared in open Court Joshua A Dodson & William D Hargrove two of the subscribing witness to the within will the same being the Last Will & Testament of William Grigg decease & who after being duly Sworn deposeth & saith that they saw William Grigg whose name is subscribed thereto sign, seal, publish & declare the same to be & contain his Last Will & testament that they subscribed their names thereto as witnesses in the presence of the said William Grigg and in the presence of each other on the day and year therein mentioned & that they saw the other subscribing witness Canty Crowell sign the same as a witness in the presence of the said William Grigg. and that at the time of signing the same the said William Grigg was of sound mind & disposing memory & that he executed the same without compulsion so far as they know or believe.

Sworn to & subscribed in open
Court before me this 23 day of } Joshua A Dodson
October A.D. 1858 } William D Hargrove
Thomas S. Tate
Judge of Probate

& bequeath to each an equal portion of the proceeds of my said Estate after the payment of my just debts & the said cash legacies to my said Executors & children aforesaid to be paid over to them respectively or their representatives by my said Executors.

Item 4th For the purposes of executing & carrying out this my last Will & Testament I do hereby nominate & appoint my sons William Jasper Grigg & Algernon Sidney Grigg my Executors

In testimony whereof I have hereunto set my hand and seal this 28th day of April A.D. 1852

Signed sealed and acknowledged in the presence of us
Equity Crowell
Joshua A Dodson
W D Hargrove

Wm Grigg (seal)

The State of Alabama
Russell County

Personally appeared in open Court Joshua A Dodson & William D Hargrove two of the subscribing witness to the within & the same being the Last Will & Testament of William Grigg decease & who after being duly sworn deposeth & saith that they saw William Grigg whose name is subscribed thereto sign, seal, publish & declare the same to be & contain his last Will & Testament that they subscribed their names thereto as witnesses in the presence of the said William Grigg and in the presence of each other on the day and year therein mentioned, & that they saw the other subscribing witness Canty Crowell sign the same as a witness in the presence of the said William Grigg, and that at the time of signing the same the said William Grigg was of sound mind & disposing memory & that he executed the same without compulsion as far as they know or believe.

Sworn to & Subscribed in open Court before me this 23 day of October A.D. 1858

Thomas J Daly
Judge of Probate

Joshua A Dodson
William D Hargrove

In the name of God Amen, I Jane Madden of the State of Alabama and County of Russell do make and constitute & ordain my Last Will and testament.

Item 1st After all my just debts are paid I desire the following disposition to be made of my property.

Item 2nd I give and bequeath to my son John Madden my two negro boys Cain and Ike; one mule, two feather beds, bedsteads and furniture, one bureau, one large chest, one tin safe, one half dozen windsor chairs and half interest in my clock.

Item 3rd I give and bequeath to my son Wade Madden my negro boys Joel and Tom one mule one tin safe a half dozen green painted chairs and half interest in my clock.

Item 4th I give and bequeath to daughter Lucinda Todd and at her death to her children one negro boy named Allen and a negro girl named Sophronia my carriage and one feather bed, bedstead and furniture.

Item 5th I give and bequeath to my grandchildren James and Lucy Harris one negro boy named Dave and a negro girl named Sicily.

Item 6th I give and bequeath to my daughter Louisa White one feather bed, bedstead and furniture.

Item 7th I give and bequeath to my daughter in law Rebecca Madden the sum of five dollars.

Item 8th I give and bequeath to my grand children John D Madden and Caroline F Madden children of my son Martin Madden my two negroes Bill and his wife Mary and during the minority of said children I desire that the negroes be hired out annually and the money arising from the hire of the negroes to be applied to the support and education of said children and I desire that my son John Madden act as Trustee for the children.

Item 9th I give and bequeath to Eliza Harmon my son-

Will of Jane Madden

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In the name of God Amen, I, Jane Madden of the State of Alabama and County of Russell do make and constitute it my last Will and testament.

Item 1st After all my just debts are paid I desire the following disposition to be made of my property.

Item 2nd I give and bequeath to my son John Madden my two negro boys Cain and Ike, one mule, two feather bed, bedsteads and furniture, one bureau, one large chest, one tin safe, one half dozen mansion chairs and half interest in my clock.

Item 3rd I give and bequeath to my son Wade Madden my negro boys Joel and Tom one mule one bureau a half dozen green painted chairs and half interest in my clock.

Item 4th I give and bequeath to daughter Luenda Todd and at her death to her children one negro boy named Allen and a negro girl named Sophronia, my carriage and one feather bed, bedstead and furniture.

Item 5th I give and bequeath to my grandchildren James and Lucy Harris one negro boy named Dave and a negro girl named Sicily.

Item 6th I give and bequeath to my daughter Sonia a white oak feather bed, bedstead and furniture.

Item 7th I give and bequeath to my daughter in law Rebecca Madden the sum of five dollars.

Item 8th I give and bequeath to my grand children John D Madden and Caroline F Madden children of my son Easton Madden my two negroes Bill and his wife Mary and during the minority of said children I direct that the negroes be hired out annually and the money arising from the hire of the negroes to be applied to the support and education of said children and I desire that my son John Madden act as Trustee for the children.

Item 9th I give and bequeath to Eliza Harmon my sor-

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rel horse and saddle two white counterpanes and one bed cover

I do hereby appoint my sons John and Wade Madden my legal executors to this my last will and testament.

Signed, sealed and declared in the presence of
A. J. M. Kennon
Wm Barnett
Harris King

her
Jane X Madden (L.S.)
mark

The State of Alabama
Russell County

Personally appeared in open Court Harris King & William Barnett two of the subscribing witnesses to the foregoing Will the same being the last Will & Testament of Jane Madden deceased who after being duly sworn deposeth and saith that they saw Jane Madden whose name is subscribed thereto sign seal publish & declare the same to be & contain her last Will & testament, that they subscribed their names thereto as witnesses in the presence of the said Jane Madden and that they saw the other subscribing witness A. J. M. Kennon sign the same as a witness in the presence of the said Jane Madden & in the presence of each other on the day & year therein named and that at the time of signing the same the said Jane Madden was of sound mind & disposing memory & that she executed the said Will without compulsion so far as they know or believe

Sworn to & subscribed in open Court this 24th day of October A.D. 1853
Thomas J Tate
Judge of Probate

Wm Barnett
Harris King

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sd horse and saddle two white counterpanes and one bed cover

I do hereby appoint my sons John and Wade Madden my legal executors to this my last will and testament.

Signed, sealed and declared in the presence of
A. S. M. Kennon
Jno Barnett
Harris King

her
Jane X Madden (L.S.)
mark

The State of Alabama
Russell County

Personally appeared in open Court Harris King & William Barnett two of the subscribing witnesses to the foregoing Will the same being the last Will & Testament of Jane Madden deceased who after being duly sworn deposeth and saith that they saw Jane Madden whose name is subscribed thereto sign seal publish & declare the same to be & contain her last Will & testament, that they subscribed their names thereto as witnesses in the presence of the said Jane Madden and that they saw the other subscribing witness A. S. M. Kennon sign the same as a witness in the presence of the said Jane Madden & in the presence of each other on the day & year therein named and that at the time of signing the same the said Jane Madden was of sound mind & disposing memory & that she executed the said Will without compulsion so far as they know or believe

Sworn to & Subscribed in open Court this 24th day of October A.D. 1853
Thomas S Bate
Judge of Probate

Wm Barnett
Harris King

Will of John C Lester 55.

In the name of God-Amen. I John C Lester of the County of Russell in the State of Alabama being of sound and disposing mind and memory do make publish and declare this my last will and testament hereby revoking all others

First I direct my executors herein after named to case my body after death to be encased in a metallic coffin and placed safely in a marble tomb hereinafter mentioned to be built air and water tight near my present Residence in a site suitable to my estate and condition in life and in such manner that my body shall rest above the surface of the earth when tomb

Second I desire the moneys which are due me to be collected and my funeral expenses and any debts I may owe to be paid

Third I give and bequeath to my beloved wife Ann Lester during her life or widowhood if she survives me the house and land whereon I live known as Section three in Township fourteen of Range twenty nine in Russell county Alabama Containing six hundred and forty acres together with all the improvements and buildings thereon or thereunto belonging also the tract of land known as section one in Township fourteen of Range twenty nine including about ten acres on Section Five in Township fourteen Range twenty nine as the gate and fence now stands to be used by her and my son Lorenzo D Lester during her life or widowhood and at her death or marriage to revert to my son Lorenzo D Lester in fee simple and the following named negro slaves to wit Stone (called George Stone) about twenty one years old Amey his wife about twenty one years old and her four children named Judy Rose Young and Nancy Bob about eighteen years old Jerry (the Blacksmith) about eighteen years old Sold Nick (called Little Nick) about forty years old Eugan about thirty eight years old and her four children viz. Jane Elbert and Adam also old about thirty one years old his wife Ellen about thirty eight years old. Henry (called Ellis Henry) about sixteen years old Nelson about fourteen years old Russell about twelve years old Chris about ten years old Ike about eight years old and the two young children Anne & Charity Silas Saylor about nineteen years old and Scott about thirty four years old. together with the increase of said female slaves which may be born after the date

Will of John C. Lester

In the name of God-Amen. I John C Lester of the county of Russell in the State of Alabama being of sound and disposing mind and memory do make publish and declare this my last will and testament hereby revoking all others

First I directs my executors herein after named to case my body after death to be encased in a metallic coffin and placed away safely in a marble tomb in the cemetary to be built air and water tight near my present Residence in a style suitable to my estate and condition in life and in such manner that my body shall rest above the surface of the earth when interred

Second I desire the moneys which are due me to be collected and my funeral expenses and any debts I may owe to be paid

Third I give and bequeath to my beloved wife Ann Lester during her life or widowhood if she remains one the house and land whereon I live known as Section three in Township fourteen of Range twenty nine in Russell county Alabama Containing six hundred and forty acres together with all the improvements and buildings thereon or thereunto belonging also the tract of Land known as Section one in Township fourteen of Range twenty nine including about ten acres on Section twelve in Township fourteen Range twenty nine as the gate and fence now stands to be used by her and my son Lorenzo D Lester during her life or widowhood and at her death or marriage to revert to my son Lorenzo D Lester in fee simple and the following named negro slaves to wit Stonewall (George Jones) about twenty one years old Nancy his wife about twenty one years old and four children named Judy Rose Young and Nancy Bob about eighteen years old Perry (the Blacksmith) about eighteen years old Alick (called Little Alick) about forty years old Eliza about thirty eight years old and her four children viz Jane Elbert and Ann also Ed about thirty one years old his wife Ellen about thirty eight years old George (called Ellis George) about sixteen years old nelson about fourteen years old Russell about twelve years old Emily about ten years old Bobe about eight years old and the two young children Anne & Charity also Saylon about nineteen years old and Scott about thirty four years old together with the increase of said female slave which may be born after the date

of this will and before my death also my Pleasure carriage and the three mules which have been broken to work to the carriage and five other mules such as she may select and her choice shall also the waggon with iron axles one yoke of oxen called Thestones Stick and cart Ten cows and calves to be selected by her one hundred head of hogs selection by her all the Poultry and all the household and kitchen furniture except that furniture in Virginia room claimed by her and ample supply of corn and fodder pork and other provision for one year and a sufficiency of farming tools to be selected by herself I also direct my executors to furnish my wife during her life or widowhood with any money she may need for any purpose and after her death or marriage all the above described property except the tract of land known as Section one Township fourteen Range twenty nine including about ten acres on Section twelve Township fourteen Range twenty nine as the gate and fence now stand which reverts or belongs to my son Lorenzo D Lester at her death or marriage must be sold by my executors and divided between five of my children to wit Lorenzo D Lester Sarah Calhoun Nancy Passmore Camilla J Stuart and Virginia Ann Lester

Fourth I give and bequeath to my daughter Temperance justice to her sole and special benefit a negro man named Jesse about thirty eight years old and his wife Clara about thirty five years old and Rhena about thirteen years old with the increase of said female slave after the date of this will and one thousand dollars in money to be paid as she may need it for the support of herself and her children or the education of her children

Fifth I give and bequeath to my Daughter Elizabeth Passmore to her sole and separate benefit and use a negro woman named Cressy about forty five years Minna about twelve years old Clarissa about four years old with the increase of said female slaves after the date of this will

Sixth I give and bequeath to my daughter Sarah Davis to her sole and separate use and benefit a negro woman named Nanda about thirty years old and her four children Milly Minna and the infant with the increase of said female slaves after the date of this will and one thousand dollars in money

Seventh I do my son William R Lester I give and bequeath my land in Jones county Georgia where I live before I moved to Alabama joining Dennis Lester and Dr Benjamin A White containing about six hundred acres together with all the buildings

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of this will and before my death. Also my Pleasure carriage and the three mules which have been broken to work to the carriage and five other mules such as she may select and her choice share also the waggon with iron axles one yoke of oxen (called the Stones Steer) and one Ten cows and calves to be selected by her one hundred head of hogs selected by her all the Poultry and all the household and kitchen furniture (except that furniture in Virginia room claimed by her) and ample supply of corn and fodder pork and other provision for one year and a sufficiency of farming tools to be selected by herself I also direct my executors to furnish my wife during her life or widowhood with any money she may need for any purpose and after her death or marriage all the above devised property except the tract of land known as Section one Township fourteen Range twenty nine including about ten acres on Section twelve Township fourteen Range twenty nine as the gate and fence now stand which never to or belongs to my son Lorenzo D Lester at her death or marriage must be sold by my executors and divided between five of my children to wit Lorenzo D Lester Sarah Elkanah Nancy Passmore Camilla A Stuart and Virginia Ann Lester

Fourth I give and bequeath to my daughter Temperance Justice to her sole and special benefit a negro man named Jesse about thirty eight years old and his wife Clara about thirty five years old and Phena about thirteen years old with the increase of said female slaves after the date of this will and one thousand dollars in money to be paid as she may need it for the support of herself and her children or the education of her children

Fifth I give and bequeath to my Daughter Elizabeth Passmore to her sole and separate benefit and use a negro woman named Creasy about forty five years Winna about twelve years old Clarissa about four years old with the increase of said female slaves after the date of this will

Sixth I give and bequeath to my daughter Sarah Davis to her sole and separate use and benefit a negro woman named Nanda about thirty years old and her four children Nelly Phinnia and the infant with the increase of said female slaves after the date of this will and one thousand dollars in money

Seventh Do my son William W Lester I give and bequeath my tank in Jones county Georgia where I live before I moved to Alabama joining Dennis Lester and Dr Benjamin A White containing about Six hundred acres together with all the outlaying

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and improvements of every Kind thereunto belonging and all the debts due me in Jones county and Baldwin county Georgia amounting to about one hundred and Seventy dollars also one negro man named Rod about thirty two years old and Marguerite about ten years old with the increase of said females slave after the date of this will and five hundred dollars in money

Eighth Do my son Lorenzo D Lester I give and bequeath a negro man named Cleek (called big Cleek) about forty years old his wife Lucy about thirty years old and her two children John and Solomon, Fleming about nineteen years old Mary about fourteen years old with the increase of said female slaves after the date of this will also one note I hold on him four cows & calves Three sows and pigs (after mothers choice) and five hundred dollars in money

Ninth I give and bequeath to my daughter Sarah Calhoun to her sole and separate benefit a negro man named Jacob about thirty years old Sukey about thirty years and her daughter Harriett about fifteen years old and Winson about twenty years old with the increase of said females slaves after the date of this will

Tenth Do my son Monroe Lester if he is alive or if he is dead to his heirs I give one dollar in money and no more at any time

Eleventh I give and bequeath to my daughter Nancy Passmore to her sole and separate benefit and use Old Jerry about forty eight years old his wife Phinny about forty eight years old and by of her children Louisa Kitty Dicy Martha Mason and Gilbert also Lewy about nineteen years old with the increase of said female slaves after the date of this will and one thousand dollars in money

Twelfth I give and bequeath to my daughter Camilla A Stuart to her sole and separate use and benefit a negro man Alfred about thirty five years old his wife Janet about twenty nine years and her three children Doin Clarissa

and improvements of every Kind thereunto belonging and all the debts due me in Jones county and Baldwin county Georgia amounting to about one Thundred and Seventy dollars also one negro man named Rod about thirty two years old and Marguerette about ten years old with the increase of said females slave after the date of this will and five hundred dollars in money

Eighth— To my son Lorenzo D Lester I give and bequeath a negro man named Hecks (called big Heck) about forty years old his wife Lucy about thirty years old and her two children John and Solomon Fleming about nine teen years old Mary about fourteen years old with the increase of said females slaves after the date of this will also one note I hold on him four cows & calves three sows and pigs (after mothers choice) and five hundred dollars in money

Ninth— I give and bequeath to my daughter Sarah Calhoun to her sole and separate benefit a negro man named Jacob about thirty years old Sukey about thirty years and her daughter Harriette about fifteen years old and Winson about twenty years old with the increase of said females slaves after the date of this will

Tenth— To my son Monroe Lester if he is alive or if he is dead to his heirs I give one dollar in money and no more at any time

Eleventh— I give and bequeath to my daughter Nancy Pissmore to her sole and separate benefit and use Old Jerry about forty eight years old his wife Phillis about forty eight years old and six of her children Louisa Kitty Dicy Martha Massy and Gilbert also Tony about nineteen years old with the increase of said female slaves after the date of this will and one thousand dollars in money

Twelfth— I give and bequeath to my daughter Camilla I Stuart to her sole and separate use and benefit a negro man Alford about thirty five years old his wife Harriet about twenty nine years and her three children Doin clarissa

and caroline and George (called Richmond George) about thirteen years old with the increase of said female slaves after the date of this will and five hundred dollars in money

Thirteenth— I give and bequeath to my daughter Virginia ann Lester to her sole use and benefit a negro man named Charlotte about thirty one years and her four children Mary Jim Jane and York also George (called Motley George) about eighteen years old Jack about twenty one years old Jane about fifteen years old and the Increase of said female slaves after the date of this will also the Piano and the furniture Rebt in her room and claimed by her one mare her choice next to her mothers choice and one thousand dollars in money

Fourteenth— The balance of the property such as hogs cattle mules horses waggons carts and farming utensils corn and fodder and all other property not specially bequeathed I wish to be sold by my executors at private or public sale for cash or on a credit as my Executors may think proper and the proceeds of said sale to be equally divided between five of my children to wit Lorenzo D Lester Sarah Calhoun Nancy Pissmore Camilla I Stuart and Virginia Ann Lester excluding monroe Lester or his heirs the said monies to be the exclusive property of my daughters respectively and to their sole and separate use as the balance of my Property is given them it being the true intent and meaning of this my last will that all the property hereby given to my daughters is given to their sole and separate use not subject to the debts or contracts of their present or any future husband

Fifteenth— After the death or mariage of my wife Ann I will and will that the property hereby given to her during her life or widowhood (except the negro Lewis and Robert as slaves one including about ten in the north East corner of section twelve of Township fourteen and Range twenty nine which reverts to my son Lorenzo D Lester in fee simple at her death or mariage shall be also sold or equally divided between

and caroline and George (called Richmond George) about thirteen years old with the increase of said female Slaves after the date of this will and five hundred dollars in money

Thirteenth I give and bequeath to my daughter Virginia ann Lester to her sole use and benefit a negro man named Charlotte about thirty one years and her four children Mary Jim Jane and Tom. also George (called Molly Georges) about eighteen years old, Jack about twenty one years old Jane about sixteen years old and the increase of said female Slaves after the date of this will also the Piano and the furniture Rebt in her room and claimed by her as her choice next to her mothers choice and one thousand dollars in money

Fourteenth The balance of the property such as hogs cattle mules horses waggons cart & gear and farming utensils corn and fodder and all other property not specially bequeathed I wish to be sold by my executors at private or public sale for cash or on a credit as my Executors may think proper and best and the proceeds of said sale to be equally divided between five of my children to wit Lorenzo D Lester Sarah Calhoun Nancy Passmore Camilla L Stuart and Virginia Ann Lester excluding monroe Lester or his heirs the said monies to be the exclusive property of my daughters respectively and to their sole and separate use as the balance of my Property is given them it being the true intent and meaning of this my last will that all the property hereby given to my daughters is given to their sole and separate use not subject to the debts or contracts of their present or any future husbands

Fifteenth After the death or marriage of my wife Ann with ade will that the property hereby given to her during her life or widowhood Except the section of land known as Section one in chuding about ten in the north east corner of section twelve of Township fourteen and Range twenty nine which is to go to my Son Lorenzo D Lester in fee Simple at her death or marriage shall be also sold or equally divided between

five of my Lorenzo D Lester Sarah Calhoun Nancy Passmore Camilla L Stuart and Virginia Ann Lester to be sold to be for cash or on a credit as my Executors think proper and best The share to each of the four daughters Sarah Calhoun Nancy Passmore Camilla L Stuart and Virginia Ann Lester excluding Monroe Lester or his heirs to be to sole and separate use respectively without reference to other property or monies heretofore given to them or herein specially given to them

Sixteenth I hereby nominate and appoint my friends Lorenzo D Lester and Elisha Calhoun my executors of this my last will and testament without the necessity of their giving bond as such executors

In witness whereof I have hereunto set my hand and seal on this the first day of August in the year of our Lord one thousand eight hundred and fifty three

John E Lester (Seal)

Signed sealed published and declared to be the last will and testament of said John E Lester in our presence we being called to witness said will by said John E Lester on the day and year above named

First Robert Calhoun
Second Patrick Calhoun
Third Daniel [illegible]

The State of Alabama }
Russell County } Be it remembered that on this 11th day of November A D 1853 before me Thomas J Bates Judge of the Probate Court for said county personally came Robert Calhoun Patrick Calhoun and Daniel Wells the subscribing witnesses to the within will of John E Lester dec'd who being duly sworn depose and say that they each saw the said John E

fave of my Lorenzo D Lester Sarah Calhoun Nancy Passmore Camilla S Stuart and Virginia Ann Lester to Sale to be for cash or on a credit as my Executors think proper and best The share to each of the four daughters Sarah Calhoun Nancy Passmore Camilla S Stuart and Virginia Ann Lester excluding Monroe Lester or his heirs to be to Sole and separate use respectively without reference to other property or monies heretofore given to them or herein specially given to them

Thirteenth I hereby nominate and appoint my friends Lorenzo D Lester and Clisthenes Calhoun my Executors of this my last will and testament without the necessity of their giving bond as such executors

In witness whereof I have hereunto set my hand and seal on this the first day of August in the year of our Lord one thousand eight hundred and fifty three

John E Lester (Seal)

Signed sealed published and declared to be the last will and testament of said John E Lester in our presence we being called to witness said will by said John E Lester on the day and year above named

First Robert Calhoun
Second Patrick Calhoun
Third Hansel Wells

The State of Alabama
Russell County } Be it remembered that on this 11th day of November A D 1853 before me Thomas S Tate Judge of the Probate Court for said county personally came Robert Calhoun Patrick Calhoun and Hansell Wells the subscribing witnesses to the within will of John E Lester dec'd who being duly sworn depose and say that they each saw the said John E

Lester sign seal publish and declare the said writing to be and contain his last Will and testament that they signed their names thereto as witnesses in the presence of the said John E Lester and in the presence of each other that the said John E Lester at the time of signing said will was of sound mind and disposing memory and that he executed the same voluntarily on the day it bears date to the best of their knowledge and belief Sworn to and subscribed the 11th day of November A D 1853

Sworn to & subscribed before me in open court Nov 11th 1853
Thomas S Tate
Judge of Probate

Robert Calhoun
Patrick Calhoun
Hansel Wells

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Testator sign seal publish and declare the said writing to be and contain his last Will and testament that they signed their names thereto as witnesses in the presence of the said Testator and in the presence of each other that the said John E. Lester at the time of signing said will was of sound mind and disposing memory and that he executed the same voluntarily on the day it bears date to the best of their knowledge and belief. Sworn to and subscribed the 11th day of November A.D. 1853

Sworn to & subscribed before me in open court Nov. 11th 1853
Thomas J. Tate
Judge of Probate

Robert Calhoun
Patrick Calhoun
Hance Mills

Will of Stephen Eiland 61

In the name of God. Amen. I, Stephen Eiland of the State of Alabama and County of Russell will knowing the uncertainty of human life and being of sound and disposing mind and memory do make publish and declare this my last Will and Testament hereby revoking and making void all former Wills by me at any time heretofore made.

And first. I consign my soul to God who gave it and my body to the dust of which it was made to be buried after my decease in a decent christian like manner corresponding with my estate and condition in life. And as to what worldly effects it has pleased God to bless me with in this life I dispose of in the manner following to wit

First I direct that my executors hereinafter named shall pay all my just debts and funeral expenses out of any monies that shall come into their hands from any portion of my personal property

Secondly I give and bequeath unto my beloved wife Mary (in the event she survives me) all my estate real personal and mixed (except such portions as are hereinafter disposed of) to have hold and use the same and the rents issues and profits thereof without any account being taken of the same against her or my executors hereinafter named, to invest in her an estate for and during the term of her natural life and such real estate as I may die seized and possessed of (after the death of my said wife) I give and bequeath unto my son William Malcom Eiland to invest in him an estate in fee simple

And I direct my executors so soon after my decease and the decease of my said wife (should she survive me) as they may deem expedient to expose to sale all my personal property (except my negroes) at public sale for cash or on such credit as they may deem expedient and said sale I hereby authorize and empower my said executors to make, they first giving at least thirty days notice of the time and place of such sale, and the proceeds arising from such sale I direct my executors to apply to the payment of the necessary expenses incurred by them

Will of Stephen Eiland 61

In the name of God Amen. I, Stephen Eiland of the State of Alabama and County of Russell wise knowing the uncertainty of human life and being of sound and disposing mind and memory do make publish and declare this my last Will and Testament hereby revoking and making void all former wills by me at any time heretofore made And first. I consign my soul to God who gave it and my body to the dust of which it was made to be buried after my decease in a decent christian like manner corresponding with my estate and condition in life. And as to what worldly effects it has pleased God to bless me with in this life I dispose of in the manner following to wit

First I direct that my executors hereinafter named shall pay all my just debts and funeral expenses out of any monies that shall come into their hands from any portion of my personal property

Secondly I give and bequeath unto my beloved wife Mary (in the event she survives me) all my estate real personal and mixed, except such portions as are hereinafter disposed of) to have hold and use the same and the rents issues and profits thereof without any account being taken of the same against her or my executors hereinafter named, to invest in her an estate for and during the term of her natural life and such real estate as I may die seized and possessed of (after the death of my said wife) I give and bequeath unto my son in law Miriam S Clark to invest in him an estate in fee simple And I direct my executors as soon after my decease and the decease of my said wife (should she survive me) as they may deem expedient to expose to sale all my personal property (except my negroes) at public sale for cash or on such credit as they may deem expedient and said sale I hereby authorize and empower my said executors to make, they first giving at least thirty days notice of the time and place of such sale, and the proceeds arising from such sale I direct my executors to apply to the payment of the necessary expenses incurred by them

62 in the settlement of my said estate and I hereby authorize my said executors to retain such sum of money in their hands as will be sufficient to pay expenses and remunerate them for their trouble; the residue of such money (if any) I direct my executors to pay over upon their receiving proper receipts and acquittances in equal parts to my daughter Abr King, Elizabeth E Clark and the heirs of my daughter Miriam Dean deceased

Thirdly. I direct my executors so soon after my decease and my said wife's decease (should she survive me) shall call in three disinterested men who are hereby authorized to value of the negroes I may die possessed of; and it is my will that said negroes be permitted to choose their purchasers and upon such purchasers as they or either of them may elect shall be allowed to take them at such assessed value as said three disinterest neighbors may make and I direct that such purchaser or purchasers shall be allowed a credit of twelve months on their said purchase of said negroes and if any of said negroes are at my decease and my said wife's decease valueless they may be allowed to choose who shall take care of them or any one or more of them and shall be allowed such sum therefor to be paid out of my estate as said three disinterest neighbors shall direct or assess.

I direct after the payment of all debts and expenses that my estate so reduced to money shall be distributed as follows to wit, five hundred dollars to my daughter Abr King, five hundred dollars to the heirs of my daughter Miriam Dean deceased the residue I direct to be divided equally between my daughters Abr King, Elizabeth E Clark and the heirs of Miriam Dean and all such portion of my said estate as I have herein bequeathed to my daughters Abr King and Elizabeth E Clark I give in trust to my said executors for their use the interest arising annually from such estate to be paid over by said Trustees to the said Abr King and Elizabeth E Clark. And I further direct that my said executors shall not be required to give security before taking upon

in the settlement of my said estate and I hereby authorize my said executors to retain such sum of money in their hands as will be sufficient to pay expenses and remunerate them for their trouble: the residue of such money (if any) I direct my executors to pay over upon their receiving proper receipts and acquittances in equal parts to my daughter Abr King, Elizabeth J Clark and the heirs of my daughter Miriam Dean deceased

Thirdly. I direct my executors so soon after my decease and my said wife's decease (should she survive me) shall call in three discreet men who are hereby authorized to value of the negroes I may die possessed of; and it is my will that said negroes be permitted to choose their purchasers and upon such purchasers as they or either of them may elect shall be allowed to take them at such assessed value as said three discreet neighbors may make and I direct that such purchaser or purchasers shall be allowed a credit of twelve months on their said purchase of said negroes and if any of said negroes are at my decease and my said wife's decease valueless they may be allowed to choose who shall take care of them or any one or more of them and shall be allowed such sum therefor to be paid out of my estate as said three discreet neighbors shall direct or assess.

I direct after the payment of all debts and expenses that my estate so reduced to money shall be distributed as follows to wit: five hundred dollars to my daughter Abr King, five hundred dollars to the heirs of my daughter Miriam Dean deceased, the residue I direct to be divided equally between my daughters Abr King, Elizabeth J Clark and the heirs of Miriam Dean and all such portion of my said estate as I have herein bequeathed to my daughters Abr King and Elizabeth J Clark I give in trust to my said executors for their use the interest arising annually from such estate by said trustees to the said Abr King and Elizabeth J Clark. And I further direct that my said executors shall not be required to give security before taking upon

themselves the execution of said last will and testament. And I hereby nominate, constitute and appoint Allen Eland, Absalam Eland and Stephen A Dean the executors of this my last will and testament as recited by writing on the four foregoing pages.

In witness whereof I the said Stephen Eland have hereunto set my hand and affixed my seal on this the 9th day of April A D 1853.

Signed sealed published and declared in presence of us
Wm D Taylor
J J Seeger

Stephen Eland (L.S.)

The State of Alabama Russell County

On this 28th day of November A D 1853 personally appeared in Open Probate Court for said County Wm D Taylor and Jeremiah J Seegar subscribing witnesses to the foregoing will of Stephen Eland deceased, who being sworn stated that they each saw the said Stephen Eland sign, seal, publish and declare the said instrument to be and contain his last will & testament, that they signed the same as witnesses in the presence of the said Stephen Eland, that he executed the same voluntarily and was of sound mind and disposing memory at the date thereof to the best of their knowledge and belief.

Sworn to and subscribed in open Court the 28th November 1853.

Thomas S. Tate
Judge of Probate

J J Seeger
Wm D Taylor
Attorneys

themselves the execution of said last will and testament. And I hereby nominate, constitute and appoint Allen Eland, Absalom Eland and Stephen D. Eland the Executors of this my last will and testament as rendered in writing on the four foregoing pages.

In witness whereof the said Stephen Eland have hereunto set my hand and affixed my seal on this the 9th day of April A.D. 1853.

Signed sealed published and declared in presence of us
Wm D Paylor
D J Seegar

Stephen Eland (L.S.)

The State of Alabama Russell County

On this 28th day of November A.D. 1853, personally appeared in Open Probate Court for said County Wm D Paylor and Jeremiah J Seegar subscribing witnesses to the foregoing will of Stephen Eland deceased, who being sworn stated that they each saw the said Stephen Eland sign, seal, publish and declare the said instrument to be and contain his last will & testament, that they signed the same as witnesses in the presence of the said Stephen Eland, that he executed the same voluntarily and was of sound mind and disposing memory at the date thereof to the best of their knowledge and belief.

Sworn to and subscribed in open Court the 28th November 1853.

Thomas S. Tate
Judge of Probate

D J Seegar
Wm D Paylor
Witness

Will of Cyrus Catton

The State of Alabama
Russell County

I, Cyrus Catton of the State of Alabama and County of Russell being of sound mind and memory but weak in bodily strength do make and ordain this my last Will and testament.

1st I desire my body after death to be buried in a decent manner.

Second. After paying all my just debts I dispose of all my estate both real and personal in the following manner. Viz. I give to my daughter Mary Rae five dollars. To my daughter Malinda Harper the sum of five dollars. To Nancy Jones the sum of five dollars. To my son William P Catton the sum of five dollars. To my son Cyrus W. Catton the sum of five dollars. To my daughter Louisa Patterson the sum of five dollars. To my son Andrew J Catton the sum of five dollars. To my daughter Artemesia Catton the sum of five dollars. To my youngest son by my present wife five dollars. Lastly I give and bequeath unto my sons Larkin W Catton & John Catton and my daughter Eliza Catton all the balance of my estate both real and personal to be controlled and taken in hand and kept together as it now is by son Larkin W Catton until my daughter Eliza Catton becomes of age at which time my estate above named be sold by my son Larkin W Catton and the proceeds of said sale of said estate both real and personal to be equally divided among my said Children Larkin W Catton, John Catton and Eliza Catton

My son Larkin W Catton is to raise and educate my two Children John Catton and Eliza Catton out of the proceeds arising from any property put into his hands as aforesaid

In witness whereof I have hereunto set my hand and seal this 17 day of November

64

Will of Cyrus Cotton

The State of Alabama }
Russell County } I, Cyrus Cotton of the State of Alabama and County of Russell being of sound mind and memory but weak in bodily strength do make and ordain this my last Will and Testament.

1st I desire my body after death to be buried in a decent manner.

Second, After paying all my just debts I dispose of all my estate both real and personal in the following manner. viz. I give to my daughter Mary Pass five dollars. To my daughter Malinda Harper the sum of five dollars. To Nancy Jones the sum of five dollars. To my son William Cotton the sum of five dollars. To my son Cyrus W. Cotton the sum of five dollars. To my daughter Louisa Patterson the sum of five dollars. To my son Andrew J Cotton the sum of five dollars. To my daughter Artemesia Cotton the sum of five dollars. To my youngest son by my present wife five dollars. Lastly I give and bequeath unto my sons Larkin W Cotton & John Cotton and my daughter Eliza Cotton all the balance of my estate both real and personal to be combined and taken in hand and kept together as it now is by son Larkin W Cotton until my daughter Eliza Cotton becomes of age at which time my estate above named be sold by my son Larkin W Cotton and the proceeds of said sale of said estate both real and personal to be equally divided among my said children Larkin W Cotton, John Cotton and Eliza Cotton

My son Larkin W Cotton is to raise and educate my two children John Cotton and Eliza Cotton out of the proceeds arising from any property put into his hands as aforenamed

In witness whereof I have hereunto set my hand and seal this 17 day of November

65

in the year of our Lord one thousand eight hundred and fifty three

Signed sealed and delivered in the presence of
Theo White
J K Munchus
J A Munchus

Cyrus his X Cotton Seal mark

The State of Alabama }
Russell County } On this the 25 day of January A D 1854 personally appeared in Open Probate Court for said County Theophilus White, J K. Munchus & Jas A Munchus subscribing witnesses to the foregoing will of Cyrus Cotton dec'd who being duly sworn saith that they each saw the said Cyrus Cotton sign, seal, publish and declare the said instrument to be & contain his last will & testament, that they signed the same as witnesses in the presence of the said Cyrus Cotton that he executed the same voluntarily and that he was at the time of signing the same of sound mind and disposing memory to the best of their knowledge & belief.

Sworn to & subscribed in open Court the day & date above mentioned
Thomas J Tate
Judge of Probate

Theo White
J K Munchus
J A Munchus

65

in the year of our Lord one thousand eight hundred and fifty three

Signed sealed and delivered in the presence of
Theo White
J K Munchus
J A Munchus

Cyrus his x Cotton Seal mark

The State of Alabama
Russell County

On this the 25th day of January A.D. 1854 personally appeared in Open Probate Court for said County Theophilus White, J.K. Munchus & Jas A Munchus subscribing witnesses to the foregoing will of Cyrus Cotton Sr dec'd who being duly sworn saith that they each saw the said Cyrus Cotton sign, seal, publish and declare the said instrument to be & contain his last will & testament, that they signed the same as witnesses in the presence of the said Cyrus Cotton that he executed the same voluntarily and that he was at the time of signing the same of sound mind and disposing memory to the best of their knowledge & belief.

Sworn to & subscribed in open Court the day & date above mentioned
Thomas L Date
Judge of Probate

Theo White
J K Munchus
J A Munchus

66

Will of Harden Blalock

I Harden Blalock at present of the State of Alabama County of Russell being in sound mind and memory do make and ordain this my last will and testament. First it is my will that all my just debts be paid. Second it is my will that my present wife H. C. Blalock receive & enjoy the use of all property I own at the time of my decease both real or personal during her lifetime or widowhood consisting of the South ½ of the West ½ of the south west qr of section five T19 R28, the north ½ of the West ½ of north west qr of section eight T19 R28 all containing eighty acres. It is also my will that she have all the stock of hogs & cattle, plantation tools & every thing else that I own at the time of my decease. It is my further will that at the decease of or marriage of my wife that all the property willed to her be equally divided among the children of my present wife as I have heretofore given to my other children more property by far than I have to give the children of my present wife. I hereby nominate and appoint my friend my executor to carry this my last will and testament into effect

In witness where of I have hereunto subscribed my name and affixed my seal this 13th day of February A.D. 1852

Signed in the presence of
Clark Aldredge
Wm W Burt
Alfrd Peterson

Harden his x Blalock Seal mark

The State of Alabama
Russell County

On this 6th day of February 1854 personally appeared in open Court Clark Aldredge and Alfrd Peterson two of the subscribing witnesses to the foregoing instrument the same being the

Will of Harden Blalock

I, Harden Blalock at present of the State of Alabama & County of Russell being in sound mind and memory do make and ordain this my last Will and Testament. First it is my will that all my just debts be paid. Then it is my will that my present wife H. C. Blalock receive & enjoy the use of all property I own at the time of my decease both real or personal during her lifetime or widowhood consisting of the South ½ of the West ½ of the south west qr of section five T19 R28, the north ½ of the West ½ of north west qr of section eight T19 R 28 all containing eighty acres. It is also my will that she have all the stock of hogs & cattle, plantation tools & every thing else that I own at the time of my decease. It is my further will that at the decease of or marriage of my wife that all the property willed to her be equally divided among the children of my present wife as I have heretofore given to my other children more property by far than I have to give the children of my present wife. I hereby nominate and appoint my friend my executor to carry this my last will and testament into effect.

In witness where of I have hereunto subscribed my name and affixed my seal this 13th day of February A.D 1854

Signed in the presence of

Clark Aldredge
Wm W Bust
Alfred Peterson

his
Harden × Blalock Seal
mark

The State of Alabama
Russell County

On this 6th day of February 1854 personally appeared in open Court Clark Aldredge and Alfred Peterson two of the subscribing witnesses to the foregoing instrument the same being the

last Will of Harden Blalock dec'd who being duly sworn say that they each saw the said Harden Blalock sign seal publish and declare the said instrument to be and contain his last will and testament, that they signed the same in the presence of the said Blalock, of each other and of the other witness and that each other witness signed the same as a witness in the presence of the said Blalock & of these witnesses that the said Blalock at the time of signing the same was of sound mind and disposing memory at the time of signing the same and that he executed the said will without fear threat or compulsion so far as they knowen or believe.

Clark Aldredge
Alfred Peterson

Sworn to & subscribed in open Court the 6th day of February 1854

Thomas J Tate
Judge of Probate

last Will of Harden Blalock dec'd who being duly sworn say that they each saw the said Harden Blalock sign seal publish and declare the said instrument to be and contain his last will and testament, that they signed the same in the presence of the said Blalock, of each other and of the other witness and that each other witness signed the same as a witness in the presence of the said Blalock & of these witnesses that the said Blalock at the time of signing the same was of sound mind and disposing memory at the time of signing the same and that he executed the said will without fear threat or compulsion so far as they Knowen believe

Sworn to & subscribed in open Court the 6th day of February 1854

Thomas J Pate
Judge of Probate

Clark Alexander
Alfred Pleasant

Will of Neely McCoy

Georgia Carroll County
In the name of God Amen.

I Neely McCoy of Cass County in the State of Texas being apprehensive of approaching death deem it right and proper both as respects my family and myself that I should make a disposition of my property. Therefore I do make this my last will and testament hereby revoking all others heretofore made by me.

1st Item. I desire & direct that my body be buried in a decent manner suitable my circumstances in life. my soul I trust shall return to God who gave it.

2nd Item. I desire and direct that all my just debts be paid without delay by my Executor hereafter appointed.

3rd Item. I give bequeath and devise to my beloved wife Sarah the following negroes to wit. Alford, George, Anna & Andrew, Caroline, Charlotte Ezekiel and Mary. To have and to hold the same to her own use benefit and behoof forever in fee simple. with full power to dispose of the same at any time previous or by will or deed at her death as she may think proper

4th Item. I give, bequeath and devise to my three children to wit my daughter Ann Henry and my two sons Charles William and Edmond Franklin McCoy my farm in the County of Cass and State of Texas including all of my real estate in anywise belonging to me to be equally divided among the three children above named it being the farm that I reside on in the aforesaid County of Cass with all the rights members and privileges to said tract of land in anywise appertaining or belonging to the same forever in fee simple. together with all of my farming utensils used on and belonging to said plantation of every description whatever including all my stock of every description to wit Horses, mules, cows, hogs &c which said farm and stock above named is to be sold by my Executor hereinafter appointed whenever he shall deem it expedient to do so for the purpose of making an equal division among

Will of Neely McCoy

Georgia Carroll County

In the name of God Amen.

I Neely McCoy of Cass County in the State of Texas being apprehensive of approaching death deem it right and proper both as respects my family and myself that I should make a disposition of my property. Therefore I do make this my last will and testament hereby revoking all others heretofore made by me.

1st Item. I desire and direct that my body be buried in a decent manner suitable my circumstances in life, my soul I trust shall return to God who gave it.

2d Item. I desire and direct that all my just debts be paid without delay by my Executor hereinafter appointed.

3d Item I give bequeath and devise to my beloved wife Sarah the following negroes to wit. Alford, George, Anna & Andrew, Caroline, Charlotte Penny and Mary. To have and to hold the same to her own use benefit and behoof forever in fee simple. with full power to dispose of the same at any time she may think proper

4th Item I give, bequeath and devise to my three children both my daughter Ann Henry and my two sons Charles Welborn and Edmond Franklin McCoy my farm in the County of Cass and State of Texas including all of my real estate in anywise belonging to me to be equally divided among the three children above named it being the farm that I reside on in the aforesaid County of Cass with all the rights members and privileges to said tract of land in anywise appertaining or belonging to the same forever in fee simple. together with all of my farming utensils used on and belonging to said plantation of every description whatever including all my stock of every description town Hands, mules, cows, hogs, &c which said farm and stock above named is to be sold by my Executor hereinafter appointed whenever he shall deem it expedient to do so for the purpose of making an equal division among the children above named.

5th Item I give bequeath and devise to my three children above named the following negroes to wit Nathan, Fanny, Sam, Cato, Dock, Wesley, Elzey, Caty, Sarah Chesa, Barbor, Margaret and James which said negroes they are to have and to hold jointly until they think proper to make an equal division of said negroes among themselves in any manner they may think most advisable so as to make an equitable division of said negroes among themselves to have and to hold the said negroes forever in fee simple.

6th Item I hereby bequeath & devise that Charles Nelms of the County of Russell and State of Alabama be the Guardian of the person and the property of my two eldest children Ann Henry and Charles Welborn until they arrive at the age of twenty one years or until my daughter Ann Henry shall marry should she marry before she arrives to the age of twenty one years and do further hereby appoint the said Charles Nelms the guardian of the property of my youngest child heir an infant to wit my son Edmond Franklin until he arrives to the age of twenty one years.

7th Item I hereby constitute and appoint my own & friend Dr D. W. Floyd of Russell County and State of Alabama Executor of this my last will and testament. This July 3rd day 1853

Neely McCoy [Seal]

Signed, sealed declared and published by Neely McCoy as his last Will and Testament in the presence of us the subscribers who subscribed our names thereto in the presence of said testator at his special instance and request and of each other this July 3rd 1853

A. E. Burke
G. L. Mayo
W. R. Parker
J. I. Meador
John T. Meador

Georgia
Carroll County } Court of Ordinary
September Term 1853

Before me James M. Blalock Ordinary of said County at the present term personally came Daniel W. Floyd Executor of the last Will & Testament of Neely McCoy

the children above named.

5th Item. I give bequeath and devise to my three children above named the following negroes to wit Nathan, Janey, Sam, Cato, Dock, Neely, Elsey, Caty, Sarah Ellen, Parker, Margaret and James which said negroes they are to have and to hold jointly until they think proper to make an equal division of said negroes among themselves in any manner they may think most advisable so as to make an equitable division of said negroes among themselves to have and to hold the said negroes forever in fee simple.

6th Item. I hereby bequeath & devise that Charles Nelms of the County of Russell and State of Alabama be the Guardian of the person and the property of my two eldest children Ann Penn and Charles Nelms until they arrive at the age of twenty one years or until my daughter Ann Penn shall marry should she marry before she arrives to the age of twenty one years and do further hereby appoint the said Charles Nelms the guardian of the property of my youngest child should an infant to wit my son Edmund Franklin until he arrives to the age of twenty one years.

7th Item I hereby constitute and appoint my own & friend Dr D. W. Floyd of Russell County and State of Alabama Executor of this my last will and testament. This July 3rd day 1853

Neely McCay [Seal]

Signed, sealed declared and published by Neely McCay as his last Will and Testament in the presence of us the subscribers who subscribed our names thereto in the presence of said testator at his special instance and request and of each other this July 3rd 1853

A. D. Burke
E. I. Wright
W. P. Parker
J. I. Meader
John T. Meador

Georgia
Carrol County } Court of Ordinary September Term 1853

Before me James M. Blalock Ordinary of said County at the present term personally came Daniel W. Hand Executor of the last Will & Testament of Neely McCay

late in said County deceased and produced before me the last will & testament of said Neely McCay dec'd and three of the witnesses to said Will to wit E. I. Wright W. P. Parker and J. I. Meadow which witnesses being duly sworn depose and say that they saw the said said Neely McCay the testator sign, seal, declare and publish the instrument now presented as his last will and testament freely voluntarily and of his own accord and without any compulsion or influence whatever that at the time of the execution of the said Will said testator was of sound and disposing mind and memory, that said deponents signed said will as witnesses in the presence of said testator and at his special instance and request and in the presence of each other.

E. I. Wright
W. P. Parker
John T. Meador

Sworn to and subscribed in open Court before me this Sept 5th 1853

James M. Blalock ordinary [Seal]

Georgia
Carroll County } I James M. Blalock Ordinary of said County do hereby certify that the foregoing will has been regularly probated in the Court of Ordinary of said County & State & duly committed to record in said Court upon the oath of the said E. I. Wright, W. P. Parker & J. I. Meador three of the witnesses to said Will they all residing in said County at the time of said Probate & that the within probate is the one taken before me at the present term which is the term alluded to in said probate.

Sept 5th 1853.

James M. Blalock O. C. [Seal]

Georgia.
Carrol County } I John Long clerk of the Superior Court in & for said State & County do hereby certify that James M. Blalock is ordinary of said County duly commissioned & qualified & that the foregoing signature purporting to be his official signature is his genuine signature & that

late in said County deceased and produced before me the last Will & Testament of said Neely McCoy dec'd and three of the witnesses to said Will to wit G. T. Wright W. P. Parker and J. T. Meador which witnesses being duly sworn depose and say that they saw the said said Neely McCoy the testator sign, seal, declare and publish the instrument now presented as his last Will and Testament freely, voluntarily and of his own accord and without any compulsion or influence whatever that at the time of the execution of the said Will said testator was of sound and disposing mind and memory, that said deponents signed said Will as witnesses in the presence of said testator and at his special instance and request and in the presence of each other.

G. T. Wright
W. P. Parker
John T. Meador

Sworn to and subscribed in open Court before me this Sept 5th 1853

James M. Blalock ordinary (Seal)

Georgia
Carroll County } I James M. Blalock ordinary of said County do hereby certify that the foregoing Will has been regularly probated in the Court of Ordinary of said County & State & duly committed to record in said Court upon the oath of the said G. T. Wright, W. P. Parker & J. T. Meador three of the witnesses to said Will, they all residing in said County at the time of said Probate & that the within probate is the one taken before me at the present term which is the term alluded to in said probate.

Sept 5th 1853.

James M. Blalock O. C. C. (Seal)

Georgia.
Carrol County } I John Long clerk of the Superior Court in & for said State & County do hereby certify that James M. Blalock is ordinary of said County duly commissioned & qualified & that the foregoing signature purporting to be his official signature is his genuine signature & that

full faith & credit should be given to his acts as such. Given under my hand and official seal of office this Sept 5th 1853 at my office in Carrollton County & State aforesaid

(Seal) John Long Clerk S. C.

full faith & credit should be given to his acts as such. Given under my hand and official seal of office this Sept 5th 1853 at my office in Carrollton County & State aforesaid.

(Seal) John Long Clk S.C.

Will of Priscilla Butt.

Georgia
Muscogee County } Court of Ordinary
February Term 1853
John Johnson Ordinary presiding

The last will and testament of Priscilla Butt late of Muscogee County deceased being presented in open Court and in common form of law proved upon the oath of John Banks one of the subscribing witnesses to said Will. It is considered and adjudged by the Court that said Will be admitted to record. And further ordered that John A Butt the executor named and appointed in said Will upon his taking the oath prescribed by law do receive letters testamentary to execute the same.

"Copy of Will"

Being sensible that my days are numbered & that my ties to earth will soon be severed I am warned of the necessity of making a will. I hereby revoke all former wills & make this my last will & testament as follows.

I will that my executor have purchased out of my effects Ten neatly bound large Bibles and give one to each of my children and to my step sons Frederick A & William B. I will to my step son Frederick A. the silver watch worn by his father when in life.

I will to my daughters Sarah A King & Mary V. Bird two thousand dollars each. I will to my son John H. my gold watch. I will that my executor hereinafter name out one hundred and fifty dollars in comforts for the family necessary as he may think suitable.

I will that the balance of my estate both real and personal consisting of one fifth part of the undivided property left me by my husband with the four youngest children to my sons Richard C & John H.

I hereby make and appoint my son John H. my executor of this my last will & testament & will that he not be required to give security for his Executorship nor to make any returns to the ordinary appraisement &c

This 18th October 1852 Priscilla Butt

Will of Priscilla Butt.

Georgia
Muscogee County } Court of Ordinary
February Term 1853
John Johnson Ordinary presiding

The last will and testament of Priscilla Butt late of Muscogee County deceased being presented in open Court and in common form of law proved upon the oath of John Banks one of the subscribing witnesses to said will. It is considered and adjudged by the Court that said will be admitted to record. And further ordered that John A Butt the executor named and appointed in said will upon his taking the oath prescribed by law do receive letters testamentary to execute the same.

"Copy of Will"

Being sensible that my days are numbered & that my ties to earth will soon be severed I am warned of the necessity of making a will. I hereby revoke all former wills & make this my last will & testament as follows.

I will that my executor have purchased out of my effects ten neatly bound large Bibles and give one to each of my children and to my step sons Frederick A & Dillard B. I will to my step son Frederick A. the silver watch worn by his father when in life.

I will to my daughters Sarah A. King & Mary V. Bird two hundred dollars each. I will to my son John H. my gold watch. I will that my executor have laid out one hundred and fifty dollars in comforts for the family negroes as he may think suitable.

I will that the balance of my estate both real and personal consisting of one fifth part of the undivided property left me by my husband with the four youngest children to my sons Richard L & John H.

I hereby make and appoint my son John H. my executor of this my last will & testament & will that he not be required to give security for his Executorship nor to make any returns to the ordinary of appraisement &c

This 18th October 1852 Priscilla Butt

Test John Banks
Sarah Banks
John D. Banks

Georgia Muscogee County
Court of Ordinary February Term 1853
The within last will and testament of Priscilla Butt late of said County aforesaid having been presented in open Court and upon the oath of John Banks one of the subscribing witnesses proved in common form of law ordered that the same be admitted to record.

John Johnson
February 7th 1853 Ordinary

State of Georgia
Muscogee County } I John Johnson Ordinary in and for said County in said State and ex officio Clerk of the Court of Ordinary and keeper of the seal and records of said Court, the same being a Court of Record do hereby certify that the foregoing three pages contain a full and complete exemplification of the Will of Priscilla Butt late of said County deceased and all the proceedings had thereon that appear of file or of record in my office and that the certificate is in due form of law.

Given under my hand and the seal of the Court of Ordinary in the City of Columbus in the County and State aforesaid this 9th day of February 1853.

(Seal)

John Johnson
Ordinary

Test John Banks
Sarah Banks
John D. Banks

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Georgia Muscogee County
Court of Ordinary February Term 1853
The within last will and testament of Priscilla Bass late of said County aforesaid having been presented in Open Court and upon the oath of John Banks one of the subscribing witnesses proved in common form of law ordered that the same be admitted to record.
February 7th 1853
John Johnson
Ordinary

State of Georgia
Muscogee County } I John Johnson Ordinary in and for said County in said State and ex officio Clerk of the Court of Ordinary and Keeper of the seal and records of said Court, the same being a Court of Record do hereby certify that the foregoing three pages contain a full and complete exemplification of the Will of Priscilla Bass late of said County deceased and all the proceedings had thereon that appear of file or of record in my office and that the certificate is in due form of law.
Given under my hand and the seal of the Court of Ordinary in the City of Columbus in the County and State aforesaid this 9th day of February 1854
Jno Johnson
Ordinary

(Seal)

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Will of Zebulon D Bragg.

In the name of God Amen. I Zebulon D Bragg of the State of Alabama and County of Russell being weak in body but of a sound mind do make and constitute this my last will and testament hereby revoking all wills and testaments and codicils annexed thereto heretofore made by me

Item 1st Of the cash on hand of which I am now possessed I wish all my just debts to be paid, doctors bills, burial expenses and all just and equitable claims that may be standing against me.

Item 2d I give and bequeath to my beloved wife Susan M Bragg the sum of ten thousand dollars for her own use and benefit forever.

Item 3rd I give and bequeath to my brother Thomas M Bragg the sum of ten thousand dollars

Item 4th I give and bequeath unto my nephew Zebulon T Murphy the sum of two thousand dollars

Item 5th I give and bequeath unto Mrs Elizabeth Murphy wife of Thomas T Murphy the sum of one thousand dollars

Item 6th As some of my negroes wish to return to South Carolina and some of them only wish to remain in Alabama it is my will and desire that they be permitted to select their future masters or owners and of the persons so selected by them are willing to take them that the said negroes be appraised by disinterested persons and delivered to the owners of their choice at the amount of said appraisement either in cash or notes due in one and two years with interest from date.

All my perishable property I wish to be sold at public outcry to the highest bidder except my household and kitchen furniture which I wish equally divided between my wife and Mrs Elizabeth Murphy.

Item 7th I hold a note of about seven hundred and twenty dollars against Polly Miles of South Carolina I wish her to have the use of the money during her life she paying the legal rate of interest on said amount and at her death to go to the lawful heirs of my estate.

Item 8th I give and bequeath to Landy Miles one thousand dollars during his life and at his death to go to Francis Miles son of Landy Miles.

Item 9th I give and bequeath to William H. Miles

Will of Zebulon D Bragg.

In the name of God Amen. I Zebulon D Bragg of the State of Alabama and County of Russell being weak in body but of a sound mind do make and constitute this my last will and testament hereby revoking all wills and testaments and codicils annexed thereto heretofore made by me

Item 1st Of the cash on hand of which I am now possessed I wish all my just debts to be paid, doctors bills, burial expences and all just and equitable claims that may be standing against me.

Item 2d I give and bequeath to my beloved wife Susan M Bragg the sum of ten thousand dollars for her own use and benefit forever.

Item 3rd I give and bequeath to my brother Thomas M Bragg the sum of six thousand dollars

Item 4th I give and bequeath unto my nephew Zebulon F Murphy the sum of two thousand dollars

Item 5th I give and bequeath unto Mrs Elizabeth Murphy wife of Thomas F Murphy the sum of one thousand dollars

Item 6th As some of my negroes wish to return to South Carolina and some of them only wish to remain in Alabama it is my will and desire that they be permitted to select their future masters or owners and of the persons so selected by them are willing to take them that the said negroes be appraised by disinterested persons and delivered to the owners of their choice at the amount of said appraisement either in cash or notes due in one and two years with interest from date

All my perishable property I wish to be sold at public outcry to the highest bidder except my household and kitchen furniture which I wish equally divided between my wife and Mrs Elizabeth Murphy.

Item 7th I hold a note of about seven hundred and twenty dollars against Polly Miles of South Carolina. I wish her to have the use of the money during her life she paying the legal rate of interest on said amount and at her death to go to the lawful heirs of my estate.

Item 8th I give and bequeath to Landy Miles one thousand dollars during his life and at his death to go to Francis Miles son of Landy Miles.

Item 9th I give and bequeath to William H. Miles

five hundred dollars during his life and at his death to be equally divided between Thomas P Miles and Robert Miles.

Item 10th I give and bequeath unto Thomas F Murphy one thousand dollars.

Item 11th I give and bequeath unto my negroes cook the sum of one hundred dollars except Jack and I only him two hundred dollars

Item 12th If there should be a surplus after all the foregoing bequests are made I wish it equally divided between my wife and Eliza Beth Murphy.

I Zebulon D Bragg do declare the foregoing to be my last will and testament and have hereunto affixed my own proper name and seal this 15th day of May in the year of our Lord one thousand eight hundred and fifty three.

Z. D. Bragg [L.S.]

Signed in the presence of
H J M Kennon
J D Adair
A W McCay.

Be it remembered that on the tenth day of April the same being the second Monday after the fourth Monday in March in the year of our Lord one thousand eight hundred and fifty four the Circuit Court of Alabama for Macon County convened according to an act of the assembly in the town of Tuskegee the Honorable Robert Dougherty presiding the following proceedings were had to wit.

Thomas M Bragg
Propd Thomas
vs
Thomas F Murphy &
Wife Contestants

This day came the parties by their Attorneys and thereupon came a Jury of good and lawful men to wit A D Guerry and eleven others who being empannelled sworn and charged well and truly to try the issue joined between the parties aforesaid upon their oaths do say We the jury find the issue in favor of the propounder and that the paper propounded is the last will and testament of Zebulon D Bragg. It is therefore considered by the Court that said propounder Thomas M Bragg be admitted to probate as the last will and testament of Zebulon D Bragg and that the proponent recover of the contestants the costs in this behalf expended

five hundred dollars during his life and at his death to be equally divided between Thomas P Miles and Robert Miles.

Item 10th I give and bequeath unto Thomas F Murphy one thousand dollars.

Item 11th I give and bequeath unto my negroes each the sum of one hundred dollars except Jackson and I orly him two hundred dollars

Item 12th If there should be a surplus after all the foregoing bequests are met, I wish it equally divided between my wife and Elizabeth Murphy.

I Zebulon D Bragg do declare the foregoing to be my last will and testament and have hereunto affixed my own proper name and seal this 15th day of May in the year of our Lord one thousand eight hundred and fifty three.

Z. D. Bragg [Seal]

Signed in the presence of
H J M Kennon
J D Adair
A W McCay.

Be it remembered that on the tenth day of April the same being the second Monday after the fourth Monday in March in the year of our Lord one thousand eight hundred and fifty four the Circuit Court of Alabama for Macon County convened according to an act of the assembly in the town of Tuskegee the Honorable Robert Dougherty present and presiding the following proceedings were had to wit.

Thomas M Bragg propounder vs Thomas F Murphy & Wife contestants } This day came the parties by their Attorneys and thereupon came a Jury of good and lawful men to wit A D Guerry and eleven others who being empannelled sworn and charged well and truly to try the issue joined between the parties aforesaid upon their oaths do say we the jury find the issue in favor of the propounder and that the paper propounded is the last Will and testament of Zebulan D Bragg. It is therefore considered by the Court that said propounded by said Thomas M Bragg be admitted to probate as the last will and testament of Zebulon D Bragg and that the propounder recover of the contestants the costs in this behalf expended

for which let execution issue, and that the Clerk certify the proceedings hereon back to the Probate Court of Russell County.

The State of Alabama Russell County
Probate Court 17th June 1854

Before me Thomas Dale Judge of Probate for said County personally came H. J. M. Kennon John D Adair and Athos W McCay the subscribing witnesses to the foregoing will of Zebulon D Bragg deceased who being duly sworn deposes and say that they each saw the said Zebulon D Bragg sign, seal, publish and declare the said writing to be and contain his last will and testament that they signed their names thereto as witnesses in the presence of the said Zebulon D Bragg and in the presence of each other, that the said Zebulon D Bragg at the time of signing said Will was of sound mind and disposing memory and that he executed the same voluntarily on the day it bears date to the best of their knowledge and belief

Sworn to and subscribed in open Court 17 June 1854
Thomas Dale
Judge of Probate

H J M Kennon
John D Adair
A W McCay

Recorded 23 August 1854 Thomas Dale
Judge of Probate

for which let execution issue, and that the Clerk certify the proceedings here in had to the Probate Court of Russell County.

The State of Alabama Russell County
Probate Court 17th June 1854

Before me Thomas Dale Judge of Probate for said County personally came H. J. M. Kennon John D Adair and Archus W. McCay the subscribing witnesses to the foregoing will of Zebulon D Bragg deceased who being duly sworn deposes and say that they each saw the said Zebulon D Bragg sign, seal, publish and declare the said writing to be and contain his last will and testament that they signed their names thereto as witnesses in the presence of the said Zebulon D Bragg and in the presence of each other, that the said Zebulon D Bragg at the time of signing said Will was of sound mind and disposing memory and that he executed the same voluntarily on the day it bears date to the best of their knowledge and belief

Sworn to and subscribed in open Court 17 June 1854
Thomas Dale Judge of Probate

H. J. M. Kennon
John D Adair
A. W. McCay

Recorded 28 August 1854 Thomas Dale Judge of Probate

In the name of God Amen.

I Jacob T. Cain of the County of Russell and State of Alabama being feeble in body but of a sound and disposing mind do make and constitute this my last Will and testament in manner hereafter following viz

Item 1st I desire that a sufficient portion of my estate be applied to the payment of all my just debts.

Item 2d I give and bequeath to my beloved daughter Elmira Augusta Caroline Cain the sum of five hundred dollars independent of her proportionable part of my property

Item 3d After the above bequests are set off I desire that the remainder of my estate both real and personal be equally divided between my beloved wife Nancy D Cain and my three children Alpha Germany Armanda Rebecca and Elmira Augusta Caroline Cain and I desire that my negro property shall not be sold but set off by lottery, that the whole estate be kept together till a division is called for by my wife and some of the children become of age or marry and call for a division. And when such division is called for the one so calling shall receive his or her part of the negro property by lottery and of the real estate by sale or otherwise and then the balance to be kept together till another division is called for and so on till the last. The portion of my estate which my wife receives according to the provisions of my will shall be for her own proper use and benefit during her natural life and at her death shall be equally divided among my children or their lawful issue in case any of them die and leave issue.

And the portion which my children may receive shall be for their benefit during their natural lives and at their death shall go to their issue if any and if no lawful issue then to go to the other children or their lawful issue.

Jacob T. Cain

I constitute and appoint my wife Nancy D Cain and Charner T Scruggs Executors and Executor of this my last will and testament with full power to manage my estate as they may think most conducive to the interest of the Legatees.

Signed sealed and declared in the presence of
H. J. M. Kennon
John D Adair
Daniel A. McCay

Will of Jacob T. Cain 77

In the name of God Amen.

I Jacob T. Cain of the County of Russell and State of Alabama being feeble in body but of a sound and disposing mind do make and constitute this my last Will and Testament in manner hereafter following viz

Item 1st I desire that a sufficient portion of my Estate be applied to the payment of all my just debts.

Item 2d I give and bequeath to my beloved daughter Elmira Augusta Caroline Cain the sum of five hundred dollars independent of her proportionable part of my property

Item 3d After the above bequests are set off I desire that the remainder of my estate both real and personal be equally divided between my beloved wife Nancy D Cain and my three children Alpha Germany Amanda Rebecca and Elmira Augusta Caroline Cain and I desire that my negro property shall not be sold but set off by lottery, that the whole estate be kept together till a division is called for by my wife and some of the children become of age or marry and call for a division. And when such division is called for the one so calling shall receive his or her part of the negro property by lottery and of the real estate by sale or otherwise and then the balance to be kept together till another division is called for and so on till the last. The portion of my estate which my wife receives according to the provisions of my will shall be for her own proper use and benefit during her natural life and at her death shall be equally divided among my children or their lawful issue in case any of them die and leave issue

And the portion which my children may receive shall be for their benefit during their natural lives and at their death shall go to their issue if any and if no lawful issue then to go to the other children or their lawful issue.

Jacob T. Cain

I constitute and appoint my wife Nancy D Cain and Charner T Scipio Executors and Executor of this my last will and testament with full power to manage my estate as they may think most conducive to the interest of the legatees.

Signed sealed and declared in the presence of
H J M Kennon
John D Adair
Daniel N McCoy

78 The State of Alabama } Be it remembered that
Russell County } on the 17th day of June A D 1854 before me Thomas J Tate Judge of the Probate Court for said County personally came H J M Kennon & John D Adair the subscribing witnesses to the foregoing will of Jacob T Cain dec'd who being duly sworn deposeth and saith that they each saw the said Jacob T Cain sign seal, publish and declare the said writing to be and contain his last will and testament, that they signed their names thereto as witnesses in the presence of each other, that the said Jacob T Cain at the time of signing said will was of sound mind and disposing memory and that he executed the same voluntarily on the day it bears date to the best of their knowledge and belief

Sworn to & subscribed in Open Court this 17 June 1854

Thomas J Tate
Judge of Probate

H J M Kennon
John D Adair.

Recorded 24 Aug 1854 Thomas J Tate
Judge of Probate

78 The State of Alabama } Be it remembered that
Russell County } on the 17th day of June A.D
1854 before me Thomas J Tate Judge of the Probate
Court for said County personally came A.M.
Kennon & John D Adair the subscribing witnesses
to the foregoing will of Jacob T Cain dec'd who
being duly sworn deposeth and saith that they
each saw the said Jacob T Cain sign seal, publish
and declare the said writing to be and contain
his last will and testament, that they signed
their names thereto as witnesses in the presence
of each other, that the said Jacob T Cain at
the time of signing said will was of sound
mind and disposing memory and that he
executed the same voluntarily on the day
it bears date to the best of their knowledge
and belief.

Sworn to & subscribed in open Court this
17 June 1854

Thomas J Tate } A J M Kennon
Judge of Probate } John D Adair.

Recorded 24 Aug 1854 Thomas J Tate
Judge of Probate

Will of James Pringle 79

State of Alabama
Russell County } In the name of God amen I James
Pringle of Russell County State aforesaid being weak
in body but of sound mind and memory did calling
unto mind the mortality of my body and knowing
that it is appointed once for all men to die, do
make declare and publish this my last will and
testament in manner and form following that
is to say, principally and first of all I resign
and recommend my soul into the hands of God
who gave it and my body to the earth to be
buried in a decent christian like manner, not
doubting but that at the general resurrection
I shall receive the same again by the mighty
power of God who gave it and as to such
worldly estate as it hath pleased God to bless
me with in this life I give devise and bequeath
unto my beloved wife and son George Pringle
all my real and personal estate such as lands and
negroes stock of all kinds, hogs cows horses, mules
also all the plantation tools for to support them
during their natural lives and immediately
after my decease it is also my desire that my
son Alexander Pringle take the management
and control of the negroes and plantation
for his mother and brothers and sisters and it is
also my desire that Sarah K Pringle, Nancy A Pringle,
Mary E Pringle have their support it is also my desire
that Thomas W Pringle work with his brother Alexander
Pringle in helping to make a support for the family
and to assist him in paying the debts of the estate
I also constitute nominate and appoint Alexander
Pringle John G Pringle my executors.

Signed sealed and
acknowledged before us
this 26th day of July 1854
J W Thomason
John Beaty
A B Griffin J.P.

James Pringle (Seal)

The State of Alabama Russell County.
In Probate Court 17 July 1854
Personally came in open Court before me
Thomas J Tate Judge of Probate for said County
Andrew B Griffin and John Beaty, two of the subscri-

Will of James Pringle 79

State of Alabama }
Russell County } In the name of God amen I James Pringle of Russell County State aforesaid being weak in body but of sound mind and memory and calling unto mind the mortality of my body and knowing that it is appointed unto for all men to die, do make declare and publish this my last will and testament in manner and form following that is to say, principally and first of all I resign and recommend my soul into the hands of God who gave it and my body to the earth to be buried in a decent christian like manner, not doubting but that at the general resurrection I shall receive the same again by the mighty power of God who gave it. and as to such worldly estate as it hath pleased God to bless me with in this life I give devise and bequeath unto my beloved wife and son George Pringle all my real and personal estate such as lands negroes stock of all kinds, hogs cows horses, mules and all the plantation tools for to support them during their natural lives and immediately after my decease it is also my desire that my son Alexander Pringle take the management and control of the negroes and plantation for his mother and brothers and sisters and it is also my desire that Sarah K Pringle, Nancy A Pringle, Mary E Pringle have their support it is also my desire that Thomas W Pringle work with his brother Alexander Pringle in helping to make a support for the family and to assist him in paying the debts of the estate I also constitute nominate and appoint Alexander Pringle & John E Pringle my executors.

James Pringle (Seal)

Signed sealed and
acknowledged before us
this sixth day of Jany 1854
J W Thomason
John Beaty
A B Griffin J P.

The State of Alabama Russell County.
In Probate Court 17th July 1854
Personally came in open court before me Thomas J Tate Judge of Probate for said County Andrew B Griffin and John Beaty two of the subscribing witnesses to the foregoing will of James Pringle who being duly sworn depose and say that the said James Pringle signed, sealed, published and declared the said instrument in their presence to be and contain his last Will and Testament, that they signed their names thereto as witnesses in the presence of the said James Pringle deceased and of each other and in the presence of the other witnesses, that each other witness signed his name as a witness in the presence of the said James Pringle deceased and of the witnesses and that the said James Pringle at the time of signing the same was of sound mind and disposing memory and he executed the same voluntarily to the best of their knowledge and belief.

Sworn to and subscribed
in Open Court 17 July 1854 } A B Griffin
Thomas J Tate } John Beaty
Judge of Probate }

Recorded 24 August 1854 Thomas J Tate
Judge of Probate

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80

being witnesses to the foregoing will of James Pringle who being duly sworn depose and say that the said James Pringle signed, sealed, published and declared the said instrument in their presence to be and contain his last Will and testament, that they signed their names thereto as witnesses in the presence of the said James Pringle deceased, and of each other and in the presence of the other witnesses, that such other witnesses signed his name as a witness in the presence of the said James Pringle deceased and of these witnesses and that the said James Pringle at the time of signing the same was of sound mind and disposing memory and he executed the same voluntarily to the best of their knowledge and belief.

Sworn to and subscribed in Open Court 17 July 1854 — A. J. Sinffin, John Platy

Thomas J. Tate, Judge of Probate

Recorded 24 August 1854 Thomas J. Tate, Judge of Probate.

State of Georgia } At a Court of Ordinary begun and held
Muscogee County } in said County in said State on Monday the seventh day of January eighteen hundred and forty seven at which Court the Hon Josephus Echols Nicholas L Hansard, Kenneth Mackenzie & Samuel R Andrews Justices were presiding the following proceedings were had.

The last will and testament of Adeline E Marks deceased having been this day in open Court duly proven by the oath of James S Norman one of the subscribing witnesses to the same it is ordered that the same be admitted to record. And it is further ordered that the Clerk issue Letters Testamentary to Richard J Marks the executor named in said will he having been in open Court duly sworn to execute the same and it is further ordered that John Johnson, Wilkerson Read, Asa Pond, Robert A Ware and James S Norman be and they are hereby appointed appraisers of the estate of said deceased

Copy Will.

The State of Alabama } In the name of God Amen.
Russell County }

I Adeline Eliza Marks of the State and County aforesaid being of sound mind and capable of distributing my worldly effects and also being solemnly impressed with the certainty of death and being desirous my property should be distributed agreeably to my wishes I have thought proper to make and do make constitute and ordain this my last will and testament.

First I give and bequeath my soul to God who gave it.

Second I desire to be decently buried and all the expenses of which to be paid out of my estate.

I give and bequeath to my mother Delilah Reese my negro girl Mary in trust for my step daughter Leah Clarinette Marks to be kept and used by my mother during her natural life and at her death to be delivered to my said step daughter Leah Jeannette. I also give to my said step daughter Leah Jeannette Marks, Bureau, Rosewood box and Jewelry, Knives & forks & Silver ware

I also give to my step daughter Leah Jeannette Marks the amount of note due me by James S Norman about two hundred Dollars the same to be loaned at interest until she my said step daughter Leah arrives at the

State of Georgia } At a Court of Ordinary begun and held
Muscogee County } in said County on said State on Monday the eleventh day of January eighteen hundred and forty seven at which Court the Hon Josephus E Hals Nicholas L Hansard, Kenneth Mackenzie & Samuel R Andrews Trustees were presiding the following proceedings were had.

The last will and testament of Adeline E Marks deceased having been this day in open Court duly proven by the oath of James S. Norman one of the subscribing witnesses to the same it is ordered that the same be admitted to record. And it is further ordered that the Clerk issue Letters Testamentary to Richard T Marks the executor named in said will he having been in open Court duly sworn to execute the same, and it is further ordered that John Johnson, William A Read, Asa Pond, Robert A Ware and James S Norman be and they are hereby appointed appraisers of the estate of said deceased

Copy Will.

The State of Alabama }
Russell County } In the name of God Amen.

I Adeline Eliza Marks of the State and County aforesaid being of sound mind and capable of distributing my worldly effects and also being solemnly impressed both the certainty of death and being desirous my property should be disposed of agreeably to my wishes I have thought proper to make and do make Constitute and ordain this my last will and testament.

First I give and bequeath my soul to God who gave it

Second I desire to be decently buried and all the expenses of which to be paid out of my estate.

I give and bequeath to my mother Delilah Reed my negro girl Mary in trust for my step daughter Leah Clarinette Marks to be kept and hired by my mother during her natural life and at her death to be delivered to my said step daughter Leah Clarinette. I also give to my said step daughter Leah Clarinette Marks, Bureau, Rosewood Box and Jewelry, Knives & forks & Silver ware

I also give to my step daughter Leah Clarinette Marks the amount of note due me by James S Norman about two hundred Dollars the same to be loaned at interest until she my said step daughter Leah arrives at her

years and then to be appropriated to her education

I give and bequeath to my two brothers Stephen D Reed and John M C Reed my negro man Sam to be delivered to them at the expiration of the present year.

I give and bequeath to my two stepsons James R Marks and Hamilton D Marks the amount of a note due me by the executor of my deceased husband and all other monies due me not herein after or before disposed of to be equally divided between them after paying my debts and the expenses of my last sickness funeral expenses included

I give to my niece Helen Adeline Tate my Piano Stool and Music books and I also give her my Bed. bedstead and furniture.

I give and bequeath to my mother Delilah Reed for her own use the remainder of my bedding clothing & household furniture.

I give and bequeath to my sister in law Evaline Reed whatever funds & other effects that may be coming to me from the estate of my deceased father.

And now for the purpose of having my wishes and desires fully and completely carried out I do appoint constitute and ordain my friend Richard T Marks executor of this my last will and testament

In witness whereof I have hereunto set my hand and affixed my seal this 29th day of November 1846

Test Thomas M Kemp
James S Norman
B A Baker

Adeline E Marks [Seal]

Georgia
Muscogee County } Court of Ordinary
January Term 1847

The within last Will and Testament of Adeline E Marks having been duly proven in Open Court upon the oath of James S Norman one of the subscribing witnesses to said will it is ordered by the Court that the same be admitted to record.

John Johnson Clk C. O.

Jany 11th 1847

State of Georgia
Muscogee County } I John Johnson Ordinary

years and then to be appropriated to her education
I give and beq[ueath] to my two brothers Stephen D Reed and John M C Reed my negro man Sam to be delivered to them at the expiration of the present year.

I give and bequeath to my two stepsons James R Marks and Rand[olph] Marks the amount of a note due me by the executor of my deceased husband and all other monies due me not herein after or before disposed of to be equally divided between them after paying my debts and the expenses of my last sickness & funeral expenses included

I give to my niece Helen Adeline Tate my Piano Stool and Music books and also give her my bed. bedstead and furniture.

I give and bequeath to my mother Delilah Reed for her own use the remainder of my bedding clothing & household furniture.

I give and bequeath to my sister in law Evaline Reed whatever funds & other effects that may be coming to me from the estate of my deceased father.

And now for the purpose of having my wishes and desires fully and completely carried out I do appoint constitute and ordain my friend Richard T Marks executor of this my last Will and testament

In witness whereof I have hereunto set my hand and affixed my seal this 29th day of November 1846.

Test Thomas M Kemp
James S Norman
B A Baker

Adeline E Marks [seal]

Georgia
Mus[cogee] County } Court of Ordinary
January Term 1847

The within last Will and testament of Adeline E Marks having been duly proven in Open Court upon the oath of James S Norman one of the subscribing witnesses to said will it is ordered by the Court that the same be admitted to record.

John Johnson Clk C.O.

Jany 11th 1847

State of Georgia
Mus[cogee] County } I John Johnson Ordinary

mand for said county and ex officio clerk of the Court of Ordinary and keeper of the seal and records of said Court, the same being a court of record do hereby certify that what is contained in the foregoing part of this sheet is a true and correct copy of the will and probate thereof of Adeline E Marks deceased as appears of record in my office and that the aforesaid is in due form of law

Given under my hand and seal of office in the City of Columbus in the state and county aforesaid this 7 day of June A.D. 1854

Jno Johnson
Ordinary

Recorded 28th day Feby 1854
Thomas A Tate Deputy Clerk

Admitted to Probate & recorded 24th day of July A.D. 1860
Eas[ton] Waddell
Ind[ex] of Probate

man for said County and ex officio Clerk of the Court of Ordinary and Keeper of the Seal and records of said Court, the same being a Court of Record do hereby certify that what is contained in the foregoing part of this sheet is a true and correct copy of the Will and probate there of of Adeline E Marks deceased as appears of Record in my office and that the aforesaid is in due form of law

Given under my hand and seal of office in the City of Columbus in the State and County aforesaid this 17 day of June A D 1854

Seal

Jno Johnson
Ordinary

Recorded 28th day 1854
Thomas L Price Deputy Register

Admitted to Probate & Recorded 22d day of July A.D. 1854
Eas T Waddell
Judge of Probate

Will of Adeline E. Marks

State of Georgia
Muscogee County } At a Court of Ordinary began and held in and for said County and said State on Monday the two & twenty of January eighteen hundred and fifty seven at which Court the Hon Seaborn Nichols Nicholas L Howard Kenneth Mackenzie and Thomas R Bragg Justices were presiding the following proceedings were had

The last will & testament of Adeline E Marks deceased having been this day in open Court duly proven by the oath of James L Norman one of the subscribing witnesses to the same, it is ordered that the same be admitted to record, and it further ordered that the Clerk issues letters testamentary to Richard T Marks the executor named in said Will he having been in open Court duly sworn to execute the same and it is further ordered that John Johnson, McLean & Redd & Asa Pond, Robert T Marks & James L Norman be and they are hereby appointed appraisers of the estate of said deceased.

Copy of Will

The State of Alabama
Russell County } In the name of God Amen I Adeline E Loyd Marks of the State and County aforesaid being of sound mind and capable of understanding my worldly effects and being also solicitous to prevent ~~as much as~~ the calamity of death and being desirous of my property & estate to be distributed agreeably to my wishes & I have thought proper to make and do make, constitute and ordain this my last Will and Testament.

First I give and recommend my soul to God who gave it, and I desire to be decently buried and the expenses of which to be paid out of my estate.

I give and bequeath to my brother Dr Elah Reid my negro girl Mary in trust for my step daughter Leah Jeannette Marks to be kept and used by my said brother during her natural life and at her death to be delivered to my said step daughter Leah Jeannette & also give to my said step daughter Leah Jeannette Marks Bureau, Cherrywood bed and bedding, knives & forks & silver ware.

I also give to my step daughter Leah Jeannette Marks the amount of note due me by Thomas L Norman

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84 Will of Adeline E. Marks

State of Georgia }
Muscogee County } At a Court of Ordinary begun and held in and for said County on said State on Monday the two & twenty eighth day of January eighteen hundred and forty seven. Which Court the Hon Seaborn Cobb, Nicholas L. Howard Nemuth Neachegie and Thomas R. Broadnax Justices were presiding the following proceedings were had

The last will & testament of Adeline E. Marks deceased having been this day in open Court duly proven by the oath of James S. Norman one of the subscribing witnesses to the same, it is ordered that the same be admitted to record. And it further ordered that the Clerk issue letters testamentary to Richard T. Marks the executor named in said Will he having been in open Court duly sworn to execute the same and it is further ordered that John Johnson, McLean & Redd & Asa Bond, Robert A. Blake & James S. Norman be and they are hereby appointed appraisers of the estate of said deceased.

Copy of Will

The State of Alabama
Russell County } In the name of God. Amen
I, Adeline Eliza Marks of the State and County aforesaid being of sound mind and capable of making my worldly effects and being also solicitous by my prudence & with the certainty of death and being desirous my property should be distributed agreeably to my wishes & have thought proper to make and declare this my last will & testament.
First I give and bequeath my soul to God who gave it. Second I desire to be decently buried & that the expenses of which to be paid out of my estate.
I give and bequeath to my slave Delilah Reed my negro girl Mary in trust for my step daughter Leah Emmette Marks to be kept and used by my mother during her natural life and at her death to be delivered to my said step daughter Leah Jeannette Marks also I give to my said step daughter Leah Jeannette Marks Bureau, Sherwood box and Dressing Furniture forks & Silver ware.
Also I give to my step daughter Leah Jeannette Marks the amount of note due me by Thomas J. Norman about two hundred dollars the same to be loaned out until the my said step daughter Leah arrives at the years and then to be appropriated to her education.
I give and bequeath to my two brothers Stephen and John McReed my negro man Sam to be delivered to them at the expiration of the present year.
I give and bequeath to my two step daughters Martha and Jean L. Marks the amount of a note due me by the Executor of my deceased husband with the interest due and not hereafter to be paid to be equally divided between them after paying my debts & the expenses of my last sickness, funeral expenses.
I give to my sister Helen Adeline Pate my piano and my wearing apparel & books and also give her a bed bedstead and bed furniture.
I give and bequeath to my mother Elizabeth Reed my carriage & harness the remainder of my bedding, clothing, household & kitchen furniture.
I give and bequeath to my sisters Adeline & Ann Rees & their heirs all the residue & remainder of my estate of every description whatsoever and wheresoever the same may be found.
And I do hereby nominate & appoint my friend Richard T. Marks Executor of this my last will & testament.
In witness whereof I have hereunto set my hand & affixed my seal this 9th day of October 1846.
Adeline E. Marks
Test Thomas J. Mengy
Thomas J. Norman
D. C. Wilkes.

Georgia Muscogee County } Court of Ordinary
January Term 1847

The within last will & testament of Adeline E. Marks having been duly proven in open Court upon the oath of Thomas J. Norman one of the subscribing witnesses to the same. It is ordered by the Court that the same be admitted to record.
January 11th 1847. Seaborn Cobb

State of Georgia
Muscogee County } I, John Johnson Clerk of the Court of Ordinary and Keeper of the Records of said Court, do hereby certify

Whole Volume
Poor Copy

about two hundred dollars the same to be loaned out
until she my said daughter Sarah arrives at the
years and then to be appropriated to her own use
I give and bequeath to my two brothers Stephen
and John McReed my negro man Sam to be sold
to them at the expiration of the present year
I also bequeath to my two Sisters Susan
Marks and Jean D Marks the amount of the note
due by the Executor of my deceased husband
Thomas Marks and not herein after, or before expressed
to be equally divided between them after paying the just
& the expenses of my last sickness, funeral expenses
I give to my niece Nelson Adeline Sale my piano
and my house & books and Sales gave her the bed
and bed furniture
I give and bequeath to my sister Elizabeth Reed
over the remainder of my bedding, clothing, shoes
&c
I give and bequeath to my Sisters Susan Marks
and Jean D Marks all other effects that may be coming to me from
the estate of my deceased father
And more for the purpose of having my
desires fully and completely carried out I do
hereby and constitute my friend Richard D Marks Executor
of this my last will and testament
In witness whereof I have hereunto set my
hand and affixed my seal this 9th day of
Oct 1846.
Adeline E. Marks.
Test Thomas J Kemp
Thomas J Norman
D. A. Walker.

Georgia Muscogee County } Court of Ordinary
January Term 1847

The within last will & testament of Adeline E. Marks
having been duly proven in open Court upon the oath
of Thomas J Norman one of the Subscribing witnesses to the
same. It is ordered by the Court that the same be
admitted to record.
January 11th 1847. Jno Johnson C.C.O.

State of Georgia
Muscogee County } I John Johnson Clerk
of said County and ex officio Clerk of
the Court of Ordinary and Keeper of the
records of said Court do hereby

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846 certify that the foregoing is a true and correct copy of the will and probate thereof, of Adeline E Marks deceased as appears of record in my office and that this certificate is in due form of law.

Given under my hand and seal of office in the City of Columbus in the State and County aforesaid this 17th day of June A.D. 1854

Jno Johnson
Ordinary

(Seal)

Whole Volume
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of Record, do hereby certify that what is contained in the foregoing part of this sheet is a true and correct copy of the Will and probate thereof of Adaline C. Marks deceased as appears of record in my office and that this certificate is in due form of law.

Given under my hand & seal of office in the City of Columbus in the State and County aforesaid this 17th day of June A.D. 1854.

(Seal)

Jno Solomon
Ordinary

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Will of Archibald M. Gentry 87

The State of Alabama } I Archibald M. Gentry of the
Marion County } County of Marion and State of
Alabama having called to mind the certainty of
death and being of sound and disposing mind
do make and publish this my last Will and Testament
hereby revoking all former wills by me at any time
heretofore made.

First. I direct that my body be decently enclosed in a
plain manner consistent with my estate and
condition in life. As to the worldly estate and
pleasure God has intrusted me with I dispose of it as follows

Secondly. I direct that all my debts & funeral charges
be paid as soon as possible after my decease with ready
money that may come into the hands of my executors
from my surplus above a support for my wife & children
sufficient to last from the time of my decease to the time
property & the money arising therefrom shall pay
all of my debts.

Thirdly. I direct my Executors hereinafter to be
appointed to sell all of my real estate & personal estate
my slaves excepted, at public sale to the highest
bidder upon a credit of twelve months if it
slaves will warrant after if not it may be sold on a
credit of six months and no short a time, after paying
all my debts the remainder to be equally divided among
my six sons and four daughters.

Fourthly. I give unto my beloved wife [illegible]
Gentry the use of all of my estate both real and
personal during her natural life to be used &
managed with economy after her decease that
only to the issue to the heirs of her body.

Fifthly I direct that my [illegible] son
Archibald M. Gentry not having arrived to
be educated at the expense of my estate but that he
receive a good English education free of cost
from my estate

Sixthly I direct that either of my sons shall
commence at this time they may draw their
portion of property from my estate to the use of
Aylesford Hall [illegible] marriage hereafter to go to
the charge of the executors to be brought
against them as a debt due by him

Seventhly I direct that [illegible]

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Whole Volume

Will of Archibald W. Century

87

The State of Alabama } In the Probate Court of said
Marion County } County of Marion and State of
Alabama having called to mind the uncertainty of
death and being of sound and disposing mind and
do make and publish this my last Will & Testament
hereby revoking all former wills by me at any time
heretofore made.

First. I direct that my body be decently enclosed in a
neat manner corresponding with my circumstances
condition in life. As to such worldly estate as it hath
pleased God to entrust me with I dispose of it as follows.

Secondly. I direct that all my debts & funeral charges
be paid as soon as possible after my decease out of any
money that may come into the hands of my Executors
from any surplus above a sufficient support for my family
& property as they may think best without loss or
all of my debts.

Thirdly. I direct my Executors hereinafter to be
appointed to sell all & singular my real and personal estate
my reserves excepted, at such time & in the
hereinafter upon a credit of twelve months
shares with interest after if not paid may be had on a
credit of six months and no short a time, after payment
all my debts the remainder to be equally divided among
my dear sons and four daughters.

Fourthly. I give unto my beloved wife Mary Ann
Century the use of all of my estate both real and
personal during her natural life to be used and
managed with economy, after her decease that
only to descend to the heirs of her body.

Fifthly. I direct that my Executors hereinafter
all the children William C. Century, John C. Century
Archibald W. Century now heirs of his body
be educated at my expense out of my estate until they shall
receive a good English education free of charge
from my estate.

Sixthly. I direct that either of my executors shall
is unmarried at the time they may divide the
portion of property from my estate as they
Sullivan that has married here I do
the charge of the age against them to be brought
against them as a debt due to them.

Seventhly. I direct that my executors

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Joshua Staples be in ready circumstances or the heirs of
her body, my executors & I hereby authorize
her to release her as far as respects her and the
heirs of her body and she be kept of the same as
against her and covenant against her as a final
release.

Eighthly. In appointing my two sons Jackson A. Century
& Irving C. Century guardians from my daughter Martha
A. Staples and the heirs of her body to become her
interest in my estate as a final distribution and
remainder and pray that for her use and
benefit as they may think best to
to the best interests of her and the heirs of her body.
Joshua Staples is to have no control over any
portion or part of any estate in any way whatever.

Lastly. I do hereby revoke and make void all & appoint
Wm. Jackson Century and Irving C. Century
Executors of this my last will and testament
In Witness whereof I have hereunto set my
hand and affixed my seal this 30th day of April A.D.
1853 Archibald W. Century
Signed sealed and delivered in presence of
each other. E. & Rennebrew
Mary Ann Rennebrew
M. Nelson

The State of Alabama Marion County
In Open Probate Court on this 12th day of September
A.D. 1854, came Edwin E. Rennebrew and Mary Ann Rennebrew
two of the subscribing witnesses to the foregoing will of Archibald W.
Century who being duly sworn say that they saw the said Archibald
W. Century sign & seal publish and declare the said instrument to be
and contain his last Will and Testament; that he signed it in the
presence of these witnesses and of the other witnesses on the 30th day
of April 1853; that they signed the same as witnesses in the pres-
ence of the said Century and of the other witnesses & that the other
witnesses signed the same as witnesses in the presence of the said
Century and of these witnesses, and that the said Century at the
time of executing said Will was of sound mind, and that
he executed the same voluntarily to the best of their
knowledge.

Sworn to in open Court } Mary Ann Rennebrew
12 September 1854. } Edwin E. Rennebrew.
Thomas S. Jacks
Judge of Probate

58

Hs Staples be in needy circumstances, or the heirs of her body, my son Ezerah Gentry I hereby authorize him to release her as far as supporting her and the heirs of her body and to be kept of the same against her and tendered against her on a final distribution.

Eighthly I appoint my two sons James H Gentry and Asbury C Gentry as trustees for my daughter Maria H Staples and the heirs of her body to receive her interest in my estate at a final distribution and manage it and pay it out for her use and comfort in any way they may think best and to the best interest of her and the heirs of her body. Joshua Staples is to have no control over any portion or part of any estate in any way whatever.

Lastly I do hereby make constitute and appoint my two sons James H Gentry and Asbury C. Gentry Executors of this my last will and testament.

In Witness whereof I have hereunto set my hand and affixed my seal this 30th day of April A.D. 1853

Archibald W. Gentry {seal}

Signed sealed and delivered in presence of each other. E. H. Kennebrew
Mary Ann Kennebrew
M. R. Nelson

The State of Alabama Russell County
In open Probate Court on this 11 day of September A.D. 1854, came Edwin H Kennebrew and Mary Ann Kennebrew two of the subscribing witnesses to the foregoing will of Archibald W Gentry who being duly sworn say that they each saw the said Archibald W Gentry sign seal publish and declare the said instrument to be and contain his last will and testament; that he signed it in the presence of these witnesses and of the other witness on the 30th day of April 1853; that they signed the same as witnesses in the presence of the said Gentry and of the other witness and that the other witness signed the same as a witness in the presence of the said Gentry and of these witnesses, and that the said Gentry at the time of executing said Will was of sound mind, and that he executed the same voluntarily to the best of their knowledge.

Sworn to in open Court 11 September 1854.
Thomas S Tate
Judge of Probate

Mary Ann Kennebrew
Edwin H Kennebrew.

Will of Henry Traywick

59

Know ye that I Henry Traywick of the County of [illegible] and State of Alabama being of sound memory and [enjoying] as good health as my advanced age will permit, for the purpose of arranging and settling my worldly affairs as far as I can before I shall depart this life and [that moment] I may be incapacitated from doing the same do make ordain and establish this my last will and testament to wit.

Item 1st Having been blessed by Almighty God with many years of life and with a competency of the things of this life, I now desire in this solemn [manner] to return to him my hearty thanks and [ask] his infinite mercy for peace and quiet during the [remainder] of my days on earth, for eternal happiness [illegible]

Item 2nd I desire my executors to [illegible] shall have my body properly and decently [interred] at my death and that as early thereafter as convenient they shall pay all my just debts out of my effects.

Item 3rd I give and bequeath to my son [illegible] Whitley [illegible] and my daughter Mary Whittington [illegible] wife the following property to wit, a negro man Dick, a woman Hannah and her child [illegible] a woman Harriet Ann and their increase, to them their heirs forever.

Item 4th I give and bequeath to the children [illegible] heirs as representatives of my son [illegible] deceased the following negroes to wit a woman Silvy, Sarah and Jack together with their increase to them their heirs and assigns forever.

Item 5th I give and bequeath to my son [illegible] Traywick the following negroes to wit, Anthony [illegible] wife and their child Reeves and Martin together with their increase to him his heirs and assigns forever.

Item 6th I give and bequeath to my son [illegible] Traywick the following negroes to wit, [illegible] and her two children little Hannah and [illegible] together with their increase to him his heirs and assigns forever and further that my son [illegible] above named shall pay to my son [illegible] the sum of two hundred dollars to make the value of the property bequeathed to each of them [illegible]

Item 7th And desiring to make full and ample provision for the maintenance and comfort of Susanna for and during her [natural life] [illegible]

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Will of Henry Drayswick

Know ye that I Henry Drayswick of the County of [illegible] and State of Alabama being of sound memory and mind [illegible] as good health as my advanced age will permit, for the [illegible] passe, arranging and settling my worldly affairs and [illegible] as I can before I shall depart this life and that I may [illegible] Income of mine may be unexpectedly [illegible] do make ordain and establish this my last Will and [illegible] hereunto to wit

Item 1st I earnestly commend my [illegible] hope of [illegible] my dear spouse with as many [illegible] of love and affection as ever [illegible] should be the case, I pray desire in this solemn [illegible] to render to him my hearty thanks and [illegible] his unbounded mercy for [illegible] and great [illegible] of my days, be earth for [illegible] happiness

Item 2nd I desire my [illegible] shall be [illegible] and decently [illegible] ing death and that as early [illegible] shall pay all my just debts [illegible]

Item 3rd I give and bequeath to [illegible] Whiting Drayswick and my daughter [illegible] do use the following property [illegible] a woman Harriet Ann and their increase, to [illegible] their heirs forever.

Item 4th I give and bequeath to the above [illegible] heirs as to respective shares of my estate and [illegible] cease the following negroes to wit, a [illegible] woman Sloy, Sarah and Sarah boy [illegible] increase to them their heirs and assigns forever.

Item 5th I give and bequeath to my son [illegible] Drayswick the following negroes to wit, Ann [illegible] wife and their child Regney and Martin boy [illegible] their increase to him his heirs and assigns [illegible]

Item 6th I give and bequeath to my [illegible] Drayswick the following negroes to wit [illegible] and her two children Little Hannah and [illegible] together with their increase to him his heirs and assigns forever and further that my executors [illegible] above named shall pay to my son [illegible] the sum of two hundred dollars to make the [illegible] the property bequeathed to each of them

Item 7th And lastly I make [illegible] executors of this my last will and testament [illegible] whereby revoking all former wills [illegible] and testaments by me [illegible]

90 the above and foregoing bequests upon condition that my wife Susan shall have for and during her natural life one negro such as she may select male or female out of each of the above parcels and bequests which shall at her death go back as above bequeathed and further give to my wife Susanna during her life the sixty acres of land on which I now live together with the houses and all the [illegible] four cows and calves six [illegible] head of hogs to be selected by her out of my stock and also [illegible] negro [illegible] two horses and [illegible] waggon and [illegible] gear to have dead and use all of said property during her natural life and at her death the remainder and proceeds thereof to go to and be equally divided between my children hereinbefore named and it is my will further that my wife shall have [illegible] fodder and provisions sufficient for her support during the year in which she may [illegible] she shall cultivate enough land also to last her [illegible] she have made a crop in the succeeding year.

Item 8th It is my further will that all the personal estate belonging to me not named and bequeathed specified shall be sold by my executors and the proceeds be equally divided between my children hereinbefore named and that all my lands not herein specified shall also be sold by my executors in such manner as they may deem best and the proceeds be equally divided between my children aforesaid and their heirs and my said wife who shall have an equal part thereof to hold to her and for her use during her life and at her death the remaining proceeds to go to and be equally divided among my children hereinbefore named.

Item 9th I hereby constitute and appoint my sons James Drayswick and Moses Drayswick as my Executors to carry this will into effect.

his
Henry X Drayswick seal
mark

Signed, sealed, published and declared before us this the 17 day of May 1849

Isaley Williams
John Smith
A B Brooks

Codicil No 1. My son Moses Drayswick herein appointed one of the executors of this my last will and testament having departed this life, I do hereby constitute and appoint my grandson Henry M Drayswick as Executor thereof in his place and stead who is a son of James Drayswick.

90

the above and foregoing bequests upon condition that my wife Susan Ann shall have for and during her natural life one negro such as she may select male or female out of each of the above parcels and negroes which shall either death or be broke as above bequeathed and I further give to my wife Susanna during her life the sixty acres of land on which I now live together with the houses and all the fencing four cows and calves & thirteen head of hogs to be selected by her out of my stock and also two sheep & one two horses and the waggon and best gears of every to have hold and use all of said property during her natural life and at her death the remainder and proceeds thereof to go to and be equally divided between my children hereinbefore named and it is my desire & further that my wife shall have corn fodder and provisions sufficient for her support during the year in which I die & also if she shall survive me and also to last her until she can make a crop in the ensuing year.

Item 8th It is my further will that all the personal estate belonging to me not named and bequeathed specified shall be sold by my executors and the proceeds be equally divided between my children before named and that all my lands not herein specified shall also be sold by my executors in such manner as they may deem best and the proceeds be equally divided between my children aforesaid and their heirs and my said wife who shall have one equal part thereof to hold to her and for her use during her life and at her death the remaining proceeds to go to and be equally divided among my children hereinbefore named.

Strong I hereby constitute and appoint my sons James Traywick and Moses Traywick as my Executors to carry this will into effect.

his mark
Henry X Traywick Sen.

Signed sealed published and declared before us this the 17 day of May 1849.

Riley Williams
John Smith
A B. Brooks

Codicil No 1. My son Moses Traywick herein appointed one of the executors of this my last will and testament having abandoned this life, I do hereby constitute and appoint my grandson Henry M. Traywick as Executor therein in his place and stead who with James Traywick

2

will be Executors hereof.

In witness whereof I have hereunto set my hand and seal this 10th day of August 1850.

Henry X Traywick Sen.
mark

Signed sealed and published before us and in our presence this 10th August 1850

Paul Simmons
Jno A Williams
Riley Williams

Codicil No 2. The negro woman Lucy given to Henry son of James Traywick in the 1st Codicil to my last will and Testament I hereby give and bequeath to my son James Traywick a negro woman Catherine and her child Eveline in place of Lucy, dead as aforesaid to have and to hold his heirs and assigns forever. The negro man Jack given to the children of my deceased son Henry Traywick in the fourth item of my said will I therefore give and bequeath to the children of my said deceased son Henry Traywick a negro man of the name of William in place of Jack dead as aforesaid to have and to hold to them their heirs and assigns forever. Witness my hand & seal this 17 July 1854.

Henry X Traywick Sen.
mark

Signed sealed published & declared by the testator as his last will & testament in presence of us

Jno A Williams
Jno J. Chesteen
Riley Williams

Ex parte Henry Jr Traywick

Application to admit to probate an instrument purporting to be the last Will & Testament of Henry Traywick Sr late of the County of Russell in the State of Alabama. In Probate Court of said County.

Interrogatories to be exhibited to Riley Williams one of the subscribing witnesses to the foregoing will, who with the other witnesses thereto resides out of the State of Alabama.

1 Please examine the attached writing and say whether the same in all its parts with the exception of the codicil signed and declared by the testator Henry Traywick on the days and years therein named in your presence and in the presence of the other subscribing witnesses whose names are thereto written as the last will & testament of said testator, and whether you and the other subscribing witnesses to said

will be Executors hereof.

In Witness whereof I have hereunto set my hand and seal this 10th day of August 1850.

Henry X Traywick [Seal]
his mark

Signed sealed and published before us and in our presence this 10th August 1850

Dan'l Solomons
Jno't Williams
Wiley Williams

Codicil No 2. The negro woman Susan given to Benjamin Traywick in the fifth item of my will I hereby give and bequeath to my son Cosmo Traywick a negro woman Catherine and her child Jane in place of Ann, dead as aforesaid to have and to hold his heirs and assigns forever. The negro girl Sally given to the children of my deceased son Leon Traywick in the fourth item of my will I hereby give and bequeath to the children of my said deceased son Leon Traywick a negro woman by the name of William in place of Sarah dead as aforesaid to have and to hold to them their heirs and assigns forever.

Witness my hand & seal this 8th July 1854.

Henry X Traywick [Seal]
his mark

Signed sealed published & declared as & for the last will & testament of the within named Henry Traywick in the presence of us who at his request in his presence & in the presence of each other have hereunto subscribed our names as witnesses thereto.

Jno. D. Bradford
Jno. J. Gholston
Wiley Williams

Ex parte Henry Traywick

Application to admit to probate an instrument purporting to be the last Will of Henry Traywick dec'd late of the County of Russell in the State of Alabama. In Probate Court of said County.

Interrogatories to be exhibited to Wiley Williams one of the subscribing witnesses to the foregoing will who with the other witnesses thereto resides out of the State of Alabama.

1 Please examine the attached writing and say whether the same is all or part in the hand writing and declared signed and sealed by the Testator Henry Traywick on the days and years therein named or in your presence and the presence of the other subscribing witnesses were the same are thereto written as the last will & testament of said testator, and if so then say in what capacity the subscribing witnesses to the same did sign.

2 Please say whether you subscribed your names thereto in the presence of each other and in the presence of the said testator as witnesses on said days & dates therein mentioned.

3. Was the said testator at the time of executing said will and its several codicils of sound and disposing mind and memory and did he execute the same voluntarily of his own free will without fear threats or compulsion.

Please answer fully all & every matter which tends to show that said writing is to attached is the last Will of said Henry Traywick and as such should be admitted to probate.

Baker & Lewis
Attorneys for Pl'ff Traywick

The deposition of Wiley Williams a witness sworn and examined on the 19th day of August 1854 at Columbus in Muscogee County Georgia under and by virtue of a Commission issued out of the Probate Court of the State of Alabama for Russell County in a certain cause therein pending wherein is to be determined the matter of the Probate of the Will of Henry Traywick dec'd. The said Witness being duly sworn and examined doth depose and say as follows.

To the 1st Int he says that the writing to said commission attached purporting to be the will of Henry Traywick together with the codicils to said Will attached were signed sealed published and declared by the said Henry Traywick as his last Will and testament upon the day & year which the same bears date. That the same were so signed sealed published and declared in the presence of Witness and in the presence of the other witnesses who have signed the same as such, and that all of said witnesses subscribed the same in the presence of testator and in the presence of each other at the dates thereon specified.

To the 2nd Inter Witness says. That to the best of his knowledge belief and judgment the said Henry Traywick was at the time the same were made of sound and disposing mind and memory. That the original will was written by witness at his office in Columbus at the instance and request of testator who dictated the same and every item thereof to the witness. That it was then read over to said testator and declared by him to be according to his wishes and by him signed and sealed on the 17th May 1849 in the presence of witness John Smith and D Brooks who signed the same

Subscribed your names thereto in the presence of each other and in the presence of the said testator do witness on said days & years therein mentioned.

2. That the said testator at the time of executing said Will and its several codicils of sound and disposing mind and memory and did he execute the same voluntarily of his own free will without fear threats or compulsion.

Please advise us fully all you may know which tend to show that said writing here to attached is the last Will of said Henry Draywick and as such should be admitted to probate.

Baker & Lewis
Attorneys for H W Draywick

The deposition of Wiley Williams a witness sworn and examined on the 19th day of August 1854 at Columbus Lowndes County Georgia under and by virtue of a Commission issued out of the Probate Court of the State of Alabama for Dallas County in a certain cause therein pending wherein is to be determined the matter of the Probate of the Will of Henry Draywick deceased. The said Witness being duly sworn and examined on oath deposes and says as follows.

To the 1st that he says that the writing to said commission attached purporting to be the will of Henry Draywick together with the codicils to said Will attached were signed sealed published and declared by the said Henry Draywick as his last Will and testament upon the day & year which the same bears date. That the same were so signed sealed published and declared in the presence of Witness and in the presence of the other witnesses who have signed the same as such, and that all of said witnesses subscribed the same in the presence of testator and in the presence of each other at the dates therein specified.

To the 2nd Inter Witness says, that to the best of his knowledge belief and judgment the said Henry Draywick was at the time the same were made of sound and disposing mind and memory. That the original will was written by witness at his office in Columbus at the instance and request of testator who dictated the same and every item thereof to the witness; that it was then read over to said testator and declared by him to be according to his wishes and by him signed and sealed on the 17th May 1849 in the presence of witness John Smith and B Brooks who signed the same

as witnesses aforesaid. That afterwards on the 18th day of August 1852 witness at the request and by the direction of testator added Codicil number one to said Will which was then signed and sealed by said testator in the presence of Witness Paul J Semmes & Wm Williams. That afterwards on the 8th July 1854 witness at the request of testator added Codicil number two to said Will which was then signed and sealed by the testator in the presence of witness, James J Abercrombie and James R Crenshaw who signed the same as witnesses as aforesaid. And the witness says that at these various times the testator manifested a sensible, sound and disposing mind and memory and that so far as the witness knows or believes the said Will and all its parts were made and executed by the testator of his own free will and mind and without undue influence fraud or violence or coercion or undue influence by threats fears compulsion or otherwise. And witness knows no reason why the said Will should not be admitted to probate.

Wiley Williams

The examination taken & reduced to writing subscribed and sworn to this 19th day of August 1854 before me. Witness my hand and seal.

Jno J Abercrombie [illegible]
Commissioner

as witnesses aforesaid. That afterwards on the 4th day of August 1852 witness at the request and by the direction of testator added Codicil number One to said Will which was then signed and sealed by said Testator in the presence of Witness Paul A Semmes & Mrs Williams. That afterwards on the 8th July 1854 witness at the request of the Testator added Codicil number Two to said Will which was then signed and sealed by the Testator in the presence of Witness, James A Abercrombie and James A Broderick who signed the same as witnesses as aforesaid, And the witness says that at these various times the Testator manifested a sensible, sound and disposing mind and memory and that so far as the witness knows or believes the will and all its parts were made and executed by the Testator of his own free will and mind and without undue influence fraud or violence or threats fears compulsion or otherwise and witness knows no reason why the said Will should not be admitted to probate.

Wiley Williams

The examination before reduced to writing subscribed and sworn to this 19th day of August 1854 before me. Witness my hand and seal

Jas A Abercrombie [illegible]
Commissioner

94 Will of Jane Stewart

The State of Alabama } In the name of God Amen.
Russell County }

I Jane Stewart of the County and State aforesaid being advanced in life and feeble in body but of sound mind and that it is appointed for all persons once to die do make and this my last will and testament as follows.

First I give my soul unto the hands of Almighty God who gave it and my body to the dust whence it originated to be buried in a decent christian burial and as to the worldly goods it has pleased Almighty God to entrust to my possession on this world I give and dispose of in the following manner to wit.

First I give and bequeath to my daughter Martha Sowerbrey my negro man Jacob and my negro woman Lilly, also household and furniture one large pine table one large trunk and one large wash pot.

Second I give and bequeath to my grandson William R Sowerbrey my mule Jack or in the event said mule shall die before William shall be of age then I bequeath him the sum of seventy dollars to be raised out of my estate not yet disposed of.

Third. I give and bequeath to my daughter Margaret Bahnman the sum of one dollar.

Fourth. I give and bequeath to my daughter Mary Ellis all the money arising from the sale of the balance of my property not heretofore disposed of after paying all my just debts.

Fifth. I hereby constitute and appoint my friend Nicholas Arlitt my executor to carry into effect the provisions of this will and my wish and desire further is that no getting or record shall be required of my executor by the Probate Court of this County and the receipts of the distributees above mentioned for the portion bequeathed to each shall protect him against any all demands that may be made upon him by said Court for inventory, annual return or final settlement of my estate.

In witness whereof I have hereunto subscribed my hand and affixed my seal this 7th day of August 1852

Jane her × Stewart (Seal)
mark

74 Will of Jane Stewart

The State of Alabama } In the name of God Amen.
Russell County } I Jane Stewart of the County and State aforesaid being advanced in life and feeble in body but of sound mind and that it is appointed for all persons once to die do make and this my last will and testament as follows.

Imprimis I commend unto the hands of Almighty God who gave it and my body to the dust whence it originated to be buried in a decent christian burial and as to the worldly goods it has pleased Almighty God to entrust to my possession on this world I give and dispose of the following manner to wit.

First I give and bequeath to my daughter Martha Somerville my negro man Jacob and my negro woman Betty, one bedstead bed and furniture one large pine table one large trunk and one large wash pot.

Second I give and bequeath to my grandson William D. Severance my negro man Jack or in the event said negro shall die before William shall arrive to the age of twenty one years then I bequeath him the sum of seventy dollars to be raised out of my estate not yet disposed of.

Third. I give and bequeath to my daughter Margaret Bateman the sum of five dollars.

Fourth. I give and bequeath to my daughter Mary Ellis all the money arising from the sale of the balance of property not heretofore disposed of after paying all my just debts.

Fifth I hereby constitute and appoint my friend Nicholas Orbit my executor to carry into effect the provisions of this will and my will and desire further is that no letters of record shall be required of my executor by the Probate Court of this County and the receipts of the distributees above mentioned for the portion bequeathed to each shall protect him against any all demands that may be made upon him by said Court for inventory, annual return or final settlement of my estate.

In witness whereof I have hereunto subscribed my hand and affixed my seal this 7th day of August 1852.

her
Jane × Stewart (Seal)
mark

Signed sealed and acknowledged in the presence of
Charles Holmes
Mat Barnett
James W. Johnston

The State of Alabama Russell County
In Open Probate Court on this 11th day of September A.D. 1854 came James W. Johnson one of the subscribing witnesses to the foregoing will of Jane Stewart deceased who being duly sworn says that he saw the said Jane Stewart sign and seal and hear the said testatrix to be and publish and declare the said writing to be and contain her last will and testament that she signed the same in the presence of this witness and of the other witnesses thereto at the date thereof and of the 7th day of August 1852; that he signed the same as a witness in the presence of the said Jane Stewart & of the other witnesses & that such other witnesses subscribed the same as witnesses in the presence of the said Jane Stewart & of this witness and that the said Jane Stewart at the time of signing the same was of sound mind and that she executed the same voluntarily so far as this witness knows or believes.

Sworn to & subscribed in open Court 11th Sept 1854

Thomas H. Tate
Judge of Probate

James W. Johnston

Signed sealed and acknowledged in the presence of

Charles Nichols
Mat Barnett
James W Johnston

The State of Alabama Russell County

In Open Probate Court on this 11th day of September A.D 1854 came James W Johnston one of the subscribing witnesses to the foregoing will of Jane Stewart and the being duly sworn doth say that he saw the testatrix Jane Stewart sign seal publish and declare the within writing to be and contain her last will and testament that she signed the same in the presence of the witness and of the other witnesses thereto on the 7th day of August 1852; that she signed the same and in the presence of the said Jane Stewart & of the other witnesses & that such other witnesses subscribed the same as witnesses in the presence of the said Jane Stewart & of this witness and that the said Jane Stewart at the time of signing the same was of sound mind and that she executed the same voluntarily so far as this witness knows or believes. Sworn to & subscribed in open Court 11th Sept 1854

Thomas G Yates
Judge of Probate

James W Johnston

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Will of John Mullen

The State of Alabama
Russell County

This being my last will and testament in the name of God Amen I John Mullen doth give to my wife Sarah J Mullen all the residue of my property such as my land growing crop and all other property as long as she is single but if she should marry then my property is to be divided between my children that is Henry Harrison this property shall all be sold to the highest bidder as soon as she marries. But if the Sarah J Mullen doth not marry then my youngest child becomes twenty one that is Henry Harrison then this property shall be sold to the highest bidder and then equitably divided amongst my children only my son William J Mullen as I have gave to him at Macon Georgia the State say hundred dollars worth of land so that leaves him this State when he was married but if he estimate he more than six hundred dollars a piece for the use of my child or children I do not allow that William J Mullen that is dead has a claim to come in and share alike with the rest of my children. But if my wife Sarah J Mullen two her second husband in Alabama in Dale County in this State this two thousand dollars is to be taken out of the part and then he will come in and share with the rest of my children. This property that I have got from Mr Mullen all to be sold when my youngest child becomes twenty one years of age. Henry Harrison. My property is due to be sold to the highest bidder and my land and all of my other property is to be sold to the highest bidder and then equitably devided among my children my grandchildren that is William J Mullen that is dead his children is to come in and get his part when this six hundred dollars over the land comes out of my estate then these grandchildren to come in and share alike with the rest of my children but not till then as I have paid what I made to my son William J Mullen in his life time.

I give to my daughter Elizabeth Martin her part to her and her children's heirs. Also I gave to my daughter Parmelia Ann Smedley her part to her and her heirs. Also I gave to my daughter Marandy Robbins Birch her part to her and her heirs.

Will of John Mullen

The State of Alabama }
Russell County }

This being my last will and testament, in the name of God amen I John Mullen doth give to my wife Pamela F Mullen all the control of my property such as my land negroes and all of my other property as long as she is single, but if she should marry I give my youngest child becomes twenty one that is Henry Harrison this property shall all be sold to the highest bidder as soon as she marries. But if the Pamela F Mullen doth not marry the youngest child becomes twenty one that is Henry Harrison then this property shall be sold to the highest bidder and then equitably devided amongst my children by my son William F Mullen as I have given to him in Macon County in the State of Georgia one hundred and seventy acres of land on that county in this State when he was married but if the estimation he is over than six hundred dollars a piece for the love of my children then the money is to be paid over that is William F Mullen that is dead his children to come in and share alike with the rest of my children but not till then as I have given to my son William F Mullen two hundred dollars worth of land in Pike County in this State, this two hundred dollars is to be on account of Share and then he will come in and share equal with the rest of my children. All the property that I have given to Pamela F Mullen shall be sold when the youngest child becomes twenty one years of age that is Henry Harrison. My negroes is not to be sold to the highest bidder and all of my other property is to be sold to the highest bidder and then equitably devided among my children my grand children that is William F Mullen that is dead his children is to come in and get his part when this six hundred dollars worth of land comes out of my estate then these grand children to come in and share alike with the rest of my children now but not till then as I have given to my son William F Mullen in his time.

I gave to my daughter Elizabeth Martin her part to her and her bodily ares, also I gave to my daughter Pamela Ann Sinclair her part to her and her bodily ares. Also I gave to my daughter Maranda Bird her part to her and her bodily ares.

I gave to my daughter Martha A Angeline Mullen her part to her and her bodily ares. I also gave to my grandson Charles A Brown his part to him and his bodily heirs. I gave to my son William F Mullen his part to him and his bodily ares. I also gave to my son John W Mullen his part to him and his bodily ares. I also gave to my son Lafayette Mullen his part to him and his bodily ares. I also gave to my son Henry Harrison his part to him and his bodily ares. I also gave to my grand children that is my son William F Mullen his children their part to them and their bodily heirs.

I gave to my wife Pamela F Mullen a share as long as she remains and after death to return back to the estate. If either of my children should die and have any of their body their part shall return to their brothers and sisters and to their children as I have mentioned before. If any of my children should die without any of their body their part shall return to their brothers and sisters and to their children as I have mentioned before. My estate is not to go to pay their debts, all of their part is to go to them among brothers and sisters as long as they live. This property is not to go for any of their husbands debts by no means and this title my sons and daughters and grandchildren as long as time and any of it is to be given to any of my children should die without any of their body their part shall return to the equally divided amongst the rest of my children. I have my son James Mullen and Gilbert Mullen and there mother as executors of my estate to manage it to the best advantage for the rest of the legatees. Therefore I have set my hand and seal to this the second day of August 1853.

John Mullen [Seal]

Test Jas Ledbetter
Thomas H Burrell
Wm L White
Charles A Brown

The State of Alabama Russell County
On this 3rd day of October A D 1854 before me Probate Judge of Probate Court for said County in open court personally came William F Mullen and Charles A Brown two of the subscribing witnesses to the annexed will of John Mullen deceased the 2nd of August A D 1853 who being duly sworn do depose and say that the said Mullen acknowledged

I gave to my daughter Angelina Martha Mullen her part to have and to hold her body heirs. I also gave to my grandson Charles Hogg his part to him and his bodily heirs. I gave to my son James M. Mullen his part to have and his bodily heirs. I also gave to my son John M. Mullen his part to him and his bodily heirs. I also gave to my son Lazarus Lafayette Mullen his part to have and his bodily heirs. I also gave to my son Thomas Harrison his part to have and his bodily heirs. I also gave to my grand children that is my son Benjamin F. Mullen his children their part to them and their bodily heirs.

I gave to my wife Pamela C. Mullen a child's part to her body as she remained a widow to return back to the estate. I further order and direct that the property that are of there body there part should return back to there brothers and sisters and to be equally divided amongst one another. My daughter Martha Ann Mullen is not to have any control of there estate after the death of her husband is there order proved it is not to go to pay there husbands debts, all of there property is to remain among brothers and sisters as long as there is any of them to be found. This property is not to go to pay any of their husbands debts by no means whatever. I do also will my sons and daughters and grand children as long as time and any of it is to be found of any of my children that die without an heir of there body there part shall return back and be equally divided amongst all the survivors. I have my son James Mullen and Gilbert Hogg and there brother and executors of my estate to manage it to the best advantage for the rest of the legatees. I therefore set my hand and seal this 1st day of August 1853

Test Jas C. Saffarans
Thomas H. Burch
Wm L. White
Charles A. Brown

John A. Mullen (Seal)

The State of Alabama Russell County
On this 13th day of October A.D. 1854 before me Thomas Dale Judge of Probate Court for said County in open court personally came William L. White and Charles A. Brown two of the subscribers to the annexed will of John Mullen and that the 1st of August A.D. 1853 in his lifetime and do declare and say that the said John Mullen

98 the said testator to be and contain his last will and testament that they saw and that he signed the same; that they signed the same as witnesses in the presence of the said John Mullen and that they believe the said John Mullen was of sound mind and disposing memory at the time he acknowledged the execution of said will to them respectively.

Sworn to and subscribed in open Court 13 October 1854
Thomas Dale
Judge of Probate

Charles A. Brown
Wm L. White

98 the said Nerlina to be and contain his last will and testament in their presence and that he signed the same; that they signed the same as witnesses in the presence of the said John Mullen and that they believed the said John Mullen was of sound mind and disposing memory at the time he acknowledged the execution of said will to them respectively.

Sworn to and subscribed in open Court 23 October 1833 before me Thomas I Dale Judge of Probate

Charles A Brown
Wm L Whitely.

Will of John Hardy 99

Pineville County

State of Alabama } I John Hardy of the State and County aforesaid being of sound mind and memory do make and ordain this my last will and testament as follows. First I direct that all my just debts shall be paid. Second I wish and this is my will that my daughter Abigail Lockhart shall have my horse and buggy.

Third. It is my will that my negro woman Phebe shall be permitted to live with my children as she may desire. Daniel Lockhart has my son in law is hereby appointed her Executor to whose direction and control I commit her that my will herein expressed may be performed as the laws of the State may allow.

Forth. After the above specific bequests have been made it is my will that all my property be equally divided among all my children, the living children of those that are dead receiving that portion that would belong to the parents were they living.

Fifth. I hereby appoint my son Mastin Hardy to receive that portion of my property which I have bequeathed to the children of my daughter Eleanor Lockhart deceased. I also direct said Mastin to keep said property until they or any of them living a child of the aforesaid Eleanor Lockhart shall be twenty one years of age or shall marry when I desire that the money shall the accruing interest to be equally divided among the legal heirs of my daughter aforesaid.

Seventh I hereby appoint my son in Law Darius Lockhart trustee for the children of my son James M Hardy deceased the money to be managed as above for the family of the children of my daughter Eleanor Lockhart.

Eighth. I hereby appoint my grandson James M Hardy trustee for the children of my son John D Hardy deceased Gabriel Parks trustee for the children of my daughter Mary D Parks deceased, Abram Chappel trustee for the children of my son Alfred Hardy deceased, William Sims trustee for the children of my daughter Louisa Sims deceased and Mr Wesson the present husband of their mother trustee for the children of my son Charles Hardy deceased said three trustees thus appointed are requested to receive the property of the respective legatees and to dispose of the same according to the laws of the State of Alabama. I hereby

Will of John Hardy 99

Russell County

State of Alabama } I John Hardy of the State and County aforesaid being of sound mind and memory do make and ordain this my last Will and Testament as follows. First I direct that all my just debts shall be paid. Second I wish and it is my will that my daughter Eleanor Lockhart shall have my horse and buggy. Third. It is my will that my negro woman Rachel shall be permitted to live with my children as she may desire. Daniel Lockhart my son in law is hereby appointed her Guardian to whose direction and control I commit her that my will herein expressed may be performed as the laws of the State allow.

Forth. After the above specific legacies have been made it is my will that all my property be equally divided among all my children, the living children of those that are dead receiving that portion that would belong to their parents were they living.

Fifth. I hereby appoint my son Mustapha to receive that portion of my property which I have bequeathed to the children of my daughter Eleanor Lockhart deceased. Also direct said trustee to keep said property until the youngest living child of the aforesaid Eleanor Lockhart shall be twenty one years of age or shall marry when I desire that the money with the accruing interest to be equally divided among the legal heirs of my daughter aforesaid.

Sixth I hereby appoint my son in law David Lockhart trustee for the children of my son James M Hardy deceased the money to be managed as above for the family of the children of my daughter Eleanor Lockhart.

Eighth. I hereby appoint my grandson James M Hardy trustee for the children of my son John D Hardy deceased Gabriel Parks trustee for the children of my daughter Mary G Parks deceased, Abram Chappel trustee for the children of my son Alfred Hardy deceased, William Bird trustee for the children of my daughter Louisa Bird deceased and Mr Wesson the present husband of their mother trustee for the children of my son Charles Hardy deceased and these trustees thus appointed are requested to receive the property of the respective legatees and to dispose of the same according to the laws of the State of Alabama. I hereby

100 appoint David Lockhart & John H Lockhart his sons executors to this my last will and testament. In witness whereof I hereunto set my hand and seal April 12th 1854

Test David Watson
Nathl Sledge
A B Bennett } John Hardy (Seal)

The State of Alabama Russell County

Be it remembered that on this 18th day of November A.D. 1854 in the probate court of said County personally came David Watson & Abijah B Bennett two of the subscribing witnesses to the foregoing will of John Hardy deceased who being duly sworn do depose and say that they each saw the said John Hardy sign seal publish and declare the same to be and contain his last will and testament on the 12th April 1854; that they each signed the same as witnesses in the presence of the said John Hardy and that they saw the other witness sign the same as a witness in the presence of the said John Hardy and that the said John Hardy at the time of signing said will was of sound mind and that he executed the same without any fear threats or compulsion so far as they know or believe

Sworn to 18th November 1854
Thomas J Sale
Judge of Probate } David Watson
A B Bennett

100 of front David Lockhart & John H. Lockhart
his sow executors to this my last will and
testament. In witness whereof I hereunto
set my hand and seal April 12th 1854
Test David Watson
Nat H. Sledge
A B Bennett
John Hardy (Seal)

The State of Alabama Russell County
Be it remembered that on this 18th day of
November A.D. 1854 in the probate Court of said
County personally came David Watson & Abijah B. Bennett
two of the subscribing witnesses to the foregoing will of
John Hardy deceased who being duly sworn do depose
and say that they each saw the said John Hardy sign
seal publish and declare the same to be and contain
his last will and testament on the 12th April 1854;
that they each signed the same as witnesses in the pres-
ence of the said John Hardy and that they saw the
other subscribing witnesses sign the same as a witness in the pres-
ence of the said John Hardy and that the said John
Hardy at the time of signing said will was of sound
mind and that he executed the same without any
fear threats or compulsion so far as they know
or believe
Sworn to 18th November 1854
Thomas J. Tate
Judge of Probate
David Watson
A B Bennett

State of Alabama }
Russell County } The last Will of my James Rousseau of the
State and County aforesaid who by the Grace of God being of
sound mind & memory, considering the uncertainty of this life
and transitory life do therefore make ordain, publish & declare
this to be my last Will and Testament, that is to say first
after all my lawful debts are paid and discharged the residue
of my estate real and personal I give and bequeath to my belov-
ed wife and Children to be equally divided between them which
residue I wish to be kept together that they may more Comfortable
may enjoy the benefit thereof each receiving their legacy or portion
when of lawful age
Likewise I make constitute and appoint Charles A. Brown and
Cynthy P. Rousseau of the State and County above written & Thomas
Lawrence Mooney of the State of Georgia Messenger to be Executors
of my Last Will and Testament hereby revoking all my former
Wills and Testaments made or declared
In witness whereof I have hereunto set my hand & subscribed
my name and affixed my seal the twenty third day of December
in the year of our Lord Eighteen hundred and fifty four
Solon M Grigg }
Georgia A Mooney } Jas Rousseau (Seal)
Arjas Whittan }

The State of Alabama Russell County
On the 6th day of January A.D. 1855 in Open Probate Court
for said County personally Came Arjas Whittan one of the
subscribing witnesses to the annexed Will the same being the
Last Will and Testament of James Rousseau deceased who being
duly sworn and upon oath says that the said James Rousseau
acknowledged to him that the said instrument contained
his Last Will and Testament and that he signed & sealed the
same as his last Will and Testament, that he signed the same as
a witness in the presence of the said James Rousseau and of the other
witnesses and that at the time he acknowledged the execution of said
Will the said Testator was of sound mind so far as he knows or believes
Arjas Whittan

And also came Georgia A Mooney and Solon M Grigg the other two
subscribing witnesses to said Will who being duly sworn upon oath
said that they saw the said James Rousseau sign seal publish and
declare the instrument to be and contain his last will and Testament
in their presence that they signed they same as witnesses in the presence
of the said James Rousseau and they believe the said James Rousseau
at the time of executing the said will was of sound mind, and
that he executed the same voluntarily so far as they know or believe

Will of James Rousseau

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State of Alabama }
Russell County } The last Will of my James Rousseau of the State and County aforesaid who by the Grace of God being of sound mind & memory, Considering the uncertainty of this & all & transitory life do therefore make ordain, publish & declare these to be my Last Will and Testament, that is to say first after all my lawful debts are paid and discharged the residue of my estate real and personal I give and bequeath to my beloved wife and children to be equally divided between them & each & I wish to be kept together that they may more Comfortable may enjoy the benefit thereof each receiving their legacy or portion when of lawful age

Item 2nd I make constitute and appoint Charles A Brown and Emily L Rousseau of the State and County above written & Lawrence Mooney of the State of Georgia Muscogee to be Executors of my Last Will and Testament hereby revoking all my former Wills and Testaments made or declared

In witness whereof I have hereunto set my hand & subscribed my name and affixed my seal the twenty third day of December in the year of our Lord Eighteen hundred and fifty four

Solon M Grigg }
Georgia A Mooney } Jas Rousseau [Seal]
Arfax Millar }

The State of Alabama Russell County
On the 6th day of January A.D. 1855 in Open Probate Court for said County personally came Arfax Millar one of the subscribing witnesses to the annexed Will the same being the Last Will and Testament of James Rousseau deceased who being duly sworn doth depose, says and say that the said James Rousseau acknowledged to & in that the said instrument contained his Last Will and Testament and that he signed & sealed the same as his last Will and Testament, that he signed the same as a witness in the presence of the said James Rousseau and of the other witnesses and that at the time he acknowledged the execution of said Will the said Testator was of sound mind so far as he knows or believes

Arfax Millar

And also came Georgia A Mooney and Solon M Grigg the other two subscribing witnesses to said Will who being duly sworn depose and said that they saw the said James Rousseau sign seal publish and declare the instrument to be and contain his last will and testament in their presence that they signed they same as witnesses in the presence of the said James Rousseau and they believe the said James Rousseau at the time of executing the said will was of sound mind, and that he executed the same voluntarily so far as they know or believe

Sworn to and subscribed in open Court the day and year aforesaid

Thomas J Tate } Georgia A Mooney
Judge of Probate }

The State of Alabama } I Charlotte Buckner of the County
Russell County } and State aforesaid do make this following disposition of my property also all others effects which I may possess as my last Will and Testament and I appoint my friends Jno Leonard and William Holland my Executors do execute fully the same according to the true spirit and meaning so far as the same can be collected from the Will itself the attached paper of explanation or the known wishes of my friend Jno Leonard

First — I give to my Executors all the right and power that I possess myself to dispose of any of my property or effects to pay just debts and demands that may be against me at the time of my decease either with or without an order of Court at such time and place as they may think best

Secondly — I give to my beloved daughter Agnes C Freeman all my Estate both at present of what it may either be notes land or personal property to be hers to dispose of in any way or manner she may see fit and at the decease of her husband Reuben Freeman

In witness whereof I have hereunto set my hand and seal this 4th day of July 1854

Test — A J Wimbs
T R Culbreth
D Covington

her
Charlotte X Buckner
mark

The State of Alabama Russell County
In Open Probate Court for said County on the 6th day of December A.D. 1854 personally came Allen J Mimms one of the subscribing witnesses to the annexed Will of Charlotte Buckner deceased who being duly sworn doth depose and say that he saw the said Charlotte Buckner sign seal publish and declare on the 4th day of July 1854 the said instrument to be and contain her last Will & Testament that he signed the same as a witness in the presence of the said Testatrix and that Thomas R Culbreth and D Covington the other subscribing witnesses signed the same as witnesses in the presence of the said Testatrix and that the said Testatrix at the time of signing said Will was of sound mind and that she executed the same voluntarily so far as he knows or believes

Sworn to & subscribed in open Court the 6th December A.D. 1854
Thomas J Tate Judge of Probate

Allen J Mimms

2

Sworn to and subscribed in open Court the day and year aforesaid

Thomas J Tate
Judge of Probate

George A Rooney

The State of Alabama }
Russell County }

I Charlotte Beckham of the County and State aforesaid do make the following disposition of my property also all other effects which I may possess as my last Will and Testament and do appoint my friends Jan Leonard and William Holland my Executors to execute fully the same according to the true spirit and meaning so far as the same can be collected from the Will itself, but after the manner of explanation, at the hands meeting of my friend Jan Leonard

First — I give to my Executors all the right and power that I possess myself to dispose of any of my property or effects to pay all just demands that may be against me at the time of my decease either with or without an order of Court at such time and place as they may think best

Secondly — I give to my beloved daughter Agnes C Freeman all my Estate both real and personal of what it may either be negroes land or personal property to be hers to dispose of in any way or manner independent of her husband Benjamin Freeman

In witness whereof I have hereunto set my hand and seal this 4th day of July 1854

her
Charlotte X Beckham
mark

Test A J Mims
T H Culbreth
D Carrington

The State of Alabama Russell County

In Open Probate Court for said County on the 6th day of December A.D. 1854 personally came Allen J Mims one of the subscribing witnesses to the annexed Will of Charlotte Beckham deceased who being duly sworn doth depose and say that he saw the said Charlotte Beckham sign seal publish and declare on the 4th day of July 1854 the said instrument to be and contain her last Will & Testament that he signed the same as a witness in the presence of the said Testatrix and that Thomas A Culbreth and D Carrington the other subscribing witnesses signed the same as witnesses in the presence of the said Testatrix and that the said Testatrix at the time of signing said Will was of sound mind and that she executed the same voluntarily so far as he knows or believes

Allen J. Mims

Sworn to & subscribed
6th December A.D. 1854
Thomas J Tate Judge
of Probate

Will of Eli Clark

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The State of Alabama } In the name of God Amen
Russell County } I Eli Clark of said State and County being of advanced age and knowing that I must shortly depart from this mortal scene of right and prosper that I should make some disposition of the property with which a Kind Providence has blessed me. I therefore make this my last Will and Testament hereby revoking and annulling all others (heretofore made by me)

Item 1st I desire that my body be buried in a decent Christian like manner suitable to my circumstances and condition my soul I trust shall return to rest with God who gave it as I hope for eternal salvation through the blessed Son and saviour Jesus Christ

Item 2nd I desire and direct that all my just debts be paid without delay by my Executor hereinafter named as I am unwilling my Creditors should be delayed of their rights especially as there is no necessity for delay

Item 3rd I desire and direct that five of my negroes to wit woman age sixty, Rachel age sixty Lilian age thirty five Nancy fourteen years old and Hamett twelve years old household and kitchen furniture all be sold by my Executor as soon as practicable after my death and all my just debts are paid then the money arising from the sale of my property to be distributed as follows

Item 4th I desire and direct that my beloved nephew Charles Parker & my beloved nieces Sealy Butler and Celly Butler each of them have and receive dollars apiece out of said proceeds

Item 5th I desire and direct and will that after the three above named each get one hundred dollars for the balance of the proceeds of the sale to be equally divided between the five following named nephews & nieces Braxton Clark, Miley Clark the two above named children the sons of William Clark and William C Clark and Margaret Clark both the above named nephews are sons of Eli Clark and Sampson Lee who married the daughter of the above named William Clark

Item 6th I give and bequeath to my beloved nephew Braxton Clark (Hennise the son of William Clark) a negro boy by the name of Frank fourteen years of age and of yellow complexion

Item 7 I constitute and appoint my worthy nephew Sampson Lee, my Executor to this my last will and Testament

This the 15th day of December 1852

Eli X Clark
mark

Signed sealed declared and published by Eli Clark as his last will and Testament in the presence of us the subscribers who subscribed our names hereto in the presence of said Testator & of each other this the 16th 1852

E W Chapman
P Laraven
Reuben Vining

Will of Eli Clark

The State of Alabama } In the name of God Amen
Russell County } I Eli Clark of said State and County being of advanced age and knowing that I must shortly depart from this mortal scene of night and prayer that I should make some disposition of the property with which a kind Providence has blessed me I therefore make this my last Will and testament, hereby revoking and annulling all others (heretofore made by me)

Item 1st I declare that my body be buried in a decent and Christian like manner suitable to my circumstances and condition my soul I trust shall return to rest with God who gave it as I hope for eternal salvation through the blessed Son and Saviour Jesus Christ.

Item 2nd I desire and direct that all my just debts be paid without delay by my Executor hereinafter named as I am unwilling my Creditors should be delayed of their rights especially as there is no necessity for delay

Item 3rd I desire and direct that five of my negroes Frank named age sixty, Rachel age sixty Lilla age thirty five Nancy fourteen years old and Harriett twelve years old a household and kitchen furniture all be sold by my Executor as soon as practicable after my death and all my just debts are paid then the money arising from the sale of my property to be distributed as follows

Item 4th I desire and direct that my beloved nephew Charles Butler as my beloved Nieces Leaby Butler and Polly Butler each of them two thousand dollars apiece out of said proceeds

Item 5th I desire and direct and will that after the three above named each get one thousand dollars for the balance of the proceeds of the sale to be equally divided between the five following named nephews to wit Reuben Clark, Miles Clark the two above named are the sons of William Clark and William C Clark and George Clark both the above named nephews are sons of Elbert Clark and Sampson Mar who married the daughter of the above named William and Clark

Item 6th I give and bequeath to my beloved nephew Benjamin Clark (illegible) the son of William Clark) a negro boy by the name of Frank fourteen years of age and of yellow complexion

Item 7th I constitute and appoint my worthy nephew Sampson Mar my Executor to this my last Will and Testament hereby

In Witness Whereof the 15th day of December 1852 — Eli X Clark (mark)

Signed sealed and published by Eli Clark as his last Will and Testament in the presence of us the subscribers who subscribed our names hereto in the presence of said Testator & of each other December the 15th 1852

E W Chapman
B Canaday
Reuben Vining

The State of Alabama Russell County

Be it remembered that before me Probate Court for said County personally came Reuben Vining and Edward W Chapman two of the subscribing witnesses to the foregoing will and testament of Eli Clark dec'd who being duly sworn and upon oath say that they saw, each the said Eli Clark sign seal publish and declare on the 15th day of December 1852 the said instrument to be and contain his last will and testament; that they signed the same as witnesses in the presence of the said Eli Clark and of the other subscribing witness; that the other witness signed the same as a witness in the presence of the Testator; that the said Testator at the time of executing said will was of sound mind and that he executed the same voluntarily so far as they know or believe

Sworn to and subscribed in open Court this 15th Dec 1852 — Reuben Vining, Edward W Chapman

Thomas Dale Judge of Probate

Will of Jeremiah Bennett Sr.

In the name of God amen

The seventh day of February in the year of our Lord one thousand eight hundred and fifty five I Jeremiah Bennett Sr. of the State of Alabama and Russell County for the time being through the blessing of God in a sound state of mind and memory but calling to mind the frail tenure of life that it is appointed to all men once to die do make and ordain this my last will and testament that is to say I give and bequeath and dispose of in the following manner

First I give and bequeath to my beloved wife Margarett Bennett forty acres of land to be laid off in the North East corner of the East half of Section Eight Township Eighteen Range Twenty eight to be laid off so high as will not [illegible] all the buildings and orchard with the Bridge across the Big Uchee Creek together with one negro woman slave by the name of March also one yellow girl by the name of Susan which my wife Margarett has a right to dispose of as her own the balance of said property to be returned to my legal representatives to be divided equally between my children named in this wise and the said property not to be removed out of the limits of Russell County during my wife Margarett's lifetime except Susan

2nd I also give to Richard Hutchison my grandson one thousand dollars to be paid by my Executor I also give to Miller & Martin my other Grandsons one thousand dollars to be paid by my Executor

The State of Alabama Russell County

In open Probate Court for said County personally came Reuben Vining and Edward W Chapman the two of the subscribing witnesses to the foregoing will and testament of Ele Clarks and who being duly sworn and upon oath say that they saw each the said Ele Clarks sign seal publish and declare on the 15th day of December 1853 the said instrument to be and contain his last will and testament; that they signed the same as witnesses in the presence of the said Ele Clarks and of the other subscribing witness; that the other witness signed the same as a witness in the presence of the Testator; that the said Testator at the time of executing said will was of sound mind and that he executed the same voluntarily so far as they know or believe

Sworn to and subscribed in open Court this 18th Dec 1854
Thomas Dale Judge of Probate

Reuben Vining
Edward W Chapman

Will of Jeremiah Bennett Jr

In the name of God amen

The seventh day of February in the year of our Lord one thousand eight hundred and fifty five I Jeremiah Bennett Jr of the State of Alabama and Russell County Ten Mile being through the blessing of God in a sound state of mind and memory but calling to mind the frail tenure of life that it is appointed to all men once to die do make and ordain this my last will and testament that is to say I give and bequeath unto as pose of in the following manner

1st I give and bequeath to my beloved wife Margarett Bennett forty acres of land to be laid off in the North East corner of the East half of Section Eight Township Eighteen Range Twenty eight to be laid off so that it will take all the buildings and with privilege with the Bridge across the Big Uchee Creek together with one negro woman slave by the name of March also one yellow girl by the name of Susan which my wife Margarett has a right to dispose of at her death the balance of said property to be returned to my legal representatives to be equally between my children named in this wise and the said property not to be removed out of the limits of Russell County during my wife Margarets lifetime except Susan

2nd I also give to Richard Hutchison my grandson one hundred dollars to be paid by my Executor I also give to Miller & Martin my other Grandson one hundred dollars to be paid by my Executor

3rd I also give my other grandson Jeremiah Bennett one hundred dollars to be paid by my Executor

4th I also Request that my property shall all be kept together the year and a crop made and that my son Jeremiah Bennett attend to said business and open the crop as he sees best sell off my property with Stemmins as pose of to be sold at public sale and the proceeds to be equally agreed between my Children which I have Samuel Bigg Catharine Boyd Thomas H Bennett, Elijah Bennett James Bennett Sarah Davis Jeremiah Bennett & William Bennett Finally I appoint my much beloved son Elijah Bennett my sole Executor of this my last will and testament and I do hereby utterly dissolve declare and annul all and every other former testaments Wills Legacies bequests Executors by me in any way before made willed and bequeathed ratify and confirming this and no other to be my last will and testament

In witness whereof I have hereunto set my hand and seal the day and year first above written Signed sealed published and declared by said Jeremiah Bennett Jr as his last will and Testament in the presence of us the subscribers

Test J W Swann
Thomas Kent
William Padgett

Jeremiah Bennett Jr

The State of Alabama
Russell County

In open Court personally appeared Thomas Kent & William Padgett two of the subscribing witness to the foregoing Will & Testament of Jeremiah Bennett Jr decd who being duly sworn deposeth and saith that they each saw the said Jeremiah Bennett Jr the Testator Jeremiah Bennett & the signed the name of said Testator to said will as his request sign seal publish and declare the same instrument to be and contain his last Will & Testament that they signed their names respectively as witnesses to said last will in the presence of the said Jeremiah Bennett Jr and in the presence of each other on the day & year the same bears date; and that at the time of signing the said the said Testator was of sound mind and disposing memory and that he executed the same voluntarily as far as he knows or believe

Sworn to and subscribed in open Court this 9th April 1855
Thomas Dale Judge of Probate

Thomas Kent
William Padgett

3rd I also give my Elder grandson Jeremiah Bennett and Leonard
collars to be paid by my Executor
4th I also Request that my property shall all be kept together for one year
and a Crop made and that my son Jeremiah Bennett attend to
said business and after the Crop is housed then sell off my property
and Chattles as above to be sold at public sale and the proceeds
to be equally divided between my Children which is hereafter
named Viz Catharine Boyd Theophilus H Bennett, Elijah Bennett
James Bennett Sarah Davis Jeremiah Bennett & William Bennett
Finally I appoint my much beloved son Elijah Bennett my sole
Executor of this my last will and testament and I do hereby
utterly disolve disclaim and annul all and every other former testa-
ments Wills Legacies bequests & Executors by me in any way before made
willed and bequeathed ratify and confirming this and no other to
be my last will and testament
In Witness whereof I have hereunto set my hand and seal the day
and year first above written. Signed sealed published and
declared by said Jeremiah Bennett Jr as his last will and
testament in the presence of us the subscribers

Test J N Swann
Thomas Rents
William Padgett

Jeremiah Bennett Jr

The State of Alabama
Russell County

In open Court personally appeared
Thomas Rents & William Padgett two of the subscribing witness
to the foregoing Will & Testament of Jeremiah Bennett Jr and
who being first duly sworn deposeth and saith that they each saw
the said Jeremiah Bennett Sen authorize Jeremiah Bennett Jr who
signed the name of said Testator to said will at his request sign
seal publish and declare the same instrument to be and contain
his last Will & Testament that they signed their names respectively
as witnesses to said last will in the presence of the said Jeremiah
Bennett Sen and the presence of each other on the day of
the same bears date, And that at the time of signing the same
the said Testator was of sound mind and disposing memory
and that he executed the same voluntarily as far as he knows
or believe

Sworn to and subscribed in open
Court this 9th April, 1855
Thomas J Yale Judge of
Probate

Thomas Rents
William Padgett

Will of Joshua S Strong

The State of Alabama
Russell County

Know all men by these
presents that I Joshua S Strong of the County
and State aforesaid being weak in body, but of
strong mind and knowing that all men have
once to die, and also believing that it is best to
prepare for death in time of life, do therefore Constitute
the following to be my last will and testament for
the distribution of my worldly goods and property
It is my will and desire, that my wife Matilda M
Strong shall be the sole Executrix of the whole and
entire Estate that I may die in possession of or am in
any other manner entitled to, so long as she may live
or remain a widow, at the termination of either her life
or Widowhood, it is my will that what property may then
belong to my Estate, be equally divided between my
Children, if she dies, and if she marrys, I wish all my
property equally divided between her and my Children
And it is further my will that my said wife M M Strong
shall have full and complete Control of my said estate
so as to enable and empower her to sell, buy or exchange
in any way she thinks best any portion of my estate.
And it is further my will that she my said Executrix shall
pay all my just debts. It is further my wish that my
wife shall not be required to give any security for the
faithful performance of the duties herein required
of her as my Executrix

Signed & Sealed in
presence of
P A Perry
R Q Howard
E A May

J S Strong (Seal)

The State of Alabama
Russell County

In the Probate Court for said
County & State
Adjourned Term July 16th 1855

In the matter of the Probate of the Last Will of
Joshua S Strong — Personally came in open Court
Patrick A Perry and Eric A May & Ralph Q Howard
who are known to me, and who upon being duly
sworn, saith on oath that the aforesaid Joshua S Strong
signed and sealed in their presence on the 25th day
of May A D 1855 in the County & State aforesaid the
identical paper which was filed in this Court on
the 7th day of June A D 1855 by Matilda M Strong

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Will of Joshua S. Strong

The State of Alabama }
Russell County } Know all men by these presents that I Joshua S Strong of the County and State aforesaid being weak in body, but of strong mind - and knowing that all men have once to die, and also believing that it is best to prepare for death in time of life, do therefore Constitute the following to be my last will and testament for the distribution of my worldly goods, and property

It is my will and desire, that my wife Matilda M. Strong shall be the sole Executrix of the whole and entire Estate that I may die in possession of or am in any other manner entitled to, so long as she may live or remain a widow, at the termination of either her life or Widowhood, it is my will that what property may then belong to my Estate, be equally divided between my Children, if she dies, and if she marys, I wish all my property equally divided between her and my Children

And it is further my will that my said wife M. M Strong shall have full and complete Control of my said estate so as to enable and empower her to sell, buy or exchange in any way she thinks best any portion of my estate.

And it is further my will, that she my said Executrix shall pay all my just debts. It is further my wish that my wife shall not be required to give any security for the faithful performance of the duties herein required of her as my Executrix

Signed & Sealed in presence of

P. H. Perry
R. A. Howard
E. A. May

J. S. Strong (Seal)

The State of Alabama } In the Probate Court for said
Russell County } County & State

Adjourned Term July 16th 1855

In the matter of the Probate of the last will of Joshua S. Strong — Personally came in open Court Patrick H. Perry and Eli A. May & Ralph A. Howard who are known to me, and who upon being duly sworn, saith on oath that the aforesaid Joshua S. Strong signed and sealed in their presence on the 22nd day of May A.D. 1855 in the County & State aforesaid the identical paper which was files in this Court on the 7th day of June A.D. 1855 by Matilda M. Strong

and which she made application to have Probated and, which is in the foregoing words and figures. And they further state on oath that they each signed the same in the presence of the said Joshua S. Strong and that R. A. Howard the other subscribing Witness also signed the same in the presence of the said Testator, and that they all subscribed the same in the presence of said Testator and in the presence of each other on the day and year therein mentioned as subscribing witnesses, and that said Testator signed sealed and published the same as his last will and testament in their presence, voluntarily, without fear, threats or compulsion and that he was at said time of sane, sound and disposing mind and memory.

Sworn to and subscribed before me this 16th day of July 1855 in Open Court

Wm A. Lewis
Judge of Probate

E. A. May
P. H. Perry
R. A. Howard

Will of Charles V. Bayne

Alabama
Russell County } Charles V Bayne

I believe that I am dying and submit myself into the hands of my creator, and wish Dr Thacker to collect up all my effects and earnings and pay of my debts and then give the rest to my mother, and I wish Dr Thacker to take my Mother to the place we bought in Montgomery as a home for her, and I wish you Dr Thacker to call on Dr Clem Shannon to assist you in making out a list of those I have worked for, as he and Cap. Jim know all I have worked for and recollect I wish you to take me to the widow Meadows to be buried for I see nothing here to cause me to wish to stay here.

The State of Alabama } Probate Court
Russell County } November Term 1855

Personally appeared in Open Court Clement J. Shannon and Owen Olive who being duly sworn do depose and say that they were acquainted with Charles V Bayne now deceased, in his life time, that he died in said County some time in the month of September

and which she made application to have Probated and, which is in the foregoing words and figures. And they further state on oath that they each signed the same in the presence of the said Joshua Strong and that R. B. Howard the other subscribing witness also signed the same in the presence of the said Testator, and that they all subscribed the same in the presence of said Testator and in the presence of each other on the day and year therein mentioned as subscribing witnesses, and that said Testator signed sealed and published the same as his last will and testament in their presence, voluntarily, without fear, threats or compulsion and that he was at said time of sane, sound and disposing mind and memory.

Sworn to and subscribed before me this 16th day of July 1855 in open Court

John A. Lewis
Judge of Probate

C. J. Way
P. H. Perry
R. B. Howard

Will of Charles V. Bayne

Alabama
Russell County } Charles V Bayne

I believe that I am dying and submit myself into the hands of my creator, and wish Dr. Thacker to collect up all my effects and earnings and pay of my debts, and then give the rest to my mother, and I wish Dr. Thacker to take my Mother to the place we bought in Montgomery as a home for her, and I wish you Dr Thacker to call on Dr. Clem Shannon to assist you in making out a list of those I have worked for, as he and Esq. Sim Knox all I have worked for, and as I recollect I wish you to leave me to the widow Meadows to be buried for even nothing here to cause me to wish to stay here.

The State of Alabama } Probate Court
Russell County } November Term 1855

Personally appeared in Open Court, Clement C. Shannon and Owen Olive who being duly sworn do depose and say that they were acquainted with Charles V. Bayne, now deceased, in his life time, that he died in said County some time in the month of [illegible]

A.D. 1855 at the place where he had been residing for more than 10 days previously, that during his last illness sickness he made a bequest of his effects & property in substance as follows "that he wished Dr. Thacker to collect up all his effects and earnings and pay off his debts, that he wished him to take his (decedents) mother to the place they bought in Montgomery as a home for her, and after paying his debts he wishes his property divided between his mother and Sister Sherbe Bayne," and that he died without making any other disposition of his property so far as deponents know

Sworn to in open Court & subscribed 3rd Nov 1855
John A. Lewis
Judge of Probate

C. C. Shannon
O. D. Olive

The State of Alabama, Russell County
I Sterling Bass Sr. of the County & State aforesaid, knowing the uncertainty of human life, and being of sound and disposing mind & memory do hereby constitute and declare the following as my last will and testament.

Item first. It is my will and desire that my Executor hereinafter named shall pay off and discharge all my just debts, out of my estate as soon as the same can be done with a proper regard to the interests of my estate

Item second. Having heretofore given to my son Hartwell Bass, now deceased, an amount of property, which I think equal to his share of my estate, I do not think it proper to make any provision for his family in this my last will and testament

Item third. My son Charles L Bass having departed this life and his family having heretofore repudiated his name and protection, I do not think any obligation rests upon me to make any provision for his said family or any of them in this my last will and testament but hereby exclude them from all benefits of the same

Item forth I hereby leave to my wife, for and during the term of her natural life, all my estate both real and personal, which shall remain

A.D. 1855 at the place where he had been residing for more than 10 days previously, that during his last illness of his made a bequest of his effects & property in substance as follows That he wished Dr Thacker to collect up all his effects and earnings and pay off his debts, that he wished him to take his (decedents) mother to the place they bought in Montgomery as a home for her, and after paying his debts he wishes his property divided between his mother and sister Pherbe Bass, and that he died without making any other disposition of his property so far as deponents know

Sworn to in open Court & Subscribed 13th Nov 1855
John A Lewis
Jr Dep of Probate

C J Thomas
C.D. Olive

The State of Alabama, Russell County
I Sterling Bass Sr. of the County & State aforesaid, knowing the uncertainty of human life, and being of sound and disposing mind & memory do hereby constitute and declare the following as my last will and testament

Item first. It is my will and desire that as my Executors hereinafter named shall pay off and discharge all my just debts, out of my estate as soon as the same can be done with a proper regard to the interest of my estate

Item second. Having heretofore given to my son Hartwell Bass now deceased an amount of property, which I think equal to his share of my estate, I do not think it proper to make any provision for his family in this my last will and testament

Item third. My son Charles L Bass having departed this life and his family having heretofore repudiated his name and protection, I do not think any obligation rests upon me to make any provision for his said family or any of them in this my last will and testament, but hereby exclude them from all benefits of the same

Item forth. I hereby leave to my wife for and during the term of her natural life, all my estate both real and personal, which shall remain

after the payment of my debts, and it is my desire and direction that the same shall be kept together and my family supported therefrom.

Item fifth. I hereby give and bequeath to my son Samuel Bass the sum of Two Thousand dollars as a special legacy over and above his share in my estate hereinafter specified, and request that my wife, and executors pay strict attention to this item, & be to him and his heirs forever.

Item Sixth. After the discharge and payment of the aforesaid legacy and the payment of my just debts, and upon the death of my wife, it is my will and direction that my estate both real and personal, which shall then be remaining shall be divided into seven equal shares or portions, of which I give one seventh part or one share aforesaid to my son Samuel Bass his heirs and assigns. One share or seventh part aforesaid to my daughter Eliza J Bass her heirs and assigns, One share or seventh part aforesaid to my son Allen G Bass his heirs and assigns, One share or seventh part aforesaid to my son Sterling Bass his heirs and assigns, One share or seventh part aforesaid to Lewis Livingston in Trust for the sole and separate use of my daughter Elizabeth R. the wife of said Lewis Livingston, as her sole and separate estate during her natural life and at her death to be equally divided with the increase and profits thereof among her children. One share or seventh part aforesaid to Washington Toney in trust for the sole and separate use of my daughter Sarah Ann the wife of the said Washington Toney, as her sole and separate estate during her natural life, and at her death to be equally divided with the increase and profits thereof among her children, One share or seventh part aforesaid to J Randolph Spalding in Trust for the sole and separate use of my daughter Mary D. the wife of the said J Randolph Spalding, as her sole and separate estate during her natural life, and at her death to be equally divided among her children.

Item Seventh. It is my will and desire and I so direct that each of the Trustees aforesaid with the written assent of the Cestui que trusts, shall have the power and authority to sell and dispose of any of the property coming to their hands and possession by virtue hereof and to invest the proceeds arising

after the payment of my debts, and it is my desire and direction that the same shall be kept together and my family supported therefrom.

Item fifth. I hereby give and bequeath to my son Samuel Bap the sum of Two Thousand dollars as a special legacy over and above his share in my estate hereinafter specified, and request that my wife and executors pay strict attention to this item, to be to him and his heirs forever.

Item Sixth. After the discharge and payment of the aforesaid legacy and the payment of my just debts, and upon the death of my wife, it is my will and direction that my estate both real and personal, which shall then be remaining shall be divided into seven equal shares or portions, of which I give one seventh part or one share aforesaid to my son Samuel Bap his heirs and assigns. One share or seventh part aforesaid to my daughter Eliza J Bap her heirs and assigns. One share or seventh part aforesaid to my son Allen G Bap his heirs and assigns. One share or seventh part aforesaid to my son Sterling Bap his heirs and assigns. One share or seventh part aforesaid to Lewis Livingston in trust for the sole and separate use of my daughter Elizabeth R. the wife of said Lewis Livingston, as her sole and separate estate during her natural life and at his death to be equally divided with the increase and profits thereof among her children. One share or seventh part aforesaid to Washington Toney in trust for the sole and separate use of my daughter Sarah Ann the wife of the said Washington Toney, as her sole and separate estate during her natural life, and at her death to be equally divided with the increase and profits thereof among her children. One share or seventh part aforesaid to J Randolph Spalding in Trust for the sole and separate use of my daughter Mary D. the wife of the said J Randolph Spalding, as her sole and separate estate during her natural life, and at her death to be equally divided among her children.

Item Seventh. It is my will and desire and I so direct that each of the Trustees aforesaid, with the written assent of the Cestui que trusts, shall have the power and authority to sell and dispose of any of the property coming to their hands and possession by virtue hereof, and to reinvest the proceeds arising

from the sale of the same in any other property which in the opinion and judgement of said Trustees and Cestui que trust may be better suited to their condition and circumstances, taking title for the same with the trusts herein specified for the protection of the title, use, possession and profit to the Cestui que trusts against all liabilities for the debts and contracts of said Trustees or any of them hereafter which any of my said daughters or any thereafter have.

Item eighth. It is my will and desire that the trustees hereinbefore mentioned shall make the division and distribution of my estate as herein directed, among themselves, but if the same cannot be satisfactorily done, then I direct my Executors to apply to the Judge of Probate for the appointment of Commissioners to divide and distribute the same according to the provisions hereof.

Item Ninth. I hereby constitute and appoint my sons Allen G Bap and Sterling Bap executors of this my last will and testament, with full power and authority to execute the same, without giving bond and security as executors, unless required by the Judge of Probate upon proof of waste and negligence.

In testimony whereof I the said Sterling Bap Senior have hereunto set my hand & seal on this the First day of July 1852

Sterling Bap (Seal)

We do hereby certify that Sterling Bap senior, who is personally known to us, signed sealed and declared and published in our presence, the foregoing as his last will and testament and we subscribed the same as witnesses in the presence of the said Sterling Bap senior, and in the presence of each other on the day ~~the same bears date~~ and year therein specified, and that in our opinion the said Sterling Bap Sr. is in sound and disposing mind and memory at the time of the execution and publishing of said will.

Given under our hands this the first day of July 1852

Test

David Capein
M. H. Pool
M. T. Thompson

from the sale of the same in any other property which in the opinion and judgment of said Trustee and Executors may be better suited for the same with the trusts herein specified for the protection of the little one, paying and confining to the estate of him against all liability for the debts and contracts of said Trustees or any other persons which any of my said daughters may hereafter have.

Item eighth. It is my will and desire that the Executors hereinbefore mentioned shall make the division and distribution of my estate as herein directed, among themselves, but if the same cannot be satisfactorily done, then I direct my Executors to apply to the Judge of Probate for the appointment of Commissioners to divide and distribute the same according to the provisions hereof.

Item ninth. I hereby constitute and appoint my sons Allen G. Bap and Sterling Bap executors of this my last will and testament, with full power and authority to execute the same, without giving bond and security as executors, unless required by the Judge of Probate upon proof of waste and negligence.

In testimony whereof I the said Sterling Bap Senior have hereunto set my hand & seal on this the First day of July 1852

Sterling Bap (Seal)

We do hereby certify that Sterling Bap senior, who is personally known to us, signed sealed and declared and published in our presence, the foregoing as his last will and testament and we subscribed the same as witnesses in the presence of said Sterling Bap senior, and in the presence of each other on the day ~~the same bears date~~ and year therein specified, and that in our opinion the said Sterling Bap Sr. is in sound and disposing mind and memory at the time of the execution and publishing of said will.

Given under our hands this the first day of July 1852

David Capers
W. H. Park
W. T. Thompson

Will of Caroline L. Key

The State of Alabama } I Caroline L. Key of the said
Lowndes County } County and State, being of sound
disposing mind and conscious of the uncertainty of life, and
desirous of disposing of such as to the disposition of my
property be required to me by deed of trust) after my
death do now make constitute and ordain this my
last will and testament.

From the love and affection I bear to my only
child Martha Amas Thomas I give and devise & bequeath
to her all my negroes property &c Margaret and
her three children, Amelia & Norman - with one
child & augustus as good to go to her increase.
I also give & bequeath to my said Daughter Martha A
all moneys and notes now belonging to me - due me
on Henry Key my Executor of the State of Texas
Thousand seven hundred and eighty Dollars due
the 25th day of Jan 1860. One on Henry Shelton for
the sum of Dollars with a
credit of one hundred and fifty dollars
One on D. H. Slaton of $ 76 Dollars for the sum of
Dollars
One on Richard Pace for the sum of Dollars
& One on Theophilus Howard note not yet for the sum
of Dollars give & bequeath to my said Daughter all of my
clothing - also one trunk of her Mothers, consisting of
bed quilt & counterpane, blanket & sheets
sheets - also one feather bed, bolsters, pillows
one bureau & one wash stand I will also bequeath
all the above described property to my Daughter Martha
A for her bodily heirs - and should she die without
bodily heirs I wish & desire her to have the power & privilege
of willing or giving away one half of all I have given
her. And should my Daughter Martha A die without
bodily heirs as before - one half of the one half that I have willed
to her or given away I desire one thousand dollars to go
to my sister Caroline E Pace of Georgia - the balance of
that half & all else does not dispose of I desire to go to
my sister's children - with a stone only of a sufficient
amount to cover her grave with a fine marble slab to
explain it with iron railing - I also wish my Executors
to be liberal in giving to the support of her church and to all
charitable Institutions founded upon the religion of our
Lord & Savior - It is also my will and desire that my
friend & Merchant Somerville & Mitchell have the management

Will of Caroline E. Key

In the name of God Amen I Caroline E Key of the said
Russell County & County and State, being of sound
mind, yet conscious of the uncertainty of life and
desirous of leaving a will as to the disposition of my
property (acquired to me by deed of Gift) after my
death do now make constitute and ordain this my
last will and testament.
From the love and affection I bear towards my only
child Martha Amos Person I give unto her absolutely
to her and my negroes Martha by Viz- Margaret and
her three children, Amelia & Norman - Edith one
child & Angelina & girls together with their increase
I also give & bequeath to my said Daughter Martha &
all moneys and notes now belonging to me - one note
on Henry Key my Brother and for the sum of Three
Thousand seven hundred and eighty Dollars due
the 25th day of Jan 1860. One on Edwin Shelton for
the sum of Dollars with a
Credit of one hundred fifty dollars.
One on Dr. Shelton for $ Ellison for the sum of
Dollars
One on Richard Pugh for the sum of Dollars
& One on Chandler Howard now in suit for the sum
of Dollars
I also give & bequeath to my said Daughter my wearing
clothing - also one Trunk of her Mother containing
bed quilts & counterpanes & towels under
sheets - also one feather bed, three bolsters, one pillow
one Bureau & one Horse Stand. I will and bequeath
all the above described property to my Daughter Martha
& her bodily heirs - and should she die without
bodily heirs I wish & desire her to have the power & privilege
of willing or giving away the left of all I have given
her. And should my Daughter Martha A die without
bodily heirs or heirs - one of the one half that is not provided
to write or give away & desire one thousand dollars to go
to my Sister Caroline E Ford of Georgia - the balance of
that half & all else does not dispose of I desire to go to
my Sister's Children - with a charge only of a sufficient
amount to cover her grave with a fine Marble slab &
enclose it with iron railings - I also wish my Daughter
to be liberal in giving to the Church of her choice and to all
charitable Institutions founded upon the religion of our
Lord & Saviour - It is also my will and desire that my
friend & Kinsman Somerville Mitchell take the management

& full Controll of all that is herein mentioned (without
bond or security) to do & act as he should think most
advantageous in its premises, also to attend to the
Completion of her education - & to this understanding
I hereby appoint him my executor - I also wish &
desire my Daughter to keep the best of society & to
stay with and be ruled & governed by my Sister
Catharine Mitchell & Americus B Mitchell her
son. And may the blessings of Heaven rest on my
child, both in time and Eternity.
In all of which I hereby affix my hand & seal this
the 21st day of May in the year of our Lord eighteen
Hundred and fifty five.
Signed in the presence of — Caroline E Key (Seal)
Sarah D Mickle
Mary H Turner
Stephen D Pillman

& full Controll of all that is herein mentioned (without
bond or security) to do & act as he should think most
advantageous in the premises, also to attend to the
Completion of her education – & to this understanding
I hereby appoint him my executor – I also wish &
desire my Daughter to Rise the best of society & to
start with and be ruled & governed by my sister
Catharine Mitchell & Ameriss M Mitchell her
son Ana may the blessings of Heaven rest on my
child, both in time and Eternity.
In all of which I hereby affix my hand & seal this
the 21st day of May in the year of our Lord eighteen
Hundred and fifty five.

Signed Sealed & Delivered in the presence of
Sarah A Mitchell
Mary M Turner
Stephen A Tillman

Gardner [illegible] Jackson (Seal)
mark

Will of Mark Jackson

The State of Alabama } I Mark Jackson of the County
Russell County } and State aforesaid, being
sick in body, but clear & sound in mind, do make
this Instrument in writing to be my last will &
Testament as follows

1st After my death I will that my Body be decently
buried in a plain christian like manner & the expence
there of paid out of my estate.

2nd I will that all my just debts be paid out of
any money belonging to my estate

3rd I will my grey mare to my brother Andrew
Jackson & her colt to my son Decato Jackson.

4th I will that all my Land except the Chenock Lot
& the academy Lot be sold either publickly or
privately as my Executor may think best & that all
my negroes except Phillis & her children, be sold
privately to kind humane masters

5th I will that Abner Wimberly the grand Father of
my Children have the Guardianship of my Children
Sally C Jackson & Decato Jackson so far as Phillis and
her children are concerned & if my Children are
willing to go with him to when he lives that he take them
& Phillis & her Children with him & sell her two oldest
Boys Tom & Smeg & keep Phillis & the balance of her
Children for the use of my Children aforesaid & have
them equally divided between them & if one of said
Children shall die intestate or him or him, that the
other have them all, but in event that both of my
Children aforesaid shall die before they arrive at the
age of twenty one & without any heir or heirs, then it is
my will that Phillis & her Children shall go to
Abner Wimberly aforesaid & the balance of all my
estate to my Brothers & Sisters & their Children

6th I hereby appoint my Brother Andrew Jackson
my Executor with full power to sell my Land and
convey the same to the purchasers or purchasers & also
to convey the Chenock & Academy Lots to Trustees for the
uses for which they were intended, also to sell all my
negroes except Phillis & her Children, also all of my
personal property of every kind whatever, where ever he
may think proper & as he may think best and without
any order of Court whatever & that he be not required
to give any bond, nor ask any order from any Court
whatever in reference to the Management of the said

Will of Mark Jackson

The State of Alabama } I Mark Jackson of the County
Russell County } and State aforesaid, being
sick in body, but clear & sound in mind, do make
this Instrument in writing to be my last will &
Testament as follows

1st After my death I will that my Body be decently
buried in a plain christian like manner & the expence
thereof paid out of my estate.

2nd I will that all my just debts be paid out of
any money belonging to my estate

3rd I will my grey mare to my brother Andrew
Jackson & her colt to my son Decato Jackson.

4th I will that all my Land except the Chunnil Lot
& the academy Lot be sold either publicly or
privately as my Executor may think best & that all
my negroes except Phillis & her children, be sold
privately to kind humane masters

5th I will that Abner Nimberly the grand Father of
my Children have the Guardianship of my Children and
Sally & Jackson & Decato Jackson so far as Phillis and
her children are concerned & if my Children are
willing to go with him to when he lives that he take them
& Phillis & her Children with him & sell her two oldest
Boys, Tom & Tom & keep Phillis & the balance of her
Children for the use of my Children aforesaid & have
them equally divided between them & if one of said
Children shall die without an heir or heirs, that the
other have them all, but in event that both of my
Children aforesaid shall die before they arrive at the
age of twenty one & without an heir or heirs, then it is
my will that Phillis & her children shall go to
Abner Nimberly aforesaid & the balance of all my
estate to my Brother & Sister & their Children

6th I hereby appoint my Brother Andrew Jackson
my Executor with full power to sell my Land and
Convey the same to the purchasers or purchasers & also
to convey the Chunnil & Academy Lot to Trustees for the
uses for which they were intended, also to sell all my
negroes except Phillis & her Children, also all of my
person al property of every Kind whatever, whenever he
may think proper as he may think best, and without
any order of Court whatever & that he be not required
to give any bond, nor ask any order from any Court
whatever in reference to the management of the Land

or to make any returns to any Court in any way
concerning the same, but that he manage it in all
things as he may think best & all the money arising
from the sale of all my property aforesaid, after
paying my just debts out of it the balance to be kept
at interest for my children aforesaid until Sally
& Jackson shall arrive at age or marry & then it
be equally divided between them, as witness my
hand & seal this 25th October 1855

Test

Joel Hunt
Jeremiah Butt
James M Dales
Isaac H Cunningham
L R Leonard
Hiram Read

Mark his + Jackson mark

The State of Alabama } In Probate Court of said
Russell County } County 10th December 1855
Personally appeared in open Court this 10th Decem
ber 1855 Joel Hunt and Hiram Read two of
the subscribing witnesses to the annexed Will of
Mark Jackson deceased who being duly sworn
do depose and say that the said Mark Jackson
signed sealed published and declared the said
instrument to be and contain his last will and
Testament on the day and year therein mentioned
that he signed the same in their presence and in the
presence of the other subscribing witnesses, that they
signed the same as witnesses in the presence of said
deceased in the presence of each other & in the presence
of the other witnesses, that the other witnesses signed it
in the presence of the testator & of them witnesses, and
that the testator, at the time of signing said Will, was
of sound mind & disposing memory to the best of
their knowledge & belief

Sworn to & subscribed in
Open Court 10th Dec'r 1855

Joel Hunt
Hiram Read

John A Lewis
Judge of Probate

Will of Robert Milford

The State of Alabama
Russell County
This 29th day of January Eighteen Hundred and Fifty five

This my last will and testament made in the presence of those that witnesses the same.

First, it is my wish that all my just debts be paid

Second, I wish the balance of my Property to remain my wife's during her natural life as a support or as long as she remains a widow, and if she should marry, the property to be equally divided among her and the children, that is she to have a child's part and at her death the remainder to be equally divided among my nine children.

Third, I wish George Milford my son to be my executor to this will.

I being in my right mind do voluntarily will my self to the hands of the great God and in the presence of this day and date above written

Test

Ethel Tucker
George Milford
Richard Reese

Robert Milford

The State of Alabama
Russell County

Personally came before me John A Lewis Judge of Probate for said County, in open Court, on this 14th day of January A.D 1856 George Milford and Richard Reese, who being duly sworn do depose and say that they are subscribing witnesses to the last Will and Testament of Robert Milford deceased hereunto annexed, that they signed the same as witnesses in the presence of the said Robert Milford deceased, that said Robert Milford deceased signed, sealed, published and declared the said instrument to be and contain his last will and testament on the day and year therein named, that the other subscribing witnesses signed the same in the presence of the testator & of each other, and that said testator at the time of signing the same was of sound mind and memory to the best of their knowledge and belief.

Sworn to and subscribed in Open Court 14th Jany 1856

Richard Reese
George Milford

John A Lewis
Judge of Probate

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for to make any returns to any Court in any way concerning the same, but that he manage it in all things as he may think best & all the money arising from the sale of all my property aforesaid, after paying my just debts out of it the balance to be kept at interest for my Children aforesaid until Sally E Jackson shall arrive at age or marry & then it be equally divided between them, as witness my hand & seal this 25th October 1855

Test

Joel Hunt
Jeremiah Butt
James M Wales
Jason K Lewenshaw
J R Leonard
Jeremy Read

Mark his Jackson mark

The State of Alabama
Russell County

In Probate Court of said County 10th December 1855

Personally appeared in open Court this 10th December 1855 Joel Hunt and Hiram Read two of the subscribing witnesses to the annexed will of Mark Jackson deceased who being duly sworn do depose and say that the said Mark Jackson signed sealed published and declared the said instrument to be and contain his last will and testament on the day and year therein mentioned that he signed the same in their presence and in the presence of the other subscribing witnesses, that they signed the same as witnesses in the presence of said decedent in the presence of each other & in the presence of the other witnesses, that the other witnesses signed it in the presence of the testator & of them witnesses, and that the testator at the time of signing said will, was of sound mind & disposing memory to the best of their knowledge & belief

Sworn to & subscribed in Open Court 10th Decr 1855

Joel Hunt
Hiram Read

John A Lewis
Judge of Probate

Will of Robert Milsford

The State of Alabama } This my last will and testament
Russell County } made in the presence of whom
this 29th day of January } that witnesses the same.
Eighteen Hundred and } First, it is my wish that all my
Fifty five } just debts be paid.
Second, I wish the balance of my
Property to remain my wife's during her natural life
as a support or as long as she remains a widow, and
if she should marry, the property to be equally divided
among her and the children, that is she to have a child's
part and at her death the remainder to be equally
divided among my nine children.
Third, I wish George Milford my son to be my executor
to this will.
I being in my right mind do freely will my self to
the hands of the great God and in the presence of this
day and date above written
Test

Ethel Tucker — Robert Milsford
George Milford
Richard Rieu

The State of Alabama } Personally came before me John A
Russell County } Lewis Judge of Probate for said
County, in open Court, on this 14th day of January A.D
1856 George Milford and Richard Rieu, who being
duly sworn as depose and say that they are subscribing
witnesses to the last Will and Testament of Robert
Milford deceased hereunto annexed, that they signed
the same as witnesses in the presence of the said Robert
Milford deceased, that said Robert Milford deceased
signed, sealed, published and declared the said
instrument to be and contain his last will and
testament on the day and year therein named, that
the other subscribing witness signed the same in the
presence of the testator & of them witnesses, and that
said testator at the time of signing the same was of
sound mind and memory to the best of their knowledge
and belief.
Sworn to and subscribed — Richard Rieu
in Open Court 14th Janr. — George Milford
1856
John A. Lewis
Judge of Probate

Will of Abner N. Vann

The State of Alabama } Feb'ry 15th 1856
Russell County }

Know all men by these presents that I Abner N. Vann of the County and State aforesaid do make and publish this as my last will and testament.

1st I appoint my brother, Joseph M & Henry M Vann as my executors to carry out my will as regarding the management of my estate, with discretionary power to do that which they may think best for the interest of my estate, in the premises. That is to sell property & to make any trades or trades for the benefit of my family publicly or privately without any order of Court. I request my executors to keep a fair record of their actings and doings in the management of my estate

2nd I desire that my property shall be kept together until my eldest child arrives to the age of twenty one, at that time I wish him to have one thousand dollars in money or a negro worth that much also a good horse bridle and saddle, each one of my children to have the same amount as he becomes of age, after my children shall have become of age (all of them) I desire my estate to be equally divided among them and my wife, provided she does not marry. In that event I wish my estate equally divided among my wife and children, she having a child's part, which is to have so long as she lives, at her death the property to revert to my children or their heirs.

In testimony I hereby affix my hand & seal
Test

I. N. Vann
M. H. Ford
F. E. Boykin

A. N. Vann Seal

The State of Alabama } In the Probate Court for said
Russell County } County & State, June Term 1856
Personally came before me John A Lewis Judge of
Probate for said County, in open Court, the above named
M. H Ford and F. E. Boykin witnesses being subscribed to
the foregoing instrument purporting to be the last
will and testament of Abner N Vann late of said
County deceased, who are known to me and having
been duly sworn made oath and saith that the

Will of Abner H. Vann

The State of Alabama } Feb'ry 15th 1856
Russell County }

Know all men by these presents that I Abner H. Vann of the County and State aforesaid, do make and publish this as my last will and testament.

1st I appoint my brother, Joseph M & Henry M Vann as my executors to carry out my will regarding the management of my estate, with discretionary power to do that which they think best for the interest of my estate, in the premises. That is to sell property & to make any trade or trades for the benefit of my family publicly or privately without any order of Court. I request my executors to keep a fair record of their actings and doings in the management of my estate.

2nd I desire that my property shall be kept together until my oldest child arrives to the age of twenty one, at that time I wish him to have one thousand dollars in money or a negro worth that much also a good horse bridle and saddle, each one of my children to have the same amount as he becomes of age, after my children shall have become of age all of them) I desire my estate to be equally divided among them and my wife, provided she does not marry. In that event I wish my estate equally divided among my wife and children, she having a child's part, which is to hold so long as she lives, at her death the property to revert to my children or their heirs.

In testimony I hereby affix my hand & seal

Test
I. A. Owens
M. H. Ford
F. E. Boykin

A. H. Vann (Seal)

The State of Alabama } In the Probate Courts for said
Russell County } County & State, June Term 1856
Personally came before me John A. Lewis Judge of Probate for said County in open Court, the above named M. H. Ford and F. E. Boykin subscribing witnesses to the foregoing instrument purporting to be the last will and testament of Abner H. Vann late of said County deceased, who are known to me and having been duly sworn make oath and saith that the said Abner H. Vann the testator in the foregoing writing executed the aforesaid writing as his last will and testament voluntarily in their presence on the day and year the same bears date and duly published & declared the same to be his last will and testament, that he signed the same in the presence of James A. Owens the other subscribing witness on the day the same bear date, and that they attested the same in the presence of the said testator and of the other subscribing witness, and that said other subscribing witness attested the same in their presence and in the presence of said testator. They further make oath that said testator at the time of signing the same was of sane mind & memory.

Sworn to & Subscribed before
me 9th June A. D. 1856
John A. Lewis
Judge of Probate

M. H. Ford
Fran E Boykin

Will of Walter T. Colquitt

The State of Georgia } I John Johnson Ordinary in & for
Muscogee County } said County in said State having
inspected the records in my office touching and concerning the last will and testament of Walter T. Colquitt deceased late of said County, and the probate thereof and granting administration thereon do find what is hereinafter contained viz:

(Copy of Will)

Georgia
Bibb County } In the name of God Amen
I Walter T. Colquitt being of sound and disposing mind & memory but weak in body and feeling the uncertainty of this present life do make ordain & publish this my last will and testament, hereby revoking all others wills by me heretofore made.

Item I hereby appoint my beloved wife Harriet M. Colquitt and my son Alfred H. Colquitt executors & executrix of this my last will and testament.

Item I give devise and bequeath to my said executors all my property and estate real and personal of every kind and description whatsoever with full power and authority in them to sell and

said Abner H. Evans the testator in the foregoing writing executed the aforesaid writing as his last will and testament voluntarily in their presence on the day and year the same bears date and duly published & declared the same to be his last will and testament that he signed the same in the presence of James A. Owens the other subscribing witness on the day the same bears date and that they attested the same in the presence of the said testator and of the other subscribing witness, and that said other subscribing witness attested the same in the presence of said testator. They further made oath that said testator at the time of signing the same was of sane mind disposing mind & memory.

Sworn to & Subscribed before
me 9th Aug. A.D. 1856
John A. Lewis
Judge of Probate

M. H. Ford
Francis C. Boykin

Will of Walter T. Colquitt

The State of Georgia } I John Johnson Ordinary in & for
Muscogee County } said County in said State having
inspected the records in my office touching and concerning the last will and testament of Walter T. Colquitt deceased late of said County, and the probate thereof and granting administration thereon do find what is hereinafter contained viz.

(Copy of Will)

Georgia
Bibb County } In the name of God amen
I Walter T. Colquitt being of sound and disposing mind & memory but weak in body and feeling the uncertainty of this present life do make ordain & publish this my last will and testament hereby revoking all others wills by me heretofore made.

Item I hereby appoint my beloved wife Harriet W. Colquitt and my son Alfred H. Colquitt executors & executrix of this my last will and testament.

Item I give devise and bequeath to my said executors all my property and estate real and personal of every kind and description whatsoever with full power and authority in them to sell and

portion of all of the same privately or publicly or to exchange any portion of the same for other property and with full power and authority in and to my said executors without any resort to the Courts of Law or Equity to settle, compound or compromise any debt due to or by me of every kind whatsoever and in all respects to manage said property & effects, the settlement of said debts in such manner as my said executors in their discretion shall deem best for the interest of my estate and with full power and discretion in the management of my estate & in the setting up of the same as I could have done I living & closing up the same, and it is my will that neither of my executors shall be required to give security touching said estate or the management thereof being satisfied that they will in all respects act for the interest of Creditors & legatees

Item All the property given devised and bequeathed to my said Executors in the above and foregoing item of this my will, is given devised and bequeathed to my said Executors in trust, First for the payment of my just debts, and second the balance of my said Estate remaining after the payment of my said debts to be equally divided between my wife Harriet W. Colquitt and all my Children share and share alike to them and their heirs forever. Provided however that in the making of such distribution and in the ascertainment of said shares each of my Children as have received advancements and the same shall be estimated in the making up of said shares of such Children according to the value of such advancements at the time they were severally made.

Item The share in my real estate given devised and bequeathed to my beloved wife in the preceding item of this will, is given to her in lieu of dower.

In witness whereof I have hereunto set my hand and affixed my seal this the 22nd day of April 1855

W. T. Colquitt (Seal)

Signed sealed declared & published in the presence of us who have subscribed our names in the presence of the testator and of each other

J. B. Ross
M. A. Ross
Benj. F. Ross

portion of all of the same privately or publicly or to exchange any portion of the same for other property, and with full power and authority in and to my said executors without any resort to the Courts of Law or equity to settle, compromise and ally debts due to or by me of every or compromise any kind whatsoever and in all respects to manage said property & effects, the settlement of said debts in such manner as my said executors in their discretion shall deem best for the interest of my estate and with full power and discretion in the management of my estate & in the settling up of the same as I could have were I living & Closing up the same, and it is my will that executors of my executors shall be required to give security touching said estate or the management thereof being satisfied that they will in all respects act for the interest of Creditors & legatees

Item All the property given devised and bequeathed to my said Executors in the above and foregoing Item of this my will, is given devised and bequeathed to my said Executors in trust, First for the payment of my just debts, and Second the balance of my said Estate remaining after the payment of my said debts to be equally divided between my wife Harriet M Colquitt and all my children share and share alike to them and their heirs forever. Provided never-theless that the making of such distribution and in the ascertainment of said shares such of my Children as have received advancements and the same shall be estimated in the making up of said shares of such Children according to the values of such advancements at the time they were severally made.

Item The share in my real estate given devised and bequeathed to my beloved wife in the preceding Item of this will, is given to her in lieu of dower.

In witness whereof I have hereunto set my hand and affixed my seal this the 22nd day of April 1855

W. T. Colquitt (Seal)

Signed sealed declared & published in the presence of us who have subscribed the same in the presence of the testator and of each other.

J. B. Rapp
Wm A Rapp
Benj F Rapp

Georgia
Bibb County } Court of Ordinary Vacation June
June 1855

Before me Philemon Tracy Ordinary in and for said County personally came John B Rapp Williams A Rapp and Benjamin F. Rapp who being duly sworn depose & say they saw the testator Walter T. Colquitt sign seal publish & declare the within and foregoing instrument to be his last will & testament, that at the time of same signing the testator was of sound mind and disposing memory and that he signed the same freely voluntarily and of his own accord, that they (the Deponents) signed said will as subscribing witnesses in the presence of each other and in the presence of the testator at his special instance and request

Sworn to & subscribed before me
this the 2nd day of June 1855.
P. Tracy Ordinary

J. B. Rapp (Seal)
W. A. Rapp (Seal)
Benj F Rapp (Seal)

The State of Georgia } Court of ordinary June Term 1855
Bibb County }

The last will and testament of Walter T. Colquitt deceased being propounded for Probate and the same having been proven in Vacation by the oaths of B. F. Rapp Wm A. Rapp and J. B. Rapp the subscribing witnesses thereto. It is ordered that the said will be adjudged & regularly admitted to probate.

Georgia } I Philemon Tracy ordinary in and
Bibb County } for said County do hereby certify that the above is a true copy of the order passed by me at the June term of my Court being an extract from the minutes thereof.

Seal

Witness my hand and seal of office hereto attached this June 10th 1855
P Tracy Ordinary

State of Georgia } Court of Ordinary July Term
Muscogee County } 2nd day of July 1855
John Johnson Ordinary Present - Presiding

Whereas it appearing to the Court that Walter T. Colquitt deceased late of this County of Muscogee and State of Georgia, having departed this life in the City of Macon in the County of Bibb in said State and having before his death in the com-

Georgia
Bibb County } Court of Ordinary Vacation Term
June 1855

Before me Philemon Tracy Ordinary in and for said County personally came John B. Rose William A. Rose and Benjamin F. Rose who being duly sworn deposeth & say they saw the testator Walter T. Colquitt sign seal publish & declare the within and foregoing instrument to be his last will & testament, that at the time of said signing the testator was of sound mind and disposing memory and that he signed the same freely voluntarily and of his own accord, that they (the deponents) signed said will as subscribing witnesses in the presence of each other and in the presence of the testator at his special instance and request

J. B. Rose
W. A. Rose
Benj F. Rose

Sworn to & subscribed before me this the 2nd day of June 1855.
P. Tracy Ordinary

The State of Georgia } Court of Ordinary June Term 1855
Bibb County }
The last will and testament of Walter T. Colquitt dec'd being propounded for Probate and the same having been proven in vacation by the oaths of B. F. Rose Wm. A. Rose and J. B. Rose the subscribing witnesses thereto. It is ordered that the said will be adjudged regular & admitted to probate.

Georgia } I Philemon Tracy Ordinary in and
Bibb County } for said County do hereby certify that the above is a true copy of the order passed by me at the June term of my Court being an extract from the minutes thereof.

Witness my hand and seal of office hereto attached this June 11th 1855
P. Tracy Ordinary

Seal

State of Georgia } Court of Ordinary July Term
Muscogee County } 2nd day of July 1855
John Johnson Ordinary Present - Presiding

Whereas it appearing to the Court that Walter T. Colquitt deceased late of said County of Muscogee and State of Georgia, having departed this life in the City of Macon in the County of Bibb in said State and having left upon his death in the county last aforesaid executed his will, and the witnesses to said will being residents of the said County of Bibb and it further appearing by the certificate of the ordinary of said County of Bibb that said will was duly proved before said ordinary. On motion of Counsel it is considered ordered & adjudged that said will be admitted to record in this office. And upon Harriet M Colquitt & Alfred H Colquitt the executrix and executor in said will named & appointed taking the oath required by law, that letters testamentary issue to them accordingly

State of Georgia } Court of Ordinary
Muscogee County } September Term 3rd day of September 1855. John Johnson Ordinary present presiding.

Whereas Harriet M Colquitt & Alfred H Colquitt agreeably to an order heretofore passed this day took and subscribed the oaths required by law as Executrix and Executor of the last will and testament of Walter T. Colquitt deceased and obtained letters testamentary according to the provision of said order, and further ordered that Hines Holt William M Lee, Robert E. Dixon and Marshall J Willcoxon be and they are hereby appointed appraisers of the Estate of Walter T Colquitt deceased.

Georgia
Muscogee County } I Harriett M Colquitt
I Alfred H Colquitt
do solemnly swear that this writing contains the true last will of the therein named Walter T Colquitt deceased, to for as I know or believe and that I will well and truely execute the same by paying first the debts & then the legacies contained in the said will as far as his goods & chattels will thereunto extend & the law charge me, and that I will make a true & perfect inventory of all such goods & chattels So help me God

Sworn to & subscribed before me this 3rd day of September 1855
John Johnson Ordinary

Alfred H Colquitt
Harriet M Colquitt

last aforesaid executed his will, and the witnesses to said will being residents of the said County of Bibb and it further appearing by the certificate of the ordinary of said County of Bibb that said will was duly proved before said ordinary.
On motion of Counsel it is considered, ordered & adjudged that said will be admitted to record in this office. And upon Harriet M Colquitt & Alfred H Colquitt the executrix and executor in said will named & appointed taking the oath required by law, that letters testamentary issue to them accordingly

State of Georgia } Court of Ordinary
Muscogee County } September Term 3rd day of September 1855. John Johnson Ordinary presiding.

Whereas Harriet M Colquitt & Alfred H Colquitt agreeably to an order heretofore passed this day took and subscribed the oath required by law as Executrix and Executor of the last will and testament of Walter T. Colquitt deceased and obtained letters testamentary according to the provision of said order, And further ordered that Hines Holt, William M Lee, Robert E. Dixon and Marshall J Willcox be and they are hereby appointed appraisers of the Estate of Walter T Colquitt deceased.

Georgia } I Harriet M Colquitt
Muscogee County } I Alfred H Colquitt
do solemnly swear that this writing contains the true last will of the therein named Walter T Colquitt deceased, so far as I know or believe and that I will well and truly execute the same by paying first the debts & then the legacies contained in the said will as far as his goods & chattels will thereunto extend & the law charge me, and that I will make a true & perfect inventory of all said goods & chattels so help me God.
Sworn to & subscribed before me this 3rd day of September 1855.
John Johnson Ordinary

Alfred H Colquitt
Harriet M Colquitt

Georgia } By the Court of Ordinary for said
Muscogee County } County.
To all to whom these presents shall come - Greeting
Know ye that on the second day of July in the year of our Lord eighteen hundred & fifty four the last will and testament of Walter T Colquitt late of said County deceased was exhibited in open Court in common form of law proved & admitted to record a copy of which is hereunto annexed and administration of the estate real & personal of said deceased was granted to Harriet M Colquitt and Alfred H Colquitt the executrix and executor in & by said will named and appointed they having first taken the oath and performed all other requisites required by law, as by order of said Court & by letter of these presents legally authorized to administer the estate real & personal of the said deceased according to the tenor and effect of the said will & testament according to law. And they are hereby required to render a true and perfect inventory of all the estate both real and personal of said deceased and have the same appraised & returned to this Court according to law and to render a true and perfect account to the said Court of their actings & doings year by year & every year until this administration is fully completed.
In witness whereof I have hereunto officially set my hand & seal this third day of September eighteen hundred & fifty five (1855)
Jno Johnson Ordinary

State of Georgia } I John Johnson Ordinary in &
Muscogee County } for said County, in said State & ex officio Clerk of the Court of Ordinary and Keeper of the Seal and Records of said Court the same being a Court of Record do certify that this and the foregoing four pages contain true and correct copies of the will of Walter T Colquitt deceased and all the proceedings had concerning the probate thereof and granting administration thereon all which appears by the papers on file and the record in my office. Given under my hand & seal of office in the City of Columbus in the State of Georgia aforesaid & of Muscogee this 4th day of April A.D. 1856
(Official Seal)
John Johnson
Ordinary

Georgia } By the Court of Ordinary for said
Muscogee County } County.

To all to whom these presents shall come - Greeting
Know ye that on the second day of July in the year
of our Lord eighteen hundred & fifty four the last
Will and Testament of Walter T. Colquitt late
of said County deceased was exhibited in open
Court in common form of law proved & admitted
to record a copy of which is hereunto annexed
and administration of the estate real & personal
of said deceased was granted to Hansell M Colquitt
and Alfred H Colquitt the executors and executor
in s^d by said Will named and appointed they
having first taken the oath and performed all
other requisites required by law, as by order of
said Court & by virtue of these presents legally
authorized to administer the estate real & personal
of the said deceased according to the tenor and effect
of the said Will & Testament according to law. And
they are hereby required to render a true and perfect
inventory of all the estate both real and personal
of said deceased and have the same appraised
& returned to this Court according to law and to
render a true and perfect account to the said
Court of their actings & doings therein & when
called this administration is fully completed.

In witness whereof I have hereunto officially
set my hand & seal this third day of September
eighteen hundred & fifty five (1855)

Jno Johnson Ordinary

State of Georgia } I John Johnson Ordinary in &
Muscogee County } for said County in said State
& ex officio Clerk of the Court of Ordinary and
Keeper of the Seal and Records of said Court
the same being a Court of Record do certify
that this and the foregoing five pages contain
true and correct copies of the Will of Walter T. Colquitt
dec^d and all the proceedings had concerning the
probate thereof and granting administration thereon
all which appears by the papers on file and the record
in my office. Given under my hand & seal of Office in
the City of Columbus in the State of Georgia County
of Muscogee this 4th day of April A.D. 1860

(Official Seal)

John Johnson
Ordinary

Will of Nancy Edwards

In the name of God amen! I Nancy Edwards
of the County of Russell and State of Alabama
being of sound mind, and memory, and considering
the uncertainty of this frail and transitory life
do therefore make ordain publish and declare
this to be my last Will and Testament. And revoking all others heretofore made by me.

In the first place it is my will and direction
that all my just and lawful debts be paid
and fully discharged.

First. I give bequeath and devise unto my friend
James W Corbit all my estate both real and
personal of whatever nature and description
I may die seized and possessed of, or that I may
have in expectancy reversion or remainder for
and during the term of his natural life and
no longer, And after his death unto the children
of the said James Corbit, begotten by his present
wife Hannett Jane that may be living at the time
of his death to them their heirs and assigns forever
to be equally divided among them share and share
alike.

Secondly I nominate constitute and appoint
my friend James Corbit sole executor of this
my last Will and Testament

In testimony whereof I have hereunto subscribed
my name and affixed my seal this twelfth day
of January in the year of our Lord one thousand
eight hundred and fifty four

Nancy her + Edwards
mark

The above written instrument was subscribed by the
said Nancy Edwards in our presence and acknowledged by her to each of us, and she at the same time
declared the same to be her last Will and Testament
and we at her request and in her presence, and
in the presence of each other have signed our names
as witnesses hereto.

W. D. Bryan
County Treasurer
Henry Brownell

Will of Nancy Edwards

In the name of God amen! I Nancy Edwards of the County of Russell and State of Alabama being of sound mind and memory, and considering the uncertainty of this frail and transitory life do therefor make ordain publish and declare this to be my last will and Testament. And revoking all others heretofore made by me.

In the first place it is my will and direction that all my just and lawful debts be paid and fully discharged.

First. I give bequeath and devise unto my friend James W Corbit all my estate both real and personal of whatever nature and discription I may die seized and possessed of, or that I may have in expectancy reversion or remainder for and during the term of his natural life and no longer, And after his death unto the children of the said James Corbit, begotten by his present wife Harriet Jane that may be living at the time of his death to them their heirs and assigns forever to be equally divided among them share and share alike.

Secondly I nominate constitute and appoint my friend James Corbit sole Executor of this my last will and testament

In Testimony whereof I have hereunto subscribed my name and affixed my seal this twelfth day of January in the year of our Lord one thousand eight hundred and fifty four

Nancy her Edwards mark

The above written instrument was subscribed by the said Nancy Edwards in our presence and acknowledged by her to each of us, and she at the same time declared the same to be her last will and testament And we at her request and in her presence, and in the presence of each other have signed our names as witnesses hereto.

W. D. Bryan
County Brownell
Henry Brownell

The State of Alabama } In the Probate Court
Russell County } August Term 1856

Personally came in open Court County Brownell and Henry Brownell subscribing witnesses to the paper purporting to be the last will and testament of Nancy Edwards dec'd bearing date the 12th day of January 1854 and filed for Probate in said Court on the 17th day of June 1856 and they having been duly sworn depose and say that Nancy Edwards the testator in said will voluntarily executed the same in their presence and in the presence of W. D. Bryan the other subscribing witness on the day the same bears date, that they attested the same in the presence of said testator and in the presence of each other and that each other subscribed his name thereto as a witness during such time in their presence and in the presence of the testator, and that said testator at the time of the execution of the same was of sane and disposing mind & memory

Sworn to & subscribed before me 11th August 1856

John A. Lewis
Judge of Probate

County Brownell
Henry Brownell

The State of Alabama } In the Probate Court
Russell County } August Term 1856

Personally came in open Court County Cromwell and Henry Cromwell subscribing witnesses to an paper purporting to be the last will and testament of Nancy Edwards decd bearing date the 12th day of January 1854 and filed for Probate in said Court on the 17th day of June 1856 and they having been duly sworn depose and say that Nancy Edwards the testator in said will voluntarily executed the same in their presence and in the presence of W. D. Bryan the other subscribing witness on the day the same bears date, that they attested the same in the presence of said testator and in the presence of each other eighth and that each other witness subscribed his name thereto as a witness being witness in their presence and in the presence of the testator, and that said testator at the time of the execution of the same was of sane and disposing mind & memory

Sworn to & subscribed before me 11th August 1856
John A. Lewis
Judge of Probate

County Cromwell
Henry Cromwell

Will of Bartley Whitehurst

The State of Alabama } I Bartley Whitehurst of
Russell County } the County of Russell and
State of Alabama reflecting with the health
that all men must die, and being of sound
mind and capable of disposing of my worldly
effects in a satisfactory manner to myself, do
hereby make and ordain this my last Will
and testament.

Item 1st. I will my soul to God and my body
to a decent depository.

Item 2nd. I will that after my death all my
debts be paid by my executors hereinafter
named.

Item 3rd. I will that after my debts are paid that
my wife Sarah Whitehurst shall have the free and
uninterrupted use, right, occupancy and control
of all and singular my property both real and
personal including the following negro slaves
to wit — Peggy, Judy Ann, & Ellen women, William
a young man, Caroline, Mary, Martha and
Jim, Giles, and the future increase of the
said females for, and to her own use and
benefit during her widowhood or if she
remain unmarried during her natural life.

Item 4th. I will that upon the marriage or
death of my said wife Sarah that then the property
both real and personal including the said negro
slaves and the increase of the females also thereof be
sold and equally divided share and share
alike as follows — If my wife Sarah marries
then she shall have an equal child's share
If she dies then my children shall have share
& share alike equally between them that
is to say Denbow F. Whitehurst, Caroline
Giddings, Washington B Whitehurst, Marion
Whitehurst Virginia Wilson in her own right
exclusively and free from the control of
Stephen Wilson her husband, Mansion
Whitehurst and Georgia Ann McDonald in her
own right exclusively and free from the
control of Thomas McDonald her husband
and to the heirs of my then surviving children
as above named.

Will of Bartley Whitehurst

The State of Alabama } I Bartley Whitehurst of
Russell County } the County of Russell and
State of Alabama impressed with the truth
that all men must die, and being of sound
mind and capable of disposing of my worldly
effects in a satisfactory manner to myself, do
hereby make and ordain this my last Will
and testament.

Item 1st. I will my soul to God and my body
to a decent depository.

Item 2nd. I will that after my death all my
debts be paid by my executors herein after
named.

Item 3rd. I will that after my debts are paid that
my wife Sarah Whitehurst shall have the free and
uninterrupted use, right, occupancy and control
of all and singular my property both real and
personal including the following negro slaves
to wit— Peggy, Judy Ann, & Ellen women, William
a young man, Caroline, Mary, Martha and
Jim Giles, and the future increase of the
said females for, and to her own use and
benefit during her widowhood or if she
remain unmarried during her natural life.

Item 4th. I will that upon the marriage or
death of my said wife Sarah that then the property
both real and personal including the said negro
slaves and the increase of the female slaves thereof be
sold and equally divided share and share
alike as follows— If my wife Sarah Whitehurst
dies she shall have an equal child's share.
If she dies then my children shall have their
& Oh an alike equally between them that
is to say Seaborn B Whitehurst, Caroline
Giddings, Washington B Whitehurst, Marion
Whitehurst Virginia Wilson in her own right
exclusively and free from the control of
Stephen Wilson her husband, Munroe
Whitehurst and Georgia Ann McDonald in her
own right exclusively and free from the
control of Thomas McDonald her husband
and to the heirs of my then surviving children
as above named.

Item 5th I will and appoint my wife Sarah Whitehurst and my son Washington B Whitehurst my executrix and executor to carry out the provisions and purpose of this my will.

In testimony whereof I the said Bartley Whitehurst have hereunto set my hand and affixed my seal this 26th day of May A.D. 1856

In presence of
John J Burch
Stephen D Phillips
Milton B. Kearis

Bartley Whitehurst (Seal)

The State of Alabama } In the Probate Court for said County
Russell County } July Term 1856

Personally appeared before me John A. Lewis Judge of Probate for said County in open Court John J Burch and Stephen D Phillips subscribing witnesses to a paper purporting to be the last will and testament of Bartley Whitehurst dec'd bearing date 26th day of May A.D. 1856 and filed in said Court for Probate on the 19th day of June 1856 who having been duly sworn say on oath that the said Bartley Whitehurst the testator voluntarily signed sealed and delivered the same to be his last will and testament in their presence and in the presence of Milton B. Kearis the other subscribing witness on the day the same bears date, that they attested the same in the presence of said testator and of the other witness and that such other witness subscribed his name as a witness in their presence & in that of the testator. They further make affidavit that in their belief & opinion, said testator was of sound and disposing mind & memory at the time of signing the same

Sworn to & subscribed before
me this 1st day of July A.D. 1856

John A Lewis
Judge of Probate

John J Burch
Stephen D Phillips

Item 5th I nile and appoint my wife Sarah Whitehurst and my son Washington B Whitehurst my executrix and executor to carry out the provisions and purpose of this my will.

In testimony whereof I the said Bartley Whitehurst have hereunto set my hand and affixed my seal this 26th day of May A.D. 1856

In presence of
John S Burch
Stephen D Phillips
Walton B. Harris

Bartley Whitehurst (Seal)

The State of Alabama } In the Probate Court for said County
Russell County } July Term 1856

Personally appeared before me John A Lewis Judge of Probate for said County in open Court John S Burch and Stephen D Phillips subscribing witnesses to a paper purporting to be the last will and testament of Bartley Whitehurst dec'd bearing date 26th day of May A.D. 1856 and filed in said Court for Probate on the 19th day of June 1856 who having been duly sworn say on oath that the said Bartley Whitehurst the testator voluntarily signed sealed and delivered the same to be his last will and testament in their presence and in the presence of Walton B. Harris the other subscribing witness on the day the same bears date, that they attested the same in the presence of said testator and of the other witness and that such other witness subscribed his name as a witness in their presence & in that of the testator.

They further made affidavit that in their belief & opinion, said testator was of sound and disposing mind & memory at the time of signing the same

Sworn to & subscribed before me this 19th day of July A.D. 1856

John A Lewis
Judge of Probate

John S Burch
Stephen D Phillips

Will of Titus Laney

The State of Alabama }
Russell County }

In the name of God. Amen I Titus Laney of the County & State aforesaid, being of advanced age and conscious of the uncertainty of life & mindful, that I should make a disposition of the property with which a kind Providence has blessed me. Do therefore make and publish this as my last will and testament, hereby revoking and annulling all other wills heretofore made by me.

1st Item Desire: I desire and direct that my body be buried in a manner suitable to my condition and circumstances in life.

2nd Item — I desire and direct that all my just debts be paid by my Executor hereinafter named

3rd Item — I further desire and direct that all my property, over and above paying off and discharging my said debts as before directed, to be paid by my Executor shall be kept and managed by him (my Executor) leasing out the negroes and receiving the hire for the same to be disposed of and appropriated by him in the manner hereinafter directed.

4th Item — I further desire and direct that my said Executor shall procure the nett amount arising from the hire of my said negroes, & annually pay over to my beloved wife Mary A Laney a reasonable amount for her support and sustenance, and that he shall do this only so long as she lives or remains a widow: when she dies or gets married, I further desire & direct that my Executor shall sell the property, and divide the proceeds equally between my children hereinafter named viz- Sampson D Laney. Charles D Laney. Felix M. Laney. Benjamin M Laney. John W Laney. Thomas H Laney. Robert J Laney. Saml Leonard infant of Polly Leonard. Mary Ann Brooks now a widow. Nancy Waters wife of Lovina Waters. Mary Lewis wife of Elisha Lewis. Louisa King wife of Thomas. an equal portion with my children above named to the children of my deceased son Noah Laney. and Cha Lenard wife of Thomas Lenard. It is further my desire and direction that the portion that falls to the lot of my daughter Clora Lenard wife of Thomas Lenard shall be held in trust for my daughter Clora by my Executor- not subject to the debts or control of Thomas

Will of Peter Laney

The State of Alabama }
Russell County }

In the name of God. Amen
I Peter Laney of the County & State aforesaid being of
advanced age and conscious of the uncertainty of life
deem it right and proper both as respects myself and
family, that I should make a disposition of the prope
ty with which a kind Providence has blessed me. I
therefore make and publish this as my last will and
testament, hereby revoking and annulling all others
heretofore made by me.

Item First: I desire and direct that my body be bu-
ried in a manner suitable to my condition and cir-
cumstances in life.

2nd Item — I desire and direct that all my just debts
be paid by my Executor hereinafter named

3rd Item — I further desire and direct that all my
property over and above paying off and discharging
my said debts as before directed to be paid by my Ex-
ecutor, shall be kept and managed by him (my
said Executor) leasing out the negroes and receiving
the hire for the same to be disposed of and appropriated
by him in the manner hereinafter directed.

4th Item — I further desire and direct that my said
Executor, shall from the nett amount arising from
the hire of my said negroes, annually pay over to
my beloved wife Mary A Laney a reasonable amount
for her support and sustenance, and that he shall do
this only as long as she lives or remains a widow, when
she dies or gets married. I further desire & direct that
my Executor shall sell the property, and divide the
proceeds equally between my children hereinafter
named to wit- Samp[illegible] D Laney. Charles D Laney
Felix M. Laney. Benjamin M. Laney. John W Laney
James H Laney. Robert P Laney. Jane Servant wife of
Riley Leonard. Mary Ann Brooks now a widow. Hannah
Waters wife of Loadna Waters. Mary Louis wife of
Elisha Lewis. Louisa King wife of Thomas. an equal
portion with my children above named to the children
of my deceased son Noah Laney. and Cloa Gerald
wife of Thomas Gerald. It is further my desire
and direction that the portion that falls to the lot
of my daughter Cloa Gerald wife of Thomas Gerald
shall be held in trust for my daughter Cloa by my
Executor not subject to the debts or control of Thomas

Gerald her present husband or of any future husband.
5th Item — It is further my desire and wish that my
said Executor shall realize more from the hire of said
negroes during the life or widowhood of my beloved
wife Mary A Laney, than will furnish a reasona-
ble support for my beloved wife, that my Executor
shall annually advance among my children herein before
named and the children of my deceased son Noah
Laney, the residue in equal portions. share & share
alike, the portion falling to the lot of my daughter
Cloa Gerald to be appropriated by my Executor to the se-
parate use of my daughter Cloa and her children —
6th Item — I hereby constitute and appoint my son
Robert P Laney Executor of this my last will and
testament.

29th September 1852

Peter Laney

Signed, sealed declared and published in our presen
29th September A.D. 1852 — James A Chaffin
Michael A Clarke
M. L. Patterson

Michael A. Clarke
M. L. Patterson

At the execution of a com-
mission for the examination of Witnesses in a cause
pending in the Probate Court of Russell County, whe
in Robert P Laney propounded for probate an instru-
ment purporting to be the last Will ~~and Testament~~ of
Peter Laney deceased, this paper was produced and
sworn Madison L Patterson and Michael A
Clarke, Witnesses, and by them deposed to be one
of the witnesses thereto and sealed

Abram D Foster. Com'r
Commissioner

Depositions of Witnesses sworn and examined
the sixth day of December in the year eighteen hun
dred and fifty five at the city of Columbus, in the State
of Georgia, under by virtue of a commission issued
out of the Probate Court of the State of Alabama, for
Russell County, in a certain cause therein pending
wherein Robert P Laney propounded for Probate
an instrument purporting to be the last will of
Peter Laney, deceased
Michael A Clarke & Madison L Patterson being

erald, her present husband or of any future husband.
Item — It is further my desire and wish that if my
said Executor shall realize more from the hire of said
negroes during the life or widowhood of my beloved
wife Mary A Laney, than will furnish a reasona-
ble support for my beloved wife, that my Executor
shall annually devide among my children hereinbefore
named and the children of my deceased son Joseph
Laney, the overplus in equal portions, share & share
alike, the portion falling to the lot of my daughter
Clara Land to be appropriated by my Executor to the sep-
arate use of my daughter Clara and her children.
Item — I hereby constitute and appoint my son
Robert P Laney Executor of this my last will and
testament. 29th September 1852.

Witness Laney (Seal)

Signed, sealed declared and published in our presence
29th September A.D. 1852.

James A Chaffin
Michael A Clarke
M. L. Patterson

Michael A. Clarke
M. L. Patterson } At the execution of a commission for the examination of Witnesses in a cause pending in the Probate Court of Russell County, wherein Robert P Laney propounded for probate an instrument purporting to be the last Will ~~and Testament~~ of Witness Laney deceased, this paper was produced and shown Madison L Patterson and Michael A Clarke Witnesses, and by them deposed to before me as witness my hand and seal

Adam B Porter (Seal)
Commissioner

Depositions of Witnesses sworn and examined the sixth day of December in the year eighteen hundred and fifty five at the city of Columbus, in the State of Georgia, under the virtue of a commission issued out of the Probate Court of the State of Alabama, for Russell County, in a certain cause therein pending wherein Robert P Laney propounded for Probate an instrument purporting to be the last will of Witness Laney, deceased

Michael A Clarke & Madison L Patterson being

duly sworn and examined on the part of Robert P Laney the propounder as before and say as follows.

To the 1st Interrogatory they say No. never acquainted with Witness Laney deceased in his lifetime.

To the 2nd Interrogatory they say that on examination of the instrument writ-ten purporting to be the last Will of Witness Laney now here exhibited to us. we state that we and each of us are subscribing witnesses thereto. said Witness Laney did sign the said instrument personally. he did know the object and contents of said instrument.

To the 3d Interrogatory they say We did attest the said instrument and subscribed our names thereto in the presence of said Witness Laney. & Jas. James A Chaffin did attest the same as a witness: and James A Chaffin did also write his name in the presence of Witness Laney

To the 4th Interrogatory they say the signature of the said deceased Witness Laney is genuine. And he did execute and publish the same as his last Will

To the 5th Interrogatory they say the signatures of the subscribing witnesses are genuine. the said Michael A Clarke and the said Madison L Patterson now reside in the city of Columbus in the State of Georgia. the said Madison L Patterson testifies as informed that said James A Chaffin resides near at some place in the State of Florida. and the said Michael A Clarke testifies that the said James A Chaffin resides at a place called Eunora near the line of Florida and Alabama.

M. L. Patterson
Michael A Clarke

Examined taken, subscribed to initialy and sworn to this sixth day of December 1855. before me as witness my hand and seal.

Adam B. Porter (Seal)
Commissioner

duly sworn and examined on the part of Peter
P Laney the propounder as before and say as
follows

To the 1st Interrogatory they say
We were acquainted with Silas Laney deceased
in his lifetime.

To the 2nd Interrogatory they say
That on examination of the instrument of
writ. purporting to be the last Will of Silas Laney
now here exhibited to us. we state that
we and each of us are subscribing witness
thereto. said Silas Laney did sign the said
instrument personally. We did know the
object and contents of said instrument.

To the 3d Interrogatory they say
We did attest the said instrument and sub-
scribed our names thereto in the presence of
said Silas Laney. Our Sirgus A Chaffin
did attest the same as a witness: said James
A Chaffin did also write his name in the
presence of Silas Laney

To the 4th Interrogatory they say
The signature of the said deceased Silas
Laney is genuine. And he did execute and
publish the same as his last Will

To the 5th Interrogatory they say
The signatures of the subscribing witnesses
are genuine. The said Michael N Clarke
and the said Madison L Patterson now
reside in the city of Columbus in the State of
Georgia. The said Madison L Patterson
testifies as informed that said James A Chaffin
resides and is at some place in the State of
Florida. and the said Michael N Clarke
testifies that the said James A Chaffin resides
at a place called Geneva near the line of Florida
and Alabama.

M L Patterson
Michael N Clarke

Examined taken, sworn to & written sub-
scribed and sworn to this sixth day of Decem-
ber 1855. before me as witness my hand and
seal.

Adam G Foster [seal]
Commissioner

Will of John W. Stark

State of Georgia - In the name of God. Amen.
I. John W. Stark being of sound and disposing
mind and memory do make and constitute
this my last Will & Testament.

Item 1st - I give and bequeath to Miss Alcy
Emmell of Calhoun, the following described
negroes to wit. Lotte Hannah, a woman, & Grace
a woman, for and during her natural life; in
manner over to the children of Thomas & Elizabeth
Newell of Calhoun.

Item 2nd - I give and bequeath to my first
wifes niece Mahanty Mack Newell, the sum of four
hundred dollars. to be invested in a negro girl
for her own special use benefit and behoof -
not to be subject to the debts of her husband
should she marry.

Item 3d - I give and bequeath to my first wife
niece Elizabeth F Brock of Alabama, the sum
of six hundred dollars. to be invested in a negro
girl or woman for her own special use, benefit
and behoof - not to be subject to her husbands
debts -

Item 4th - I give and bequeath to my beloved
wife Eliza my negro woman Lydia. all her
children & grand-children. the plantation in
the State of Alabama known as the Brown
place, all my household & kitchen furniture
a sufficiency of plantation tools, and stock
of all kinds for such a stock farm. my carriage
and horses. and such portion of provisions as
may be necessary for the first year during her
natural life. And should my said wife marry
again it is my will that she surrender at once
all the property named in this Item to my Executors
hereinafter named. unless her husband shall give bond & good
security to take care of the same and deliver it
over to my Executors. upon the death of my said
wife Eliza.

Item 5th - all the residue of my estate after
paying my just debts. I give and bequeath in
equal portions to my sister Elizabeth Thompson
my brothers Wilburn & Thomas the children of
my deceased sister Sarah Blassingame, my sis-
ter Rhoda Blassingame, and my half brother Elias
Jones, and half sister Eliza

Will of John W. Stark

State of Georgia - In the name of God Amen.
I John W Stark being of sound and disposing mind and memory do make and constitute this my last Will & Testament.

Item 1st - I give and bequeathe to Miss Mary Crinnell of Eatonton, the following described negroes to wit. Lotte Hannah a woman & Louis a man for and during her natural life; in manner over to the children of Thomas H Elizabeth Nowell of Eatonton.

Item 2nd - I give and bequeathe to my first wifes niece Charity Hawk Nowell, the sum of four hundred dollars to be invested in a negro girl for her own special use benefit and behoof - not to be subject to the debts of her husband should she marry.

Item 3d - I give and bequeathe to my first wifes niece Elizabeth J. Brock of Alabama, the sum of six hundred dollars to be invested in a negro girl or woman for her own special use, benefit and behoof - not to be subject to her husbands debts.

Item 4th - I give and bequeathe to my beloved wife Eliza my negro women Ellen all her children & grand children; the plantation in the State of Alabama known as the Brown place; all my household & kitchen furniture, a sufficiency of plantation tools, and stock of all kinds for such a sized farm, my carriage and horses, and such portion of provisions as may be necessary for the first year, during her natural life. And should my said wife marry again it is my will that she surrender at once all the property named in this Item to my Executors: unless her husband shall give bond & good security to take care of the same and turn it over to my Executors, upon the death of my said wife Eliza.

Item. 5th - all the residue of my estate after paying my just debts. I give and bequeathe in equal portions to my sister Elizabeth Dunford my brothers William & Thomas the children of my deceased sister Sarah Blassingame, my sister Phebe Blassingame, and my half brother Elias Sowes, and half sister Eliza

Item. 6th - The residue and remainder over of the property given to my wife in the 4th Item to be to my brothers and sisters and sisters children as mentioned in the 5th Item, in equal proportions.

Item 7th - As I am now owing in the State of Georgia debts to several persons for which I die before the said debts are fully paid off & discharged, it is my will that my Executors proceed forthwith to sell for cash a sufficiency of property out of the residue of my Estate to pay off the same so that my security shall be made secure & harmless.

Item 8th - Should I die in Alabama as I desire that my body be brought to the State of Georgia & buried at the place formerly owned by me, but now by Lewis Stapleton he will request by a wrought-iron railing; my own expense of which to be paid out of the residue of my estate

Item. 9th - I hereby appoint my friends Dr Thomas Dawson & John Herbert of Alabama the Executors of this my last will & testament.

Signed sealed and published this eighth day of December 1851. in presence of the undersigned witnesses, who signed in my presence & in the presence of each other.

John W. Stark

Tho's D. Peacock
P. R. Thomason
T. D. Martin

The State of Alabama, Russell County } In the Probate Court for said County

September Term 1856

Came this day in open Court Thomas D Peacock a subscribing witness to a writing hereto fore on the 28th day of August 1856, filed in said Court for probate as the last will and testament of John W Stark dec'd, by Thomas Dawson and said Herbert as Executors; and having been duly sworn saith on oath, that John W. Stark

Item. 6th — The remainder over of the property given to my wife in the 4th item to be to my brothers and sisters and sisters children as mentioned in the 5th item, in equal proportions.

Item 7th — As I am now owing in the State of Georgia debts to several persons for which Wilham P Burney is security: Now should I die before the said debts are fully paid off & discharged. It is my will that my Executors proceed forthwith to sell for cash a sufficiency of property out of the residue of my estate to pay off the same so that my Security shall be made & remain clear.

Item 8th — Should I die in Alabama it is my desire that my body be brought to the State of Georgia & buried at the place formerly by the side of my first wife, that the graves be well secured by a wrought-iron railing: my late expense of which to be paid out of the residue of my estate

Item. 9th — I hereby appoint my friends Thomas Dawson & John Colbert of Alabama the executors of this my last will & testament.

Signed sealed and published the eighth day of December 1855. in presence of the undersigned witnesses. who signed in my presence & in the presence of each other.

John W. Stark (Seal)

Thos P Peacock
R. R. Thomason
T. D. Martin

The State of Alabama } In the Probate Court for
Russell County } said County

September Term 1856

Came this day in open Court, Thomas P Peacock a subscribing witness to a writing heretofore on the 25th day of August 1856. filed in said Court for probate as the last will and testament of John W Stark dec'd. by Thomas Dawson and John Colbert as Executors: and having been duly sworn saith on oath, that John W. Stark

the testator therein mentioned subscribed executed the same in his presence and in the presence of the other subscribing witnesses. R. R. Thomason and T. D. Martin, as his last will & testament. on the day the same bears date & that he attested the same in the presence of the testator and of the other witnesses, and that each other witnesses subscribed their names as witnesses in the presence of the said testator

And he further maketh oath that at the time of the execution of the said will, said John W. Stark was of sound & disposing mind & memory & capable to understand

before me, this 8th Sept 1856 Thos P. Peacock

John A. Jones
Judge of Probate

Will of Merrick H. Ford

Alabama, Russell County } I, M. H. Ford of sound
August 22nd 1856 — } mind and memory have this day made this my last will and testament. in the name of God. Amen.

1st Presenting my soul to God who gave it. and body to my friends. to be interred as they think best

2nd I devise my wife together with my two sons John & James my sole executors in the final settlement and of my estate

3rd They may sell any of my property that they may think best to pay my debts. The balance to be divided equally (except my land) which my wife is to have during her lifetime — then to be equally divided between John & James. to wit — I will and bequeath to my wife Elizabeth besides the plantation. stocks, horses, cows, sheep, hogs, one two-horse waggon, harness, carriage and harness, all the plantation tools during her lifetime, at her death all to be divided equally among my legal heirs of my body — except my lands or plantation which is to be divided equally between my two sons John & James only. to wit John J. W., James M., Sarah C., Benajah

the testator thereon mentioned voluntarily executed the same in his presence and in the presence of the other subscribing witnesses. D. L. Thomason and D. B. Martin as his last will and testament, on the day the same bears date that he attested the same in the presence of the testator and of the other witnesses, and that each other witnesses subscribed their names as witnesses in the presence of the said testator. And he further maketh oath that at the time of the execution of the said will, said John H. Stark was of sound disposing mind & memory. Sworn to and subscribed before me this 8th Sept 1856.

Phil P. Peacock
John H. Lewis
Judge of Probate

Will of Merriak H. Ford

Alabama, Russell County
August 22nd 1856.

I M. H. Ford of sound mind and memory have this day made this my last will and testament in the name of God Amen.

1st Presenting my soul to God who gave it, and body to my friends to be interred as they think best.

2nd I make my wife together with my two sons John & James my sole executors in the final settlement out and of my estate

3rd They may sell any of my property that they may think best to pay my debts. The ballance to be divided equally (except my land) which my wife is to have during her lifetime - then to be equally divided between John & James - to wit - I will and bequeath to my wife Elizabeth A. Ford the Plantation, Phoebe, Lyons, Penny, Sidney this child Mary, three head of horses, all the cattle, hogs, one two horse waggon, Business, carriage and harness, all the plantation tools during her life-time, at her death all to be divided equally among my legal heirs of my body - except my lands or plantation which is to be divided equally between my two sons John & James only to wit John H., James A., Sarah A., Georgiana, and Marcilla Ford, all the legal heirs of my body. The division by my wife and two sons Executors of my estate - so all my children are to have an equal share of my property (except the land) to each legatee, if my wife lives longer than I do I wish her together with my sons to give off such property that she or they may think proper as they become of age or marry off - taking a receipt for the same - so that they can make a final settlement of the property as above divided. My wife is to have a portion of the household furniture, also kitchen furniture, as she chooses.

N. B. My daughter Sarah A. Morris is to have Mary at three hundred dollars, also John H. Ford two hundred dollars out of the estate over & above valuations). All the balance of my legal heirs are to have one negro at the same price.

This, my beloved wife and children, my last will & testament - a lasting felicity here and a happy reception beyond the grave.

In testimony whereof I hereunto set my hand and affixed my seal in presence of witnesses

Simeon Ashley
D. A. Thompson
D. M. Bass

M. H. Ford

I desire this my special request that my Executors settle and arrange all property that they themselves keep a book of record in order that my whole estate may be settled and arranged through my Executors apart wholly from the Probate Court

Simeon Ashley
D. A. Thompson
D. M. Bass

M. H. Ford

The State of Alabama
Russell County

Personally came before me, John H. Lewis Judge of Probate for said County on this day and in open Court, Simeon Ashley, D. A. Thompson and D. M. Bass who having been duly sworn on oath that they saw Merriak H. Ford sign and publish as his last Will and testament, & writing hereto fore filed

Georgiana, and Marcilla Ford, all the legal heirs of my body. The division by my wife and two executors of my estate - so all my children are to have an equal share of my property (except the land) to each legatee. if they or either of them I do I wish her together with my sons to give such property that she or they may think proper as they become of age or marry off - taking a receipt for the same - so that they can make a final settlement of the property as afore direct. My wife is to have as much of the household furniture, also kitchen furniture, as she pleases.

N. B. My daughter Sarah E. Morris is to have a negro at eight hundred dollars, also John H. Ford a negro at eight hundred dollars (and fair considerations). All the balance of my legal heirs are to have one negro at the same price.

This my beloved wife and children my last pen & will - a lasting felicity here and a happy reception hereafter the grave.

In testimony whereof I hereunto set my hand and affixed my seal in presence

M. H. Ford -

of Witnesses
Simeon Ashley
D. A. Thompson
D. M. Bass

I leave this my special desire that my Executors settle and arrange all my estate after an inventory has been taken of my property - that they themselves keep a book of record in order that my whole estate may be settled and arranged through my Executors apart wholly from the Probate Court

M. H. Ford

Simeon Ashley
D. A. Thompson
D. M. Bass

The State of Alabama
Russell County

Personally came before me. John A. Lewis Judge of Probate for said County on this day and in open Court, Simeon Ashley. D. A. Thompson and D. M. Bass who having been duly sworn saith on oath that they saw Marcus M. Ford sign and publish as his Last Will and testament, a writing hereto for filed

in said Court for Probate on the 18th day of October 1856 - and bearing date the 22nd day of August 1856 - that they each signed the same in the presence of said testator as subscribing witnesses, and in the presence of each other; and that in their belief and opinion the said Marcus M. Ford was at said time of same and of sound mind and memory

Sworn to and subscribed before me Oct 22nd 1856
John A. Lewis
Judge of Probate

Simeon Ashley
D. A. Thompson
D. M. Bass -

The State of Alabama
Russell County

In the name of God - Amen. I, Marcus M. Ford, of the County and State aforesaid feeling that I must shortly depart this life, deem it right and proper, both as respects my family and myself, that I should make a disposition of the property with which a kind Providence has blessed me, do therefore make this my last will and testament, hereby revoking all others heretofore made by me.

1 Item - I desire and direct that my body be buried in a decent and christian like manner, suitable to my circumstances and condition in life. My soul I trust shall return to rest with God, who gave it, as I hope for salvation through the merits and atonement of the blessed Lord and Saviour Jesus Christ.

2nd Item - I desire that all my just debts be paid without delay, by my Executor hereinafter appointed.

3rd - Item - I do hereby give and bequeath to my beloved wife Rachael, all my property both real and personal, to have and to hold the same for and during her lifetime or widowhood with this proviso - that my children Lucy, Malinda, Lucretia, Mitchum, Henry Harrison, and Sydney Brown shall have paid to them each the sum of seventy-five dollars a piece and each a bed & furniture for the same as they arrive at the age of twenty-one years.

4th Item - It is hereby desired that should my wife marry again, that she shall have only a child's part

5th Item - I hereby constitute and appoint my beloved wife Rachael Executrix, and my son, Executor

in said Court for Probate on the 1st day of October 1856, and bearing date the 22nd day of August 1856 - that they each signed the same in the presence of said testatore as subscribing witnesses, and in the presence of each other; and that in their belief and opinion the said Jacob H. Creed was at said time of same and of sound mind and memory.

Sworn to and subscribed before me Oct 29th 1856
John A. Lewis
Judge of Probate

Simeon Ashley
E. D. Thompson
E. M. Bass

The State of Alabama
Russell County

I Jacob Creed of the County and State aforesaid feeling that I must shortly depart this life, deem it right and proper, both as respects my family and myself, that I should make a disposition of the property with which a kind Providence has blessed me, do therefore make this my last will and testament, hereby revoking all others heretofore made by me.

1 Item. I desire and direct that my body be buried in a decent and christian like manner, suitable to my circumstances and condition in life; my soul I trust shall return to rest with God, who gave it, as I hope for salvation through the merits and atonement of the blessed Lord and Saviour Jesus Christ.

2nd Item. I desire that all my just debts be paid without delay, by my Executor hereinafter appointed.

3rd Item. I do hereby give and bequeath to my beloved wife Rachael, all my property both real and personal, to have and to hold the same for and during her lifetime or widowhood, with the promise that my children Dru. Malinda, Lucretia Melvina Nancy Harrison, and Sydney Creed shall have paid to them each the sum of seventy-five dollars a cow and calf & a bed & furniture for the same as they arrive at the age of twenty-one years.

4th Item. It is hereby desire that should any one marry against my consent that she shall have only a childs part.

5th Item. I hereby constitute and appoint my beloved wife Rachael Executrix, and my son [illegible] Executor

my last will and testament, this second day of October 1856.

Jacob Creed (LS)

Signed, sealed and published by Jacob Creed as his last will and testament, in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator (at his special instance and request) and of each other, this 2nd day of October A.D. 1856.

B Beasley
Chas A Peabody
John Drew

The State of Alabama
Russell County

In the Probate Court
November 17th 1856.

Personally came before me John A Lewis, Judge of Probate in open Court, B Beasley, Charles A Peabody, and John Drew, subscribing witnesses to a writing bearing date the 2nd day of October 1856, and filed in said Court for Probate, on the 29th day of October 1856 by Rachael Creed and Ira Creed, Executors therein named, as the last Will and Testament of Jacob Creed dead, and they having been duly sworn each on oath that Jacob Creed the testator therein named, voluntarily executed the same, as his last will and testament, by signing & publishing it as such, in their presence on the day the same bears date; that they attested the same in the presence of the testator, and in the presence of each other by subscribing their names thereto as witnesses; and they further make oath, that in their opinion and belief the said Jacob Creed testator as aforesaid, was at the time of executing said writing of sane, sound and disposing mind and memory.

Sworn to and subscribed before me this 17th day of Nov. A.D. 1856
John A Lewis
Judge of Probate

Chas A Peabody
John Drew
B Beasley

my last will and testament, this second day of October 1886.

Jacob Leroy (L.S.)

Signed, sealed and published by Jacob Leroy, as his last will and testament, in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator (at his special instance and request) and of each other, this 2nd day of October A.D. 1886.

P. Beasley
Chas. A. Penbody
John Dreco

The State of Alabama }
Russell County } In the Probate Court
November 17th 1886.

Personally came before me John A. Lewis, Judge of Probate in open Court, P. Beasley, Charles A. Penbody, and John Dreco, subscribing witnesses to a writing bearing date the 2nd day of October 1886, and filed in said Office for Probate, on the 29th day of October 1886 by Rachael Leroy and Ira Leroy Executors therein named, as the last Will and Testament of Jacob Leroy dead, and they having been duly sworn each on oath that Jacob Leroy the testator therein named, voluntarily executed the same as his last will and testament, by signing and publishing it as such, in their presence, on the day the same bears date, and that they attested the same in the presence of the testator, and in the presence of each other by subscribing their names thereto as witnesses: and they further make oath, that in their opinion and belief the said Jacob Leroy testator as aforesaid, was at the time of executing said writing of sane, sound and disposing mind and memory

Sworn to and subscribed } Chas. A. Penbody
before me this 17th day of } John Dreco
Nov. A.D. 1886 } P. Beasley

John A. Lewis
Judge of Probate

Will of Simon Goslin deceased

The State of Alabama } In the name of almighty
Russell County } God. Amen

I Simon Goslin of the County aforesaid of Russell in said State, being sick, but of sound & disposing mind & memory, and knowing that it is appointed unto man once to die, do make & ordain this my last Will & Testament.

I desire first that after my death my body be decently buried.

I desire second that all my just debts be paid out of my estate.

Thirdly, I will & bequeath all of my estate of every kind and description to my beloved wife Mary C. Goslin to be during her natural life. I do this that she may be enabled to raise, care for, and educate my children. My desire is that if they all remain with her together they must be supported & educated out of the property or its proceeds.

Fourthly, I will & bequeath that if my said wife Mary C. shall die before my youngest child becomes of age, then in that event, my eldest daughter Elizabeth shall take the charge & control of said property & carry on the farm & keep the same together until my said youngest child shall become of age and she must do by her brothers & sisters in all respects as her mother is directed to do. The present or any future husband of my said daughter, shall exercise no control whatever over said property.

Fifthly, I will & bequeath that if my beloved wife Mary C. shall survive & outlive my youngest child & she becomes of age and dies, all of my property then remaining shall be equally divided among my children Elizabeth Glenn, John Goslin, Margaret Goslin, Mary Gosling, Sarah Goslin, Virginia Goslin & Josiah M. Goslin, share & share alike.

Sixthly, If my beloved wife Mary C. shall die before my youngest son shall become of age, then & before expressed my will & desire is, that my eldest daughter Elizabeth Glenn, shall take the charge & control of the property, keep it together for the maintenance & support of my children until my youngest child shall become of age, then the remaining property must be divided equally among my children as aforesaid, share & share alike

Executors, &c.

Will of Simon Gaskin deceased

The State of Alabama } In the name of almighty
Russell County } God. Amen

I Simon Gaskin of the County aforesaid being sick, but of sound & disposing mind & memory, and knowing that it is appointed unto man once to die, do make & ordain this my last Will & Testament.

I desire first that after my death my body be decently buried.

I desire second that all my just debts be paid out of my estate.

Thirdly I will & bequeath all of my estate of every kind and description to my beloved wife Mary Gaskin to be used during her natural life. I do this that she may be enabled to raise, care for, and educate my children. My desire is that if they all remain with her that they must be supported & educated out of the property or its proceeds.

Fourthly, I will & bequeath that if my said wife Mary G. shall die before any youngest child becomes of age then in that event, my eldest daughter Elizabeth shall take the charge & control of said property for the purpose & keep the same together until my said youngest child shall become of age and she must do by him the same services in all respects as her mother is bound to do &c. The present or any future husband of my said daughter, shall exercise no control whatever over said property.

Fifthly I will & bequeath that if my beloved wife Mary G. shall survive while my youngest son Washington shall become of age and then die, all of my estate then remaining shall be equally divided among my children Elizabeth Glenn, John Gaskin, Abigail Gaskin, Mary Gosling, Sarah Gaskin, Virginia Gaskin & Uriah H. Gaskin, share & share alike.

Sixthly, if my beloved wife Mary G. shall die before my youngest son shall become of age, then & before expressed, my will & desire is, that my eldest daughter Elizabeth Glenn shall take the charge & control of the property, keep it together for the maintenance & support of my children until my youngest son shall become of age, then the remaining property must be divided equally among my children, share & share alike

Seventhly, whereas I [illegible] of the county [illegible]

named shall die & the property is to be divided, my will & desire is that the portion which may fall to the share of each of my daughters, Elizabeth & Abigail & my son Virginia, shall be drawn over to them & each of them a sole & separate estate for their sole & separate use & benefit of them, my said daughters free from the control & liabilities of their present or any future husband or husbands.

Eighthly I will to my son Washington Gaskin one dollar

Warring full faith in my friends Benjamin F. Baker I do hereby appoint & constitute him my executor to this my last will & testament

In testimony whereof I Simon Gaskin have hereunto affixed my hand & seal this 5th day of May 1855

Signed in presence of
Solon Orr Craig
Henry Clark

his
Simon + Gaskin (Seal)
mark

I Simon Gaskin having in mind in relation to my foregoing will & desire & signed the same on the 3rd day of May 1855 as hereby make & execute this codicil, which is a change in relation to part of my present views. That portion of the fourth & fifth clauses in my said last will & which provides that if my wife Mary G. shall die before my youngest child becomes of age, that my daughter Elizabeth Glenn shall take the charge & control of the property, keep it together for the maintenance & support of my children until the youngest shall become of age & then divide as stated & that all stand for naught, and my will & desire now is that if my wife shall die before my youngest child becomes of age, then in that event all my property, real & personal must be equally divided among all my children & Washington Gaskin is to have a share & share alike

In testimony whereof I Simon Gaskin have hereunto set my hand & affixed my seal this 5th day of March 1856

his
Simon + Gaskin (Seal)
mark

William S. Battle
Hosea G. Hopkins
Thomas J. Peters

named shall Lessen & the property is to be divided, my will & desire is that the portion which may fall to the share & each of my daughters, Elizabeth & Abigail my wife & Virginia, shall be drawn over to them & each of them as a sole & separate estate for the sole & separate use & benefit of them, my said daughters free from the contracts liabilities of their present or any future husband or husbands

Eighthly I will to my son Washington Goslin one dollar

Having full confidence in my friend Benjamin F Baker I do hereby appoint & constitute him executor to this my last will & testament

In testimony whereof I Simon Goslin have hereunto affixed my hand & seal this 3rd day of May 1855

Signed in presence of
Solon M Grigg
Lewis Clark

Simon his Goslin mark (LS)

I Simon Goslin having my mind in relation to a part one or two particulars changed my mind in relation to a part of my foregoing will annex & signed the same on this third day of May 1855 as hereby make & execute this codicil, which will change the will to suit my present views. That portion of the fourth & fifth clauses in my said last will which provides that if my wife Nancy Goslin shall die before my youngest child becomes of age, that then my daughter Elizabeth Allen shall take the charge & control of the property, keep it together for the maintainance & support of my children & all the property that shall become of age are hereby enabled & invested to sell all stocks for negroes, and my will & desire now is that if my wife shall die before my youngest child becomes of age, then & thereupon all my property, real & personal must be equally divided among all my children & Washington Goslin excepted share & share alike

In testimony whereof I Simon Goslin have hereunto set my hand & affixed my seal this 8th day of March 1856

Simon his Goslin mark (LS)

William S Battenhate
Sterling G Hopkins
Turner Morton

The State of Alabama
Lauderdale County

In the Probate Court for said County - Dec Term 1856

Personally appeared before me Silvanus Leach Judge of Probate for said County, and in Open Court, Solon M Grigg & Lewis Clark two of the subscribing witnesses to a certain pretending to be the last will & testament of Simon Goslin dec'd and heretofore to wit: on the 21st day of December 1856 filed in said Court by B F Baker the person therein named as Executor for Probate as such will and which bears date the 3rd day of May 1855 and also at same time, William S Battenhate, Sterling G Hopkins & Turner Morton subscribing witnesses to a codicil to the foregoing writing which codicil bears date the 8th day of March 1856 all of whom being duly sworn say that they saw said Grigg & Clark & Simon Goslin sign the same on the day & year therein mentioned as his last will, that they signed their names thereto, as subscribing witnesses in the presence of the said Simon Goslin, and in the presence of each other, and said Goslin in their presence & the presence & hearing of each other was at said time & seemed of sound & disposing mind & memory; and the said Battenhate, Hopkins & Morton say that said Goslin signed said codicil in their presence on the day therein mentioned, that they signed their names thereto in this manner as subscribing witnesses, and in the presence of each other, and that in their opinion & belief, the said Testator was at the time of executing & declaring same of sound & disposing mind & memory

Sworn to & subscribed before me in open Court this the 8th day of December 1856

Silvanus Leach
Judge of Probate

Solon M Grigg
Lewis Clark
W S Battenhate
S G Hopkins
Turner Morton

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The State of Alabama } In the Probate Court for said
Russell County } County - Dec Term 1886

Personally appeared before me Silvan
Court, Solon McCuiz & Henry Black, two of the subscribing
witnesses to a writing purporting to be the last will &
Simon Erlin decd, and heretofore to wit on the 21st day
of December 1886, filed in said Court by C H Fisher
the person therein named as Executor for Probate as
such will, and which bears date the 8th day of March 1886
and also at same time, William A Sattenwhite, Henry
G Hopkins & Turner Morton subscribing witnesses
to a codicil to the foregoing writings, which codicil bears
date the 8th day of March 1886, all of whom having been
duly sworn say that they saw said Quiz Black &
Simon Erlin sign the same on the day by each therein
mentioned as his last will, that they signed their names
thereto as subscribing witnesses in the presence of the
said Simon Erlin and in the presence of each other,
and said Erlin in their presence & belief was at said
time & now of sound & disposing mind & memory, and the
said Satterwhite, Hopkins & Morton say that said Erlin
signed said codicil in their presence on the day therein
mentioned, that they signed their names thereto in
his presence as subscribing witnesses, and in the
presence of each other, and that in their opinion &
belief, the said testator was at the time of second &
disposing mind & memory

Sworn to subscribed before me } Silvan McCuiz
in open Court this the 8th day } Henry Black
of December 1886 } Wm A Satterwhite
John Adams } G H Hopkins
Judge of Probate } Turner Morton

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Will of Thos J. Nolan

The State of Ala } In the name of God Amen
Russell Co } I Thos J Nolan of the afore
said State & County being of sound mind and disposing memory, do make this my last will & Testament hereby revoking all others heretofore made by me.

Item 1st I desire and direct that my body be buried in a decent and christian like manner suitable to my condition & circumstances in life. My Soul I trust shall obtain Eternal rest with God who gave it and the spirit of that world of which I am, at the time of my death be purged and purified. I will and direct that I be dispossessed of all intoxicating & spirituous liquors

Item 2nd I desire & direct that all my just debts be paid by my executor hereafter appointed.

Item 3d I desire and direct that my beloved wife Sarah & relative possessions after my death all the personal estate which I own at that time, as may be sufficient for the benefit of her self & such of my family as may reside with her during her natural life, & the balance of said personal estate rented out for the benefit of my heirs

Item 4th I desire and direct that my beloved wife shall have and use all the household & kitchen furniture farming utensils carriage and horses & everything belonging thereto for and during her natural life, & I consider that the same will be sufficient for her main comfort & support during life, excepting however, that at either or both of my children marry they shall be entitled to receive such household furniture as has been given my children who have married

Item 5th I desire and direct that the following named negroes be kept & used by my wife for & during her natural life viz. Nancy, Elvira & Frederick negro fellows Silvia and Julia negro women. I also direct that my wife shall use the money which I may have on hand at my death, if it be required to pay my debts and after that the same to her own use.

Item 6th I will and direct that my Son Joseph Nolan
Balance from the S. W. ¼ of Section 22 T. 22 R. 28 upon

Will of Thos. F. Nolen

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The State of Alabama } In the name of God Amen.
Russell County } I Thos. F. Nolen of the County & State aforesaid being of sound mind and disposing memory, do make and constitute, this my last Will and Testament hereby revoking all others heretofore made by me.

Item 1st. I desire and direct that my body be buried in a decent and christian like manner, suitable to my condition & circumstances in life. My Soul I trust shall return to rest with God who gave it and the goods of this world of which I may, at the time of my death, be seized and possessed of I will and direct shall be disposed of & distributed as follows to wit.

Item 2nd. I desire & direct that all my just debts be paid by my executors hereafter appointed.

Item 3rd. I desire and direct that my beloved wife keep & retain possession of so much of the plantation upon which I now reside, as will be sufficient for the support of herself & such of my family as may reside with her during her natural life, & the balance of said plantation to be rented out for the benefit of my heirs.

Item 3rd. I desire and direct that my beloved wife shall have and use all the house hold and kitchen furniture farming utensils carriage and horses & every thing belonging to my farm for and during her natural life, or as much thereof as will be sufficient for her maintenance & comfort in life, excepting however, that either or both of my children now living & living with me shall marry then each in that event they shall be entitled to receive such household furniture as has been given heretofore to my children who have married.

Item 4th. I desire and direct that the following named negroes be kept & used by my wife for & during her natural life to wit. Harry, Blinda & Jackson, negro fellows, Delia and Juliann negro women. And also that my wife take & use all the money which I may have on hand at my death after paying my debts and appropriate the same to her own use.

Item 5th. I will and desire that my son John William Nolen have the S. W. 1/4 of section 21 T. 22 R 28 upon

which he now resides which is to be estimated upon division of my property at One Thousand dollars upon which he is to pay no interest.

Item 6th. I will and direct that my son Thos. F. Nolen have the South E 1/4 of Sec 20 T 22 R 28 which is to be estimated at the sum of One Thousand dollars on the division of my estate & on which no Interest is to be calculated.

Item 7th. At my death I desire that all my real and personal estate of which I may then be seized & possessed except the real and personal Estate conveyed as [illegible] above mentioned to the that conveyed to my sons John William and Thos. F. be equally divided among my six children in the following manner that [illegible] and bequeath to my three daughters [illegible] Sydney Letha Ann wife of [illegible] [illegible] & [illegible] Nolen, an equal portion of said Estate to be free from the control & the debts of their husbands, and at their deaths to descend to their children & [illegible] heirs of my other children. And I also will and bequeath to the children of my daughter [illegible] wife of James Archer an equal portion of said estate to be free from the control of the said Archer and [illegible] [illegible] in any [illegible] to his debts. And I also [illegible] sons an equal portions of my said Estate after deducting however from each child's part the amount [illegible] is already paid them. And I further desire that my sons John William & Thos. F. Nolen take control and act as guardians for the estates [illegible] to my daughters and their children as above stated and [illegible] the same be kept entirely free from the control of the husbands of my daughters. And I further desire that my daughter Emily Archer have a decent support during her life from the estate here bequeathed to her children and that my sons before mentioned see that that item is carried out.

Item 8th. I hereby constitute and appoint my sons John William and Thos. F. Nolen my executors to carry out this my last Will and Testament and [illegible] nominate and appoint them Guardians for the [illegible] bequeathed to my daughters and children as stated above and direct that no bond or Bonds may be required of them by the Courts of this State or any Court for [illegible] carrying out & execution of this my last Will and Testament.

In testimony whereof I have hereunto set my hand and seal this fifteenth day of Nov AD 1850.

Signed Sealed & delivered in presence of us
Will. E. Barnett. J. A. Seegar John Seegar

Thomas F. Nolen (Seal)

which he now resides which is to be estimated upon division of my property at the Thousand Island upon which he is to pay no interest

Item 6th I will and direct that my dear Wife Rebecca have the South West quarter Section No 28 which is to be selected at the end of one Thousand dollars on the division of my estate & on which my Colonel is to build a dwelling

Item 7th At my death I desire that all my personal estate of which I may then be entitled shall be sold & the real and personal Estate converted into money as above mentioned & the whole thereof I give & devise unto my beloved Wife Rebecca and Thos E. Roland to be equally divided between them

Item 8th Children as the following names & that is to say my Children viz Thomas Roland and Eliza Roland & Sarah Roland & Mary Roland & Rebecca Roland & Emily Roland & Caroline Roland & Ann Roland & Margaret Roland three Daughters & three Sons & Eliza Ann wife of Stanley Seely & Hannah Roland and equal portions of said Estate to be given the control of the debts of their Husbands & each of their deaths to descend to their children & in case of their heirs of any other children

Item 9th I also will & bequeath to my children of my daughter Hannah Roland & Samuel Gardner and my grandchildren of said Hannah Roland free from the control of the said Samuel Gardner and equal portions of my estate also the children being number from age & that part of the amount already paid them

Item 10th I further desire that my sons John Wilkins & Thos E. Roland take charge and each a fair division for the estate belonging to my daughters and their children & that the said Thos E. Roland the choice to hold entirely free from the control of his husband of my daughters

Item 11th I also will & bequeath that my wife Rebecca Emily Gardner have a decent outbuilding during her life from the estate here bequeathed to the children and that my sons before mentioned two real that shall be carried out

Item 12th I hereby appoint my said wife and my sons John Wilkins and Thos E. Roland executors to carry out the provisions of this my last Will and Testament nominate and appoint them executors of this my last Will and Testament

In witness whereof I have hereunto set my hand & seal this fifteenth day of Nov A.D. 1850

Signed sealed & delivered in presence of us
Will E. Barnett. G. J. Seegar. John Seegar

Thomas E. Roland (L.S.)

1857

The State of Alabama } In the Probate court January
Russell County } Term 1857 This day came in
open court before me John A. Lewis Judge of Probate
for said county Gardenia J. Seegar John Seegar
and William B. Barnett, who known to be duly
sworn make oath and state that they saw Thomas
E. Roland sign and seal his last will and testament or
about the 15th day of November 1850 after making
enquiry date the day and year last aforesaid and
publishing said his last will & testament filed for
Probate & seek in the Probate court of said county State
on the 15th day of December 1856 that they signed their
names thereto, subscribing in the presence of the said Thomas E.
Roland and in a manner acting both best of their recollection
in the presence of each other and that said Thos E.
Roland signed & sealed the same in their presence.

They further say that according to their belief
from last observation the said Thomas E. Roland at
the time of signing was of sound and disposing mind & memory
Sworn to and subscribed before me }
this 12 day of January A.D. 1857 }

G. J. Seegar
Wm B. Barnett
John Seegar

John A. Lewis Jr.
Judge of Probate

Recorded 28th January 1857
John A. Lewis
Judge of Probate

The State of Alabama } In the Probate court January
Russell County } Term 1857 This day comes in
open court before me John A. Lewis Judge of Probate
for said county Frederick J. Seegar John Seegar
and William B. Barnett who known to me
and make oath and saith that they saw Thomas
F. Nolan sign and seal his last will and Testament or
about the 18th day of November 1856 whereby
bearing date the day and year first aforesaid and
hearing the said Thomas F. Nolan at the time of
signing said his last will & Testament published
declared the same to be his last will & Testament
in the presence of each other and that each of
signed and sealed the same in their presence
They further say that according to their belief
from the said Thomas F. Nolan at
the time of signing said paper was of sound and
disposing mind & memory
Sworn to and subscribed before }
me January 12 day 1857 }
John A. Lewis
Judge of Probate

F. J. Seegar
Wm B. Barnett
John Seegar

Recorded 28th day January 1857
John A. Lewis
Judge of Probate

Will of John Bauley

State of South Carolina } In the name of God Amen
Sumter District } I John Bauley of the District
and State aforesaid do make this my last will and
Testament

First I will and bequeath unto my beloved
wife Emma for and during the term of her natural
life and no longer my dwelling house & lot
Beds and all my Bedding Furniture & Household
& Kitchen furniture also one horse and gig
carriage, two cows & calves, one yoke of oxen and cart
two sows & shoats, my stock of hogs & poultry
two negro children, viz Charles about three years
old and Mary about one year old, also the use of twenty
bushels of corn annually and to be taken from my
crop each year during her natural life or widowhood
Second I will and bequeath unto my beloved wife
Emma for and during the term of her natural life
or widowhood the use of my plantation whereon I now
reside containing about two hundred acres more or
less, also the use of my stock of horses, mules, cattle
sheep & hogs, farming utensils & implements of
husbandry of every description, also the use of my
negro boy Stephen, negro girl Betty and negro
girl Louisa Caroline Kitty Charlotte Lucy
Stephen Harriet Fanny Wilber Harriet Sarah
Eliza and Ben

Third I will and bequeath unto my said wife
Emma an annuity of two thousand dollars
of which one Dollars shall be paid to her
monthly in each year in advance for her main tenance
and support. This sum I charge upon my estate
to enable my wife to establish her children about her
and keep up the family establishment in case any
children should not have any estate of their own

Fourth I do for ever from this my will bequeath
made for such lawful debts as may be owing by me
and the payment by her in lieu of all claims of
Dower she may make to my estate after my decease

Fifth I will and bequeath unto my dear daughter
heirs and assigns my slave Charlotte and
Sixth I will and bequeath unto my dear daughter
and assigns my slaves Ellen and Abraham
Seventh I will and bequeath unto my dear daughter
Mary my slaves Abby Fanny Jacob Phillis
Eighth I will and bequeath unto my grandson
my slave girl named Virginia about two years
of age

Will of John Cauley 142

State of South Carolina } In the name of God Amen
Fairfield District } I John Cauley of the District
and State aforesaid do make this my last will and
Testament

First I will and bequeath unto my beloved
wife Emma for and during the term of her natural
life and no longer my dwelling house & Back
Kitchen and all my lands appertaining to and attach-
ed to the same for and during the term of life afore-
said, to the Care of and for all of my beloved children
for my three children, who shall share them rather
two than, by seniority, and also the use of them
her life of all my household and kitchen furniture
the stock of cattle my family carriage and carriage
horse and also all the cattle and hogs which may
be mine at the time of my death—

Second— I will and bequeath unto my said wife
Emma for and during the term of her natural life
and no longer than she remains a widow and keeps
the following Slaves to wit Sandy Peter Polly and
Phebe Lewis Antoinette Riley and Rosalind
Jefferson Harriet Lewis Esq. Harriet Lewis
Esq and Ben—

Third I will and bequeath unto my said wife
Emma one annuity of two Hundred Dollars
of which one Dollars shall be paid to her every
months in each year in advance for her main tenance
and support This Annuity is to enable her
to keep up the family establishment and have her
children about her but no more than three

Fourth The foregoing provisions and bequeaths
made for the benefit of my wife Emma
and take in lieu of all claims of
Dower she may have on my estate whatsoever so long
as she remains my widow—

Fifth I will and bequeath unto my two Grandchildren
heirs and assigns my Slaves Silas Lewis
and Sarah Lewis and their increase

Sixth I will and bequeath unto my two Grandchildren
and assigns my Slaves Ellen and Adeline

Seventh I will and bequeath unto my dear daughter
Mary my Slaves called Johnny Jack Phillis
my Slave girl named Abigail about ten years
of age—

Will of John Cauley 140

State of South Carolina } In the name of God Amen
Fairfield District } I John Cauley of the District
and State aforesaid do make this my last will and
Testament

First I will and bequeath unto my beloved
wife Emma for and during the term of her natural
life and no longer my dwelling house & Back
Kitchen and all my lands appertaining to and attach-
ed to the same for and during the term of life afore-
said, to the Care of and for all of my beloved children
for my three children, who shall share them rather
two than, by seniority, and also the use of them
her life of all my household and kitchen furniture
the stock of cattle my family carriage and carriage
horse and also all the cattle and hogs which may
be mine at the time of my death—

Second— I will and bequeath unto my said wife
Emma for and during the term of her natural life
and no longer than she remains a widow and keeps
the following Slaves to wit Sandy Peter Polly and
Phebe Lewis Antoinette Riley and Rosalind
Jefferson Harriet Lewis Esq. Harriet Lewis
Esq and Ben—

Third I will and bequeath unto my said wife
Emma one annuity of two Hundred Dollars
of which one Dollars shall be paid to her every
months in each year in advance for her main tenance
and support This Annuity is to enable her
to keep up the family establishment and have her
children about her but no more than three

Fourth The foregoing provisions and bequeaths
made for the benefit of my wife Emma
and take in lieu of all claims of
Dower she may have on my estate whatsoever so long
as she remains my widow—

Fifth I will and bequeath unto my two Grandchildren
heirs and assigns my Slaves Silas Lewis
and Sarah Lewis and their increase

Sixth I will and bequeath unto my two Grandchildren
and assigns my Slaves Ellen and Adeline

Seventh I will and bequeath unto my dear daughter
Mary my Slaves called Johnny Jack Phillis
my Slave girl named Abigail about ten years
of age—

Will of John Cantey

State of South Carolina } In the name of God Amen
Fer than District } I John Cantey of the District
and State aforesaid do make this my last will and
Testament

First I will and bequeath unto my beloved
wife Emma for and during the term of her natural
life and no longer my dwelling house at Bishopville
and all my lands adjoining to and attached
to the same, except forty five acres of land
more or less, being the land whereon my son
Wm. Cantey now lives, and also the use of three
negro boys, Cato, Jim and Peter, three negro
girls, Lucy, Sarah and Charlotte, four mules
two horses, all my stock of cattle, hogs and sheep
my household and kitchen furniture, my carriage
and harness, and also all the cattle and hogs which may
be found on the land at the time of my death—

Second— I will and bequeath unto my said wife
Emma for and during the term of her natural life
and no longer than such widowhood, the following
negroes, to wit, Daniel, Antoinette, Betsy, Rachel and Judy
John and Charles Fanning children of Daniel Fanning
Lydia and Dick—

Third I will and bequeath unto my said wife
Emma an annuity of two thousand dollars
of which one dollar shall be paid to her every
month in each year in advance for her own board
and support— The three negroes, Lydia, Dick and Charles
to wait upon the family establishment and have no
children about her but my own, Rachel excepted

Fourth— For carrying into effect such bequests
made for the benefit of my beloved wife as above
and also specified by her in lieu of all claims of
Dower she may make on my estate at the time of
my death—

Fifth I will and bequeath unto my dear daughter
heirs and assigns my slaves Rhoda and
Sixth I will and bequeath unto my two youngest children
and assigns my slaves Eliza and Adeline—
Seventh I will and bequeath unto my dear daughter
Mary my slaves called Johnny, Jacob, Philip
Eighth I will and bequeath unto my grandson Cantey
my slave girl named Abigail about ten years
of age—

Ninth— I will and bequeath unto my grand
daughter Mary my slave named Mar
garet about three years old—

Tenth— I will to bequeath and devise unto my
three children James, John and Mary
all the rest and residue of my Estate
wheresoever lying and being and equally
divided and apportioned them share and share
alike to them their heirs and assigns for
ever as to the share of John and James
but as share about Eliza and that a pe
rent ought to become taken during her
a provision of placing them before her who could
beyond the possibility of want it is my will
and declare that such share of my estate as
may be allotted to or for said Emily during her life
be settled upon and secured to her as above
such during the term of her natural life
and at her death to the heirs of her body
who may be living share and share alike
But should she leave no such heirs then living
to such persons as may be entitled to take
the same under the laws of the State—

Eleventh I nominate and appoint my beloved wife
Emma and my three children John James
and Mary Executors and Executors of
this my last will to together with full power
and authority to sell and dispose privately at
any time by public or private contract such part
any portion of my estates for the payment of
my debts or division amongst them as shall
may either purposes they may deem advisable
advantageous for them Lastly, by directing them to pursue
a spirit of compromise and kindness living a
mongst themselves and all disputes to be settled
all debts to cancel proceedings in their behalf
must—

In witness my hands and seal and declared
to be my last Will and Testament written on
four sheets each day of July A.D. eighteen hundred
and fifty-two and in the seventy sixth
year of the Independence of the United States of America
Signed sealed and declared
to be the last Will and Testament
of John

John Cantey

1st Item— I will and bequeath unto my grand daughter Mary my Negro named Mar
Negro about three years old—

2nd— I will bequeath and devise unto my three children James, John and Mary all the rest and residue of my Estate
wherever lying and being to be equally divided amongst them share and share
alike to them their heirs and assigns for
ever as to the share of John and James
but as share and share alike that a par
rent ought to receive what daughter
provided in placing them so far into endo
beyond the possibility of want it is my will
and desire that the share of any child
may be attached to or for the benefit of any daughter that
be settled upon and secured to her
during the term of her natural life
at her death to the heirs of her body
who may be living share and share alike
But should she leave no such heirs then living
to such person and persons as may be entitled to the
same under the Laws of this State—

3rd I nominate and appoint my beloved wife
Emma and my three children John James
and Mary Executors and Executrix of
this my last will together with full power
and authority to sell and dispose of
them by public or private sale or barter
any portion of my estate for the payment of
my debts or division amongst them selves or
any other purpose they may deem advantageous
to the parties concerned, desiring them to pursue
as spirit of compromise and strict feeling a-
mongst themselves and so avoiding of
all debates to account for rendering up to their better
ments—

In witness my hands and seal and declared
to be my last Will and Testament written on
four sheets this 7th day of July A.D. one thousand
eight hundred and fifty one and of the Independence
of the United States of America
Signed sealed and declared
to be the last Will and Testa-
ment of John

John Cauley

John Cauley is one
of the persons as subscribed
by us at his request in his presence
and in the presence of each
other

Thos Selmond
Jno. Selmond
Wm. Selmond

John Cauley

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South Carolina } In ordinary Court
Fairfield District } 3rd day of July A.D. 1851

Personally appeared before me Thomas Selmond and made oath
that he saw the within named John Cauley sign seal publish and
declare the within instrument of writing as his last Will and Testament
and that he the deponent with John Selmond and William Selmond
subscribed their names as witnesses thereto in the presence of the testator
and in the presence of each other—

Thos Selmond

Sworn before me this 3rd day of July 1851
John B. Gray
C.C.F.D.

South Carolina } In ordinary Court
Fairfield District } 3rd day of July A.D. 1851

Personally appeared before me John Selmond and made oath that he saw
the within named John Cauley sign seal publish and declare the within
written instrument of writing as his last Will and Testament of and for
the purposes therein mentioned and that he the deponent with Thomas Selmond
and William Selmond subscribed their names as witnesses thereto in the presence
and in the presence of the testator and each other—

John Selmond

Sworn before me this 3rd day of July 1851
John B. Gray
C.C.F.D.

James Cauley
John Cauley

John Cauley in our
presence as Subscribed
signed as his mark at
his req.t & in his presence
and in the presence of each
other

John Cauley

Thos Selmond
Jno Gibbs
Jno E. Selmond

South Carolina } In Ordinary Court of Equity
Berkshire District } Second day of July A.D. 1802
personally appeared before the Court Thomas Selmond
and Jno E. Selmond and made oath that they saw
Maj.r John Cauley sign seal and deliver the annexed
instrument of writing and that they believe the same
to be the act and deed of the said Maj.r John Cauley
and that they with Jno Gibbs subscribed their names
as witnesses thereto in the presence of the said Maj.r
John Cauley and in the presence of each other

Sworn before me the day
and date above written
John R. Grey
Act. D. Ord.

Thos Selmond
Jno E. Selmond

South Carolina } In Ordinary Court of
Berkshire District } Equity

Appeared before me Thomas Selmond and Jno E. Selmond
and made oath that they saw Maj.r John Cauley sign
seal and deliver the annexed instrument of writing
contained in the first and last Will and Testament of Maj.r John Cauley
deceased as his act & deed and believe and do
they will make and truly execute the same by
paying first the debts and then the legacies
contained in said will after which the
creditors will be land and the Executor
that they will make a true and perfect
of the said goods and chattels and
and time hereunto thereof, when they are
according to Law.

Sworn to before me this 3rd
7th day of July 1802
John R. Grey Act. D. Ord.

Thos Selmond
Jno E. Selmond

The State of South Carolina } By John R. Grey Esquire
Ordinary of Berkshire District in the State aforesaid.
To all to whom these presents shall come — Greeting: Know ye, that on the seventh
day of July which was in the year of our Lord one
thousand Eight hundred and fifty four the last
will and Testament of Maj.r John Cauley deceased
was proved approved and allowed by the said deceased
having whilst and at the time of his death divers goods
and chattels, rights and credits, within the State
of South Carolina aforesaid, by means whereof the
appropriation and assessing of the assessment and
power of granting the administration of all and
singular the goods and chattels, rights and credits of
the said deceased belong & appertain to me from whence
and that the administration of all and
singular the goods and chattels, rights and credits of the
said deceased and his last testament, may
appertaining was granted and committed unto James
Cauley, Isaac Cauley and John Cauley, named Executors in
said last Will & Testament being first sworn on the
Holy Evangelicks of Almighty God, well and truly
truly to administer and minister all and singular
inventory of all and singular the goods and chattels
rights and credits of the said deceased, and to exhibit
the same into Ordinary's office of this Berkshire District
order to be recorded, on or before the seventh day of
Sept.r now next ensuing, and to render a just and true
accounts calculations and reckonings of the same when thereunto required.

In testimony whereof I have hereunto
set my hand and Seal the seventh day of July
in the year of our Lord one thousand Eight hundred
and fifty four and in the seventy ninth year of American
Independence

John R. Grey Act. D. Ord.

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The State of South Carolina

By John P. Grey Esquire Ordinary of Barnwell District in the State aforesaid.

To all to whom these presents shall come — Greeting! Know ye, that on the Seventh day of July which was in the year of our Lord one thousand Eight hundred and fifty four the last Will and Testament of Mrs Eliza Bailey deceased was proved, allowed and admitted of record in the Court of Ordinary for Barnwell District aforesaid, and that the said deceased at the time of her death died seized and possessed of certain goods and chattels, rights and credits within the State aforesaid, by means whereof the administration and allowing of the said instrument and the power of granting the administration of all and singular the goods and chattels, rights and credits of the said deceased, doth of right appertain to me. Now know ye, that I the said Ordinary, do by these presents grant unto Thomas Bailey the administration of all and singular the goods and chattels, rights and credits of the said deceased, and to exhibit the same into Ordinary's Office of Barnwell District aforesaid, within one month from the date hereof, to be recorded, and to render a just and true account, calculation and reckoning thereof when thereunto required.

In testimony whereof I have hereunto set my hand and seal, the Seventh day of July in the year of our Lord one Thousand Eight hundred and fifty four and in the Seventy Ninth year of American Independence.

John P. Grey o.B.D.

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South Carolina } By John P. Grey Esquire Ordinary of
Barnwell District } the District aforesaid do hereby certify that the foregoing and annexed instrument of writing is a true copy of the last Will and Testament of Mrs Eliza Bailey deceased as proved before me and filed in my Office.

In testimony whereof I have hereunto set my hand and seal of Office this Seventh day of July in the year of our Lord one Thousand Eight hundred and fifty four and in the Seventy Ninth year of American Independence.

John P. Grey o.B.D.

The State of South Carolina

By the Governor

To all to whom these presents shall come — Greeting! Know ye that John P. Grey who was duly appointed by Commission under the Great Seal of the State aforesaid bearing date the Seventeenth day of December in the year of our Lord one Thousand Eight hundred and fifty three, Ordinary for the District of Barnwell, and duly qualified as such, hath signified to us that he is desirous of resigning the said Office of Ordinary for the District aforesaid, and hath requested us to grant him a Commission to that effect. Therefore, we do hereby accept the resignation of the said John P. Grey of the said Office of Ordinary for the District aforesaid, and do hereby declare the said Office to be vacant. In testimony whereof I have hereunto set my hand and caused the Great Seal of the State aforesaid to be affixed at Columbia this Seventh day of July in the year of our Lord one Thousand Eight hundred and fifty four, and in the Seventy Ninth year of the Independence of the United States of America.

By the Governor
Jas. L. Manning

Wm. D. Trezevant
Deputy Secretary of State

South Carolina } By John P. Grey Judge of
Pendleton District } the court of Ordinary for the
district and State aforesaid do hereby certify that
to for granting and issuing letters of Administration
and for other things of record attached are a true and
true copy of all on file of record in this office of the
last will and Testament of Isaac Crosby dec'd
probate thereof with the Declaration and oath of the
Executors and Executrix and Bond thereto
required Executors and Executrix

In testimony whereof I have hereunto set my hand
and seal of office this Tenth day of July in the year
of our Lord One Thousand Eight hundred and
Four and in the Seventy Ninth year of American
Independence.

John P. Grey o.o.d.

The State of South Carolina By his Excellency John L. Manning Governor and Commander in chief in and over the State aforesaid.

To all to whom these presents shall come.

Know ye that John P. Grey whose Genuine signature appears to his certificate on the other side hereof is at the time of signing thereof Judge of the court of Ordinary for Pendleton District and duly elected and qualified by law authorized to do the acts and keep the seal of his office to which his signature is prefixed and that full faith credit and authority is and ought to be given to his acts as such.

Therefore, Given under my hand and the Great Seal of the State at Columbia this Twenty Second day of December in the year of our Lord One Thousand Eight hundred and Four and in the Twenty Ninth year of the Sovereignty and Independence of the United States of America.

By the Governor
Jno L. Manning

Wm. D. Crotwell
Depty Secretary of State

Will of William Fratter

The State of Alabama } I William Fratter of the county
Russell County } and State above named being of
sound mind and memory and knowing that it is
appointed for all men once to die do make & ordain this
my last Will & Testament As follows

First. At my decease I give my body to the earth
whence it originated to be buried in a decent christian manner
and my soul unto the hands of Almighty God who
gave it

Secondly I bequeath to my beloved wife Frances Fratter
during her natural life the following slaves to wit
Bersby, Mistawnie, Anderson, Roland, Jane and Amanda
Also the following described tracts or parcels of land lying and
being in the county & State above named the South West
quarter of section number (17) Seventeen North East quarter of the
North West quarter and Nearly Six acres off the
East side of the North West of the North West quarter of Section
Thirteen (13) in Township Eighteen (18) Range
Nearly Seven (7) containing One hundred & Nearly Six
acres. Also all my household & Kitchen furniture of
every discription Horse & Saddle, One mule, Six head of Cattle,
fifteen head of Stock hogs and provisions sufficient
for the year.

Thirdly I give and bequeath to my Son Reuben Fratter
the following slaves to wit Peter & Patty and Frances
Also One horse Saddle Bridle, also One hundred & four
teen acres of land situated in the above named county
and State and bounded & distinguished as follows the
South half of South East quarter Nearly seven (7) acres off the East
end of the North half of the South West quarter and four
teen acres in the South West corner of the North East
quarter of section Eleven (11) Township Eighteen (18)
Range Nearly Seven (7) Also one Negro man named
Adam to be raised from the sale of my perishable property
and hereinafter bequeathed to pay the education of my
son Reuben Fratter. Also nominate & appoint
my son Whitfield Fratter Guardian of my son Reuben
Fourthly I give and bequeath unto my grandchildren
namely Spartan Fratter, Elizabeth Watson, Samuel Fratter
Charles Fratter, Whitfield Fratter, Martha Baldwin and
Helen Edwards the balance of my slaves to be
sold and the money arising from the sale of said slaves
to be equally divided among the above named children

Will of William Fowler

The State of Alabama } I William Fowler of the county
Russell County } ty & State above named being of
sound mind and memory and knowing that it is
appointed for all men once to die do make & ordain this
my last Will & Testament As follows

1st. At my decease I give my body to the earth
whence it originated to be buried in a decent christian manner
and my soul unto the hands of Almighty God who
gave it

Secondly I bequeath to my beloved wife Frances Fowler
during her natural life the following slaves to wit
Berry, Mistanie, Anderson, Adams, Jane and Amanda
Also the following described lands, situate lying and
being in the county & State above named the south West
quarter of section twelve (12) the north East quarter of the
North West quarter and nearly Six acres off the north
East side of the north West of the north West quarter of sec-
tion thirteen (13) all in Township Eighteen (18) Range
twenty Seven (27) containing Ninety one and a half
acres. Also all my household & Kitchen furniture ex-
cept my feather beds & furniture, four cows & calves, one
horse & saddle, one mule, my set of Plow gearing tools,
fifteen head of Stock hogs and provisions sufficient
for one year.

Thirdly I give and bequeath to my son Reuben Fowler
the following slaves Yellow Henry, Jim Polly and Fran-
ces. Also one horse saddle & bridle, also one hundred and
ten acres of land Situated in the above named county
and State and bounded & distinguished as follows the
north half of south East quarter, nearly across off the East
end of the north half of the South West quarter, and four
teen acres in the South West corner of the north East
quarter of section Eleven (11) Township Eighteen (18)
Range twenty seven (27) Also one span of three hundred
and two dollars to be raised from the sale of my perishable property
and hereinafter bequeathed to defray the education of my
son Reuben Fowler. Also nominate and appoint
my son Whitfield Fowler Guardian of my son Reuben
Fourthly I give and bequeath and belong to my children
namely Spartan Fowler, Elizabeth Watson, Samuel Fowler
Charles Fowler, Whitfield Fowler, Martha Hallen dec'd
and Helena Edwards the balance of my slaves to be
sold and the money arising from the sale of said slaves
to be equally divided among the above named children

or if they all prefer land or they may divide and slaves
amongst a one.

Fifthly The balance of my lands together with all other
property not disposed of by this Will I desire to be sold
and at the proceeds of said sale the sum of Six hundred and
twenty five dollars I give & bequeath to each of my grand
children namely Mary Fowler, Whitfield Fowler and
Nathan Fowler, and the balance of the money & proceeds of
sum of three hundred dollars given before for the ed-
ucation of my son Reuben Fowler to be equally divided
among my above children above named. Lastly I nom-
inate and appoint my son Whitfield Fowler Executor
of my three named children above named.

Sixthly At the decease of my wife Frances Fowler I give
to my son Whitfield Fowler the negro girl Jane to and to
my said wife and to my son Reuben Fowler Bee Sam and
child and one bed and furniture and no back of the balance
of said property given & loaned to my said wife during her
natural life. The balance of the property given & loaned to my wife during her natural life take sold & the
money arising from the sale of said balance of property
loaned to be divided equally among my seven children
above named viz Nathan Fowler, Elizabeth Watson
Samuel Fowler Charles Fowler Whitfield Fowler
Martha Hallen dec'd and Helena Edwards
Seventh & Lastly I appoint my son Whitfield Fowler
Executor to this my last Will & Testament revoking all wills
by me made. In witness whereof I have hereunto set my hand and
affixed my seal this 9th day of April in the year of our Lord
One thousand Eight hundred & fifty five
Signed sealed & delivered in the
presence of } William Fowler Sen'r (Seal)
C. P. G. Thornton
Posey P. Brooks
A. Miles
Thos White

The State of Alabama } Orphans Court Special
Russell County } Term July 7th 1856
Personally came in Open Court Whitfield
White and Abram Miles who having been duly sworn
saith that William Fowler now deceased, did sign seal publish & declare in their presence
as and for his last Will and Testament & writing he did
sign & seal on the 9th day of April 1855 and that Whitfield Fowler

or if they all prefer Land or they may divide and share
equitable a Sale
Fifthly The balance of my Lands together with all
property not disposed of by this Will I desire to be sold and
out of the proceeds of said Sale the sum of Two hundred and
twenty five dollars I give & bequeath to each of my Grand
children namely Mary Butler, Whitfield Butler and
Nathan Trotter, and the balance of the money except the
sum of three hundred dollars given before to the ad-
dition of my Son Reuben Trotter to be equally divided
among my above children above named. Lastly I nom-
inate and appoint my Son Whitfield Trotter Executor of
my three Named Children above named.
Sixthly At the decease of my wife Francey Trotter I give
bequeath my Son Whitfield Trotter the negro girl Jane to and to
my said wife and my Son Reuben Trotter One Horse
chest and One bed and furniture and make of the divi-
sion of said property given & loaned to my said wife during her
natural life. The balance of the property given on
loaned to my wife during her natural life take sold & the
money arising from the sales of said balance of property
to be divided equally among my seven children
above named viz Nathan Trotter, Elizabeth Hastings
Samuel Trotter Charles Trotter Whitfield Trotter
Martha Hallen Isack and Melissa Edwards
Seventh & Lastly I Appoint my Son Whitfield Trotter
Executor to this my last Will & Testament revoking all others
In witness whereof I have hereunto set my hand and
affixed my seal this 20th day of April in the year of our Lord
One thousand Eight hundred & fifty five
Signed sealed & delivered in the
presence of R. J. Thornton William Trotter (Seal)
Posey P. Brooks
A. Miles
Theo White

The State of Alabama } In the Probate Court
Russell County } Special Term July 6th 1857
Personally came in Open Court Whitfield
White and Abner Miles who having been duly sworn
said that William Trotter now deceased, did on the 20th day
of April 1855 sign seal publish & declare in their presence
as and for his last Will and Testament & writing to which
is affixed his Probate in said court Whitfield Trotter

his Executor thereon named on the fourth day of June
1857, and in the Presence of Reuben J. Thornton and
Posey P. Brooks the other subscribing witnesses thereto at the
same time bears date, thus they attested the same in
the presence of the testator and the other subscribing witnesses
and that such other subscribing witnesses subscribed their
names as witnesses in their presence.

She further saith
that said Testator at the time of the execution of said
Will, was of sound and disposing mind and memory.
Sworn to & subscribed before me
July 6th 1857
John A. Lewis
Judge of Probate

Theo White
A. Miles

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his Executor thereon named on the fourth day of June 1857, and in the Presence of Reuben J. Thornton and Isaac P. Brooks the other subscribing witnesses thereto at the same time, the same bears date; that they attested the same in the presence of the testator and the other subscribing witnesses and that each other subscribing witnesses subscribed their names as witnesses in their presence.

She further saith that said Testator at the time of the execution aforesaid Will, was of sound and disposing mind and memory.

Sworn to & subscribed before me
July 6th 1857
John A. Lewis
Judge of Probate

Thos White
A. Miles

Will of William Baker, deceased. 148.

State of Georgia } In the name of God.
Randolph County } I William Baker of the State & County aforesaid being sick & weak in body but of sound disposing mind, memory and understanding, finding my time too short to communicate my will & desire to writing in this life, in regard to my worldly concerns, I therefore in the presence of James Johnson and Burtes Webb do declare this to be my last Will & Testament (viz) Viz: I give unto my daughter Frances Jane Baker one Negro girl named Rhody and her increase, and one half of Lot of Land No 147 one Hundred & forty seven in the Seventh district of Originally Lee now Randolph County; likewise half of all the Stock of Cattle & hogs & horses & half of all the household & Kitchen Furniture provided the said Frances Jane should die before she becomes of age or Married, and Left no heir, then the above property to go to my Grand Child William David Baker.

Secondly. I also give to my beloved wife Jane S. Baker one Negro boy named Toby & half of Lot of Land (No 147) One Hundred and forty seven in the Seventh District of Originally Lee, now Randolph County, likewise half of all the Stock of Cattle & hogs & horses & household & Kitchen Furniture & plantation tools together with all debts due me by note or otherwise provided my wife Jane S. should die before my daughter Frances Jane, then her part to be given to my daughter Frances Jane; provided my wife should Marry again and have an heir or heirs, then the property to go to the heirs of her body, or provided my daughter Frances Jane should die before my wife, and leave no heir, then my wife Can dispose of her own part of the property as she think best.

Lastly: I Constitute, Nominate and appoint my beloved wife Jane S. Baker my Executrix & Joseph DeKalb Adams Executor of this my last & testament this 22nd August 1839.

Signed & Sealed in the presence of us
James Johnson.
Burtes Webb
Thomas Green J.P.

William Baker

Will of William Baker, deceased. 148.

State of Georgia } In the Name of God.
Randolph County } I William Baker of the State & County aforesaid being sick & weak in body but of sound disposing mind, memory and understanding, finding my time too short to communicate my will & desire to my children in this life, in regard to my worldly concerns, I therefore in the presence of James Johnson and Burton Webb do declare this to be my last Will & Testament (viz)
Imprimis. I give unto my daughter Frances Jane Baker one Negro girl named Peady and her increase and half of Lot of Land No 147 one Hundred & forty seven in the Seventh district of Originally Lee now Randolph County; likewise half of all the Stock of Cattle, sheep & horses & half of all the household & Kitchen Furniture provided the said Frances Jane should die before she becomes of age or Married and left no heir then the above property to go to my Grand Child William David Baker.
Secondly. I also give to my beloved wife Jane S. Baker, one Negro boy named Toby, & half of Lot of Land (No 147) One Hundred and forty Seven in the Seventh District of Originally Lee, Now Randolph County, likewise half of all the Stock of Cattle, sheep & horses & household & Kitchen Furniture & plantation tools together with all debts due me by Note or otherwise provided my wife Jane S. should die before my daughter Frances Jane, then her part to be given to my daughter Frances Jane; provided my wife should Marry again and have an heir or heirs then the property to go to the heirs of her body, or provided my daughter Francis Jane should die before my wife, and leave no heir, then my wife Can dispose of her own part of the property as she thinks best.
Lastly; I Constitute, Nominate and appoint my beloved wife Jane S. Baker my Executrix & Joseph DeKalb Adams Executor of this my last & testament, this 22nd August 1839.

William Baker

Signed & Sealed in the presence of us
James Johnson.
Burton Webb
Thomas Green J.P.

Will of William Baker, deceased.

Georgia } Court of Ordinary.
Randolph County } January adjourned Term, 1840.
In open Court appeared James Johnson, Thomas Green, & Burtus Webb, who being Sworn Saith that each of them did Sign the above last Will & testament of William Baker & further Swear that they also saw him the said William Baker Sign & Seal the same.
Sworn to in open Court.
this 10th February 1840.
James Buchanan Clk C.O.

Thomas Green
James Johnson
Burtus Webb

State of Georgia } I Otho P. Beall Ordinary of
Randolph County } said County do certify that the Short hereto attached contains a true copy of the last Will & Testament of William Baker deceased, of said County as of record in this office.
Given under my hand and seal of office this fourth day of June Eighteen Hundred and fifty-two.
Official Seal Court of Ordinary
O. P. Beall
Ordinary

Received for Record the 7th January and Recorded the 18th January 1858.
John A. Lewis
Deputy Clerk

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Will of William Baker, deceased.

Georgia
Randolph County } Court of Ordinary.
January adjourned Term, 1820.

In open Court appeared James Johnson, Thomas Green, & Burtus Webb, who being Sworn Saith that each of them did Sign the above last Will & testament of William Baker & further Swear that they also saw him the said William Baker Sign & Seal the Same.

Sworn to in open Court.
this 10th February 1820.
James Buchanan Clk C.O.

Thomas Green
James Johnson
Burtus Webb.

State of Georgia
Randolph County } I Otho P. Beall Ordinary of said County do certify that the Sheet hereto attached contains a true Copy of the last Will & Testament of William Baker deceased, of said County as of record in this office.

Given under my hand and Seal of office this fourth day of June Eighteen Hundred and Eighty-two.

Official Seal
Court of Ordinary

O. P. Beall
Ordinary

Received for Record the 7th January and Recorded the 18th January 1858.

John A. Lewis
Judge of Probate.

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Will of Tabitha Baker, deceased.

Georgia
Pike County } In the name of God, Amen.

I Tabitha Baker, knowing that every human being must die, do make this my last will, Testament

First: I will and bequeath to the lawful child or children now in being or hereafter to be born, of my son Ransom Christian the following property: a negro girl by the name of Ann & a negro boy the name of John, which property I wish my son Ransom Christian to retain the possession of during his life.

Second, I will and bequeath to my Grand Children Tabitha Williams, Nathan Williams & Frances Williams a negro woman by the name of Peg, & a negro boy by the name of George & a negro girl by the name of Emily, which said negroes it is my Will & desires that my daughter Susan Williams shall retain in her possession during her life.

Third. I will and bequeath to my Son James Christian the following property: a negro man named Hal, a negro woman by the name of Judy & a negro boy the name of Bolin; also a negro boy named Jeff & a negro girl named Udny. I also will & bequeath to my Son James Christian the half Lot of Land on which I now live in Pike County.

Fourthly. I give & bequeath to my Grand-Son Littleberry W. Baker a negro boy named Harry; also a promissory Note made by Stephen Williams & payable to Nathan Baker, which Note is for about three hundred and Seventy or eight dollars, which said promissory note is designed as a payment of a debt which the said Littleberry W. Baker has against the estate of Nathan Baker. Now if the said Littleberry W. Baker accepts said promissory note as an extinguishment of the debt he holds against the said estate of Nathan Baker (which I know I cannot compell him to do) then my executors are to deliver him the Negro boy Henry & the said Note which are to be his property forever. but if the said Littleberry W. Baker will not accept said note in payment of said debt as aforesaid, then in that event my Executors are to take the negro boy Henry & sell him and collect the aforesaid promissory note & pay the said debt due by the estate of Nathan Baker to the said Littleberry W. Baker

Fifth. I will & bequeath to my Grand-Son John H. Baker a negro boy named [illegible]; also a negro girl

Will of Tabitha Baker deceased.

Georgia } In the name of God, Amen.
Pike County } I Tabitha Baker, knowing that every human being must die, do make this my last will, Testament.

First: I will and bequeath to the lawful child or children, now in being or hereafter to be born, of my Son Ransom Christian the following property: a negro girl by the name of Ann & a negro boy the name of John, which property I wish my Son Ransom Christian to retain the possession of during his life.

Second. I will and bequeath to my Grand Children Tabitha Williams, Nathan Williams & Frances Williams a negro woman by the name of Peg & a negro boy by the name of George & a negro girl by the name of Emily, which said negroes it is my Will & desires that my daughter Susan Williams shall retain in her possession during her life.

Third. I will and bequeath to my Sons James Christian & the following property: a negro man named Hal, a negro woman by the name of Judy & a negro boy the name of Bolin; also a negro boy named Jeff & a negro girl named Udny. I also will & bequeath to my Son James Christian the half Lot of Land on which I now live in Pike County

Fourthly. I give & bequeath to my Grand-Son Littlebury W. Baker a negro boy named Harry; also a promissory Note made by Stephen Williams & payable to Nathan Baker which Note is for about three hundred and Seventy or eight dollars, which said promissory note is designed as a payment of a debt which the said Littlebury W. Baker has against the estate of Nathan Baker. Now if the said Littlebury W. Baker accepts said promissory note as an extinguishment of the debt he holds against the said estate of Nathan Baker (which I know I cannot compel him to do) then my executors are to deliver him the negro boy Henry & the said Note which are to be his property forever but if the said Littlebury W. Baker will not accept said note in payment of said debt as aforesaid, then & in that event my Executors are to take the negro boy Henry & sell him and collect the aforesaid promissory note & pay the said debt due by the estate of Nathan Baker to the said Littlebury W. Baker

Fifth I will & bequeath to my Grand Son John K. Baker a negro boy named [illegible]; also a negro girl

Will of Tabitha Baker deceased.

named Sarah, also one bed & furniture & also a horse worth Seventy Dollars & whereas the said John K. Baker has a Demand against the estate of Nathan Baker, the amount not exactly known; Now the negro girl Sarah is designed by me as a payment to the said John K. Baker of said debt but if the said John K. Baker will not accept said negro girl Sarah as a payment of said debt against said estate of Nathan Baker, then my Executors are hereby required to take said negro girl Sarah & sell her & pay the said debt with the proceeds.

Sixth. It is my further will & desire that all my other property not Specially herein mentioned both real and personal shall be sold by my Executors & the proceeds thereof equally divided among my children. I also Nominate and appoint my Sons James Christian & Ransom Christian, Executors to this my last Will and testament

Signed, Sealed & delivered
in presence of
Allen W. Prior
John Carswell.
Robt Smith

her
Tabitha × Baker
mark

Georgia, Pike County } We Allen W. Prior John Carswell and Robert Smith do Swear that we Saw Tabitha Baker Sign, Seal, Publish and Declare this Writing to be and Contain her last Will and Testament; that at the time thereof She was of Sound, disposing mind and memory, and that She did it freely & without Compulsion, to the best of our Knowledge, So help us God.
Sworn to & Subscribed before this
3rd Sept 1854.
Wm Harris J.P.C.
Lewis Daniel, J.I.C.

Allen W. Prior
John Carswell
Robt Smith.

Georgia, Pike County } I James K. Christian & Ransom Christian do Solemnly Swear that this writing Containg the true last Will & Testament of Tabitha Baker deceased, So far as I Know or believe & that I will well and truly execute the same by paying first the debts & then the Legacies Contained in the said Will, as far as her goods and chattels will thereunto extend & the Law charges me, & that

Will of Tabitha Baker deceased.

named Sarah, also one bed & furniture & also a horse worth Seventy Dollars & whereas the said John N. Baker has a Demand against the estate of Nathan Baker, the amount not exactly known, Now the Negro girl Sarah is designed by me as a payment to the said John N. Baker of said debt, but if the said John N. Baker will not accept said Negro girl Sarah as a payment of said debt against said estate of Nathan Baker, then my Executors are hereby required to take said Negro girl Sarah & sell her & pay the said debt with the proceeds.

Secret. It is my further will & desire that all my other property not Specially herein mentioned both real and personal shall be sold by my Executors & the proceeds thereof equally divided among my children. I also Nominate and appoint my sons James Christian & Ransom Christian, Executors to this my last Will and testament

Signed, Sealed & delivered in presence of
Helen W. Prior
John Carswell
Robt Smith

her
Tabitha X Baker
mark

Georgia, Pike County } We Helen W. Prior John Carswell and Robert Smith do Swear that we Saw Tabitha Baker Sign, Seal, Publish and Declare this Writing to be and Contain her last Will and Testament, that at the time thereof She was of Sound, disposing mind and memory, and that She did it freely & without Compulsion to the best of our knowledge, So help us God.
Sworn to & Subscribed before this
3rd Septr 1856
Wm Harris J.P.C.
Lewis Daniel J.I.C.

Helen W. Prior
John Carswell
Robt Smith.

Georgia, Pike County } I James N. Christian & Ransom Christian do Solemnly Swear that this writing contains the true last Will & the Written named Tabitha Baker deceased, & for as I know or believe & that I will carell and truly execute the same by paying first the debts & then the Legacies Contained in the said Will, as far as her goods and chattles will thereunto extend & the Law charges me, & that

Will of Tabitha Baker deceased.

I will make a true & perfect inventory of all such goods & chattels, So help me God.
Sworn to & Subscribed in open Court this 3rd Nov. 1856.
H. I. Johnson C.C.O.

James Christian
Ransom Christian.

State of Georgia } I Joseph C. Beckham, Ordinary
Pike County } in and for the County and State aforesaid do hereby certify that the written and foregoing is a Complete and true exemplification of the last Will & Testament and probate thereof of Tabitha Baker deceased as appears of record in my offices.
Given under my hand and Seal of office this 25th day of August 1857.

Official Seal

Joseph C. Beckham
Ord'y.

Received for Record 15th October 1857. and Recorded 25th January 1858.

John N. Lewis
Judge of Pro Ate.

Will of Tabitha Baker deceased.

I will make a true & perfect inventory of all such goods & Chattels, &c help me God.

Sworn to & subscribed in open Court this 2nd Nov. 1854.

H. F. Johnson C.C.O.

James Christian
Ransom Christian.

State of Georgia
Pike County

I Joseph C. Beckham, Ordinary in and for the County and State aforesaid do hereby certify that the within and foregoing is a complete and true exemplification of the Last Will & Testament and probate thereof of Tabitha Baker deceased as appears of record in my offices.

Given under my hand and seal of office this 28th day of August A.D. 1857.

Official Seal

Joseph C. Beckham
Ordy.

Received for Record 15th October 1857, and Recorded 25th January 1858.

John A. Lewis
Judge of Probate

Will of William Alexander Sr.

In the name of God, Amen!

I William Alexander being of Sound disposing mind, but admonished by the infirmities of age of the uncertainty of life, have made this my last Will and Testament.

1st I will & bequeath to my son William Alexander & to my son-in-law Frank A. Nesbet the tract of land upon which I reside, to be divided as follows: to Frank A. Nisbet all that portion lying East of the following boundary line, to wit: beginning at the North East Corner of the tract at or near the Apple Orchard and running West along the East & West line until said line strikes the ditch which divides the small horse lot-field now in Corn from the field which William Alexander Sr planted this year in Oats; thence South along said ditch to the lane which leads to the front, thence West along said lane until it intersects the Cross Fence & ditch which divides the Gin house field from the Middle field which I planted this year in Corn & Cotton; thence South along said Fence and Ditch to the line which separates me from William Bryant and others; the balance of the tract lying West of the above boundary line to my son William Alexander, and in Consideration of the above bequest it is my desire that the said William Alexander and Frank A. Nisbet pay each a thousand Dollars to my Grand Children Arabella Willis, Mary and Robert, Children of Robert Alexander deceased, at such times as the said Children may need it for educational or other purposes

2nd I give and bequeath to my daughters Martha, Elvira & Eliza my three negro boys Green, John and Andrew, to Martha I give Green, to Elvira I give John, and to Eliza I give Andrew.

3rd To my son William Alexander I give & bequeath the following negroes, to wit: Nancy, Emanuel, his wife Sarah

4th I give and bequeath to my Grand daughter Elizabeth Lane Alexander, negro girl Mary, Child of Evelina.

5th I give & bequeath to my daughter Arabella Nisbet the following negroes, to wit: Old Lucy, Lucinia, & Lucinas three children, Daniel, Lucinda & Julius

6th To my grand Children Arabella, Willis, Mary & Robert, Children of Robert Alexander, deceased, I

Will of William Alexander Sr.

In the name of God, Amen!

I William Alexander being of sound disposing mind, but admonished by the infirmities of age of the uncertainty of life, have made this my last Will and Testament.

1st I will & bequeath to my Son William Alexander & to my Son-in-law Frank A. Nisbet the tract of land upon which I reside, to be divided as follows: to Frank A. Nisbet all that portion lying East of the following boundary line, to wit: beginning at the North East Corner of the tract at or near the Apple Orchard and running West along the East & West line until said line strikes the ditch which divides the small horse lot & field now in Corn from the field which William Alexander Sr planted this year in Oats; thence South along said ditch to the lane which leads to the front; thence West along said lane until it intersects the Cross Fence & ditch which divides the Gin house field from the middle field which I planted this year in Corn & Cotton; thence South along said Fence and ditch to the line which separates me from William Bryant and others; the balance of the tract lying West of the above boundary line to my Son William Alexander; and in consideration of the above bequest it is my desire that the said William Alexander and Frank A. Nisbet pay each a thousand Dollars to my Grand Children Arabella Willis, Mary and Robert, Children of Robert Alexander deceased, at such times as the said Children may need it for educational or other purposes.

2nd I give and bequeath to my daughters Martha, Elvira & Eliza my three negro boys Green, John and Andrew, to Martha I give Green, to Elvira I give John, and to Eliza I give Andrew.

3rd I to my Son William Alexander I give & bequeath the following Negroes, to wit: Nancy, Emanuel, & his wife Sarah.

4th I give and bequeath to my Grand daughter Elizabeth Jane Alexander, negro girl Mary, child of Lucinda.

5th I give & bequeath to my daughter Arabella Nisbet the following Negroes, to wit: Ole Lucy, Lusina, & Lucinda three children, Daniel, Lucinda & Julius

6th I to my grand Children Arabella, Willis, Mary & Robert, Children of Robert Alexander, deceased, I

give and bequeath Four Thousand Dollars to be paid them in equal Shares by My Executors out of such notes & Money as I may leave at my death according as each Child may need the same for his or her education & support.

7th The balance of my estate of money & notes not bequeathed in the last items I give and bequeath in equal Shares to my Son William and to my daughter Martha, Elvira and Arabella.

8th My Stock of every description except my Carriage Horses, together with my household & Kitchen Furniture I give and bequeath in equal Shares to my Son William & my daughter Arabella Nisbet.

9th It is my desire that Some one of my children or Shall purchase my Carriage Horses at a reasonable price & keep them as long as they may live.

10th I do hereby appoint my Son William Alexander and my Son-in-law Frank A. Nisbet Executors of this my last Will and Testament.

11th It is my desire & request that my Son William Alexander & my Daughter Arabella Nisbet to whom the old negroes Emanuel & Sarah & Aunt Lucy are bequeathed in items 3rd & 5th take good care of them as long as they may live.

12th It is my Will & desire that my Man Sol be considered as belonging to the residuary part of my estate bequeathed in Article 7th of this Will & be sold to Some Member of the family or to the owners of his wife, as the Executors in their discretion may decide to be best.

In testimony whereof I have hereunto Set my hand and affixed My Seal this 30th day of June in the year of our Lord 1855.

In the presence of
Jno. Crowell
Jamb Crowell
James A. Whitaker

William Alexander

Jurors executing the above last Will and Testament having agreed in December 1854 to pay an annuity of three hundred and twenty dollars for the support and education of my Grand Children Arabella, Willis, Mary & Robert Alexander & having paid the annuity for year 1855, I will & desire that the said annuity which I have already paid, & every subsequent one which I may have to pay be at my decease deducted from the amount

give and bequeath Four Thousand Dollars to be paid them in equal Shares by My Executors out of such notes & Money as I may leave at my death according as each Child may need the same for his or her education & support.

7th The balance of my estate of money & notes not bequeathed in the last item, I give and bequeath in equal Shares to my Son William and to my Daughters Martha, Clara, Eliza and Arabella.

8th My Stock of every description except my Carriage Horses, together with my household and Kitchen Furniture I give and bequeath in equal Shares to my Son William & my daughter Arabella Nisbet.

9th It is my desire that Some one of my children or Friends purchase my Carriage Horses at a reasonable price & keep them as long as they may live.

10th I do hereby appoint my Son William Alexander and my Son-in-law Frank A. Nisbet Executors of this my last Will and Testament.

11th It is my desire & request that my Son William Alexander & my Daughter Arabella Nisbet to whom the old negroes Emanuel & Sarah & old Lucy are bequeathed in items 3rd & 5th take good care of them as long as they may live.

12th It is my Will & desire that my Mare Sal be considered as belonging to the residuary part of my estate bequeathed in Article 7th of this Will & be sold to some member of the family or to the owners of his wife, as the Executors in their discretion may decide to be best.

In testimony whereof I have hereunto set my hand and affixed my Seal this 30th day of June in the year of our Lord 1853.

In the presence of
Wm Crowell
Saml Crowell
James A. Whitaker

Wm Alexander Sr.

Series executing the above last Will and Testament having agreed in December 1854 to pay an annuity of three hundred and twenty dollars for the support and education of my Grand Children Arabella, Wells, Mary & Robert Alexander & having paid the annuity for year 1855, I will & desire that the said annuity which I have already paid, & every subsequent one which I may have to pay be at my decease deducted from the amount

Will of William Alexander, Sr.

bequeathed my said Grand Children in the 1st & 6th items of this my Last Will & Testament, & that the said Children be my Heirs to get the amount and no more that is specified in the said 1st & 6th items.

2nd I Will and desire that Lizzy, daughter of Nancy Jr with its mother as the property of my Son William to whom its mother is bequeathed in the 3rd item of this my Last Will & Testament.

L. C. Benton
James A. Whitaker
W. C. Whitaker

Wm Alexander Sr.

The State of Alabama } In the Probate Court
Russell County } October Term 1853.

Personally appeared in open Court James A. Whitaker, one of the subscribing Witnesses to a writing purporting to be the Last Will of William Alexander Sr. deceased, heretofore filed for Probate as such Will in this Court, and bearing date the 30th day of June 1853, and having been duly sworn deposeth and saith that he saw the said William Alexander Sr. sign the same on the day and year therein mentioned as his Last Will and Testament; that he signed his name thereto as a subscribing witness in the presence of the said William Alexander Sr. and in the presence of the other subscribing witnesses John Crowell and Samuel Crowell, and that such other subscribing witnesses signed their names as Witnesses in his presence and in the presence of said Testator, and that in his opinion and belief the said William Alexander was at said time of sound and disposing mind and memory.

And also came L. C. Benton and W. C. Whitaker two of the subscribing Witnesses to a Codicil to said Will, made after the date thereof, and being sworn say that said William Alexander Sr. signed said Codicil in their presence; that they signed their names thereto as Witnesses in his presence and in the presence of the other subscribing Witness, and that such other subscribing Witness signed his name as a Witness in their presence and in the presence of said Testator, and that in their opinion and belief said William Alexander Sr. was at the time of executing said Codicil of sound and disposing mind and memory.

Will of William Alexander, Sr.

bequeathed My said Grand Children in the 1st & 6th items of this my Last Will & Testament, & that the said Children be my Exrs to get the amount and no more that is specified in the said 1st & 6th items.

2nd. I Will and desire that Lizzy, Daughter of Nancy go with its Mother as the property of my Son William to whom its Mother is bequeathed in the 7th item of this my Last Will & Testament.

J. C. Benton
James A. Whitaker
W. C. Whitaker

Wm Alexander Sr.

The State of Alabama } In the Probate Court
Russell County } 20th Dec. Term. 1857.

Personally appeared in open Court James A. Whitaker, one of the Subscribing Witnesses to a writing purporting to be the Last Will of William Alexander Sr. deceased, heretofore filed for Probate as such Will in this Court, and bearing date the 30th day of June 1853, and having been duly Sworn deposeth and saith that he saw the said William Alexander Sr. sign the same on the day and year therein mentioned as his Last Will and Testament; that he signed his name thereto as a subscribing witness in the presence of the said William Alexander Sr. and in the presence of the other Subscribing witnesses John Crowell and Samuel Crowell, and that such other Subscribing witnesses signed their names as Witnesses in his presence and in the presence of said Testator; and that in his opinion and belief the said William Alexander was at said time of sound and disposing mind and memory.

And also came J. C. Benton and W. C. Whitaker two of the Subscribing Witnesses to a Codicil to said Will, made after the date thereof, and being Sworn say that said William Alexander Sr. signed said Codicil in their presence; that they signed their names thereto as Witnesses in his presence, and in the presence of the other Subscribing Witness, and that such other Subscribing Witness signed his name as a Witness in their presence and in the presence of said Testator; and that in their opinion and belief said William Alexander Sr. was at the time of executing said Codicil of sound and disposing mind and memory.

Will of William Alexander Sr.

Sworn to & Subscribed before me this 14th day of December 1857.

J. C. Benton.
James A. Whitaker
Wilson C. Whitaker.

John A. Lewis, Judge of Probate.

Recorded 26th January 1858

John A. Lewis
Judge of Probate

Will of Williams Alexander Sr.

156.

Sworn to & Subscribed before me this 14th day of December 1857
John A. Lewis, Judge of Probate.

S. C. Benton.
James A. Whitaker
Wilson C. Whitaker.

Recorded 26th January, 1858.
John A. Lewis
Judge of Probate.

157.

Will of Turner Moreland, dec'd

In the Name of God, Amen!

I Turner Moreland of the County of Russell and State of Alabama, being weak of body, but of sound Mind, Memory and understanding (Praised be God for it;) and Considering the certainty of death, and the uncertainty of the time thereof, and to the end that I may be the better prepared to leave this world, whenever it shall please God to call me hence, do make and declare this my last Will and Testament: that is to Say: (After all my lawful debts be paid, if any be due at my decease, the residue of my property both real and personal I give, bequeath and dispose of as follows; To my Six Children Elizabeth Bass, Joseph Moreland, Jefferson F. Moreland, Nathaniel J. Moreland, Ashbury F. Moreland & Augusta C. Moreland all my real and personal estate share & share alike All the amounts which I have advanced in cash or negroes or any other property to my children at different times for which I have them receipts or accounts is to be taken as a portion of their shares in the Division of my estate. My desire that all my Real & Personal property be sold after the crop is gathered except the negroes. It is also my desire for any four or all of my Heirs to be appointed three or five of my Neighbors to value my negroes and if any of them should be old and worthless during life, and for some of my heirs to keep them to put such undesirable negroes as will maintain them and that they be kept in families as much as possable that is my Negroes) And they are to divide them in six parts, and to make each share of the Negroes equal, the amounts to be taken out of the funds of the Sales of my other property and that the sales provided that the sales of my other property on division is sufficient to cover their respective amounts already advanced to them the Balance must be taken from the portion of the negroes so Interest is to be charged on any of their shares & Receipts it is my desire and intention that all my six children have equal shares including the amounts separately advanced them And in case said Negroes is divided that they shall be numbered from one to six and the numbers put into a Hat and that some child whatever it may be to fall to my eldest child Mrs

157.

Will of Turner Moreland, dec'd

In the Name of God, Amen!

Turner Moreland of the County of Russell and State of Alabama, being weak of body, but of sound Mind, Memory and understanding (Praised be God for it.) and Considering the certainty of death, and the uncertainty of the time thereof, and to the end that I may be the better prepared to leave this world, whenever it shall please God to call me hence, do make and declare this my last Will and Testament: that is to say: (After all my lawful debts be paid, if any be due at my decease, the residue of my property both real and personal I give, bequeath and dispose of as follows; To my Six Children Elizabeth Bass, Joseph Moreland, Tilmon E. Moreland, Nathaniel F. Moreland, Ashbury F. Moreland & Augustus C. Moreland all my real and personal estate share & share alike All the amounts which I have advanced in cash or negroes or any other property to my children at different times for which I have taken notes or receipts is to be in as a portion of their shares in the Division It is my desire that all my Real & Personal property be sold after the crop is gathered except the negroes It is also my desire for any four or all of my Heirs to be appointed Three or five of my Neighbors to value my negroes and if any of them should be old and worthless to put such necessaries on them as will maintain them during life and for some of my heirs to keep them that is my Negroes) And they are to divide them in six parts and to make each share of the Negroes equal the amounts to be taken out of the funds provided that the sales of my other property and that the notes due me is sufficient to make their respective amounts equal otherwise if not the Balance must be taken from the portion of the negroes no Interest is to be charged on any of their notes & Receipts it is my desire and intention that all my six children have equal shares including the amounts separately advanced them And when said Negroes is divided the Lots shall be numbered from one to six and the numbers put into a Hat and that some child whatever it may be to fall to my eldest child Mrs

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Elizabeth Bass and so on down to my youngest. also to my wife Catherine C Moreland as we entered into a marriage settlement which of course cancelled and which gave me the use of her property that she was possessed of at our marriage, though she has been taken away from me for years and I considered to their use moral through the assistance from them, I give up all right title or claim that I or my heirs might claim or any interest that I may have in said negroes It is also my desire and will that my property be divided without any application to Probate Court no bond or security be made to the same, as my children are all of age & my executors thinks proper he can have this my last Will recorded, In witness whereof I Elizabeth Bass, Joseph Moreland, Tilmon E. Moreland, Nathaniel F. Moreland, Ashbury F. Moreland & Augustus C. Moreland my executors of this my last Will and Testament

In witness whereof I Turner Moreland have hereunto set my hand & seal the Sixteenth day of June in the year of our Lord One thousand eight hundred and fifty Six.

Turner Moreland [SEAL]

The foregoing written instrument was subscribed by the said Turner Moreland in our presence and acknowledged by him to each of us & published at the same time published and declared the aforesaid instrument to be subscribed to be his Last Will & Testament. And we at the Testators request, and in his presence have signed our names as witnesses thereto the same day & year above written

David Bass
Isaac Williams
William C. Carson

The State of Alabama } In the Probate Court
Russell County } December Term 1856

Personally appeared in open Court David Bass and Isaac Williams three subscribing witnesses to the instrument of writing purporting to be the last will of Turner Moreland dec'd and duly proved and this Court on the 4th day of November 1856 and on the 16th day of June 1856 and being duly sworn and say that the said Turner Moreland signed sealed published and declared in their presence the said instrument of [illegible]

Elizabeth Bass and so on down to my youngest.
Also to my wife Catherine E Moreland as we entered into a
marriage settlement which of course cost me land and
which gave me the use of her negroes that she was possessed
of at our marriage, though she have been taken away from
me for years and I consequently to their use and profit
as before, from them I give up all right and title to
them, that I or any heirs might claim or any interest that
I may have in said negroes it is also my desire and
will that my property be divided & sold without any
application to the Probate Court no bonds be required
made to the same, as my children are all of age &
my executor thinks proper he can have this my last will
Elizabeth Bass, Joseph Moreland, Catherine E Moreland
Nathaniel F Moreland, Adelbert A Moreland &
Augustus C Moreland my executors of this my last
Will and Testament

In witness whereof I Turner Moreland have
hereunto set my hand & seal the fifteenth day of June
in the year of our Lord One thousand eight hundred
and fifty six

Turner Moreland [SEAL]

The foregoing written instrument was subscribed
by the said Turner Moreland in our presence and
acknowledged by him to each of us to be at the same
time published and declared the above instrument
so subscribed to be his last Will & Testament.
And we at the Testators request, and in his presence
have signed our names as witnesses thereto the
day & year above written

David Cowen
Isaac H Williams
William F Cowen

The State of Alabama } In the Probate Court
Cherokee County } December Term 1856
Personally appeared in open Court David Cowen and
Isaac Williams two subscribing witnesses to the
instrument of writing purporting to be the last
will of Turner Moreland Dec'd filed for record in
this Court on the 4th day of November 1856 and also
the 16th day of June 1856 and being duly sworn
and say that the said Turner Moreland signed
sealed published and declared in their presence
the said instrument of writ

Will of Turner Moreland

his Last Will and Testament on the day therein
mentioned; that they signed their names as witness-
es thereto in the presence of said Testator and in
the presence of each other; and that in their opinion
and belief said Turner Moreland was at the time
of signing said instrument of sound and disposing
mind & memory

Sworn to and subscribed before me the 14th December 1856

David Cowen
Isaac H Williams
William F Cowen

John A Lewis
Judge of Probate

Recorded 28 February 1858
John A Lewis
Judge of the Probate

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Will of Turner Moreland

his Last Will and Testament on the day therein mentioned; that they signed their names as witnesses thereto in the presence of said Testator and in the presence of each other; and that in their opinion and belief said Turner Moreland was at the time of signing said instrument of sound and disposing mind & memory

Sworn to and Subscribed before me the 14th December 1857

David Raven
Isaac Williams
William J Raven

John A Lewis
Judge of Probate

Recorded 28 February 1858

John A Lewis
Judge of Probate

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The last Will and Testament of Alfred Wellborn

In the name of God Amen

I Alfred Wellborn of the County of Meriwether State of Georgia do hereby make ordain and declare the following to be my last will and Testament

First it is my will and desire that all my just debts be paid out of any money left by me at the time of my death, or out of any money that may be collected from debts or demands, that may be due me at the time of my death

Second It is my will and desire that my property shall be equally divided between my children now in life, and the children of my deceased daughter, Mary Jane Cochran (the children receive the same share to which their mother would have been entitled if in life) after deducting what I have already given to each of them, viz = which is as follows, My daughter Mary Jane Cochran has received in negroes and land property of the value of fourteen thousand dollars = My daughter Willie C Wellborn has received negroes property of the value of fourteen thousand dollars Caroline C Martin has received in negroes and money property of the value of eleven thousand nine hundred dollars = My son Thomas A Wellborn has received Negroes property and money of the value of twelve thousand nine hundred & fifty dollars, The negroes which I have given to my sons are now on my plantation with my other negroes to wit, Nace, Ellen, Richard, John Jem, Charlotte, Frances Charity, Mike, Louisa, Laura, Jesse, little Lewis at Cedar Spring, Caroline & her children Seaborn and Heathland, Tyre is also with my sons but was purchased by my son with money advanced by me to him, and as his property I have given my daughter Catherine three Negroes the wench Lucy and her child and Jack, which are now at my house and employed as house servants of the value of sixteen hundred dollars = Now it is my will and testament that my son and three living daughters shall receive in negroe property the same amount which my daughter Mary Jane Cochran received to wit, fourteen thousand dollars and what my sons lacks of receiving that amount he alone shall be entitled to receive in them & women the men to be valued at one thousand dollars each and the women

The last Will and Testament of Alfred Hellbron

In the name of God Amen
I Alfred Hellbron of the County of Mcrinether State of Georgia do hereby make ordain and declare the following to be my last will and Testament

First it is my will and desire that all my just debts be paid out of any money left by me at the time of my death, or out of any money that may be collected from debts or demands, that may be due me at the time of my death

Second It is my will and desire that my property shall be equally divided between my children now in life, and the children of my deceased daughter, Mary Jane Cochran (the latter to receive the same share to which their mother would have been entitled if in life) after deducting what I have already given to each of them, as follows, My daughter Mary Jane Cochran has received in negroes and land property of the value of fourteen thousand dollars = My daughter Nellie C Cochran has received negroes property of the value of twelve thousand dollars Caroline C Martin has received in negroes and money property of the value of eleven thousand nine hundred dollars = My son James M Hellbron has received Negroes property and money of the value of twelve thousand nine hundred & fifty dollars, The negroes which I have given to my sons are now on my plantation with my other negroes to wit, Mack, Ellen, Richard, John, Jim, Charlotte, Frances Charity, Mattie, Louisa, Laura, Jesse, Lettie living at Cold Spring, Caroline & her children, Leabron and Eastland, Tyre is also with my children but was purchased by my son with money advanced by me to him, and is his property = I have given my daughter Catherine three Negroes to wit Lucy and her child and Zack, which are now at my house and employed as house servants, of the value of fifteen hundred dollars = Now it is my will and intention that my son and three living daughters shall receive six negroes property the same amount which my daughter Mary Jane Cochran received to wit) Fourteen thousand dollars and what is lacks of receiving that amount five of the negroes to be given to them & women the negro to be valued at one thousand dollars each and the seventh

Will of Alfred Hellbone

at eight hundred dollars each that is to say like by young men and women and other women in the same proportion

Third It is my will and desire that when my living children shall have received in negroes property the same amount as received by my deceased daughter Mary Jane Cochran to wit fourteen thousand Dollars to be valued as stated in the preceding clause of this instrument so as to make their respective shares equal to what she has received that then the balance of my estate both real and personal shall be equally divided between my children and the children of my deceased daughter Mary Jane Cochran, the latter to receive the share to which their mother would have been entitled if in life to wit) the one fifth part thereof, share & share alike and in the event that any daughter Catherine should depart this life without any child or children living at the time of her death then it is my will and desire that the share or portion of my property bequeathed to her by this my last will and testament shall be equally divided between my surviving children and the children of my deceased daughter Mary Jane Cochran and the latter to receive the same share as the mother would have done if in life

Fourth It is my further will and desire and intention that each and every part and portion of my estate bequeathed and devised unto my daughter Nellie C Martin Caroline C Martin and my daughter Catherine by this my last will and testament or by any codicil thereto shall be for their sole and separate use free from the debts or contracts of their present husbands or any future husband that either of them may at any time hereafter have or marry it being the true intent and meaning of this my will to secure the said property and every part thereof to the sole and separate use of my said daughters and their children free from the debts contracts or liabilities of their present or any future husbands which either of them may at any time hereafter have or marry, and their separate receipts shall be a sufficient discharge to my executor or other legal representative of my estate

Will of Alfred Hellbone

at eight hundred dollars each that is to say like-
ly young men and women, and other women in the
same proportion

Third It is my will and desire that when
my living children shall have received in negroe
property the same amount as received by my deceased
daughter Mary Jane Cochran to wit four teen
thousand Dollars to be valued as stated in the pre-
ceeding clause of this instrument so as to make their
respective shares equal to what she has received that
then the balance of my estate both real and person-
al shall be equally divided between my children
and the children of my deceased daughter Mary
Jane Cochran, the latter to receive the share to which
their mother were she to have been entitled if in life
and in the event that my daughter Catherine should
depart this life without any child or children living
at the time of her death then it is my will and desire
that the share or portion of my property bequeathed
to her by this my last will and testament shall
be equally divided between my surviving children
and the children of my deceased daughter Mary
Jane Cochran and the latter to receive the same
share as the mother would have done if in life

Fourth It is my further will and desire
and intention that each and every part and par-
cel of my Estate bequeathed and devised unto
my daughter Nellie B. Martin Caroline B. Martin
and my daughter Catherine by this my last will
and testament or by any clause thereof shall be
for their sole and seperate use free from the debts
or contracts of their present husbands or any future
husband that either of them may at any time here-
after have or marry at being the true intent and
meaning of this my will to secure the said proper-
ties of my said daughters and their children
free from the debts contracts or liabilities of
their present or any future husbands which
either of them may at any time hereafter have
or marry and their seperate receipts therefor
shall be a sufficient discharge to my executor
or other legal representative of my Estate

Will of Alfred Hellbon

In testimony whereof I have hereunto set
my hand and affixed my seal this 6th day of August
1857
Signed sealed and
published in the
presence of
Thos F McJelcher
Sarah K McJelcher
Louisa J McJelcher

Alfred Hellbon (Seal)

State of Georgia
Meriwether County

Before me Davis B Bruton
Ordinary and Ex Officio Clerk
of the Court of Ordinary in and for said County &
State, in Vaction Jas. A. Hellbon personally
came and produced before me the last will and
testament of Alfred Hellbon late of said County
deceased, and the witnesses to said Will (to wit)
Thomas F McJelcher Sarah K McJelcher and Louisa
McJelcher which witnesses being duly sworn deposes
and say that they saw Alfred Hellbon the testator
sign seal declare and publish the instrument
now presented as his last will and Testament
freely voluntarily and of his own accord and
without any coercion or influence and that
that at the time of the execution of the said Will
said Testator was of sound and disposing mind
and memory that deponents signed said Will
as witnesses in the presence of the Testator and at
his special instance & request and in the presence
of each other

Sworn to and subscribed to
before me this 10th Dec 1857
D. C. Gresham
O. M. C.

J. K. McJelcher
Thos F McJelcher

Georgia
Meriwether County

Court of Ordinary
January Term 1858

The last Will and Testament of Alfred Hell-
bon deceased, late of said County having been
proven in Vacation and no opposition being made
and no bond being made to admit said Will
to record It is therefore considered that said Will
be recorded
11 January 1858

Will of Alfred Hellbron

In testimony whereof I have hereunto set my hand and affixed my seal this 6th day of August 1850

Signed sealed and published in the presence of us

Thos F McJehey
Sarah K McJehey
Louisa J McJehee

Alfred Hellbron (Seal)

State of Georgia
Meriwether County

Before me Davis B Gresham Ordinary and Ex Officio Clerk of the Court of Ordinary in and for said County & State, in Vacation came Mr Hellbron personally and produced before me the last will and testament of Alfred Hellbron late of said County deceased, and the witnesses to said Will (to wit) Thomas F McJehee Sarah K McJehee and Louisa J McJehee which witnesses being duly sworn depose and say that they saw Alfred Hellbron the testator sign seal declare and publish the instrument now presented as his last will and testament freely voluntarily and of his own accord and without any compulsion or influence whatever that at the time of the execution of the said Will said Testator was of sound and disposing mind and memory that deponents signed said Will as witnesses in the presence of the testator and at his special instance & request and in the presence of each other

Sworn to and subscribed to before me this 10th Dec 1850
D B Gresham
O M C

Sarah K McJehey
Thos F McJehey

Georgia
Meriwether County

Court of Ordinary
January Term 1851

The last Will and Testament of Alfred Hellbron deceased, late of said County coming on to be proven in Vacation and no objection being urged and motion being made to admit said Will to record. It is therefore considered that said Will is sufficient and it is ordered that said Will be recorded

11 January 1851

Will of Alfred Hellbron

D B Gresham O M C

Recorded this eleventh day of January 1851 in Book (A Will) Page 411 412, 413 414 & 415 Ordinarys Office Meriwether County Georgia

D B Gresham O M C

State of Georgia
Meriwether County

I Davis B Gresham Ordinary of said County certify that the foregoing sheets and a fraction of a sheet contains a full true perfect and complete copy of the last will and testament of Alfred Hellbron late of said County deceased and the Probate thereof as remains of Record in my office And that I am the ordinary of said County and the Clerk & Officio of the Court of ordinary of said County and the Keeper of the Records of said Court and that the attestation is genuine and by proper officers and in due form of Law. Witness whereof I have hereunto set my hand and affixed the seal of said Court this 11th day January 1851

D B Gresham O M C

Recorded 26th February 1851
John P Lewis
Judge of Probate

Will of Alfred Wellborn
D. C. Gresham O. M. C. Recorded this
eleventh day of January 1858 in Book (A Wills)
page 411, 412, 413, 414 & 415 Ordinary's
Office Meriwether County Georgia
D. C. Gresham O. M. C.

State of Georgia } I, Davis C Gresham Ordi-
Meriwether County } nary of said County certify
that the foregoing six folios and a fraction of a
folio contains a full true perfect and complete
copy of the last will and testament of Alfred
Wellborn late of said County deceased and the
Probate thereof as remains of Record in my office
And that I am the ordinary of said County and
the Clerk Ex Officio of the Court of ordinary of
said County and the keeper of the Records of said
Court and that the attestation is genuine and by
the proper officer and is in due form of Law
In witness whereof I have hereunto set my hand
and affixed the seal of said Court this 11th day
January 1858

D. C. Gresham O. M. C.

Recorded 23rd February 1858
John P Lewis
Judge of Probate

Will of Samuel B. Purple
I, Samuel B. Purple of Northfield in the County of Franklin
and Commonwealth of Massachusetts being of sound and
disposing mind and memory do make and publish this my
last Will and Testament hereby revoking and making null
and void all other last will and Testaments heretofore by me
made

First I give devise and bequeath to my four
Children namely Thee Hatsel Purple, William Butler
Purple Whitley Foster Purple and Alice Jane Purple all
my estate real personal or mixed of which I shall die seized
and possessed, or to which I shall be entitled at the
time of my decease, to be equally divided to and among
said Children And as to certain articles of Personal Proper-
ty which I have already given to my said Children with
directions how the same shall be kept, I desire the same
to be carried out & respected. To have and to hold the same
to them and their heirs. Further I do hereby nominate
and appoint Daniel L Callender of said Northfield
to be the sole executor of this my last will and testament
And my will and desire is and I do order and direct
so far as it is my power. That Jonathan Amadon
of Gill in said County shall be duly appointed Guardian
of my two eldest Children viz Thee H. Purple and William
B. Purple and that Nelson H. Purple my Brother
Northfield aforesaid shall be the Guardian of my two
youngest Children viz Whitley F Purple and Alice
Jane Purple. And I further order and direct that my
said Children shall not receive their distributive
shares of my Property under this will until they respect-
ively arrive at the age of twenty one years of age
during our minority my said Guardians shall pay
so much of the income of their distributive shares as may
be necessary for their maintenance and education
and in case of necessity they may take from the Principal
for their support maintenance and education.

And further I order and direct that no relative
shall any of my Childrens relatives on the Part of my
wife who is now dead shall ever have any control or
management of my said Childrens Property which they
inherit from me. I further devise give and bequeath
to my two nieces jointly Elizabeth M. Purple and
Georgianna L Purple one plated set consisting of six
pieces one silver plated Cake basket one silver plated
Castor. To have and to hold the same to them and their
heirs

In testimony whereof I the said Samuel B. Purple

Will of Samuel B. Purple

I, Samuel B. Purple of Northfield in the County of Franklin and Commonwealth of Massachusetts being of sound and disposing mind and memory do make and publish this my Last Will and Testament hereby revoking and making void all other last will and Testaments heretofore by me made

First I give devise and bequeath to my four children namely Alice Rhoda Purple, William Bolton Purple, Whitley Parks Purple and Olive Jane Purple all my estate real personal or mixed of which I shall be seized and possessed or to which I shall be entitled at the time of my decease, to be equally divided be and among said children and as to certain articles of personal property to which I have already given to my said Children and to be carried out & respected. To have and to hold the same to them and their heirs. Further I do hereby nominate and appoint Daniel P. Colbrunn of said Northfield to be the sole executor of this my last will and testament and my will and desire is and I do order and direct that he be not required to give bonds or sureties in said County of Hampshire shall be sole executor of this my last will and testament. And I do further nominate and appoint Daniel P. Colbrunn of said Northfield guardian of my three eldest children viz Alice R. Purple and William B. Purple and that Nelson M. Purple of said Northfield aforesaid shall be the Guardian of my two youngest Children viz Whitley P. Purple and Olive Jane Purple, and I do further order and direct that my said Children shall not receive their distributive shares of my Property under this will until they respectively arrive at the age of twenty one years of age during my minority my said Children shall support & be educated out of the income of their distributive shares as may be necessary for their maintenance and education and in case of necessity they may take from the principal for their support maintenance and education.

And further I order and direct that in no event shall any of my Childrens creditors or the Part of the wife who is now dead shall not have any control in the management of my said Childrens Property which may accrue to them from me. I further devise give and bequeath to my five nieces namely Elizabeth M. Purple and Georgeanna E. Purple my plated set consisting of six spoons one silver plated Cake basket one silver plated Castor To have and to hold the same to them and their heirs

In testimony whereof I the said Samuel B. Purple

Will of Samuel B Purple

have to this my last will and testament contained on the two preceding Pages subscribed my name and affixed my seal this twenty ninth day of June in the year of our Lord one thousand eight hundred and fifty seven

S. B. Purple & seal

Signed sealed and declared by the said Samuel B. Purple to be his last will and testament in the presence of us who at his request and in his presence have subscribed our names as witnesses hereto

H. F. Fay
G. F. Dewey
Almon Brainard

I Samuel B. Purple named as the Testator in the foregoing will & Testament do make this present Codicil which I do order and direct shall be taken as a part of my foregoing last will & Testament and which will & Testament I confirm in all respects excepting where it is altered or changed by this Codicil I do hereby publish & affirm

I do hereby authorize and empower my Executor herein in my foregoing will named to sell and convey any or all of my Real Estate of which I shall be seized and possessed without leave or license of the Probate Court if in the Judgment of will be for the best interest of my estate & my heirs and legatees and I further empower & deliver all such deeds of my said real estate as may be necessary to pass effectually the title to said real estate as he may sell

In testimony whereof I the said Samuel B. Purple have to this my Codicil to my foregoing last will & Testament subscribed my name and affixed my seal this 22nd day of September in the year of our Lord Eighteen hundred & fifty seven

S. B. Purple & seal

Signed sealed and declared by the said Samuel B. Purple to be his Codicil to his last will & Testament in presence of us who at his request and in his presence have subscribed our names as witnesses hereto

Almon Brainard
Robert L Cushman
Nelson M. Purple

Will of Samuel B. Purple

have to this my last will and testament contained on the two preceding Pages subscribed my name and affixed my Seal this Twenty ninth day of June in the year of our Lord one thousand eight hundred and fifty seven

S. B. Purple & Seal

Signed sealed and declared by the said Samuel B. Purple to be his last will and testament in the presence of us who at his request and in his presence have subscribed our names as witnesses hereto

H. F. Fay
C. F. Peirce
Almon Brainard

I Samuel B. Purple named as the Testator in the foregoing will & Testament do make this present Codicil which I do order and direct shall be taken as a part of my foregoing last will & Testament and which will & Testament in all respects excepting where it is altered or changed by this Codicil I do hereby publish & confirm

I do hereby authorize and empower my Executor hereon in my foregoing will named to sell and convey any or all of my Real Estate of which I shall be seized and possessed without leave or license of the Probate Court if in his Judgment it will be for the best interest of my estate and my heirs and legatees and I further empower my said Executor to make execute, acknowledge and deliver all such deeds of my said real estate as may be necessary to pass effectually the title to such real estate as he may sell

In testimony I the said Samuel B. Purple have to this my codicil to my foregoing last will & Testament subscribed my name and affixed my seal this 29th day of September in the year of our Lord Eighteen hundred & fifty seven

S. B. Purple & Seal

Signed sealed and declared by the said Samuel B. Purple to be his codicil to his last will & Testament in presence of us who at his request and in his presence have subscribed our names as witnesses hereto

Almon Brainard
Robert L. Cochran
Nelson W. Purple

Commonwealth of Massachusetts

Franklin ss.

At a Court of Probate holden at Greenfield in and for said County on the Fifteenth day of December in the year of our Lord one thousand eight hundred and fifty seven the foregoing instrument purporting to be the last will and testament of Samuel B. Purple late of Northfield in said County of Franklin deceased having been duly presented for probate to the Judge of said Court by Samuel L. Callender the Executor therein named; and all persons interested in the estate of said deceased, having been notified of the assignment of this time and place for consideration thereof;

Almon Brainard H. F. Fay the subscribing witnesses thereto, now appear before me the Judge of said Court, and make oath that they saw the said Samuel B. Purple sign, seal and heard him pronounce publish & declare the said instrument to be his last will and testament, and that they with absent another credible witness then also present, who is now absent at the same time attested the same and subscribed his name as witnesses, in the Presence and at the Request of the said Testator, and that he was then according to the best of their discernment of sane mind and disposing memory. Whereupon no objections being offered and the evidence touching the premises, being duly considered, and fully understood, it appears to me the said Judge that the said instrument is proved and ought to be allowed as the last will of said deceased.

I do therefore Decree that the same be approved allowed and recorded and have full force and effect as such according by, and that the execution thereof be committed to the administration of the estate of said deceased, according to the tenor thereof granted to the executor above named, in due manner and form of law in such cases made and provided, he having given bond to my acceptance in the sum of Eighteen thousand dollars with good and sufficient sureties bound with him under oath, into the Court of Probate for said County within three months a true and perfect inventory of the estate of said Testator, and otherwise faithfully execute the said trust.

And I do order him the said Executor to give notice of his appointment to, and acceptance of said trust to persons interested thereof in some public places in Northfield and by causing the same to be published three weeks successively (within three months in a public newspaper printed within the County aforesaid and make return thereof upon oath, according to law.

Franklin ss

Will of Samuel B. Purple 166

Commonwealth of Massachusetts.

Franklin ss.

At a Court of Probate holden at Greenfield in and for said County on the Fifteenth day of December in the year of our Lord one thousand eight hundred and fifty seven the foregoing instrument purporting to be the last Will and Testament of Samuel B. Purple late of Northfield in said County of Franklin deceased having been duly presented for probate to the Judge of said Court by Daniel L. Callender the Executor therein named; and all persons interested in the estate of said deceased, having been notified of the assignment of this time and place in consideration thereof;

Simon Brainard & Thos. P. Field two credible witnesses thereunto, now appear before me the Judge of said Court, and make oath that they saw the said Samuel B. Purple sign, seal and heard him pronounce publish & declare the said instrument to be his last will and Testament, and that they with absent another credible witness then also present who is now absent at the same time subscribed the same and subscribed his name as witnesses, in the presence and at the Request of the said Testator, and that he was then according to the best of their discernment of sane mind and disposing memory. Whereupon no objections being offered and the evidence touching the premises, being duly considered, and fully understood, it appears to me the said Judge that the said instrument is proved and ought to be allowed as the last will of said deceased.

I do therefore decree that the same be approved allowed and recorded and have full force and effect as such according to law, and that the executor therein named be committed the administration of the estate of said deceased, according thereto granted to the executor above named, in manner and form by law in such cases made and provided, & having given bond to my acceptance in the sum of Fifteen Thousand dollars with good and sufficient sureties therein, under oath, into the hands of Probate in said County within three months a true and perfect inventory of the estate of said Testator, and otherwise faithfully execute the said Trust.

And I do order him the said Executor to give public notice of his appointment to, and acceptance of this Trust by publications thereof in some public places in said Northfield and by causing the same to be published three weeks successively, within three months in a public newspaper printed within the County aforesaid, and make return thereof upon oath, according to Law.

Franklin Ss.

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Will of Samuel B. Purple

Know all men by these presents that I Daniel L. Callender as principal and Thomas P. Field as sureties all of Northfield in the County of Franklin and Commonwealth of Massachusetts are holden and firmly bound unto Franklin Ripley, Judge of Probate within and for the County of Franklin in the sum of fifteen thousand dollars to be paid unto the said Franklin Ripley and his successors in the said office, to the true payment whereof we bind our selves and each of us, our and each of our heirs executors and administrators, jointly and severally, by these presents. Sealed with our seals and dated the Fifteenth day of December in the year of our Lord one thousand eighteen hundred and fifty seven.

The condition of the above obligation is such that if the above bounden Daniel L. Callender, Executor of the last Will and testament of Samuel B. Purple late of Northfield deceased shall make and return into the Probate Court for said County of Franklin within three months a true inventory of all the real estate and all the goods chattels rights and credits of said testator which are by law administered, and which shall have come to his possession or knowledge; and shall administer according to law and the will of the testator all his goods chattels rights and credits and the proceeds of all his real estate, that may be sold for the payment of his debts or legacies which shall at any time come to the possession of the executor or to the possession of any person for him;

And shall render upon oath a just and true account of his administration within one year and at any other times when required by the said Judge of Probate.

Then the above written obligation shall be void otherwise to remain in full force.

Signed Sealed and delivered in the presence of
Chas. P. Dewey
D. L. Callender

Daniel L. Callender
Thos. P. Field
Walter Field

Franklin ss.

I have examined and do approve the foregoing Bond and order the same to be recorded in the Probate Office

Franklin Ripley
Judge of Probate

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Will of Samuel B. Purdie

Know all men by these Presents that I Samuel B. Purdie of the County of Franklin and State of North Carolina am held and firmly bound unto Daniel L. Callender as principal and Thomas J. Field as sureties all of the County of Franklin and State aforesaid in the sum of Fifteen thousand dollars to be paid unto the said Daniel L. Callender and Thomas J. Field or their certain Attorney executors administrators or assigns to which payment well and truly to be made I bind myself my heirs executors and administrators firmly by these presents. Sealed with my Seal and dated this 17th day of December in the year of our Lord one thousand eight hundred and forty seven.

The condition of the above Obligation is such that if the above bounden Samuel L. Callender Executor of the last Will and testament of Samuel B. Purdie late of Northfield deceased shall make and return into the proper Court for said County of Franklin within three months from the date hereof a true inventory of all the real estate and all the goods chattels rights and credits of said testator which are by law or knowledge shall come to his possession or to the possession of any person for him and shall administer according to Law and the will of the testator all his goods chattles rights and credits and the proceeds of all his real estates that may be sold for the payment of his debts or legacies which shall at any time come to the possession of the executor or to the possession of any person for him and shall render upon oath a just and true account of his administration within one year and at any other times when required by the said Judge of Probate. Then the above written obligation shall be void otherwise to remain in full force.

Signed Sealed and delivered in the presence of
Chas. Dewey
E. A. Callender

Daniel L. Callender
Thos. J. Field
Wallis Field

Franklin S.S.

Have examined and do approve the foregoing Bond and order the same to be recorded in the Probate Office

1847

Franklin Riffey
Judge of Probate

Will of John Cantey Deced

State of South Carolina
Kershaw District

In the name of God Amen

I John Cantey of the District and State aforesaid do make this my last will and testament

First I will and bequeath unto my beloved wife Emma for and during the term of her natural life and no longer my dwelling house at Rock Rock and all my Lands adjoining to and attached to the same (excepting one hundred and fifty acres to be laid off in three parcels of fifty acres each for my three children, John Shall choose their respective tracts by seniority) and also my Kitchen furniture of the said premises my family Carriage and Baggage horses and also all the cattle and Hogs which may be there at the time of my death

Second I will and bequeath unto my said wife Emma for and during the term of her natural life and no longer the use labor and services of the following Slaves viz Dawson Lucy Betty my cook Rhoda Lewis Antonette Betty Rosanna Judy Johnson Warren Dawson Oliver Gabriel Ben York and Ben

Third I will and bequeath unto my said wife Emma annuity of two thousand Dollars of which one thousand Dollars shall be paid to her every six months in each year in advance for her maintainance and support this sum I hope will enable her to keep up the family now have them

Fourthly The foregoing provisions and bequeaths made for & to my beloved wife are to be received by her in Lieu of all claim of Dower she may have in my estate wherever Lying or being

Fifth I will and Bequeath unto my son James his heirs and assigns my Slaves Charlotte & Lewis.

Sixth I will and bequeath unto my son John his heirs and assigns my Slaves Ellen and Adkaland

Seventh I will and bequeath unto my son John Mary my Slaves old Nancy Jane & Mirtilla

Eighth I will and bequeath unto my Grand son James my slave girl named Hagueth about ten years of age

Ninth I will and bequeath unto my Granddaughter Ann my slave named Margaret about three years old

Tenth I will bequeath and devise unto my

Will of John Cantey Deced

State of South Carolina
Kershaw District

In the name of God Amen

I John Cantey of the District and State aforesaid do make this my last will and testament

First I will and bequeath unto my beloved wife Emma, for and during the term of her natural life, and no longer, my dwelling house at Camden and all my lands adjoining to and attached to the same (excepting one hundred and fifty acres to be laid off in three parcels of fifty acres each for my three children, who shall choose their respective shares by lot) and also the use of during her life of all my house hold and kitchen furniture on the said premises, my family Carriage and Carriage horses and also all the cattle and sheep which may be there at the time of my death

Second I will and bequeath unto my said Wife Emma for and during the term of her natural life and no longer the use Rents and Income of the following Slaves viz Dawson Jay Sally my wife Lynda, Lewis, Antonette Betty Rosanna Lucy Isham Harriet Dawson, Oliver Walnut Tom York and Ben

Third I will and bequeath unto my said wife Emma annuity of two thousand Dollars of which one thousand Dollars shall be paid to her every six months in each year in advance for her maintainance and support and I hope will enable her to keep up the family establishment and have her children about her as she may choose them.

Fourthly The foregoing provisions and bequests made for & to my beloved wife are to be received by her in lieu of all claim of Dower she may have in my estate whereever lying or being

Fifth I will and bequeath unto my son James his heirs and assigns my slaves Charlotte & Linus.

Sixth I will and bequeath unto my son John his heirs and assigns my slaves Ellen and Abraham

Seventh I will and bequeath unto my son Langdon Mary my slaves old Nancy Jane & Mobley Jr

Eighth I will and bequeath unto my Grand son James my slave girl named Hagerah about ten years of age

Ninth I will and bequeath unto my Granddaughter Mary my slave named Margaret about three years old

Tenth I will bequeath and devise unto my

Will of Saml B. Purple

Commonwealth of Massachusetts
County of Franklin ss

I Charles Mattoon, Register of the Court of Probate within and for the County of Franklin do hereby certify that the foregoing is a true copy of the Records of said Court, in the matter of Presentation and Probate of the last will and testament of Samuel B. Purple late of Northfield, deceased

In witness whereof I have hereunto set my hand and affixed the seal of said Court at Greenfield this Eighteenth day of February A. D. 1858

Charles Mattoon Register

Common Wealth of Massachusetts
County of Franklin ss

I Franklin Ripley, sole and presiding Judge of Probate within and for the County of Franklin do hereby certify that Charles Mattoon, whose name is above written and subscribed is and was at the date thereof Register of the Court of Probate, within and for said County of Franklin, and keeper of the Records, and Seal thereof, duly commissioned and sworn, and that the above attestation by him made, is in due form to authenticate the Records of said Court

In witness whereof I have hereunto set my hand this Eighteenth day of February A. D. 1858

Franklin Ripley
Judge and presiding Judge of the Court of Probate for the County of Franklin

Recorded 5th of March 1858
John T. Lewis
Judge of Probate

Will of Saml B. Purple 168

Commonwealth of Massachusetts
County of Franklin ss

I Charles Mattoon, Register of the County of Probate within and for the County of Franklin, do hereby certify that the foregoing is a true copy of the Records of said Court, in the matter of Presentation and Probate of the last will and testament of Samuel B. Purple late of Northfield, deceased

In witness whereof I have hereunto set my hand and affixed the seal of said Court at Greenfield this Eighteenth day of February A.D. 1858

Charles Mattoon Register

Commonwealth of Massachusetts
County of Franklin ss

I Franklin Ripley, sole and presiding Judge of Probate within and for the County of Franklin do hereby certify that Charles Mattoon, whose name is above written and subscribed is and was at the date thereof, Register of the Court of Probate, within and for said County of Franklin, and keeper of the Records and Seal thereof, duly appointed and sworn, and that the above certificate by him made, is in due form to authenticate the Records of said Court

In witness whereof I have hereunto set my hand this Eighteenth day of February A.D. 1858

Franklin Ripley
Judge and presiding Judge of the Court of Probate for the County of Franklin

Recorded 5th of March 1858
John T. Lewis
Judge of Probate

Will of John Canty decd 169

three children James John and Mary, all the rest & residue of my estate wherever lying and being to be equally divided amongst them share & share alike to them their heirs and assigns forever, as to the shares of John & James, but as daughters a provision seeming them so far as he could discern the capability of want it to my will and desire that such shares of my estate as may be allotted to or fall to my daughter Mary shall be settled upon and secured to her on all events during the term of her natural life and at her death to the heirs of her body who may be then living & if not to such persons as may be entitled to take the same under the Laws of this State

Eleventh I recognize and appoint my beloved wife Emma and my three children John James and Mary Executors and executrixes of this my last will with full power and authority to them & a majority of them to sell at public or private vendue or out cry any or all of my estate for the payment of my debts & division of my estate among themselves, or any other purpose they may deem advantageous and proper & will by advising them to pursue a spirit of compromise and kind feeling amongst themselves and an avoidance of all resort to Court proceedings in their settlements

Witness my hand and seal and declared to be my last will and testament on this fourteenth day of July A.D. eighteen hundred and fifty one and in the seventy sixth year of the Sovereignty and Independance of the United States of America

John Canty

Signed Sealed and declared to be the last will and Testament of John Canty in our presence as subscribed by us as witnesses at his request & in his presence and in the presence of each other

Thos Salmond
Jesse S. Kelly
B. B. Salmond

South Carolina
Kershaw District

In Ordinary
Friday the seventh day July A.D. 1854
personally appeared Jesse S. Kelly and made

Will of John Cantey deced

three children James, John and Mary, all the rest & residue of my estate wherever lying and being to be equally divided among them share & share alike to them their heirs and assigns forever, as to the slaves of John & James, But as I have always believed that a parent ought to secure to his daughter a provision for them so far as he could beyond the possibility of want it is my will and desire that such shares of my estates as may be allotted to or fall to my daughter shall be settled upon and secured to her on all events during the term of her natural life and at her death to the heirs of her body who may be then living share & share alike But should she have no such heirs then & only to such persons as may be entitled to take the same under the laws of this State

Eleventh I appoint and constitute and appoint my beloved wife Emma and my three children John James and Mary Executors and executrixes of this my last will with full power and authority to them or a majority of them by public or private sale to sell any portion of my estate for the payment of any debts & division & amongst themselves, or any other purpose they may deem advantageous and proper & finally advising them to pursue a spirit of compromise and kind feeling amongst themselves and an avoidance of all resort to Court proceedings in their settlements

Witness my hand and seal and declared to be my last will and testament on this fourteenth day of July A. D. eighteen hundred and fifty one and in the seventy sixth year of the Sovereignty and Independence of the United States of America

Signed Sealed and declared to be the last will and Testament of John Cantey in our presence as subscribed by us as witnesses at his request in his presence and in the presence of each other

Thos Salmond
Jesse S. Nettles
B. B. Salmond

South Carolina
Kershaw District

In Ordinary

Friday the seventh day of July A. D. 1854 personally appeared Jesse S. Nettles and made

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Will of John Cantey deced

oath in due form of Law that Maj. John Cantey who was then of sound disposing mind memory and understanding to the best of this deponents knowledge and belief, Sign seal publish and declare the within instrument of writing to be and contain his last will and testament and that he this deponent Thos Salmond and B. B. Salmond in presence of each other and in the presence of the testator witnessed the execution thereof

Sworn to before me in open Court day and date above written

John R. Joy O. K. D.

Jesse S. Nettles

South Carolina
Kershaw District

In Ordinary

Personally appeared before me James Cantey & John Cantey and made oath that the annexed instrument of writing contains the true last will and testament of Major John Cantey deceased as far as they know & believe and that the will well and truly execute the same by paying the debts and then the Legacies, contained in said will as far as his goods and Chattles will extend and the law charges them and that they will make a true and perfect inventory of all such goods and Chattles and return a plot of all such goods thereof when thereunto acquired according to law

Sworn to before me this 7th day of July 1854

John R. Joy O. K. D.

James Cantey
John Cantey

The State of South Carolina
By John R. Joy Esquire. Ordinary of Kershaw District. To all to whom these presents shall come greeting:

Know Ye that on the seventh day of July in the year of our Lord one thousand eight hundred and fifty four the last will and testament of Major John Cantey deceased was proved & recorded and delivered & the said deceased leaving goods & Chattles rights and credits within the State of South Carolina aforesaid by reason whereof the approbation and allowing of his testament and the

Will of John Cantey decd

oath in due form of Law Majr. John Cantey who was then of sound disposing mind memory and understanding to the best of this deponents knowledge and belief. Sign seal publish and declare the within instrument of writing to be and contain his last will and testament, and that he this deponant Thos Salmond and E. B. Salmond in presence of Each other and in the presence of the testator witnessed the execution thereof

Sworn to before me in open Court day and date above written — Jesse D. Nettles

John [illegible] Cantey

South Carolina
Kershaw District — In Ordinary

Personally appeared before me James Cantey & John Cantey and made oath that the annexed instrument of writing contains the true last will and testament of Majr. John Cantey deceased as far as they know & believe and that the will well and truly execute the same by paying the debts and then the Legacies contained in said will as far as his goods and Chattles will extend and the Law charges them and that they will make a true and perfect inventory of all such goods and Chattles and return a just and true account thereof when thereunto acquired according to law

Sworn to before me this — James Cantey
7th day of July 1854 — John Cantey
John R. Joy O.K.D.

The State of South Carolina
By John R. Joy Esquire. Ordinary of Kershaw District, in the State aforesaid,
To all to whom these presents shall come — Greeting:

Know Ye that on the Seventh day of July which was in the year of our Lord one thousand eight hundred and fifty four the last will and testament of Majr. John Cantey deceased, was proved approved and allowed of in the said District and the said deceased having at the time of his death divers goods & Chattles, rights and credits, within the State of South Carolina aforesaid; by reason whereof the approbation and allowing of the testament and the

power of granting the administration of all and singular the goods and Chattles, rights and credits of said deceased to me is absolutely known to belong and that the administration of all and singular the goods & Chattles, rights and credits of the said deceased, and his testament only concerning, was granted and committed unto James Cantey and John Cantey named executors in the said will and testament being first sworn on the Holy Evangelists of Almighty God, truly and faithfully to administer and make a full and perfect inventory of all and singular the Goods Chattles rights and credits of the said deceased, and to exhibit the same in the Ordinary's Office of Kershaw District in order to be recorded on or before the seventh day of next now ensuing and to render a just and true account, calculation, and reckoning thereof when thereunto required

In testimony whereof I have hereunto set my hand and seal, the Seventh day of July in the year of our Lord one thousand eight hundred and fifty four and in the twenty ninth year of American Independence

The State of South Carolina
Kershaw District

I John R. Joy presiding Judge of the Court of ordinary for the District aforesaid in the State aforesaid, do hereby certify that the foregoing pages contain a full true and perfect transcript of the Record and papers of File in my office of the last will and testament and proceedings thereon of John Cantey deceased and that this certificate is endorsed from the Law and that I am both Clerk & Judge of said Court of Ordinary, there being no Clerk Deputy from said Office

Seal

In testimony whereof I have hereunto set my hand and affixed my seal of Office the Seventh day of July in the year of our Lord one thousand eight hundred and fifty four and the twenty ninth year of American Independency

John R. Joy O.K.D.

The State of South Carolina
By his excellency
John L. Manning

power of granting the administration of all and singular the goods and Chattles, rights and credits of said deceased to me is absolutely known to belong and that the administration of all and singular the goods & Chattles, rights and credits of the said deceased, and his testament only executor Cauley and John Cauley named executors in the said will and testament being first sworn in the Holy Evangelists of Almighty God, truly and faithfully to administer and make a right and perfect inventory of all and singular the Goods Chattles rights and credits of the said deceased; and to exhibit the same in the Ordinary's Office of Kershaw Dist next ensuing and to render a just and true account, calculation, and reckoning thereof when thereunto required

In testimony whereof I have hereunto set my hand and seal, the Seventh day of July in the year of our Lord one thousand eight hundred and fifty four and in the seventy ninth year of American Independence

The State of South Carolina
Kershaw District

I John A. Lewis presiding Judge of the Court of ordinary for the District aforesaid in the State aforesaid, do hereby certify that the foregoing pages contain a full true and perfect transcript of the Record and papers of Title in my office of the last will and testament and proceedings thereon of John Cauley deceased and that this certificate is indorsed from the Law and Record, there being no Clerk & Seal of said Court of O.

In testimony whereof I have hereunto set my hand and affixed my seal of Office this tenth day of July in the year of our Lord one thousand eight hundred and fifty four and the seventy ninth year of American Independence

John A. Lewis J.O.K.D.

Seal

The State of South Carolina
By his excellency
John L. Manning

Will of John Cauley decd

Governor and commander in Chief in & for the State aforesaid

To all whom these presents may come Greeting Know ye that John A. Lewis whose seal and signature appear to his certificate for the instrument of writing hereunto annexed is and was at the time of signing Judge of the Court of Ordinary for Kershaw district & as such by law entitled to the custody of Original Wills & records of said Court and that his signature is genuine and his certificate in due form of Law

Therefore all due faith, credit authority is and ought to be had and given to his proceedings and certificate as such

In testimony whereof I have hereunto set my hand and caused to be affixed the seal of the State in the town of Columbia the seventh day of July in the year of our Lord one thousand eight hundred and fifty four and the seventy ninth year of the independence of the United States of America

By the Governor
Jno L. Manning

Wm F Arthur
Deputy Secretary of State

Recorded on the 30th day of March 1855
John A Lewis
Judge of Probate

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Will of John Cawley decd

Governer and commander in chief in & for the State aforesaid
To all whom these presents may concern Shall come
Know ye that John R Joy whose seal and signature
appear to his certificate on the instrument of writing
hereunto annexed is and was at the time of signing
Judge of the Court of Ordinary for Cherokee District
& as such by law entitled to the custody of Original
Wills & records of said Court and that his signature
is genuine and his certificate in due form of law
Therefore all due faith credit authority is and
ought to be had and given to his pro-
ceedings and certificate as such
In testimony whereof I have hereunto set my
hand and caused to be affixed the seal of
the State in the town of Columbia the
seventh day of July in the year of our Lord
one thousand eight hundred and fifty four
and the seventy ninth year of the in-
dependence of the United States of America
By the Governer
Jno L Manning
Wm J Arthur
Deputy Secretary
of State

Recorded on the 30th day of March 1854
John A Lewis
Judge of Probate

Will of Williams F Dunlap decd

The State of Alabama } In the name of God Amen
Russell County } I Williams F Dunlap being sick
and weak of body but of a sound mind and disposing memory
have considered to make this my last Will and Testament
in the following form and manner

1st I do my will that my Executor hereinafter mentioned
pay or cause to be paid all my just debts

2nd I will and bequeath to my beloved daughter Ann
Ann Elizabeth Daley the following negroes to wit
Maria & her three Children Celia, John & Reuben

3rd I give and bequeath unto my beloved daughter
Rebecca M J Dunlap the following negroes to wit
Louisa & her four Children Adeline, Thos Alexander
& Berry

4th I do also give and bequeath during her natural life
Marcellus F Dunlap the following negroes to wit
Jane, Jim, Jacob, Nancy & her child Maudet

5th It is my will and desire that my land be equally
divided among my above named Children as they arrive
to quarterly & equally The hands and premises to be
included in my Gaining cat daughter Marcellus F Dunlap
and the value of the hands and premises not to be taken
into the account in the Division of said land

6th I give and bequeath to my beloved Sister Susan
Nancy Weldon Six hundred Dollars to be paid out of
Estate It being the amount I am due her

7th It my Will that all of my effects & property
during the present year and that my Executor may
& Boggus Superintend all of my Estate so far as to make
a crop on my plantation this year and that Thomas Gor-
don is to remain here and keep house during the year so
that she can attend to my daughter Marcellus F Dunlap
and that she is to be clothed for the year and a share of
my Estate It is my will that Miss Nancy A Boggus may
rent them free of board for the present year so as to assist
my said daughter. It is also my will that after the
separation of this year that all of the above named prop-
erty be disposed of as above mentioned the balance of my
property not mentioned to be sold and equally divided
among my said Children

8th I do hereby appoint my son in law John Boggus
Executor of this my last Will and Testament to carry
same but not to be responsible for

Will of Williams F. Dunlap dec'd

The State of Alabama } In the name of God Amen
Russell County } Williams F. Dunlap being sick and weak of body but of sound mind and disposing memory do have concluded to make this my last Will and Testament in the following form and manner

1st I do my will that my Executor hereinafter mentioned pay or cause to be paid all my just debts

2nd I will and bequeath to my beloved daughter Ann Elizabeth Bailey the following negroes to wit Marina & her three children Betty, John & Benbow

3rd I give and bequeath unto my beloved son-in-law Reuben M. Bozeman the following negroes to wit Lucian & her four children Adeline, Elvira, Alexander & Betsy

4th I do also give and bequeath to my beloved daughter Marcellus F. Dunlap the following negroes to wit Jane, Jim, Jacob, Nancy & her child Manda

5th It is my will and desire that my land be equally divided among my above named children as to quantity & quality. The Ranney land is to be included in my young cat daughter Marcellus F. Dunlap's part the value of the houses and premises not to be taken into the account in the Division of the land

6th I give and bequeath to my beloved sister Judah Nancy Weldon Two hundred Dollars to be paid out of my Estate. It being the amount I am due her.

7th It is my will that all of my effects be kept together during the present year and that my son-in-law J. Bozeman Superintend all of my concerns so far as to make a crop on my plantation this year and that Nancy my servant is to remain here and keep house during the year so that she can attend to my daughter Marcellus F. Dunlap and that she is to be clothed for the year and all the effects of my Estate. It is my will that Miss Mary J. Bozeman keep with them one of my Boards for the present year, so as to assist my said daughter.

8th It is my will that after the usual valuation of the crop of the present year that all of the above mentioned property be disposed of as above mentioned, the Land to be equally divided among my said Children

9th I do hereby appoint my son-in-law Reuben M. Bozeman Executor of this my last Will and Testament to carry the same into effect and he not to be required to give

but to attend to the same free of any Commission whatever. Given under my hand and seal this 9th day of March 1858

Test
Raleigh Hughlines
Lala Edwards
James M. Calguitt

W. F. Dunlap

Probate Court
June Term 1858

The State of Alabama } Personally came in open Court
County } Raleigh Hughlines
Lala Edwards & James M. Calguitt, the Witnesses to the foregoing Will, who being duly sworn do say that William F. Dunlap the Testator therein did in their presence sign, publish and declare said Instrument of writing to be and contain his last Will and Testament, on the day the same bears date; that they attended the same in the presence of said Testator and in the presence of each other, and that in their judgment and belief said William F. Dunlap was at the time of signing said Instrument of writing of sound and disposing mind and memory

Sworn to and subscribed before me in Open Court this 14th June 1858
Geo. D. Waddell
Judge of Probate

Raleigh Hughlines
Lala Edwards
James M. Calguitt

Recorded 25th day of June 1858
Geo. D. Waddell
Judge of Probate

but to attend to the same from any Commission whatever. Given under my hands and seal this 9 day of March 1858

Test Raleigh Highlmes
Lee Ch Edwards
James M. Calquitt

W. F. Dunlap [Seal]

Probate Court
June Term 1858

The State of Alabama } Personally came in open
Russell County } Court Raleigh Highlmes
Lee La Edwards & James M. Calquitt, the Witnesses to the
foregoing Will, who being duly sworn deay that Wilson
F. Dunlap the Testator Daniels died in their presence Sed.
Published and declared said Instrument of writing to be and
contain his last Will and Testament, and that they the same
bears date, that they attended the same in the presence of
said Testator and in the presence of each other; and
that in their judgment and belief said Williams F. Dunlap
was at the time of signing said Instrument of writing
of sound and disposing mind and memory

Sworn to and subscribed
before me in Open Court
this 14th June 1858.
Test D. Waddell
Judge of Probate

Raleigh Highlmes
Lee Ch Edwards
James M. Calquitt

Recorded 25th day of June 1858
Test D. Waddell
Judge of Probate

Last Will and Testament of Daniel Bonner

In the name of God Amen. I Daniel Bonner of the County of Russell and State of Alabama being of sound mind and disposing memory, do make my last Will and Testament, revoking all other Wills by me made

1st It is my wish and desire that all my just debts of every description be paid

2nd I give to my beloved wife Rebecca my entire property, subject to her control, consisting of about 50 acres Crop of Corn and cotton One quarter section of land, it being the South East quarter of section thirty five (35) Township Seventeen (17) Range Twenty Eight (28), also my Stock of horses cattle and hogs and all money on hand and debts due me, subject to her entire control and use

3rd I appoint my beloved wife Executrix of my Estate to settle all my business of whatever kind that may be unsettled.

Witness my hand and seal this 3rd day of September 1858

Daniel Bonner [Seal]

Signed in the presence of
Wm Bagwell
Thos B. Hardy
John H. Kaye

The State of Alabama Russell County
In Probate Court October Term 1858

Personally appeared in open Court William Bonner, Thos B. Hardy & John H. Kaye the subscribing witnesses to the foregoing Instrument, and being duly sworn deposes and say that Daniel Bonner the testator voluntarily executed the same, and that the same bears date the day the same bears date; that they subscribed their names as witnesses thereto in the presence of said Testator and in the presence of the other witness John H. Kaye and that each witness subscribed his name as such in their presence and in the presence of said Testator; and that in their opinion and belief said Daniel Bonner at the time of executing said Will was of sound and disposing mind and memory

Wm Bonner
Thos Hardy

Sworn to in Open Court Oct 1858
D. Waddell Judge

Last Will and Testament of Daniel Bowen

In the name of God Amen. I Daniel Bowen of the County of Russell and State of Alabama being of sound mind and disposing memory, do make my last Will and testament, revoking all other Wills by me made

1st It is my will and desire that all my just debts of every description be paid

2nd I give to my beloved wife, Rebecca my entire property, subject to her control, consisting of about seventy Crop of Cotton One quarter section of land, it being the South East quarter of section Thirty Nine (39) Township Seventeen (17) Range Twenty Eight (28), also my Stock of horses cattle and hogs and all money on hand and whatever may be due me, and to take entire control and use

3rd I appoint my beloved wife Executrix to settle all my business after I am dead and may be benefitted.

Witness whereof I have hereunto set my hand and seal this 3rd day September 1858

Signed in the presence of Daniel (his mark) Bowen [seal]

Wm Bonnell
Hal P. Hardy
John W. Hays

The State of Alabama Russell County

In Probate Court October Term 1858

Personally appeared in open Court William Bonnell, Thomas P. Hardy & John W. Hays witnesses to the foregoing instrument, and being severally sworn before and by the Court, Do depose and say that Daniel Bowen the testator executed the same, and in the presence of the same witnesses, and that at the same time he published and declared the same to be his last Will and Testament, and that they subscribed their names as witnesses thereto in the presence of said Testator and in the presence of the other witnesses John W. Hays and that the other witnesses subscribed his name as such in their presence and in the presence of said Testator; and that in their opinion and belief said Daniel Bowen at the time of executing said Will was of sound and disposing mind & memory. Wm Bonnell

Sworn to in Open Court Oct 1858 Hal P. Hardy

Wm D. Waddell Judge

Will of Mary Stephens

In the name of God Amen.

I Mary Stephens of the County of Russell and State of Alabama Knowing that is appointed for all to die, and being of sound mind & capable of disposing of my worldly effects do hereby make and ordain this my last Will and Testament, revoking all others by

Item 1st I Will my soul to God who gave it and desire that my body at my death may decently be buried

Item 2nd I give and bequeath unto my beloved daughter Eliza Blalock during her life time to be enjoyed and held by her, separate and independant of her husband, for her separate use and benefit the tract or parcel of land lying and being in the County of Russell and State of Alabama known and distinguished as the West half of the North West quarter of section number sixteen in Township number nineteen and Range twenty nine, also a negro boy slave named Frank, about four years old, and one bed and beding, at which property at the death of my said daughter Eliza Blalock I will and bequeath to her children and their representatives share and share equally

Item 3rd I give and bequeath unto my beloved daughter Mary Jane White during her life time to be held and enjoyed by her separate and independant of her husband, and for her separate use and benefit, all that tract or parcel of land lying situate and being in the county of Russell and State of Alabama known and distinguished as the East half of the North West quarter of section number sixteen in Township number nineteen and Range number twenty nine, also a negro girl slave named Mariah about six years old and her future increase, also One bed and furniture and two cows & calfes,

And at the death of my said daughter Mary Jane White. I will and bequeath all the said property and the future increase of the females thereof to her children if there be any living, equally be divided among them and in the event she have no children living, then and in that case the said property both real and personal and the increase of the female slaves thereof my Will and

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Will of Mary Stephens

In the name of God Amen

I Mary Stephens of the County of Russell and State of Alabama Knowing that is appointed for all to die, and being of sound mind & capable of disposing of my worldly effects do hereby make and ordain this my last Will and Testament, revoking all others by

Item 1st I Will my soul to God who gave it and desire that my body at my decease may decently be buried

Item 2nd I give and bequeath unto my beloved daughter Eliza Blalock during her lifetime to be enjoyed and held by her, separate and independant of her husband, for her separate use and benefit the East ½ parcel of land lying and being in the County of Russell and State of Alabama known and distinguished as the West half of the North West quarter of section number sixteen in Township number nineteen and Range twenty nine, also a negro boy slave named Frank about four years old, one bed and furniture, one Cow and Calf, one of which property at the death of my said daughter Eliza Blalock I will and bequeath to her children and their representatives share and share equally

Item 3rd I give and bequeath unto my beloved daughter Mary Jane White during her life time to be held and enjoyed by her separate and independant of her husband, and for her separate use and benefit, all that East ½ parcel of land lying situate and being in the County of Russell and State of Alabama known and distinguished as the East half of the North West quarter of section number sixteen in Township number nineteen and Range number twenty nine, also a negro girl slave named Mariah about six years old and her future increase, also One bed and furniture and her connexions,

And at the death of my said daughter Mary Jane White I will and bequeath all the said property and the future increase of the females thereof to her children if there be any living, equally be divided among them and in the event she have no children living then and in that case the said property both real and personal and the increase of the female slaves thereof my Will and

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desire is that it descends to & be equally divided between the brothers and sisters of the said Mary Jane White and their representatives

Item fourth I Will and bequeath to my daughters Eliza Blalock and Mary Jane White to be by them solely and exclusively held and enjoyed separately and independently of their Husbands during the life time of my said two daughters, a negro woman slave named Diana twenty four or thirty years old her girl child Susan about two years old and an infant boy and the future increase of the said female slaves, and at the death of either of them then the said negro slaves & the increase of the females thereof to descend to and be enjoyed by the Children of the One dying, but in case the One who dies first has no child or children then and in that case her portion of said negroes I will to be divided equally between her brothers and sisters and their representatives

Item 5th I Will and desire that the entire balance of my Estate both real and personal consisting of lands negroes horses cows hogs stock and plantation tools, household and kitchen furniture and every thing else not here enumerated to be exposed to sale and the proceeds arising therefrom to be equally divided between my sons Jesse Stephens, Green Stephens, William Stephens, James B. Stephens, My Grand son James M. Smith and my daughter Ann McKissack and their representatives

Item 6th I nominate constitute and appoint my beloved sons, Jesse Stephens and Green Stephens my Executors to carry into effect this my last Will and testament

In Witness whereof the said Mary Stephens hath hereunto set her hand and affixed her seal this twenty first day of May in the year of our Lord One Thousand Eight Hundred and forty One Signed sealed and acknowledged

before us

Agnus & Allen

Geo Allen

Harris his mark

Mary her Stephens Seal
mark

Last Will and Testament of John Godwin deceased

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In the name of God — Amen

I John Godwin of the county of Russell and State of Alabama, do make and declare this my last will and Testament in manner and form following, viz:

First. I will my soul to the Author of my existence and my worldly effects I give and devise as follows

First — To the Education and maintenance of my son Thomas M. Godwin and my daughter Susan until they become of Lawful age. I wish to each of them One Thousand Dollars

Second. I will to my daughter Mary A Yarnage the sum of Five Dollars, she having already received her an equal share of my property

Third — I give to my wife Ann Godwin the sum of Five Dollars — She having an amount of Three Thousand Dollars in her own right Annuled by her Uncle — and also a Carriage and House hold furniture

Fourth. I will and bequeath the balance of my property both real and personal property to be divided between my children, William E. Massenat Napoleon John, Thomas M. and Susan Godwin as follows viz: William E. having received Fifteen Hundred Dollars, Napoleon and having received One Thousand Dollars and Napoleon having received Six Hundred Dollars — I will that said several amounts so received be accounted for by them generally as so much in an equal share with their brothers John & Thomas M. and Sister Susan so that each One may share and share alike

Fifth. I hereby appoint my son Massenat Godwin and my friends Alexander Robinson my Executors of this my last Will and Testament and that they be allowed to act as such without giving security

Finally — All the rest, residue and remainder of all my Estate and effects real and personal whatsoever and where soever not herein before effectually disposed of I will and bequeath the same in equal shares to all my children except Mary A Yarnage

John Godwin

Signed, sealed published and declared as and for the last Will and Testament of the above named John Godwin in presence of us May 2nd A.D 1854

Walton B. Harris — Henry M. Lamar

Jno M. C. Reid

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The State of Alabama } Russell County
Probate Court April Term 1857

In the matter of the Will of John Godwin late of said County Deceased

Before me George H. Waddell Judge of Probate of said county this 11th day of April 1857 in Open Court personally came Walton B. Harris & Henry M. Lamar who being duly sworn depose and say that they were well acquainted with John Godwin in his life time and with his hand writing that during May 1854 said witnesses and Jno M. C. Reid who also subscribes to attest the foregoing Will resided all in the county of Russell, within a mile or two of each other & each of these affiants are well acquainted with the hand writing of each other and of said Reid, & that further say that the hand writing of John Godwin and of these affiants and said Reid is genuine in each case, and further that they have no recollection of the transaction but are confident from their habits of business that John Godwin executed said Will in their presence and that they attested in his presence, further that the mark is in witness Harris hand writing

Sworn to & subscribed this 11th April 1857

Henry M. Lamar
Walton B. Harris

Geo H. Waddell
Judge of Probate

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The State of Alabama } Russell County
Probate Court April Term 1857
In the matter of the Will of John Cadmin late of
said County Deceased

Before me George H. Maddell Judge of
Probate of said county this 11th day of April 1857
in Open Court personally came Wallon B. Harris & Henry
M. Daniel who being duly sworn depose and say that
they were well acquainted with John Cadmin in his life
time and with his hand writing that during May 1854
said witnesses and Jno M. C. Dick who also subscribes to
attest the foregoing Will resided all in the county of Rus-
sell within a mile or two of each other & each of them
of the said are well acquainted with the hand writing of
each & other and of said Dick, & they further say that
the hand writing of John Cadmin and of these affiants
and said Dick is genuine in each case and further that
they have no recollection of the transaction but are confi-
dent from their habits of business that John Cadmin
executed said Will in their presence and that they attested
in his presence, further that the will is in witness Harris
hand writing

Sworn to & subscribed this
11th April 1857
Geo H Maddell
Judge P C

Henry M. Daniel
Wallon B. Harris

Last Will and Testament of
Mitchell Bennett deceased

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In the name of God. Amen
I Mitchell Bennett of the County of Russell and
State of Alabama, being of sound mind and memory
and considering the uncertainty of this frail and transitory
life, do therefore make & ordain publish and declare this to
be my last Will and testament Item 1st After all my
debts are paid and discharged, the residue of my Estate
real and personal, I give and bequeath and devise as
follows, To wit;

1st To my beloved wife Eliza Ann Bennett all of my
property both real and personal, during her life, and should
she become dissatisfied at any time thereafter to live with
with any portion of the personal property I give to my
son C. Bennett one negro boy Caesar to my Executors here after
named to be disposed of, to enable him to set up and
to do for same between my children

2nd I give and bequeath to my youngest son James M.
Bennett, my farm on which I now reside, known as the
Bennett and Thompson lands, also the following negroes, to wit
a man Amanda Mariah, Perry, James with her two
future increase, two sorrel horses, beds & bedsteads
Furniture, one Mule & stand, one dozen chairs, two four
horse Wagons

3rd I give and bequeath to my son Asa C. Bennett a
negro man Emmanuel and a girl Emaline

4th I give and bequeath to my daughter Eliza Ann
Bennett during her life one plantation on which she now resides, known
as the Tillapen place, and a negro girl Caroline and
negro, she has now in possession, which I give her during
her life and at her death to her heirs

5th I give and bequeath to my daughter Adeline
C. Hudson and her heirs a negro girl Corrange and
her increase

6th I give and bequeath to my daughter Martha
R. Coe and her heirs a negro girl Mary and her increase
Issuing At the death of my beloved wife, it is my will
that the remainder of my property be sold and the
proceeds equally divided between all of my heirs to wit
Asa C. Bennett, James M. Bennett, Eliza A. Bennett
Adeline C. Hudson, Martha R. Coe and the heirs of my
deceased daughter Mary R. Adair and the heirs of my
deceased daughter Matilda A. Whitten to be divided
equally between them share and share alike

Last Will and Testament of
Mitchell Bennett deceased

181

In the name of God. Amen
I Mitchell Bennett of the County of Russell and State of Alabama, being of sound mind and memory and considering the uncertainty of this frail and transitory life, do therefore make and ordain publish and declare this to be my last Will and Testament. Item. First after all my debts are paid and discharged, the residue of my Estate real and personal, I give and bequeath and dispose of as follows. To wit;

1st To my beloved wife Elizabeth Bennett all of my property both real and personal, during her life, and should she become dissatisfied at any time during her widowhood with any portion of the personal property I give my Executors power to leave on the property, over to my Executors hereafter named to be disposed of, to the highest bidder, and the proceeds to be equally between my sons

2nd I give and bequeath to my youngest son James M. Bennett, my farm on which I now reside, known as the Simpson Lands, also the following negroes to wit, Amanda, Mariah, Perry, James with her increase, two sorrel horses, beds & bedsteads, Stock of Hogs, One Waggon and Gears, one pair of Gears

3rd I give and bequeath to my son Asa C. Bennett a negro man named Anda a girl Emaline

4th I give and bequeath to my daughter Virginia A. Eagby as my part of lands on which she now resides, as also the Sherrer place, and a negro girl Lavinia, said negro, she has now in possession, which I give her during her life, and at her death to her heirs

5th I give and bequeath to my daughter Isabella C. Anderson and her heirs a negro girl Barrage with her increase

6th I give and bequeath to my daughter Martha A. Cox and her heirs a negro girl Mary and her increase

Lastly. At the death of my beloved wife, it is my will that the remainder of my property to be sold and the proceeds equally divided between all of my heirs to wit Asa C. Bennett, James M. Bennett, Elizabeth A. Morris, Isabella C. Anderson, Martha A. Cox and the heirs of my said daughter Mary K. Adair and the heirs of my deceased daughter Matilda A. Whitten to be divided equally between them share and share alike

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I hereby make constitute and appoint my sons Asa C. Bennett and James M. Bennett, to be Executors to this my last Will and Testament hereby revoking all former wills by me made. Signed this 21st day of December One Thousand Eight hundred and fifty four

Test
Geo A Robertson
John C. Smith
Hughey Conway

Mitchell Bennett

State of Alabama } Russell County
In Probate Court June Term 1859
Personally appeared in Open Court George A. Robertson and John C. Smith two of the subscribing witnesses to the foregoing instrument of writing purporting to be the Last Will and Testament of Mitchell Bennett late of said County deceased, and being sworn deposeth and say that said Mitchell Bennett executed the same voluntarily, and declared the same to be and contain his last Will and Testament on the day the same bears date, that they signed their names as witnesses in the presence of said Testator and in the presence of the other subscribing witness and that each witness subscribed his name as a witness in their presence, and that in their opinion and belief said Mitchell Bennett at the time of executing said Will was of sound and disposing mind and memory

Geo A. Robertson
John C. Smith

sworn to & subscribed this 13th June 1859
Geo A Waddell
Judge of Probate

Recorded September 3rd 1859
Geo A Waddell
Judge of Probate

182

I hereby make constitute and appoint my sons Asa C. Bennett and James M. Bennett, to be Executors to this my last Will and Testament hereby revoking all former wills by me made. Signed this 21st day of December One Thousand Eight hundred and fifty four

Mitchell Bennett

Test
Geo. D. Robertson
John C. Smith
Wesley Conway

State of Alabama } Russell County
In Probate Court June Term 1859

Personally appeared in open Court George D. Robertson and John C. Smith two of the subscribing witnesses to the foregoing instrument of writing purporting to be the last Will and Testament of Mitchell Bennett late of said county deceased, and being now deposed and say that said Mitchell Bennett executed the same voluntarily, and declared the same to be and contain his last Will and Testament on the day the same bears date, that they signed their names as witness in the presence of said Testator and in the presence of the other subscribing witness and that each witness subscribed his name as a witness in their presence, and that in their opinion and belief said Mitchell Bennett at the time of executing said Will was of sound and disposing mind and memory

Geo. D. Robertson
John C. Smith

Sworn to subscribed this 13th June 1859
Geo. A. Waddell
Judge of Probate

Recorded September 3rd 1859
Geo. A. Waddell
Judge of Probate

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Last Will and Testament of John White Senior

The State of Alabama Russell County
In the name of God Amen

I John White Senior being of sane mind and disposing memory and in good health, but knowing the frailty of human nature do make 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 my body be decently interred and that my funerals be conducted in a manner corresponding with my Estate and situation in life and as to such worldly Estate as it has been pleased God to entrust me with I dispose of the same as follows

First I direct that all my debts and funerals expenses be paid as soon after my decease as possible. I also direct that if my beloved wife Sarah should survive me that she shall have a certain negro woman named Abby about thirty seven years of age and her two children named Mary and Molly respectively, also a negro man named Lewis and a negro boy named Henry the said Lewis about forty seven years of age, the said Henry about seven years of age. To have and to dispose of the same after my decease in any manner she may think proper during her life

I also direct that the balance of my Estate both real and personal be sold according to law and out of the proceeds of the same that my sons William & George have and receive the sum of Four hundred Dollars each my other children having been heretofore provided for by deed of gift. I also direct that my Grandson John Flowers Bishop be entitled to receive the sum of One hundred Dollars out of the proceeds of said sale and no more and the balance or residue of the proceeds of said sale of the said Estate to be equally divided among all my children

And I do hereby nominate and appoint my son in law Frederick C. Stapp & my son John White Junior, Executors of this my last Will and Testament

In testimony whereof I John White Senior the Testator have to this my last Will written on one sheet of paper set my hand and seal this 11th day of September in the year of our Lords One Thousand Eight hundred and fifty five

John White

Signed sealed and delivered in
the presence of us who have subscribed in the presence of each other
John O'Brien Wesley H. Sears

Last Will and Testament of John White Senior

The State of Alabama Russell County

In the name of God Amen

I, John White Senr being of sane mind and disposing memory and in good health, but knowing the frailty of human nature do make 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 my body be decently interred and that my funeral be conducted in a manner corresponding with my Estate and situation in life and as to such worldly Estate as it has been pleased God to entrust me with I dispose of the same as follows

First I direct that all my debts and funeral expenses be paid as soon after my decease as possible. I also direct that if my beloved wife Sarah should survive me that she shall have a certain negro woman named Abb, about thirty seven years of age and her two children named Mary and Molly respectively, also a negro man named Lewis and a negro boy named Henry the said Lewis about forty seven years of age, the said Henry about seven years of age. To have and dispose of the same after my decease in any manner she may think proper during her life

I also direct that the balance of my Estate both real and personal be sold according to law, and out of the proceeds of the same that my sons William J George have and receive the sum of Four hundred Dollars each my other children having been heretofore provided for by deed of gift — I also direct that my Grandson John Flowers Bishop be entitled to receive the sum of One hundred Dollars out of the proceeds of said sale and no more and the balance or residue of the proceeds of said sale of said Estate to be equally divided among my children

And I do hereby nominate and appoint my son in law Frederick G. Skaffy & my son John White Junior, Executors of this my last Will and Testament

In testimony whereof I John White Senr the Testator have to this my last Will written on one sheet of paper set my hand and seal this 11th day of September in the year of our Lord One thousand Eight hundred and fifty four

John White

Signed sealed and delivered in the presence of us who have subscribed our names in the presence of each other

John O'Brien Wesley A Sears

Last Will and Testament of Delilah Reed deceased

I Delilah Reed of the County of Russell and State of Alabama being of sound mind and memory and in consideration of this frail life as therefore make and publish this my last Will and Testament — That is to say after all my debts are paid that are lawful the residue of my Estate I give and bequeath as follows to wit:

I give to my son James Madison Reed my negro girl Adaline

Ito I give to my son John M C Reed the balance of my Estate consisting of the negro woman Rose and her two children Rhoda & Sam — I also give to my son J M C Reed all my household and kitchen furniture

I likewise constitute and appoint my said son Jno M C Reed to be Executor of this my last Will and Testament hereby revoking all former Wills made by me

In witness whereof I have hereunto set and subscribed my name and affixed my seal the twenty Eight th day of February Eighteen hundred and fifty Eight

John J Madison Girard Ala — Delilah her X Reed mark
B F Blassingame Girard Ala
Jesse Hays Girard Ala

The State of Alabama Russell County
In Probate Court July Term 1859

Personally appeared in open Court B F Blassingame one of the subscribing witnesses to the foregoing writing who being sworn deposeth and saith that Delilah Reed the Testatrix therein voluntarily executed the same and declared the same to be and contain her last Will and Testament in his presence & in the presence of the other subscribing witnesses on the day the same bears date, that he signed the same as a witness thereto in her presence and in the presence of the other subscribing witnesses on the day the same bears date and that each other witnesses subscribed their names as such in his presence and in the presence of the Testatrix; and that in his opinion and belief said Testatrix at the time of executing said Will was of sound and disposing mind & memory.

Sworn to & subscribed 11th July 1859 — B. F. Blassingame
Geo H Maddox
Judge of Probate

Recorded September 5th 1859 G H Maddox Judge of Pro

Last Will and Testament of
Delilah Reed deceased

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I Delilah Reed of the County of Russell and State of Alabama being of sound mind and memory and in consideration of the frail life as therefore make and publish this my last Will and Testament - That is to say after all my debts are paid that are owing the residue of my Estate I give and bequeath as follows to wit;

I give to my son James Madison Reeds my negro girl Adaline

I give to my son John M C Reed the balance of my Estate consisting of the negro woman Rose and her two children Rhoda & Sam - I also give to my son J M C Reed all my household and kitchen furniture

I likewise constitute and appoint my said son John M C Reed to be Executor of this my last Will and Testament hereby revoking all former Wills made by me

In witness whereof I have hereunto subscribed my name and affixed my seal the twenty Eighth day of February A D Eighteen hundred and fifty Seven

John T Meadow Grand Jury
B F Blassingame Grand Jury
Jesse Hays Grand Jury

Delilah her X Reed mark

The State of Alabama Russell County
In Probate Court July Term 1857

Personally appeared in open Court B F Blassingame one of the subscribing witnesses to the foregoing writing being more deposeth and saith that Delilah Reed the Testatrix therein voluntarily executed the same and declared the same to be and contain her last Will and Testament and in his presence & in the presence of the other subscribing witnesses on the day the same bears date, that he signed the same as a witness thereto in her presence and in the presence of the other subscribing witnesses on the day the same bears date and that each other witnesses subscribed their names as such in his presence and in the presence of the Testatrix and that in his opinion and belief said Testatrix at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed 11th July 1857
Geo D Maddox
Judge of Probate

B F Blassingame

Recorded September 9th 1857 G D Maddox
Judge of Probate

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The State of Alabama Russell County
In Probate Court August 9th 1857

Personally appeared in open Court Wesley A Sears a subscribing witness to the foregoing writing and being more deposeth and saith that John White the testator therein voluntarily executed the same and declared the same to be and contain his last Will and Testament on or about the time the same bears date, that he subscribed his name as a witness thereto in the presence of said testator and in the presence of the other witness, and that each other witness subscribed his name as a witness in his and the testators presence, and that in his opinion and belief said John White at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 9th August 1857
Geo D Maddox
Judge of Probate

Wesley A Sears

Recorded September 9th A D 1857
Geo D Maddox
Judge of Probate

The State of Alabama Russell County
In Probate Court August 7th 1857
Personally appeared in open Court Wesley A. Sears a subscribing witness to the foregoing writing and being now deposed and saith that John White the testator therein, voluntarily executed the same and declared the same to be and contain his last Will and Testament on or about the time the same bears date, that he subscribed his name as a witness thereto in the presence of said testator and in the presence of the other witness, and that each of said other witness subscribed his name as a witness in the said testators presence, and that in his opinion and belief said John White at the time of executing said Will was of sound and disposing mind and memory
Now let subscribed this
9th August 1857
Geo. D. Maddell
Judge of Probate

Wesley A. Sears

Recorded September 8th A.D. 1857
Geo. D. Maddell
Judge of Probate

Last Will and Testament of
John G. Madson deceased

In the name of God Amen
I John G. Madson of the county of Russell and State of Alabama do make this my last Will and Testament in manner and form following
First - I commit my body to the ground and resign my soul to God
Secondly - I give and bequeath to my beloved wife Caroline E. Madson all my Estate both real and personal during her natural life and at her death to go to her children to be eaten by me
Lastly I do hereby constitute and appoint my friend William J. Hage my wifes brother Executor of this my last Will and Testament, hereby revoking all others or former Wills or Testaments by me heretofore made
In witness whereof I have hereunto set my hand and seal
Test C. C. McCleskey
Jas. D. Ris
F. J. Moore.

John G. Madson

The State of Alabama Russell County
In Probate Court August Term 1857
Personally appeared in open Court Christopher C. McCleskey one of the subscribing witnesses to the within writing and being now deposed and saith that John G. Madson the testator therein, voluntarily executed the same and declared the same to be and contain his last Will and Testament on the day the same bears date, that he signed his name as a witness in the presence of said Testator and of the other witnesses and that each other witnesses subscribed their names each in his and the Testators presence, and that in his judgment and belief said John G. Madson at the time of executing said Will was of sound and disposing mind and memory
Now subscribed
8th August 1857
Geo. D. Maddell
Judge P.C.

C. C. McCleskey

Recorded September 8th A.D. 1857
Geo. D. Maddell
Judge of Probate

Last Will and Testament of John G. Madson deceased

In the name of God Amen

I John G. Madson of the County of Russell and State of Alabama do make this my last Will and Testament in manner and form following

First- I commit my body to the ground and resign my soul to God.

Secondly- I give and bequeath to my beloved wife Caroline E. Madson all my Estate both real and personal during her natural life and at her death to go to her children begotten by me

Lastly- I do hereby constitute and appoint my friend William G. Hage my wifes brother Executor of this my last Will and Testament, hereby revoking all others or former Wills or Testaments by me heretofore made

In witness whereof I have hereunto set my hand and seal

Test C. C. McCleskey
Jas. D. Nix
F. F. Moore

John G. Madson

The State of Alabama Russell County
In Probate Court August Term 1859

Personally appeared in open Court Christopher C. McCleskey one of the subscribing witnesses to the within writing and being sworn deposeth and saith that John G. Madson the testator therein, voluntarily executed the same and declared the same to be and contain his last Will and Testament on the day the same bears date- that he signed his name as a witness in the presence of said Testator and of the other witnesses and that each other witnesses subscribed their names each in his and the Testators presence; and that in his judgment and belief said John G. Madson at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed
8th August 1859
Geo. D. Waddell
Judge &c

C. C. McCleskey

Recorded September 9th A.D. 1859
Geo. D. Waddell
Judge of Probate

Transcript of the Last Will and Testament of Hudson A. Thornton deceased

The State of Alabama } At a Court of Ordinary begun
Russell County } and held in and for the County aforesaid on the first Monday in July 1859 and the several succeeding days, being the regular term of said Court- And John Johnson Ordinary being present and presiding the following proceedings were had & concerning the Probate of the Will of Hudson A. Thornton dec'd and Granting Letters Testamentary thereon

In the matter of the Probate of the Will of Hudson A. Thornton deceased

Be it remembered that on the 15th day of May 1859 Francis D. Thornton an Executor named in the last Will of Hudson A. Thornton deceased late of Muscogee County Georgia filed his petition for Probate in solemn form of said Will, and upon said application being filed & John Johnson Ordinary for said County having called for testimony as ascertained, that said deceased left no widow and that the next of Kin & heirs at Law are said Francis D. Thornton and Louisiana A. Smith a married woman wife of William F. Smith of Mississippi said Francis D. and Louisiana A. being the only children of said Hudson A. Thornton and upon the day of the filing of said petition said Ordinary issued a citation directed to said Louisiana A. and William F. Smith which duly appears to have been received by them whereby they were notified to be and appear at the Term of the Court last and the Probate of said Will

And now at this Term of the Court comes said Francis D. Thornton and craves Probate of said Will no one appearing and said Will and the subscribing witnesses thereto to wit James F. Bozeman, Nathaniel Nuckolls, John D. Baird & John Peabody being in Court and said witnesses being sworn and examined and their testimony taken in writing separately

Thereupon it is considered and adjudged by the Court that said Will is a valid Will of real and personal Estate and as such is hereby ordered to be recorded as the last Will and Testament of said Hudson A. Thornton deceased late of Muscogee County in the State of Georgia

The petition of Francis D. Thornton shewith to the Court of Ordinary of Muscogee County that on the 17th day of April 1859 Hudson A. Thornton of said county departed this life, owner of a large & valuable real and personal Estate, prior to this time he made his Will appointing thereon Petn'd

Transcript of the Last Will and Testament of Hudson A. Thornton deceased

The State of Alabama } At a court of Ordinary begun
Russell County } and held in and for the county afore-
said on the first Monday in July 1857 and the several suc-
ceeding days, being the regular term of said Court - And
John Johnson Ordinary being present and presiding the follow-
ing proceedings were had & entered this Probate of the Will
of Hudson A. Thornton deceased and Granting Letters Testa-
mentary thereon

In the matter of the Probate of the Will of Hudson
A. Thornton deceased

Petitioner sends that on the 15th day of May 1857
Francis D. Thornton an Executor named in the last Will of
Hudson A. Thornton deceased late of Muscogee County Georgia
filed his petition for Probate in solemn form of said Will and
upon said application being filed & John Johnson Ordinary for
said county having satisfactorily ascertained that said deceased
left no children and that the next of Kin & Heirs at Law are said
Francis D. Thornton and Louisiana O. Smith a married
woman wife of William F. Smith of Mississippi said
Francis D. and Louisiana O. being the only children of
said Hudson A. Thornton and upon the day of the filing
of said petition said Ordinary issued a citation directed
to said Louisiana O. and William F. Smith which
appears to have been returned by them whereby they were
notified to be and appear at this Term of the Court test-
ify the Probate of said Will

And now at the Term of the Court comes said Francis D.
Thornton and craves Probate of said Will - no one appearing
and said Will and the undersigning witnesses thereto to wit James
F. Bageman Nathaniel Muskells, John D. Baird & John
Peabody being in Court and said witnesses being sworn and
examined and their testimony taken in writing & separately

Thereupon it is considered and adjudged by the Court
that said Will is a valid Will of real and personal Estate
and as such is hereby ordered to be recorded as the last
Will and Testament of said Hudson A. Thornton deceased
late of Muscogee County in the State of Georgia

The petition of Francis D. Thornton showeth to the Court
of Ordinary of Muscogee County that on the 17th day of
April 1857 Hudson A. Thornton of said county departed
this life owner of a large & valuable real and personal Estate
prior to this time he made his Will & appointing therein Paul J.

Semmes and your petitioner, Executors which accompanies this & which your petitioner alleges is legally executed and is the last Will & of said Hudson A. Thornton and prays Probate of the same in solemn form. The next of kin your petitioner alleges to be Mrs Louisiana O. Smith wife of William F. Smith of the State of Mississippi and your petitioner, who are the only children of said Testator and that said Testator left no widow at his death and he prays that the usual Citation issue to them said William F. and Louisiana O. Smith requiring their attendance upon the Probate of said Will at the July Term 1857 of the Court of Ordinary of Muscogee County May 16th 1857

Francis D. Thornton
by J. Peabody atty

Filed in office May 15th 1857 John Johnson Ordinary

To William F. Smith & his wife Louisiana O. Smith

Francis D. Thornton having filed his petition praying for Probate in solemn form of the Will of Hudson A. Thornton to which he claims in connection with Paul J. Semmes to be an Executor being so named in the Will. You and each of you are required & cited to be and appear at the Ordinary's Office in the Court House of Muscogee County at the regular July Term (which term is held on the first Monday in July) 1857 of the Court of Ordinary for said county to attend the Probate of said Will

Given under my hand this 15th day of May 1857

Jno Johnson Ordinary

We acknowledge due and legal service of the above citation notice and waive all further notice this 24th day of May 1857

Louisiana O Smith

Enterprise Miss. May 24th 1857

John Peabody Esq

Dear Sir. Yours favor bearing date 18th instant came to hand Yesterday. In reply as I have no personal interest in any of Dr Thornton's property I decline signing any papers whatever. The portion of property left to wife and children in accordance with the Will is in the hands of Trustees and as I have enough of my own I decline any interference with the Will write further. Melarede is the proper orientation with my wife's signature

Please give my best love to Uncle Wm A. & Jas. Reid and to Paul Semmes and Rogier. Respects to your self

Yours truly W. F. Smith

Semmes and your petitioner Executors which accompanies this & which your petitioner alleges is legally executed and is the last Will of said Hudson A. Thornton and prays Probate of the same in Solemn form. The next of kin your petitioner alleges to be Mrs Louisiana D. Smith wife of William F. Smith of the State of Mississippi and your petitioner, who are the only children of said Testator and that said Testator left no widow at his death and he prays that the usual Citation issue to them said William F. and Louisiana D. Smith requiring their attendance upon the Probate of said Will at the July Term 1857 of the Court of Ordinary of Muscogee County May 16th 1857

Francis D. Thornton
by J. Peabody atty

Filed in office May 18th 1857 John Johnson Ordinary

To William F. Smith & his wife Louisiana D. Smith

Francis D. Thornton having filed his petition praying for Probate in Solemn form of the Will of Hudson A. Thornton to which he claims in connexion with Paul J. Semmes to be an Executor as named in the Will. You and each of you are required & cited to be and appear at the Ordinary's office in the Court House of Muscogee County at the regular July Term (which term is held on the first Monday in July) 1857 of the Court of Ordinary for said county to attend the Probate of said Will

Given under my hand this 18th day of May 1857

Jno Johnson Ordinary

We acknowledge due and legal service of the above citation notice and service all for the nature this 24th day of May 1857

Louisiana D Smith
Enterprise Miss. May 24th 1857

John Peabody Esq

Dear Sir. Your favor bearing date 18th instant came to hand Yesterday. In reply as I have no personal interest in any of Dr Thornton's property I decline signing any papers whatever. The portion of property left to wife and children in accordance with the Will is in the hands of Trustees and as I have enough of my own I decline any interference with the Will or its provisions. Inclosed is the paper or citation with my wifes signature

Please give my best love to Uncle Wm A. & Mrs. Redd and to Paul Semmes and Rogier. Respects to your self

Yours truly W. F. Smith

Georgia Muscogee County

Before me John Johnson Ordinary personally came John Peabody who being duly sworn on oath says that the annexed citation was sent by mail to Mr F. Smith Enterprise Miss and that in reply thereto he received the foregoing note signed W. F. Smith and inclosed therewith was said citation signed Louisiana D. Smith

John Peabody

Sworn to and subscribed before me this 4th July 1857
John Johnson Ordinary

Nathaniel Nuckalls being sworn says he is a citizen of Russell County in the State of Alabama but resides a part of his time in Muscogee County Georgia near Columbus - that he was well acquainted with Dr Hudson A. Thornton in his life time, has been acquainted with him thirty years that he saw him sign the paper now in Court shown, that said Thornton published and declared said writing to contain his last Will: that at the time of said signing and publishing said Testator was of sound mind and memory that so far as is known or believed by deponent he did it voluntarily and of his own accord without any undue influence or compulsion, and that at the request of said Testator deponent and John D. Baird James F. Bozeman and John Peabody signed their names as witnesses in the presence of each other and in the presence of the testator and that said testator signed his name in the presence of all the witnesses

Nathaniel Nuckalls

Sworn to and subscribed in open Court July 4th 1857
Jno Johnson Ordinary

John D. Baird being sworn says that he is a citizen of Columbus Georgia that he was well acquainted with Dr Hudson A. Thornton in his life time has been acquainted with him for the last thirty years that he saw him sign the paper now in Court shown; that the said Thornton published and declared said writing to contain his last Will; that at the time of the said signing & publishing said testator was of sound mind and memory, that so far as is known or believed by deponent he did it voluntarily and of his own accord without any undue influence or compulsion and at the request of said Testator deponent and James F. Bozeman John Peabody and Nathaniel Nuckalls signed their names as witnesses in the presence of each other and in the presence of the testator and that

Georgia Muscogee County

Before me John Johnson Ordinary personally came John Peabody who being duly sworn on oath says that the annexed Petition was sent by mail to Mr T. Smith Enterprise Miss. and that in reply thereto he received the foregoing note signed W. T. Smith and declared thereunto was said petition signed Louisiana O. Smith

John Peabody

Sworn to and subscribed before me this 4th July 1859

John Johnson Ordinary

Nathaniel Nuckalls being sworn says he is a citizen of Russell County in the State of Alabama but resides a part of his time in Muscogee County Georgia near Columbus that he was well acquainted with Dr Hudson A. Thornton in his life time, has been acquainted with him thirty years that he saw him sign the paper now in Court shown, that said Thornton published and declared said writing to contain his last Will that at the time of said signing and publishing said Testator was of sound mind and memory and that so far as is known or believed by deponent he did it voluntarily and of his own accord without any undue influence or compulsion, and that at the request of said testator deponent and John D. Baird, James F. Bozeman and John Peabody signed their names as witnesses in the presence of each other and in the presence of the testator and that said testator signed his name in the presence of

Nathaniel Nuckalls

are the witnesses

Sworn to and subscribed in open Court July 4th 1859

Jno Johnson Ordinary

John D. Baird being sworn says that he is a citizen of Columbus Georgia that he was well acquainted with Dr Hudson A. Thornton in his life time has been acquainted with him for the last thirty years that he saw him sign the paper now in Court shown; that the said Thornton published and declared said writing to contain his last Will; that at the time of the said signing & publishing said testator was of sound mind and memory, that so far as is known or believed by deponent he did it voluntarily and of his own accord without any undue influence or compulsion and at the request of said Testator deponent and James F. Bozeman John Peabody and Nathaniel Nuckalls signed their names as witnesses in the presence of each other and in the presence of the testator and

said testator signed his name in the presence of all the witnesses

John D. Baird

Sworn to & subscribed in open Court July 4th 1859

Jno Johnson Ordinary

James F. Bozeman sworn says that he is a citizen of Columbus Georgia and that he was well acquainted with Dr Hudson A. Thornton in his life time and was acquainted with him for ten years or more; that he saw him sign the paper now in Court shown and that said Dr A. Thornton published and declared said writing to contain his last Will; that at the time of signing and publishing said testator was of sound mind and memory, that so far as is known or believed by the deponent he did it voluntarily and of his own accord without any undue influence or compulsion and that at the request of said testator deponent and John D. Baird, Nathaniel Nuckalls and John Peabody signed their names as witnesses in the presence of each other and in the presence of the testator and that said testator signed his name in the presence of all the witnesses

James F. Bozeman

Sworn to and subscribed in open Court July 4th 1859

Jno Johnson Ordinary

John Peabody being sworn says he is a citizen of Columbus Georgia, that he was acquainted with Dr Hudson A. Thornton in his life time has been acquainted with him for several years, that he saw him sign the paper now in Court shown, that said Thornton published and declared said writing to contain his last Will, that at the time of said signing and publishing said testator was of sound mind and memory; that so far as is known or believed by deponent he did it voluntarily and of his own accord without any undue influence or compulsion and at the request of said testator deponent and Nathaniel Nuckalls, John D. Baird and James F. Bozeman signed their names as witnesses in the presence of each other and in the presence of the Testator and that said testator signed his name in the presence of all the witnesses

John Peabody

Sworn to & subscribed in open Court July 4th 1859

John Johnson Ordinary

said testator signed his name in the presence of all the witnesses
John B. Baird
Sworn to & subscribed in
Open Court July 7th 1857
Jno Johnson Ordinary

James F. Bozeman sworn says that he is a citizen of Columbus Georgia and that he was well acquainted with Dr Hudson A. Thornton in his life time and was acquainted with him for ten years or more; that he saw him sign the paper now in court shown and that said H. A. Thornton published and declared said writing to contain his last Will; that at the time of said signing and publishing said testator was of sound mind and memory, that so far as is known or believed by the deponent he did it voluntarily and of his own accord without any undue influence or compulsion and that at the request of said testator, deponent and John B. Baird, Nathaniel Nuckalls and John Peabody signed their names as witnesses in the presence of each other and in the presence of the testator and that said testator signed his name in the presence of all the witnesses
James F. Bozeman
Sworn to and subscribed in
Open Court July 7th 1857
Jno Johnson Ordinary

John Peabody being sworn says he is a citizen of Columbus Georgia, that he was acquainted with Dr Hudson A. Thornton in his life time has been acquainted with him for several years, that he saw him sign the paper now in Court shown, that said Thornton published and declared said writing to contain his last Will, that at the time of said signing and publishing said testator was of sound mind and memory; that so far as is known or believed by deponent he did it voluntarily and of his own accord without any undue influence or compulsion and at the request of said testator deponent and Nathaniel Nuckalls, John B. Baird and James F. Bozeman signed their names as witnesses in the presence of each other and in the presence of the testator and that said testator signed his name in the presence of all the witnesses
John Peabody
Sworn to & subscribed in open
Court July 7th 1857
John Johnson Ordinary

To the Court of Ordinary of Muscogee County
Georgia.

The petition of Francis D. Thornton shows that the last Will of Hudson A. Thornton late of said county deceased has this day been proved and admitted to record and that your petitioner is one of the Executors in said Will named and that he prays letters testamentary may be granted to him to execute said Will, and he further shows that he is twenty one years of age, that he is a citizen of the United States of America and that he resides in the State of Georgia and as in duty bound &c July 7th 1857
Francis D. Thornton

Whereupon it is considered and adjudged by the Court that Francis D. Thornton one of the Executors named in the Will of Hudson A. Thornton deceased late of Muscogee County Georgia be and he is hereby constituted and declared to be Executor of said Will with full power and authority to execute the same and said Francis D. having taken the oath required by Law. It is ordered that letters Testamentary issue to him accordingly.

And for the order that Stenson & Estes, John D. Baird, John A. Urquhart, William C. Gray and Joseph Styles be and they are hereby appointed appraisers of the Estate of said Hudson A. Thornton

State of Alabama Georgia Muscogee County

I Hudson A. Thornton being of sound and disposing mind and memory do make and publish this my last Will and Testament

1 Item I give and bequeath unto my son Francis D. Thornton the tract of land on which he now resides, the same lying and being in Phillips County State of Arkansas and containing about Eleven hundred acres together with all the houses, mules Cattle and stock of every description Tools, carts waggons, corn, fodder, and all other the appurtenances of said tract of land, also the following named negroes to wit Hudson Alice a woman about thirty five years old and her children Caroline, William, Hardy, Caroline, Celavia Peggy, Rachel Lawrence, Augustus, Ann, Scipio, Fenny, Cornelius, Alice a girl about one and a half years old, Venus, Hannah, Mercury Sam, Tall, Henry, Sam a black smith and Mary Ann his wife, Matilda and Joshua to have and to hold the above described property to him in fee simple forever

2nd Item I give and bequeath unto James F. Bozeman and John D. Stewart the following named negroes to wit
King, Ann, Georgia Ann, William Nancy, Jane Richard, J. A.

To the Court of Ordinary of Muscogee County
Georgia.

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The petition of Francis D. Thornton shows that the last Will of Hudson A. Thornton late of said county deceased has this day been proved and admitted to record and that your petitioner is one of the Executors in said Will named and that he prays Letters testamentary may be granted to him to execute said Will, and he further shows that he is twenty one years of age, that he is a citizen of the United States of America and that he resides in the State of Georgia and as in duty bound &c July 7th 1857

Francis D. Thornton

Whereupon it is considered and adjudged by the Court that Francis D. Thornton One of the Executors named in the Will of Hudson A. Thornton deceased late of Muscogee County Georgia be and he is hereby constituted and declared to be Executor of said Will with full power and authority to execute the same, and said Francis D. having taken and subscribed the oath required by law. It is ordered that Letters Testamentary issue to him accordingly

And for that ordered that Henson S. Estes, John D. Reed John A. Hughart, William C. Gray and Joseph Hyde be and they are hereby appointed appraisers of the Estate of said Hudson A. Thornton

State of Alabama Georgia Muscogee County

I Hudson A. Thornton being of sound and disposing mind and memory do make and publish this my last Will and Testament

1 Item I give and bequeath unto my son Francis D. Thornton the tract of land on which he now resides, the same lying and being in Phillips County State of Arkansas and containing about Eleven hundred acres together with all the houses, buildings, Cattle and Stock of every description Tools, carts waggons, corn, fodder and all other the appurtenances of said tract of land, also the following named negroes to wit Hudson Alice a woman about thirty five years old and her children Emeline, Millinun, Handy, Caroline, Isaiah, Robert, Lawrence, Augustus, Cain, Scipio, Fanny, Cornelius, Alice a girl about one and a half years old, Venus, Hannah, Mariney, Sam, Tall, Henry, Sam a black smith and Mary Ann his wife, Matilda and Joshua to have and to hold the above described property to him in fee simple forever

2nd Item I give and bequeath unto James K. Reed and John D. Stewart the following named negroes to wit:

King, Ann, Georgia Ann, William, Nancy, Jane, Richard, Jack,

Delia, Abram, Celia, Marshall, Harriet, Hodge, Aaron and Hannah a woman about forty years old

To have and to hold said negroes and their future increase. In trust for the uses following, to wit:

To hire out said negroes and their increase and to collect said hire and after deducting all proper expenses to pay over the said hire from time to time as it may accrue and her necessities may require to my daughter Louisiana A. Smith free from and exclusive of the marital rights of her present or any future husband to be used and employed by her during her natural life, only for the support and maintenance of herself and her children and not to be by her assigned, anticipated or in any manner disposed of, so as to defeat the above mentioned use and object, or if the said Trustees should at any time deem prudent and proper to deliver said negroes and their increase to my said daughter free from and exclusive of the marital rights of her present or any future husband to be used and employed by her during her natural life only for the support and maintenance of herself and her children, but not to be sold, or in any wise disposed of by her or any other person for her or by her authority and consent, the said Trustees however if they should at any time so deliver said negroes to my said daughter reserving to themselves the right and authority to resume possession of said negroes at any time they may deem proper and re hire or rehire the same and pay over said hire as hereinbefore directed. And at the death of my said daughter the said negroes together with their increase to be equally divided between all the children of my said daughter

3rd Item I give and bequeath unto the said James K. Reed and John D. Stewart the two tenements together with the lot of land on which they stand on Broad Street in the City of Columbus immediately adjoining the store of Dennis & Mooney on one side now occupied as store houses by Reed Johnson & Co and Joseph H. Merry To have and to hold unto them in trust for the uses and purposes following to wit: To rent or lease said two tenements and to collect said rent and to keep said tenements sufficiently insured and in good repair for and during the space of twenty years, beginning from the first of October next after my decease and to employ said rents after deducting therefrom all proper expenses for repairs, Taxes, Insurance and other incidental charges during said twenty years for the Education of all my grandchildren now in life or hereafter to be born; and I do hereby give the said Trustees full power and discretion to dispose of said fund for the purpose of such Education in the

Delia S. Abram, Celia S. Marshall, Harriet, Hodge, Aaron and Hannah a woman about forty five years old
To have and to hold said negroes and their future increase— In trust for the uses following, towit:

To hire out said negroes and their increase and to collect said hire and after deducting all proper expenses to pay over the said hire from time to time as it may become and her necessities may require to my daughter Louisiana D. Smith free from and exclusive of the marital rights of her present or any future husband to be used and enjoyed by her during her natural life, only for the support and maintenance of herself and her children and not to be by her assigned, anticipated or in any manner disposed of, so as to defeat the above mentioned use and object, or if the said Trustees should at any time deem prudent and proper to deliver said negroes and their increase to my said daughter free from and exclusive of the marital rights of her present or any future husband to be used and enjoyed by her during her natural life only for the support and maintenance of herself and her children, but not to be sold, or in any wise disposed of by her or by any other person for her or by her authority and consent, the said Trustees however if they should at any time so deliver said negroes to my said daughter reserving to themselves the right and authority to resume possession of said negroes at any time they may deem proper and re hire out the same and pay over said hire as hereinbefore directed. And at the death of my said daughter the said negroes together with their increase to be equally divided between all the children of my said daughter

3rd Item I give and bequeath unto the said James K. Pedd and John D. Clement the two tenements together with the lot of land on which they stand on Broad Street in the city of Columbus immediately adjoining the store of Simmis & Mooney on south now occupied as store houses by Pedd Johnson & Co and Joseph H. Merry To have and to hold unto them in trust for the uses and purposes following to wit: To rent or lease said two tenements and to collect said rent and to keep said tenements sufficiently insured and in good repair for and during the space of twenty years, beginning from the first of October next after my decease and to employ said rents after deducting therefrom all proper expenses for repairs, taxes, insurance and other incidental charges during said twenty years for the Education of all my grandchildren either now in life or hereafter to be born; and I do hereby give the said Trustees full power and discretion to dispose of said fund for the purpose of such Education in the

manner which they may deem best for the interest of my said Grand children; allowing said Trustees to expend an equal amount on each or to discriminate between said Grand children as they may deem proper and right, and in case any or all of said Grand children should be sent from their homes either to schools colleges or other places for the purpose of securing such Education then the said Trustees to pay over proper expenses attending such sending from home in addition to said rents

If the rents of fines aforesaid should be more than sufficient to meet the Annual expenses of such Education then the said Trustees shall invest the surplus thereof in some safe stocks or other securities, using however the interest or principal of said investments if at any time during said twenty years it should become necessary for the purposes of such Education

At the expiration of said twenty years the said Trustees to sell said tenements and to divide the proceeds thereof together with any balance or surplus remaining of the rents aforesaid in two equal parts One moiety of which to be paid to my son Francis A. Thornton and the other moiety thereof the said Trustees to retain in their hands In trust for the uses following to wit

To invest the same in some safe stocks or other securities and to collect annually the interest accruing thereon and pay over the same from time to time as the same may become and her necessities may require to my daughter Louisiana D. Smith free from and exclusive of the marital rights of her present or any future husband to be used and enjoyed by her during her natural life, only for the support and maintenance of herself and her children and not to be by her assigned anticipated in any manner disposed of, so as to defeat this last mentioned use, and at the death of my said daughter to divide said moiety equally among all the children of my said daughter

4th Item It is my will and desire that all my property of every description, except such as has been hereinbefore devised shall be sold by my Executors and the proceeds thereof divided as follows— First all my just debts and the charges against my Estate to be paid, then the sum of Three thousand Dollars to be set apart for the purposes hereinafter mentioned, then the balance remaining to be equally divided One moiety thereof to be paid to my son Francis A. Thornton to be his in fee simple forever; the other moiety thereof together with the aforesaid sum of Three thousand Dollars to be paid to the said James K. Pedd and John D. Clement in trust for the uses and purposes following to wit:

To invest the whole sum in some safe stocks or other securities and to collect annually the interest accruing

manner which they may deem best for the interest of my said Grand Children; allowing said Trustees to expend an equal amount or each or to discriminate between said Grand Children as they may deem proper and right, and in case any or all of said Grand Children should be sent from their homes either to Schools colleges or other places for the purpose of securing such Education then the said Trustees to pay all proper expenses attending such sending from home in visiting said &c

If the rents of my said should be more than sufficient to meet the Annual expenses of such Education then the said Trustees shall invest the surplus thereof, in some safe Stocks or other securities, using however the interest or principal of said invested sums if at any time during said twenty years it should become necessary for the purposes of such Education

At the expiration of said twenty years the said Trustees to sell said tenements and to divide the proceeds thereof together with any balance or surplus remaining of the rents aforesaid in two equal parts One moiety of which to be paid to my son Francis D. Thornton and the other moiety thereof the said Trustees to retain in their hands In trust for the uses following to wit

To invest the same in some safe Stocks or other securities and to collect annually the interest accruing thereon and pay over the same from time to time as the same may accrue and her necessities may require to my Daughter Lavinia D. Smith free from and exclusive of the marital rights of her present or any future husband to be used and enjoyed by her during her natural life, only for the support and maintenance of herself and her children and not to be by her assigned anticipated in any manner disposed of, so as to defeat this last mentioned use, and at the death of my said daughter to divide said Moiety equally among all the children of my said daughter

4th & Item It is my will and desire that all my property of every description, except such as has been hereinbefore directed shall be sold by my Executors and the proceeds thereof distributed as follows— First all my just debts and the charges against my Estate to be paid, then the sum of Three Thousand Dollars to be set apart for the purposes hereinafter mentioned, then the balance remaining to be equally divided One moiety thereof to be paid to my son Francis D. Thornton to be his in fee simple forever; the other moiety thereof together with the aforesaid sum of Three Thousand Dollars to be paid to the said James N. Redd and John R. Bernard in trust for the uses and purposes following to wit:

To invest the whole sum in some safe Stocks or other securities and to collect annually the interest ac-

thereon and to pay over the same from time to time as the same may accrue, and her necessities may require to my daughter Lavinia D. Smith free from and exclusive of, the marital rights of her present or any future husband to be used and enjoyed by her during her natural life only for the support and maintenance of herself and her children and not to be by her assigned anticipated, or in any manner disposed of so as to defeat this last mentioned use, and at the death of my said daughter to divide said sums equally between all the children of my said daughter

Hudson A. Thornton (Seal)

5th Item I do hereby constitute and appoint Paul J. Semmes and my son Francis D. Thornton to be Executors of this my last Will and Testament this 7th day of March 1857

Hudson A. Thornton (Seal)

Signed Sealed declared & published by Hudson A. Thornton as his last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator, and of each other this 7th day of March 1857

James N. Bozeman W. Mackalls
John R. Baird John Peabody

Georgia Muscogee County

I do solemnly swear that the following writing contains the true last Will of the therein named Hudson A. Thornton deceased so far as I know or believe and that I will well and truly Execute the same by paying first the debts and then the Legacies contained in the said Will so far as his goods and chattels will thereunto extend and the law charge me and that I will make a true and perfect Inventory of all such goods and chattels &c so help me God

John Johnson Ordinary — Francis Dozier Thornton

State of Georgia Muscogee County

I John Johnson Ordinary in and for said county and Ex officio Clerk of the Court of Ordinary and Keeper of the Seal and Records of said Court the same being in Court of Record do hereby certify that the foregoing pages 1st in number, contain a full and correct Exemplification of all the proceedings touching & concerning the Probate of the last Will of Dr Hudson A. Thornton deceased late of said County, and of granting Letters testamentary to one of the Executors with a copy of the Will of said Thornton— And I further cer-

thereon and to pay over the same from time to time as the same may become due, and her necessities may require to my daughter Louisiana D. Smith free from and discharged of the marital rights of her present or any future husband to be used and enjoyed by her during her natural life only for the support and maintenance of herself and her children and not to be by her assigned anticipated or in any manner depended upon to go to first this last mentioned use, and at the death of my said daughter to divide said negroes equally between all the children of my said daughter

Hudson A. Thornton (Seal)

5th Item I do hereby constitute and appoint Paul J. Semmes and my son Francis D. Thornton to be Executors of this my last Will and Testament this 7th day of March 1857

Hudson A. Thornton (Seal)

Signed sealed declared & published by Hudson A. Thornton as his last Will and Testament in the presence of us the subscribers who subscribed our names hereto in the presence of said Testator and of each other this 7th day of March 1857

James F. Bozeman M. Muckells
John D. Baird John Peabody

Georgia Muscogee County

I do solemnly swear that the following writing contains the true last Will of the therein named Hudson A. Thornton deceased so far as I know or believe and that I will well and truly Execute the same by paying first the debts and then the Legacies contained in the said Will so far as his goods and chattels will thereunto extend and the law charge me and that I will make a true and perfect inventory of all such goods and chattels to help me God

Francis Dozier Thornton

John Johnson
Ordinary

State of Georgia Muscogee County

I John Johnson Ordinary in and for said county and Ex Officio Clerk of the Court of Ordinary and Keeper of the Seal and Records of said Court the same being a Court of Record do hereby certify that the foregoing pages 1st in number, contain a full and correct Exemplification of all the proceedings touching & concerning the Probate of the last Will of Dr. Hudson A. Thornton deceased late of said County, and of granting Letters testamentary to one of the Executors with a copy of the Will of said Thornton - And I further certify that the certificate is in due form and by the proper officer Given under my hand and Official Seal in the City of Columbus and the State and county aforesaid this 12th day of July A.D. 1859.

Jno Johnson
Ordinary

Recorded September 7th A.D. 1859
Ed A. Waddell
Judge of Probate

Transcript of the Last Will and Testament of Elvira Flemellen deceased

State of Georgia } I Elvira Flemellen being of sound and
Muscogee County } disposing mind and memory do make and declare this to be my last Will and Testament

1 I appoint my sons Hugh D. Hanson and Abner C. Flemellen to be the Executors of this my Will which I desire they shall carry faithfully into effect

2 I desire that my Executors should select and set apart from my negroes or my plantation a sufficient little negro girl leaving the selection to their Judgment which I hereby give and bequeath to my niece Eliza Flemellen this bed to have and to hold the same to her own separate use forever free from the debts or control of any future husband she may have

3 I desire that the whole of the balance of my Estate both real and personal shall be divided into two equal portions

If it is necessary in order to make such a division my Executors may sell my real Estate but I desire that my negroes positively should not be sold. My Estate being thus equally divided I give and bequeath one of said portions to my daughter Eliza Hanson To have and to hold the same to her own separate use benefit and behalf forever in fee simple free from the debts or control of her present or any future husband, and the second of said portions I in like manner give and bequeath to my daughter Martha Elvira Flemellen free from the debts or control of any future husband which she may marry. And if either one of my said daughters should die leaving no issue then I desire that the part hereby bequeathed to her should go to and vest in the other subject to the conditions herein before mentioned

In testimony of all which I have hereunto signed my name and affixed my seal this the nineteenth day of May A.D. 1857

Elvira Flemellen (Seal)

Executed by the testatrix in our presence who at the same time in her presence in the presence of each other this 19th day of May 1857

J. J. Crawford T. A. Dillon
Wm. H. Chambers

tify that this certificate is in due form and by the proper officer.

Given under my hand and official seal in the City of Columbus ~~county~~ State and county above written this 12th day of July A.D. 1859

Jno Johnson
Ordinary

Recorded September 7th A.D. 1859
Sea H Waddell
Judge of Probate

Transcript of the Last Will and Testament of Elvira Flewellen deceased

State of Georgia } I Elvira Flewellen being of sound and
Muscogee County } disposing mind and memory do make and
declare this to be my Last Will and Testament

1 I appoint my sons Hugh B. Ranson and Abner C. Flewellen
to be the Executors of this my Will which I desire they shall
carry faithfully into effect

2 I desire that my Executors shall select and set apart from
my negroes or my plantation a suitable little negro girl leaving the
selection to their Judgment which I hereby give and bequeath to
my niece Eliza Flewellen & to be hers to have and to hold the same
to her own separate use forever free from the debts or control of
any future husband she may have.

3 I desire that the whole of the balance of my Estate be real
and personal shall be divided into two equal portions

If it is necessary in order to make such a division my Execu-
tors may sell my real Estate but I desire that my negro property
should not be sold. My Estate being thus equally divided I give
and bequeath one of said portions to my daughter Eliza Ranson
To have and to hold the same to her own separate use benefit and
behoof forever, in fee simple free from the debts or control of her
present or any future husband, and the second of said portions I give
like manner & use and bequeath to my daughter Martha Elvira
Flewellen free from the debts or control of any future husband
which she may marry. And if either one of my said daughters
should die leaving no issue then I desire that the part hereby be-
queathed to her should go & I do will & direct subject to
the conditions herein before mentioned

In testimony of all which I have hereunto signed my name and
affixed my seal this the nineteenth day of May A.D. 1857
Elvira Flewellen

Published for the Testatrix in our
presence and signed as witnesses in her
presence in the presence of each other
this 19th day of May 1857
J. A. Bieling
Wm. H. Chambers

State of Georgia } Muscogee County
Court of Ordinary for said County August Term 1859
John Johnson Ordinary presiding

At a regular Term of the Court comes Abner C. Flewellen
and Hugh B. Ranson the Executors therein named and
propounds the Will of Mrs Elvira Flewellen deceased late
of Muscogee County in the State of Georgia and John J. Rus-
sell and Samuel A. Bieling two of the subscribing witnesses to
said Will being present and their testimony thereto taken in writing

It is considered and adjudged by the Court that said Will is a
valid Will of real and personal Estate and as such is hereby ordered
to be recorded as the Last Will of said Elvira Flewellen
deceased and that Letters Testamentary issue to said Abner C.
Flewellen and Hugh B. Ranson they having in open Court taken
and subscribed the oaths required by Law

Georgia Muscogee County
Court of Ordinary August Term 1859

At the regular Term of the Court comes Abner C. Flewellen
and Hugh B. Ranson the Executors and propounds the Writ-
ing as the Last Will of Mrs Elvira Flewellen and asks
Probate of the same and John J. Russell and Samuel A. Bie-
ling two of the subscribing witness being also present and being
duly sworn on oath declare and say that they were present when
Mrs Elvira Flewellen published the within writing as her Last
Will that at the time of said publication said Testatrix was of
sound & disposing mind & memory, that she did it freely of her own
accords and that she signed William H. Chambers at the
special instance and request of said Testatrix signed their names
as witnesses in the presence of the Testatrix and of each other and
that said Testatrix signed her name in the presence of all the wit-
nesses

Sworn to & subscribed in open Court August 1st 1859.
Jno. Johnson Ordinary

J. J. Russell
S. A. Bieling

State of Georgia } I John Johnson Ordinary in and for said
Muscogee County } county in said State and Official Clerk
of the Court of Ordinary and Keeper of the seal and Records of
said Court, the same being a Court of Record, do hereby cer-
tify that the foregoing (containing one sheet) is a true and
correct copy of the Will and also of the Probate thereof of
Mrs Elvira Flewellen deceased late of said county which
remains of Record and of file in my office — And that this
certificate is in due form and by the proper officer

State of Georgia. Muscogee County

Court of Ordinary for said County August Term 1859

John Johnson Ordinary present and presiding

At regular Term of the Court comes Abner C. Flemellen and Hugh B. Dawson the Executors therein named and propounds the Will of Mrs Elvira Flemellen deceased late of Muscogee County in the State of Georgia and John J. Bassnett and Samuel A. Belling two of the subscribing witnesses to said Will being present and their testimony thereto taken in writing

It is considered and adjudged by the Court that said Will is a valid Will of real and personal Estate and as such is hereby ordered to be recorded as the last Will of said Elvira Flemellen deceased and that Letters Testamentary issue to said Abner C. Flemellen and Hugh B. Dawson they having in open Court taken and subscribed the oaths required by Law

Georgia Muscogee County

Court of Ordinary August Term 1859

At this regular Term of the Court comes Abner C. Flemellen and Hugh B. Dawson the Executors and propound the Writing as the last Will of Mrs Elvira Flemellen and move Probate of the same and John J. Bassnett and Samuel A. Belling two of the subscribing witnesses being also present and being duly sworn on oath declare and say that they were present when Mrs Elvira Flemellen published the within writing as her last Will that at the time of said publication said Testatrix was of sound & disposing mind & memory that she did it freely of her own accord and that deponents and William H. Chambers at the special instance and request of said Testatrix signed their names as witnesses in the presence of the Testatrix and of each other and that said Testatrix signed her name in the presence of all the witnesses

J. J. Bassnett

Sworn to & subscribed in open Court August 1st 1859. — S. A. Belling

Jno Johnson Ordinary

State of Georgia. Muscogee County. I John Johnson Ordinary in and for said County in said State and Ex Officio Clerk of the Court of Ordinary and keeper of the seal and Records of said Court, the same being a court of Record, do hereby certify that the foregoing (containing one sheet) is a true and correct copy of the Will and also of the Probate thereof of Mrs Elvira Flemellen deceased late of said county which remains of Records and of file in my office — and that the said probate is in due form and by the proper officers

Given under my hand and official seal in the city of Columbus in the County and State aforesaid written this second day of August A. D. 1859

Jno Johnson Ordinary

Recorded September 5th A. D. 1859

Geo. N. Waddell

Judge of Probate

Last Will and Testament of John Mc Tyeire dec'd

The State of Alabama } Know all to whom it may concern

Russell County } That I John Mc Tyeire of the State and County aforesaid for the natural goods will and affection I have for my loving wife and children, do this day the 14th of February 1858 being in good health and right mind Will and bequeath to them wife and children the following property

First Item I do my loving wife Elizabeth the following named Land negroes and other property, the entire section of land Section 11 Township Fifteen Range 27 and South half of Section 33 Township 16 and Range 27 East quarter of 32 Township 16 Range 27 and East quarter of section 5 Township Fifteen Range 27. Making in all 1280 acres with all the improvements on said land and one pleasure carriage and two mules or horses, One Buggy One Road wagon one ox Cart or wagon and one yoke of Steers two mules, Ten head of dry Cattle all the hogs and ten milk Cows, all the provisions on hand and the growing crop with all the moneys in hand either at home or in Bank or in sales With the following named negroes Viz Nancy, Lucky, Leroy, Inby, Richard, Henry, Mary, Minty, Ellen, Black, Mary, Gaston, Caroline, Lucy, Lucinda, Hannah, Ellen, Shepherd, William, Jane, & his children Molly, now at this time all with all the household and kitchen furniture and all the plantation tools of all descriptions, with carpenters tools and Blacksmith tools and iron on hand

Item I do have given my son Henry Mc Tyeire Seven thousand Dollars in land and money, and now give him the following negroes namely — Isaac, one that he now has, Frank, Marcha, Rachannah, worth $5500.

I now give to my son Rutland Simmons I have previously given him money and negroes to the amount of $2500. and now leave him Robin, Clarence, Dinah Gentmon worth $3000.

I now give to my Grand Son John Dorsey Lucy one negro woman and children the woman by the name of Minty. Should said Lucy shall die without leaving a child in her body, then these negroes

Given under my hand and Official Seal in the city of Columbus in the County and State aforesaid this second day of August A.D. 1859

Jno. Johnson Ordinary

Recorded September 6th A.D. 1859

Jos. A. Waddell
Judge of Probate

Last Will and Testament of John McTyeire dec'd

The State of Alabama } Know all to whom it may concern
Russell County } that I John McTyeire of the State and County aforesaid for the rational goods will and affection I have for my loving wife and children, do this day the 14th day of February 1858, being in good health and right mind Will and bequeath to them wife and children the following property

First Item To my loving wife Elizabeth the following named Land, negroes and other property, the entire section of land Section 11 Township Fifteen Range 27 and East half, of Section 33 Township 16 and Range 27 East quarter of 32 Township 16 Range 27 and East quarter of section 5 Township Fifteen Range 27. Making in all 1280 acres with all the improvements on said land and one pleasure carriage and two mules or horses, One Buggy & One Road waggon or Cart or wagon and one yoke of Oxen six mules, Ten head of dry Cattle all the hogs and ten milk Cows, all the provisions on hand and the growing crop with all the money in hand either at home or in Bank, or in notes With the following named negroes viz Nancy, Sarah, Leroy, July, Richard, Henry, Mary, Monty, Ellen Black, Mary Jackson, Caroline, Lucy, Lucinda, Hannah & her Shepherd, Williams, Jane, & his children Molly, now at this time given with all the household and kitchen furniture and all the pleasure Tools of all descriptions, with carpenter tools and Blacksmith tools and iron on hand

Item I send I have given my son Henry McTyeire Seven hundred Dollars in land and money, and now give him the following negroes namely — Isaac, one that he now has, Frank, Marcha, Rosanna & Monroe $5500.

I now give to my son Rolland Simmons I have previously given him money and negroes to the amount of $2300 and now leave him Dolbin, Clemens, Dinah & Dickman worth $5700.

I now give to my Grand son John Barney Lucy one negro woman and children, the woman by the name of Minty But if said John shall die without leaving a child in the [illegible] then these negroes

to be returned to the family and be equally divided among my surviving Sons. This woman and children are now in the Region of, Malcha Lucy

I now give to my daughter Jane Hunt the following named negroes Washington, Lamb, Bartin, Hesters, Frances, Ira and Matilda & his children worth $5200.

I now give to my Son John C. McTyeire 320 acres of land in Cassina Ton County and a negro woman by the name of Sarah and her son Milford; Big Albert, Berry, Matilda worth $5000

I now give to my daughter Elizabeth Harris the following named negroes, Ned, Milly, Sarah, Straws, Bennet, Violet Mariah, and worth $5800.

I now give to my Son William Capers the following named negroes, Jesse, Peter, Charles, Jesse, Floyd, Dennis, Ira, Amy, worth $5800.

I now give to my daughter Emma the following named negroes Chancey, Dinah, Anthony, Sam, Rellen, Maria, Sarah, Miles Lewis, worth $5200. I will any of these children shall die leaving no lawful issue. Then that or their property is to return to the family and be equally divided among my surviving heirs and all property not named in this will shall go among wife, except Butler County lands, I think they had better be sold and the money divided among my children.

Now I leave my wife Elizabeth my sole Executrix to see that she is to give each child its named property at my death and manage the balance of my Estate as she may think fit, and giving bond and security for the management of the balance of the property. She is my sole and sole Executrix to pay and receive moneys as the case may be. I wish all of section 5 sold and all the land in the East section 320. and all no chose property and the amount made equal among my Seven children now living. Signed Sealed and witnessed by us this 14th day of February 1858

John K. Oneal
John A. Green

John McTyeire

P.S. My Railroad Stock in the Mobile and Girard Rail Road shall not be sold nor divided, but left as a standing legacy for my children and Grand children June 7th 1859

John McTyeire

to be returned to the family and be equally divided among my surviving heirs. This woman and children are now in the possession of, Malinda Perry

I now give to my daughter Jane Hunt the following named negroes, Washington, Hamb, Bartra, Hester, Frances, Gra and Matilda his children worth $5200.

I now give to my Son John C. McTyeire two lots of land in Evans ton County and a negro woman by the name of Sarah and her son Milford, Big Albert, Perry, Matilda worth $5000

I now give to my daughter Elizabeth Harris the following named negroes, Ned, Milly, Sarah, Abram, Emmet, Violet Mariah, and worth $5000.

I now give to my Son William Capers the following named negroes, Jena, Peggy, Charles, Jesse, Floyd, Dennis, Dica, Amy, worth $5000.

I now give to my daughter Emma the following named negroes, Chaney, Dinah, Anthony, Sam, Rellen, Maria, Seal, Wilkins, worth $5200.

Now if any of these children should die leaving no lawful issue? Then that or their property is to be equally divided among my surviving heirs and all property not named in this will shall go to my wife, except Pickens County lands. I think they had better be sold and the money divided among my children.

Now I leave my wife Elizabeth my sole Executrix with the power to give each child its named property at my death and to manage the balance of my Estate as she may think fit without giving bond and security for the management of the balance of the property. She is my whole and sole Executrix to pay and receive moneys as the case may be. I wish all of section 9 sold and all the land in the Eastern 320. and all as above property and the amount made equal among my Seven children now living. Signed Sealed and published by us this 18th February 1858

John K. Oneal
John A. Green

John McTyeire

N.B. My Railroad Stock in the Mobile and Grand Rail Road shall not be sold nor divided, but left as a standing legacy for my children and Grand children June 5th 1857

John McTyeire

The State of Alabama } In Probate Court
Russell County } Septr 28th 1859

Personally appeared in open Court John K. Oneal one of the subscribing witnesses to an instrument of writing here to fore filed in said court, to wit: on the 8th day of August 1857 as the last Will of John McTyeire late of said County, deceased and being sworn said that said Testator voluntarily executed and declared the same to be and contain his last Will and testament, about the time the same bears date, that he does not recollect the date with any certainty: that he subscribed his name as a witness thereto in the presence of the Testator and of the other subscribing witness, and that each witness subscribed his name as a witness in his and the Testators presence; and further that in his opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

John K. Oneal.

Sworn to and subscribed this 28th Sept 1859
Jas D. Waddell
Judge of Probate

Recorded October 4th 1859
Jas D. Waddell
Judge of Probate

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The State of Alabama } In Probate Court
Russell County } Septr 28th 1859

Personally appeared in open Court John H. O'Neal one of the subscribing witnesses to an instrument of writing here to fore filed in said court, to wit: on the 8th day of August 1859 as the last Will of John McEgeno late of said county, deceased and being sworn saith that said Testator voluntarily executed and declared the same to be and contain his last Will and testament, about the time the same bears date; that he does not recollect the date with any certainty: that he subscribed his name as a witness thereto in the presence of the testator and of the other subscribing witnes, and that each other witness subscribed his name as a witness in his and the Testators presence; and further that in his opinion and belief said testator at the time of executing said Will was of sound and disposing mind and memory

John H. O'Neal

Sworn to & subscribed this 28th Septr 1859

Geo. D. Waddell
Judge of Probate

Recorded October 4th 1859

Geo. D. Waddell
Judge of Probate

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208 Last Will and Testament of Jno. D. Maynor dec'd

Georgia, Harris County March 1st 1839

In the name of God Amen. Being sick & feel that life is short, and death is sure, I feel it my duty to make my last Will and testament to wit

First I want all of my just debts paid out of my property

Secondly I will and bequeath unto my daughter Elizabeth Reynolds the sum of Eight Dollars and Sixteen cents which I had an Execution against her lawful husband Robert A. Reynolds which was obtained against said Reynolds 15th of May 1839 before Jesse Carr acting Justice of the Peace and Ex. officio Bailiff with interest to present date which makes fourteen Dollars and thirty one cents also one dollar to be paid to her in hand

Also to my son William H. Maynor I will and bequeath unto him Nine Dollars. Also to my daughter Lucy Jane Maynor I will and bequeath unto her Nine Dollars

And the remainder of my property to remain together for the benefit of my wife Lucy Maynor and her children during her widowhood. And if my wife Lucy Maynor should marry again, then for what there remains to be sold and equally divided, divided between her and her children at that time

his
John D. Maynor
mark

James M. Stables
James E. Hart

The State of Alabama } In Probate Court
Russell County } February 21st 1839

Personally appeared in open Court James E. Hart a subscribing witness to the writing instrument, and being sworn saith that the testator John D. Maynor, voluntarily executed the same, and declared it to be and contain his last will and testament, on the day and year therein mentioned; that he signed the same as a witness, in the presence of said testator and of the other witness James M. Stables on the day the same bears date; and each other witness signed his name as a witness in his presence, and in the presence of the testator; and that in his judgment and belief said John D. Maynor was at the time of executing the same of sound and disposing mind and memory

Sworn to this 21st February 1839

James E. Hart

Geo. D. Waddell
Judge of Probate

Recorded November 17th 1839

Geo. D. Waddell
Jud. of P.

200 Last Will and Testament of Jno. D. Maynor dec'd

Georgia, Harris County March 1st 18[illegible]

In the name of God Amen. Being satisfied that life is short, and death is sure, I feel it my duty to make my last Will and testament to wit

First I want all of my just debts paid out of my property

Second I will and bequeath unto my daughter Elizabeth Reynolds the sum of Eight Dollars and Sixteen cents which I hold an Execution against her lawful husband Robert A. Reynolds which was obtained against said Reynolds 15th of May 1839 before Jesse Carr acting Justice of the Peace, and Asa Cut Bailiff, with interest to present date which makes fourteen Dollars and thirty one cents also one dollar to be paid to Esther in hand

Item my Son William H. Maynor I will and bequeath unto him Five Dollars

Item my daughter Lucy James Maynor I will and bequeath unto her Five Dollars

And the remainder of my property to remain together for the benefit of my wife Lucy Maynor and her family during her widowhood, and if my wife Lucy Maynor should marry again, then for what there remains to be sold and equally divided, divided if between her and her children at that time

John his mark D. Maynor

James M. Stables
James E. Hart

The State of Alabama } In Probate Court
Russell County } February 21st 1839

Personally appeared in open Court James E. Hart a subscribing witness to the within instrument, and being sworn saith that the testator John D. Maynor, voluntarily executed the same, and declared it to be and contain his last Will and Testament, on the day and year therein mentioned, that he signed the same as a witness, in the presence of said testator and of the other witness James M. Stables on the day the same bears date; and such other witness signed his name as a witness in his presence, and in the presence of the testator; and that in his judgment and belief said John D. Maynor was at the time of executing the same of sound and disposing mind and memory

Wm A. Maddell
Judge of Probate

Recorded November 17th 1839 Wm A. Maddell
Judge of Probate

200 Last Will and Testament of John Perry deceased

I John Perry of the county of Russell in the State of Alabama, do make and ordain this to be my last Will and Testament

After the payments of my debts I dispose of my property in the following manner

Item I give and bequeath to my Son Shadrach Perry the land I gave him in the State of North Carolina, and also the sum of One Dollar

Item I give and bequeath to my daughter Jemima Fite and her legal heirs at her body, the negro woman Charlotte and her children now in her possession

Item I give my daughter Mary Brooks the negro woman Indiana and her children

Item 4th I give the heirs of my Son William Perry the Five Hundred Dollars which I advanced to him in Muscogee County Georgia

Item 5th I give to my Son John Perry the Five Hundred Dollars advanced to him in Muscogee County Georgia

Item 6th I give my daughter Rhoda Hutchens the negro girl Hannah and her children

Item 7th I give and bequeath my daughter Nancy Dawson the sum of Five Hundred Dollars to be raised, and of my Estate

Item 8 I give my daughter Eliza Shands the sum of Five Hundred Dollars

Item 9 I give my daughter Paleina Vance, the sum of Five Hundred Dollars

Item 10th I give my daughter Frances Lanson the sum of One Hundred Dollars

It is my will that all my property both real and personal be sold as soon as the law will permit and the above bequeaths paid and the remainder if any of the proceeds arising from the sale of my Estate, be divided equally between the heirs of my Son William Perry my Son John Perry and my daughter Nancy Dawson Eliza Shands, Paleina Vance, Rhoda Watkins and Frances Lanson

I hereby constitute and appoint Edgar Garlick and Richard Baker, Executors of this my last Will and Testament

In testimony whereof I said John Perry have hereunto set my hand and affixed my seal on this 8th day of December A.D. 1838

Signed sealed and acknowledged in presence of, The Word Rehearsed, Erased and November interlined before signed

John his mark Perry

John A. Sims Thomas A. Bench
Frederick Slappey

Last Will and Testament of John Perry, deceased

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I John Perry of the county of Russell in the State of Alabama, do make and ordain this to be my last Will and Testament

After the payments of my debts I dispose of my property in the following manner

Item 1st I give and bequeath to my Son Shadrach Perry the Land I gave him in the State of North Carolina, and also the sum of One Dollars

Item 2nd I give and bequeath to my daughter Jane Mc Ellen the legal sons of her body, the negro woman Charlotte and her children now in her possession

Item 3rd I give my daughter Mary Brooks the negro woman Indiana and her children

Item 4th I give the sons of my Son Willis Perry the Five hundred Dollars which I advanced to him in Muscogee County Georgia

Item 5th I give to my Son John Perry the Five Hundred Dollars advanced to him in Muscogee County Georgia

Item 6th I give my daughter Rhoda Hutchens the negro woman Hannah and her children

Item 7th I give and bequeath my daughter Nancy Ann Dawson the sum of Five Hundred Dollars to be raised, and of my Estate

Item 8 I give my daughter Eliza Shands the sum of Five Hundred Dollars

Item 9 I give my daughter Palmira Vance, Senr, the sum of Twenty Hundred Dollars

Item 10 do I give my daughter Frances Lanson the sum of One Thousand Dollars

It is my Will that all my property both real and personal be sold as soon as the Executors permit and the above bequests paid and the remainder if any of the proceeds arising from the sale of my Estate, be divided equally between the sons of my son Willis Perry my son John Perry and my daughter Nancy Ellen Dawson Eliza Shands, Palmira Vance, Rhoda Vance, Rhoda Watkins and Frances Lanson

I hereby constitute and appoint Edgar Garlick and Richard Baker, Executors of this my last Will and Testament

In testimony whereof I said John Perry hath hereunto set my hand and affixed my seal on this 8th day of December A.D. 1854

Signed sealed and acknowledged in presence of, The Word Retaker Erased and November interlined before signed

John A. Sims Thomas A. Bunch Frederick C. Stapp

John his Perry mark

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Codicil No 1 I, John Perry do make the following alterations in the foregoing Will. Having lately a negro fellow by death I give my daughter Palmira Vance the sum of One Thousand Dollars, instead of Twelve hundred Dollars as bequeathed to her. I give and bequeath to my daughter Frances Lanson the sum of Eight Hundred Dollars instead of One Thousand Dollars as bequeathed to her. I nominate and appoint Hezekiah White and Richard Baker my Executors instead of Edgar Garlick and Richard Baker and give my said Executors full power to sell and dispose of my land at such time and places and on such terms as they may think most advantageous to my Estate, without the necessity of obtaining an order from the Probate Court to sell. John his Perry mark

Signed sealed published and declared this 12th day of December A.D. 1854 in our presence

Thomas A. Bunch
R. A. Baker
John A. Sims

The State of Alabama } Personally appeared before me George
Russell County } K. Waddell, Judge of the Probate
Court of Russell County, R. A. Baker, who after being duly
sworn says that it is his signature which appears to the Codicil
of the Will of John Perry dated 12th December 1854 that he be
was present at the execution of the same in the presence of the other two subscribing
witnesses, and supposes they must have been present. The
Codicil was signed in affiants presence by the said John
Perry by making his mark, according to the best recollection
of affiant, at the time the same bears date. In affiants opinion
& belief the said John Perry was, at the time of signing &
declaring it of sound & disposing mind & memory

Sworn to & subscribed this 9th January 1860 — R. A. Baker

Geo K Waddell
Judge of Probate

The State of Alabama } In the Probate Court
Russell County } January Term 1860

Personally appeared in open Court Frederick C. Stapp one of the subscribing witnesses to an instrument of writing hereto for fixed for Probate in the Court for having taken the last Will and testament of John Perry late of said county deceased and being sworn saith that said John Perry executed said instrument, and published and declared the same to be and contain his last Will and testament, in the day the same bears date in his presence and in the presence of the other subscribing witnesses Thomas A. Bunch, Thos Henderson

Codicil No 1 I, John Perry do make the following additions in the foregoing Will. Having lately a negro fellow by death I give my daughter Palmira Posey the sum of One Thousand Dollars, instead of Twelve hundred Dollars as bequeathed to her. I give and bequeath to my daughter Frances Lawson the sum of Eight Hundred Dollars instead of One Thousand Dollars as bequeathed to her. I nominate and appoint Humphries White and Richard D. Baker my executors instead of Edgar Garlick and Richard Baker and give my said executors full power to sell and dispose of my slaves at such time and places and on such terms as they may think most advantageous to my Estate, without the necessity of obtaining an order from the Probate Courts to sell. John [X] Perry
mark

Signed Sealed Published and declared this 12th day of December A.D. 1864 in our presence
Thomas H. Bunch
D. H. Baker
John A. Sims

The State of Alabama } Personally appeared before me George
Russell County } E. Waddell, Judge of the Probate
Courts of Russell County, D. H. Baker who after being duly
sworn says that it is his signature which appears to the Codicil
of the Will of John Perry dated 12th Decem 1864 That he is
in no connection of the presence of the other two witnesses existing
witnesses, but supposes they must have been present. The
Codicil was signed in affiants presence by the said John
Perry by making his mark, according to the best recollection
of affiants, at the time the same bears date. In affiants opin-
ion & belief the said John Perry was, at the time of sound &
disposing mind & memory.
Sworn to & subscribed this 9th
Jany 1865
Geo E Waddell
Judge of C
D. H. Baker

The State of Alabama } In the Probate Court
Russell County } Jany Term 1865
Personally appeared in open Court Frederick E. Stapleton
one of the subscribing witnesses to an instrument of writing
heretofore filed for Probate in this Court purporting to be
the Last Will and Testament of John Perry late of said county
deceased and being sworn saith that said John Perry executed
said instrument, and published and declared the same to be
and contain his Last Will and Testament on the day the
same bears date in his presence and in the presence of the
other subscribing witness Thomas H. Bunch, that he subscr-

ed his name as a witness thereto in the presence of said testator
and of each other witness and that each other witness subscribed
his name as such in his and the testators presence; and further
that in his opinion and belief said Testator at the time of exec-
uting said Will was of sound and disposing mind and memory
Sworn to & subscribed this 9th Jany 1865 F. E. Stapleton
Geo E Waddell
Judge of C

The State of Alabama } In the Probate Court January
Russell County } Term 1865
Personally appeared in open Court, John A. Sims who
having been duly sworn said that he has examined the annex-
and foregoing papers now on file in the Probate Court, pur-
porting to be the Last Will & Testament of John Perry late of said County
deceased; that his Affiants signature appears to said
writing Will and codicil; that he is satisfied beyond doubt,
that he did see said instruments signed by said Testator and that
other witness existing witnesses and did also sign his name as a wit-
ness to the same in presence of said Testator & the other wit-
nesses; that he named each name to signed such papers on the day
were truly and really such documents as they purport to be.
That he is also convinced that said Testator signed the
same voluntarily and was of sound & disposing mind & memo-
ry at the time
Sworn to & subscribed Jany 9th 1865 John A. Sims
Geo E Waddell
Judge of Probate

Recorded May 3rd 1865 Geo E Waddell
Judge of Probate

of his name as a witness thereto, in the presence of said Testator and of each other witness and that each other witness subscribed his name as such in his and the Testators presence; and further that in his opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 9th Jany 1860 — F. C. Slappey

Geo. W. Waddell
Judge &c

The State of Alabama — Be the Probate Court January
Russell County — Term 1860

Personally appeared in open Court, John H. Lewis who having been duly sworn saith, that he has examined the annexed and foregoing papers now on file in the Probate Court, for Probate as the Last Will & Test. of John Perry late of said County deceased: that his affiants signatures appended, to the Will and endorsed, that he is satisfied he signed the same, that he did see said instruments signed by said Testator and the other subscribing witnesses and did also sign his name as a witness to the same in presence of said Testator & the other witness: that he now saith he signed such papers on the day they were duly and really, such documents as they purport to be.

That he is also convinced that said Testator signed the same voluntarily and was of sound & disposing mind memory at the time

Sworn to & subscribed Jany 9th 1860 — John H. Lewis
Geo. W. Waddell
Judge of Probate

Recorded May 3rd 1860 Geo. W. Waddell
Judge of Probate

Transcript of the Last Will and Testament of Robert B. Carithers Deceased

The State of Georgia — Be the name of God, Amen.
Muscogee County — I, R. B. Carithers of said county being in
good state and being desirous to make a disposition of my
property after death do make, ordain, publish and declare
this my last Will and Testament;

Item 1st After the payment of my debts I give devise and
bequeath all my property of every character and description
whatever situate lying and being William H. Carithers forever in fee
simple.

Item 2nd Having lands and negroes in the State of Alabama
and other property it is my will and direction that my Executor
hereinafter named for the State of Alabama shall sell
my lands in Alabama at his discretion at public or private
sale for cash or on a credit not within a reasonable time after
my decease and shall then liquidate and deliver to my
Executors in Georgia the proceeds of said sale and also deliver
in like manner to my said Executors in Georgia or such of
them as may qualify my negroes and all other property of
mine that may be in Alabama of every kind and description
whatever. It is also my will that no security be required of any
Executors in Alabama.

Item 3rd I will and direct that my Executor or Executors
in Georgia hereinafter named and of the proceeds of the
sale of lands in Alabama, shall buy other lands in
Georgia, and I do hereby authorize my negroes employed
in farming and planting purposes and that he or they
put them under that he or they put them to work
steadily, and keep up and work the same for the benefit of my
own until he shall attain the age of twenty one years. If the
proceeds of the sales of lands in Alabama shall not
be sufficient to buy lands in Georgia I direct so much of
other assets may be used for that purpose as shall be
sufficient. In this matter I desire my Executor or Executors
to consult the interest of my own and to exercise their
discretion accordingly.

Item 4th I own real Estate jointly with my friend Johnson
H. Jones, and I direct my Executor or Executors in Georgia
to join with him in making deeds conveying the same when
he shall so desire, one half the proceeds to belong to my Es-
tate after payment of the expenses.

Item 5th All other real Estate of mine I direct that my Exe-
cutor Executors in Georgia shall sell, either at public or
private sale according to their discretion

Transcript of the Last Will and Testament of Robert G. Carithers deceased

The State of Georgia } In the name of God, Amen.
Muscogee County } I, R. G. Carithers of said county being in
low state of health and being desirous to make a disposition of my
property after death do make, ordain, publish and declare
this my last Will and Testament;

Item 1st After the payment of my debts I give devise and
bequeath all my property of every character and description
whatever situate lying & in William A. Carithers forever in fee
simple.

Item 2nd Having lands & negroes in the State of Alabama
and other property it is my will and direction that my Execu-
tor herein after named for the state of Alabama shall sell
my lands in Alabama at his discretion at public or private
sale for cash or on a credit within a reasonable time after
my decease and shall then convey and deliver to my
Executors in Georgia the proceeds of said sale and also deliv-
in like manner to my said Executors in Georgia or such of
them as may qualify my negroes and all other property of
mine that may be in Alabama of every kind and description
whatever. It is also my will that no security be required of any
Executors in Alabama.

Item 3rd I will and direct that my Executor or Executors
in Georgia herein after named out of the proceeds of the
sale of lands in Alabama, shall buy other lands in
Georgia, and I do hire my negroes as aforesaid
to farming and planting purposes and that he or they
put thereon and that he or they put to work my negroes by
task, and keep and work the same for the benefit of my
own until he shall attain the age of twenty one years. If the
proceeds of the sales of lands in Alabama shall not
be sufficient to buy lands in Georgia I direct so much of
other assets may be used for that purpose as shall be
sufficient. In this matter I desire my Executor or Executors
to consult the interest of my own and to exercise their
discretion according to

Item 4th I own real Estate jointly with my friend John
A. Jones, and I direct my Executor or Executors in Georgia
to join with him in making deeds conveying the same when
he shall so desire, one half the proceeds to belong to my Es-
tate after the payment of my Expenses.

Item 5th All other real Estate & monies I direct that my Exe-
cutor or Executors in Georgia shall sell, either at public or
private Sale according to their discretion

Transcript of the Last Will and Testament of Robert G. Carithers deceased

Item 6th I nominate and appoint my friend John A. Jones
my Executor for the State of Alabama, and I nominate
for the State of Georgia my friends William J. Means, James
N. Ramsey and James Johnson no security being required
to be given by them

Signed sealed published and declared in the presence of
the undersigning witnesses and witnessed in the presence of
the testator and in the presence of each other

Wiley N. Hutchins — Robert G. Carithers
Geo. F. Johnson
Thomas Sloan

Georgia Muscogee County
Court of Ordinary April Term 1860

At this regular Term of the said Court comes James N.
Ramsey and William J. Means two of the Executors therein
named and propound the foregoing writing as the last Will
of Robert G. Carithers deceased late of said county and
Thomas Sloan and George F. Johnson two of the undersigning
witnesses to said writing also being present who being duly
sworn on oath declare and say that they were present when
said writing was executed by said Robert G. Carithers now de-
ceased that said Carithers declared the same to be his last
Will that at the time of publishing said Will said Carithers
was of sound and disposing mind and memory that he did so
voluntarily without any undue influence so far as witnesses know
or believe and that at the special request of said testator Re-
spondents and Wiley N. Hutchins subscribed their names as wit-
nesses in the presence of the testator and of each other and that
the said Robert G. Carithers signed his name in the presence of all
said witnesses

Sworn to and subscribed in open Court — Thomas Sloan
this 2nd day of April 1860 — Geo. F. Johnson
J. H. Johnson
Ordinary

State of Georgia } Court of Ordinary for said County,
Muscogee County } April Term 1860
John Johnson Ordinary present and presiding

In the matter of the Probate of } James N. Ram-
the Will of Robert G. Carithers deceased } sey and William
J. Means the two of the Executors therein named having qualified

2.05

Transcript of the Last Will and Testament of Robert G. Carithers deceased

Item 1st I nominate and appoint my friend John A. Sims my Executor for the State of Alabama, and I nominate for the State of Georgia my friend William J. Means, James M. Ramsey and James Johnson no security being required to be given by them

Signed Sealed Published and declared in the presence of the undersigning witnesses and witnessed in the presence of the testator and in the presence of each other

Wiley M. Hutchins
Geo. F. Johnson
Thomas Sloan

Robert G. Carithers

Georgia Muscogee County
Court of Ordinary April Term 1860

At this regular Term of the said Court comes James M. Ramsey and William J. Means two of the Executors therein named and propounds the foregoing writing as the last Will of Robert G. Carithers deceased late of said County and Thomas Sloan and George F. Johnson two of the undersigning witnesses to said writing also being present who being duly sworn on oath declare and say that they were present when said writing was executed by said Robert G. Carithers now deceased that said Carithers declared the same to be his last Will that at the time of publishing said Will, said Carithers was of sound and disposing mind and memory that he did so voluntarily without any undue influence so far as witnesses know or believe and that at the special request of said testator & opponents and Wiley M. Hutchins subscribed their names as witnesses in the presence of the testator and of each other and that the said Robert G. Carithers signed his name in the presence of all the witnesses

Sworn to and subscribed in open Court this 2nd day of April 1860
Jno. Johnson Ordinary

Thomas Sloan
Geo. F. Johnson

State of Georgia
Muscogee County

Court of Ordinary for said County April Term 1860
John Johnson Ordinary presiding and presiding

On the motion of the Executors of the Will of Robert G. Carithers dec'd and William J. Means two of the Executors therein named & propounding

James M. Ramsey

2.06

Transcript of the Last Will and Testament of Robert G. Carithers deceased

of the Will of Robert G. Carithers deceased late of Muscogee County and the same having been proved upon the testimony of Thomas Sloan and George F. Johnson two of the subscribing witnesses to said Will this Court did and judged by the Court that said Will be admitted and it is hereby admitted to record as the last Will of said Robert G. Carithers deceased and said James M. Ramsey and William J. Means having taken and subscribed the oath required as Executors of said Will - It is further ordered that Letters testamentary issue to them according

Georgia Muscogee County } I James M. Ramsey & William J. Means do solemnly swear that this writing contains the true last Will of Robert G. Carithers deceased so far as I know or believe and that I will well and truly execute the same by paying first the debts and then the legacies contained in the Will as far as his goods & chattels will thereunto extend and the law charge me, and that I will make a true and perfect inventory of all and singular his goods chattels &c & keep me Gods

Sworn to and subscribed before me in open Court this 2nd day of April 1860
Jno. Johnson Ordinary

Wm J. Means
J. M. Ramsey

State of Georgia
Muscogee County } I John Johnson Ordinary in and for said County and sole presiding Judge of the Court of Ordinary and also act as Clerk of said Court and have the custody of the seals and records thereof the same being a Court of record thereof do hereby certify that the foregoing part of this sheet contains a true copy of the Will of Robert G. Carithers deceased and also of the proceedings had in the Probate thereof and the qualifying of two of the Executors will which appears in the papers filed in my office and upon the records And I further certify that this certificate is in due form and by the proper officer

Given under my hand & the seal of said County in the City of Columbus in the State and County aforesaid this 3rd day of April A.D. 1860 Jno. Johnson Ordinary

Court of Ordinary Muscogee Co. Geo.

Recorded May 3rd 1860 G. H. Waddell Judge C.C.