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 considered and judged by the County that said Will be admitted and it is hereby admitted for record as the Last Will of said Robert G. Carithers deceased and said James F. Ramsey and William J. Weems having taken and subscribed the oaths required as Executors of said Will - It is further ordered that Letters Testamentary issue to them according by

Georgia Muscogee County I James F. Ramsey & William J. Weems do solemnly swear that the 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 & estate will thereunto extend and the law charge me, and that I will make a true and perfect inventory of all and singular the Chattels &c which come to my hands or possession belonging to said deceased before me in open County this 3rd day of April 1860

Wm J. Weems
J. F. Ramsey

Jno Johnson Ordinary

State of Georgia I John Johnson Ordinary in and Muscogee County for said county and sole presiding Judge of the Court of Ordinary and also acting as Clerk of said Court and have the custody of the seals and records thereof the same being a court of record 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 as which appears in the papers filed in my office and upon the records in this office

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

Recorded May 3rd 1860 E. H. Waddell Judge

Last Will and Testament of Joseph M. Vann deceased

The State of Alabama } May 1st A.D. 1857
Barbour County } Be it known unto all men

that I Joseph M. Vann of the State and county aforesaid do make, declare and publish this as my Last Will and Testament. I do hereby appoint my brother Henry M. Vann Executor and my wife Elizabeth Vann Executrix of my Will

1st I desire that my Estate shall be kept together, and managed by my brother, my wife and them shall have the right to buy and sell property for the benefit of said Estate transact any business pertaining to the administration of the Estate, without any order of Court. I further desire that my Executor & Executrix shall not be compelled to make a return to any Court, of their actings and doings as I have full faith & confidence in their prudence and integrity

2nd In the event of the marriage of my wife I give to her the following negroes to be held by her, and for her benefit, so long as she lives, at her death the property is to revert to my several children or their heirs, who are named as follows, Fanny & his wife Creasy, Rachel and her three children, Gaby, Shane, Edmund & Caroline and Adeline, my homestead place, Furniture and Kitchen furniture. I also give unto my wife in the event of her marriage, 3, farm mules or horses, and one head of cattle, all to be held during her life time at her death to revert to my children or their heirs

3rd To my daughter Frances Ford I have already given property to the amount of twenty one hundred dollars I desire for her to receive a negro man of the value of three hundred dollars besides, at my death also a horse bridle and saddle, to the amount of one hundred & fifty dollars

4th To each of my daughters I give the sum of thirty three Hundred Dollars, a horse bridle and saddle valued at one hundred and fifty dollars, this amount to be given to them whenever they shall marry, said amount to be given in money or negro property, I also give to each of my daughters One hundred dollars worth of Home Made furniture

5th To each of my sons I give the sum of four thousand dollars in money or negro property, one horse bridle and saddle of the value of one hundred and fifty dollars One hundred dollars in Home made furniture

Last Will and Testament of Joseph M. Vann deceased

The State of Alabama } May 1st A.D. 1857
Russell County }

Be it known unto all men that I Joseph M. Vann of the State and county aforesaid do make, declare and publish this as my last Will and Testament. I appoint my brother Henry M. Vann Executor and my wife Elizabeth Vann Executrix of my Will

1st I desire that my Estate shall be kept together and managed by my brother Henry my wife and they shall have the right to buy and sell property for the benefit of my Estate transact any business pertaining to the estate subject of the Estate, without any order of Court. I further desire that my Executor & Executrix shall not be compelled to make any return to any County of their actings and doings as I have full faith & confidence in their prudence and integrity

2nd In the event of the marriage of my wife I give to her the following negroes to be held by her, and for her benefit, so long as she lives, at her death the property is to revert to my several children or their heirs, the negroes are named as follows, Toney, Chloe wife Creasy, Rachel and her three children Julia, Elizabeth, Edmund, Emeline and Adeline, my homestead place, household and kitchen furniture. I also give unto my wife in the event of her marriage, four mules or horses, under Road & cattle, all to be held during her life time at her death to revert to my children or their heirs

3rd To my daughter Frances Ford I have already given property to the amount of one hundred dollars I desire for her to receive a negro man of the value of three hundred dollars besides, at my death also a horse bridle and saddle, to the amount of One hundred and fifty dollars

4th To each of my daughters I give the sum of Thirty three Hundred Dollars, a horse bridle and saddle valued at one hundred and fifty dollars, this amount to be given to them whenever they shall marry, said amount to be given in money or negro property also to each of my daughters One hundred dollars worth of House Hold Furniture.

5th To each of my sons I give the sum of four thousand dollars in money or negro property one horse bridle and saddle of the value of one hundred and fifty dollars & one hundred dollars in House hold furniture to [illegible]

I wish my sons to be educated out of the proceeds of my Estate, my daughters also as long as they remain unmarried. Each of my sons shall receive his portion of my Estate at the age of twenty one years. My Negro Boy I give to my son William Rhodes Vann, when he shall arrive to the age of fifteen years

6th I desire that when my youngest child shall arrive at the age of twenty one years, all my lands, negroes and other property remaining on hand, shall be sold and equally divided among my children or their heirs - I hereby declare the foregoing to be my last Will and testament, done May 1st A.D. 1857

In presence of
H. D. Armour
Wm J. Dickerslaff
John M. Caspers
James M. Owens

Joseph M. Vann

The State of Alabama } Russell County
In Probate Court, March Term 1857
Personally appeared in open Court, William J. Dickerslaff and James M. Owens two of the subscribing witnesses to the foregoing instrument, and being sworn depose and say that Joseph M. Vann, the testator therein voluntarily executed the same and declared the same to contain his last Will and testament on the day the same bears date; that they, and each of their names as witnesses thereto, in the presence of the said testator and of the other witnesses H. D. Armour and John M. Caspers, and that each of the other witnesses signed their names as witnesses in their and the testators presence, and for that in their opinion and belief said testator at the time of executing said Will was of sound and disposing mind & memory

Sworn to & subscribed before me this 1st day of March 1857
Geo. W. Maddox
Judge of Probate

Wm J. Dickerslaff
James M. Owens

Recorded May 22nd 1857
Geo. W. Maddox
Judge of Probate

I wish my sons Lake surviving me educated out of the proceeds of my Estate, my daughters also as long as they remain unmarried. Each of my sons shall receive his portion of my Estate at the age of twenty one years. My Will is I give unto my son William Rhodes Vann when she shall arrive to the age of fifteen years

Item 3 I desire that when my youngest child shall arrive at the age of twenty one years, all my lands, negroes and other property remaining on hand, shall be sold and equally divided among my children or their heirs - I hereby declare the foregoing to be my last Will and Testament, done May 1st A.D. 1857

In presence of
R. A. Howard
Wm J. Dickerslaff
John M. Cooper
James N. Owens

Joseph M. Vann

The State of Alabama Russell County
In Probate Court, March Term 1859
Personally appeared in open Court, William J. Dickerslaff and James N. Owens two of the subscribing witnesses to the foregoing instrument, and being sworn do depose and say that Joseph M. Vann, 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 they, respectively their names do witnesses thereto, in the presence of the said testator and of the other witnesses R. A. Howard and John M. Cooper, and that each of the other witnesses signed their names as witnesses in their and the testators presence and for that in their opinion and belief said testator at the time of executing said Will was of sound and disposing mind & memory

Sworn to and subscribed before me this 22nd day of March 1859
Geo. A. Maddox
Judge of Probate

Wm J. Dickerslaff
James N. Owens

Recorded May 22nd 1860
Geo. A. Maddox
Judge of Probate

Last Will and Testament of Cauley Cromwell dec'd

The State of Alabama
Russell County

In the name of God, Amen, I, Cauley Cromwell of the County and State aforesaid do make, ordain, publish and declare this my last Will and Testament

Item 1 I will and desire that all my lawful and just debts be paid and fully discharged

Item 2nd I will and bequeath unto my beloved niece Martha Caroline Cromwell (daughter of my deceased brother Thomas B. Cromwell) who is likely young & weakly negro woman and this is to say and in the event there are none such belonging to my Estate at my death, I will and direct that my Executor hereinafter named shall purchase negroes of the above description for my said niece, the purchase money for which shall be provided out of my Estate at the discretion of my Executor; and I further will that should my niece Martha die without issue and negroes and their increase, shall revert to my Estate and be disposed of in the same manner as the property mentioned in the fourth Item of this Will

Item 3 I will and bequeath to my niece Frances Emma Whitaker daughter of James T. and Mary Emma Whitaker, a certain negro slave named Peter, and I also give this will and bequeath to my niece Margaret Thomas Cromwell, (daughter of my deceased brother Thomas B. Cromwell), the sum of Four Hundred Dollars

Item 4th I will and bequeath unto my beloved sister Mary Emma Wilson of James T. Whitaker dec'd all the rest and residue of my Estate of whatsoever nature real personal and mixed and whereseever lying and being for and during the time of her natural life, and at her death I will and devise that said property be equally divided amongst the children of Mary Emma Whitaker, share and share alike

Item 5th

I hereby nominate constitute and appoint my friend and relative Thomas B. Day Esq. of the county of Russell, aforesaid Executor of this my last Will and Testament and will and desire that he be not required to give bond and security for his execution hereof, nor subsequently to make returns of his executions to any Court

In witness whereof I have hereunto set my hand and affixed my seal this the first day of March in the year Eighteen Hundred and Sixty

Cauley Cromwell

Last Will and Testament of Cauley Cromell dec'd

The State of Alabama } In the name of God Amen, I
Russell County } L. P. Cauley Cromell of the County
and State aforesaid do make, ordain, publish and declare
this my last Will and Testament,

Item 1. I Will and desire that all my lawful and just debts
be paid and fully discharged

Item 2nd I Will and bequeath unto my beloved niece Sarah
Franklin Cromell, (daughter of my deceased brother Thomas B
Cromell,) his lately young breeding negro woman and their issue
and in the event there are none such belonging to my Estate at my
death, I Will and direct that my Executor hereinafter named
shall purchase negroes of the above description for my said niece,
the purchase money for which shall be provided out of my Estate
at the discretion of my Executor; and I further Will that
should my niece Sarah die without issue said negroes and their
increase, shall revert to my Estate and be disposed of in the
same manner as the property mentioned in the fourth Item of this
Will

Item 3. I Will and bequeath to my niece Frances Emma White-
Kerr daughter of James F. and Mary Emma Whitaker, a certain
negro slave named Silas, and I also further Will and bequeath
to my niece Margaret Thomas Cromell, (daughter of my deceased
brother Thomas B. Cromell,) the sum of Four Hundred Dollars

Item 4. I Will and bequeath unto my beloved sister Mary Em-
ma Wilson of James F. Whitaker deceased all the residue and rest
of my Estate of what nature real personal and mixed and
wheresoever lying and being for and during the term of her natural
life, and at her death I Will and devise that said property be equally
divided amongst the children of said Mary Emma Whitaker, share
and share alike,

Item 5th

I Hereby nominate constitute and appoint my friend and
relative Thomas E. Day Esq of the County of Russell aforesaid
Executor of this my last Will and Testament and Will and
desire that he be not required to give bond and security for
his execution hereof, nor be required to make returns of his exe-
cution to any Court,

In witness whereof I have hereunto set my hand and af-
fixed my seal this the first day of March in the year Eight
een Hundred and Sixty

Cauley Cromell (SEAL)

Signed sealed published and declared by the said Testator as
his last Will and Testament in the day and year above mentioned
and subscribed by us as witnesses, at his request, he signing in our
presence, and we attesting thereunto in his presence and in the presence
of each other on the day and year above written

John F. Mays
W. P. Whitehurst
John F. Mymes

The State of Alabama } In Probate Court
Russell County } Special Term June 18th 1860

Personally appeared in Open Court John F. Mays
and John F. Mymes who of the subscribing witnesses to the
foregoing Will, and being sworn stated that Cauley Cromell,
the Testator, voluntarily executed the same and declared
the Paper Writing and contained his last Will and Testament on
the day the same bears date, that they signed their names as
witnesses thereto in the presence of said Testator and in the pre-
sence of the other subscribing witness and that the other
subscribing witness signed his name as such in his presence,
and theirs; 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 18th June 1860
Geo. F. Maddell
Judge of Probate

John F. Mays
John F. Mymes

Recorded July 20th 1860
Geo. F. Maddell
Judge of Probate

Signed Sealed Published and declared by the said Testator as his last Will and Testament, in the day and year above mentioned and Subscribed by us as Witness, at his request, he signing in our presence, and no attesting Witness in his presence, and in the presence of each other on the day and year above written

John T. Mays
W. D. Whitehead
John R. Mynatt

The State of Alabama } In Probate Court
Russell County } Special Term June 18th 1860

Personally appeared in Open Court John T. Mays and John R. Mynatt two of the subscribing witnesses to the foregoing Will, and being sworn stated that Stanley Sewell the Testator, voluntarily executed the same, and declared the same to be and contains his last Will and Testament on the day the same bears date, that they signed their names as Witnesses thereto in the presence of said Testator and in the presence of the other two subscribing witness and that the Testator at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 18th day of June 1860

John T. Mays
John R. Mynatt

Geo. H. Maddell
Judge of Probate

Recorded July 25th 1860

Geo. H. Maddell
Judge of Probate

Last Will and Testament of John Seegar deceased

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

I John Seegar being of sound mind and disposing memory, but being weak in body and being unwilling of the uncertainty of life do make and constitute this my last Will and Testament, hereby revoking all Wills that may have been heretofore made by me

I give my soul to God, and my body to the dust whence it came

Item 1st I Should my beloved wife Mary Seegar survive me, I will and bequeath to her all my Estate both real and personal together with all claims in action to use control and enjoy the same, free from the control or interference of any person or persons whatsoever during her widowhood if she should again Marry, but if she should not again Marry, then during the term of her natural life

Item 2nd It is my will and desire that upon the death of my said wife, Mary Seegar, all my Estate both real and personal shall be exposed to Sale at Public out cry after due and legal notice of the time and places of said Sale, and the proceeds thereof, Sale equally divided among my beloved children "Share and Share alike", named as follows Emily J. Seegar, Samuel Williams Crawford Seegar, Isabella Wiseford Sewell wife of Green B. Sewell, Isabella Theresa Nisbet, Roland D. Museum Mary Sewell wife of Geo. W. Sewell, Emily Harris wife of John Harris and Georgiana Foster wife of John Foster

Item 3rd It is my further earnest Will and desire that the distributive portion of my Estate bequeathed by me to my daughters in the foregoing clause of this Will shall not in any manner be subject to debts or contracts of any husband that any of my said daughters may now have or may hereafter have, but on the contrary I do bequeath said to my said daughter shall vest in them for the sole benefit and behalf of my said daughters and their children; a Trustee for each to be appointed by the County Court, competent authority to take of Probate Trustees in the State of their residence

Item 4th It is my further will and desire that Nancy Lewis shall have the use and control during the natural life of the said Nancy Lewis, of a certain negro woman and four of her children now in possession of the said Nancy Lewis described as follows Sally about twenty Eight or nine years of age, and a girl Fanny six years old, Alfred a

Last Will and Testament of John Seegar deceased

The State of Alabama Russell County

In the name of God Amen

I John Seegar being of sound mind and disposing memory, but being much in debt, and being uncertain of the uncertainty of life do make and establish this my last Will and Testament, hereby revoking all others that may have been here to fore made by me.

I give my soul to God, and my body to the dust whence it came.

Item 1st I lend my beloved wife Mary Seegar our two negro, Dick and bequeath to her all my Estate both real and personal, together with all claims in action to use control and enjoy the same, free from the control or interference of any person or persons whatsoever, during her natural life or widowhood if she should again marry, but if she should not again marry, then during the term of her natural life.

Item 2nd I this my will and desire that upon the death of my said wife, Mary Seegar, all my Estate both real and personal shall be exposed to sale at public out cry after due and legal notice of the time and places of said Sale, and the proceeds thereof, to be equally divided among my beloved children "Share and Share alike", named as follows Viz. Jane Seegar, Samuel Williams, Crawford Gaskell, Mitchell Seegar, James Seegar, Mary Seegar, Isabella Gaskell, Mumford Sewell wife of Green D. Sewell, Isabella Gaskell wife of Roland Gaskell, Mary Sewell wife of George W. Sewell, Emily Harris wife of John Harris and Georgiana Gaskell wife of John Gaskell.

Item 3rd I this my further earnest Will and desire that the distributive portion of my Estate bequeathed by me to my daughter in the foregoing clause of this Will shall not in any manner be subject to debts or contracts of any husband that any of my said daughters may now have or may hereafter have, but on the contrary to be bequeathed to my said daughter shall rest in the sole use for the sole benefit and behalf of my said daughters and their children; a Trustee for each to be appointed by the Judge of Probate, with full power, authority to take out all and complete Letters of Trust in the State of their residence.

Item 4th It is my further will and desire that Nancy Lewis shall have the use and control during the natural life of the said Nancy Lewis, of a certain negro woman and four of her children now in possession of the said Nancy Lewis described as follows Peggy a dark mulatto Girl about eight or nine years of age, and a girl three or six years old, Abigail a

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Isaac a boy nine years old, George a boy four years old, Jane a girl two years old and Manda an infant. The said Nancy Lewis to have, and enjoy said property during her natural life free from the control of any person or persons whatsoever and upon the death of the said Nancy the said property shall be equally divided among my wife Mary Seegar (should she be living during her natural life, and at her death to be sold and distributed) in the same manner among my children as provided for my other property in the 2nd Clause of this Will.

Item 5th It is my further will and desire that my two Sons William Crawford and John A. Seegar be appointed Executors of this my last Will and Testament.

In testimony whereof I have hereunto set my hand and affixed my seal this ninth day of April A. D. 1860

Test. J. P. Stevens

J. P. Stevens

Joseph his + Dudley mark

John Seegar

The State of Alabama } In Probate Court
Russell County } June Term 1880

Personally came in Open Court Jos. Dudley, J. Stevens & J. P. Stevens the subscribing witnesses to the within instrument, and being sworn deposeth and say that John Seegar the Testator, in their hearing, executed the same and declared it to be and contains his last Will and Testament, on the day the same bears date, in their presence, and that they each subscribed their names as witnesses in the presence of said Testator & in the presence of each other; and that in their opinion and belief, said Testator at the time of executing said Will was of sound and disposing mind and memory. Sworn to Jos. his + Dudley mark

and subscribed this 11th June 1880 J. P. Stevens

Geo. D. Maddox J. P. Stevens

Judge of Probate

Recorded July 25th 1880 Geo. D. Maddox

Judge of Probate

four or five years old, George a boy, Frances five years old, Nancy five years old and Mandy an infant. The said Nancy to have, use, and enjoy said property during her natural life free from the control of any person or persons whatsoever, and upon the death of the said Nancy the said property (including my town lot) Mary Seegar shall be the owner during her natural life, and at her death the said property is to be distributed in the same manner among my children as is provided for my other property in the 2nd Clause of this Will. But if my said wife Mary Seegar should not be living at the time of the death of the said Nancy then the said property is to be immediately sold and distributed among my children as is provided for my other property in the 2nd Clause of this Will.

3rd This my further will and desire that my two Sons William Cranford and Joshua A. Seegar be appointed Executors of this my last Will and Testament.

In testimony whereof I have hereunto set my hand and affixed my seal this ninth day of April A. D. 1860

Test J. D. Stearns
J. P. Stearns
Joseph Dudley
his mark

John Seegar

The State of Alabama } In Probate Court
Russell County } June Term 1860

Personally came in Open Court Jos. Dudley J. P. Stearns & J. P. Stearns the subscribing witnesses to the within instrument, and being sworn deposeth and say that John Seegar the testator, in their lifetime, executed the same and declared it to be and contains his last Will and Testament, on the day of the same bears date, in their presence and that they each subscribed their names as witnesses in the presence of said Testator & in the presence of each other; and that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory. Jos. his mark Dudley

Sworn to & subscribed this 11th June 1860

J. P. Stearns
J. P. Stearns

Test Maddell
Judge of Probate

Recorded July 25th 1860 Test Maddell
Judge of Probate

Last Will & Testament of Eleanor White Deceased

The State of Alabama. } Russell County.

In the name of God Amen. I Eleanor White of said State and County being solemnly impressed with the thought of death and being of sound mind & disposing memory do make and constitute this my last Will & testament hereby revoking all & each heretofore made by me.

Item 1. I give my soul into the hands of God who gave it & desire my body to be decently interred.

Item 2 My desire is that all my just debts be paid.

Item 3rd I give & bequeath to my kind & good friend Randolph L. Mott my two negroes Willy & Giles, and all my cows and calves and my other property of every kind & description whatsoever except my house and furniture. Mr Mott has been to me in my widowhood a true & kind friend & therefore leave him all my property with the exception above stated.

Item 4 I give and bequeath to Miss Mary Aaron Mott all my house hold & kitchen furniture. Miss Mott is the wife of Randolph L. Mott has also been extremely kind & good to me & therefore give her this small quantity of my property as a token of my love & respect for her.

In testimony Whereof I have hereunto set my hand & affixed my seal this 6 day of May 1860

Eleanor her (seal)
mark

Signed sealed & acknowledged in presence us by the testatrix & we have signed the same in the presence of each of them & the testatrix as witnesses this May 6th 1860

Geo Davis
B. D. Baker

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Last Will & Testament of Eleanor White Deceased

The State of Alabama. Russeee County.
In the name of God Amen. I Eleanor White of said State and County being solemnly impressed with the thought of death and being of sound mind & disposing Memory do make and Constitute this my last Will & testament hereby revoking all & each of those heretofore made by me.

Item 1. I give my soul into the hands of God who gave it & desire my body to be decently Interred.

Item 2 my desire is that all my just debts be paid

Item 3rd I give & bequeath to my kind & good frend Randolph L Mott my two negroes Willy & Giles, and all my cows and Calves and my other property of every kind & description Whatsoever except my house and furniture. Mr Mott has been to me in my Widowhood a true & kind friend & therefore leave him all my property With the exception above stated

Item 4 I give and bequeath to Mrs Mary Aaron Mott all my house hold & Kitchen furniture. Mrs Mott the Wife of Randolph L Mott has also been extremely kind & good to me & I therefore give her this small quantity of my property as a token of my love & respect for her.

In testimony Whereof I have hereunto set my hand & affixed my Seal this 6 day of May 1860

Eleanor her (X) mark

Signed Sealed & acknowledged in presence us by the testatrix & We have signed this same in the presence of each of them & the testatrix as Witnesses this 6th day 1860

Geo Davis
B H Baker

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The State of Alabama } In the Probate Court Aug
Russeee County } Term 1860. personally
appeared in open Court B H Baker a subscribing Witness to the foregoing instrument and being duly Sworn deposeth and Sayth that Eleanor White the testatrix therein voluntarily executed the Same and declared the same to be and contain her 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 Subscribing Witness, and that such other subscribing Witness attested the same in his presence & hers; And further 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 this 18th day of August A.D. 1860

Geo W Wadsee
Judge &c

B H Baker

Recorded Oct 13th 1860

Geo W Wadsee
Judge of Probate

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The State of Alabama } In the Probate Court Aug
Russell County } Term 1860, personally
appeared in open Court B A Baker a subscribing Witness to the foregoing instrument and being duly sworn deposeth and sayth that Eleanor White the testatrix therein did voluntarily execute the same and declare the same to be and contain her 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 subscribing Witness, and that such other subscribing Witness attested the same in his presence & hers; And further 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 this 18th day of August A.D. 1860

B A Baker

Chas A Waddell
Judge of Pro

Recorded Oct 13th 1860

Chas A Waddell
Judge of Probate

Last Will and Testament of
Eason Sands deceased

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The State of Alabama } Know all men by these pres-
Russell County } ents that I Eason Sands of the County of Russell and State of Alabama considering the uncertainty of this life and being of sound mind and memory do make and publish this my last Will and Testament

First I give and bequeath unto my beloved wife Eliza and my son Jasper jointly during her natural life of my wife Eliza Sixty acres of land more or less my dwelling house and other Residence Lands with all the rights and appurtenances belonging to the North East quarter of the South West quarter and the South East ¼ of the North West quarter and North East quarter of Section Twenty one Township (17) Seventeen and Range (27) Twenty Seven, at the decease of my wife Eliza the sole title interest in my son Eason

Second I give and bequeath unto my sons Benjamin and John jointly (80) Eighty acres of land more or less the North West ¼ of the South West ¼ and South West ¼ of the North West ¼ and parcels in Section (21) Twenty one Township seventeen (17) and of Range (27) Twenty Seven

Third I give and bequeath unto my daughter Sarah A. C. Culpepper and my son William Allen jointly (80) Eighty acres of land more or less the North East ¼ of the North East ¼ of Section (20) Twenty in Township Seventeen (17) of Range (27) Twenty Seven; the above devised lands all in the County of Russell and State of Alabama

Fourth I give and bequeath unto my sons John Wesley and Eason one Cow and Calf each to be delivered by their mother

Fifth I give devise bequeath to my beloved wife Eliza all the residue of my Estate real personal or mixed of which I shall die seized and possessed or to which I shall be entitled and at the time of my decease. To have and hold the same for her use benefit and support during her natural life of all or so much of the perishable property with the cash on hand shall be sold as will satisfy all debts that I may leave unpaid

Sixth I do nominate and appoint my wife Eliza to be the Executrix of this my Last Will and Testament

Last Will and Testament of Eason Sauls deceased

The State of Alabama } Know all men by these pres-
Russell County } ents that I Eason Sauls of the County of Russell and State of Alabama consid-ering the uncertainty of this life, and being of sound mind and memory, declare and publish this my last Will and Testament

First I give and bequeath unto my beloved wife Eliza and my son Eason Sauls jointly during her natural life of my wife Eliza (80) Eighty acres of land more or less my dwelling house and other Buildings Stands with all the rights and appurtenances belonging to it: the North East quarter of the South West Quarter and the South East 1/4 of the North East quarter both parcels in Section (21) twenty one Township (17) Seventeen and Range (27) twenty seven, at the decease of my wife Eliza the title title to invests in my son Eason

Second I give and bequeath unto my sons Benjamin and John Spindley (80) Eighty acres of land to wit: the North West 1/4 of the South West 1/4 and South West 1/4 of the North East parcels in Section (21) Twenty one Township seventeen (17) and of Range (27) twenty Seven

Third I give and bequeath unto my daughter Sarah A. C. Culpepper and my son William Allen jointly (80) Eighty acres of land to wit; the North East 1/4 of the North East 1/4 of Section (20) Twenty in Township Seventeen (17) of Range (27) Twenty Seven, the above descended lands all in the County of Russell and State of Alabama

Fourth I give and bequeath unto my sons John Wesley, and Eason one Cow and Calf each to be selected by their mother

Fifth I give devise bequeath to my beloved wife Eliza all the residue of my Estate real personal or mixed of which I shall die seized and possessed or to which I shall be entitled and at the time of my decease. To have and hold the same, for her use benefit and support during her natural life, after so much of the perishable property with the Cotton crop on hand shall be used as will satisfy all debts that I may leave unpaid

Sixth I do nominate and appoint my wife Eliza to be the Executrix of this my last Will and Testament

Last Will and Testament of Eason Sauls deceased

115

The State of Alabama } Know all men by these pres-
Russell County } ents that I Eason Sauls of the County of Russell and State of Alabama consid-ering the uncertainty of this life, and being of sound mind and memory, declare and publish this my last Will and Testament

First I give and bequeath unto my beloved wife Eliza and my son Eason Sauls jointly during her natural life of my wife Eliza (80) Eighty acres of land more or less my dwelling house and other Buildings Stands with all the rights and appurtenances belonging to it: the North East quarter of the South West Quarter and the South East 1/4 of the North East quarter both parcels in Section (21) twenty one Township (17) Seventeen and Range (27) twenty Seven, at the decease of my wife Eliza the title title to invests in my son Eason

Second I give and bequeath unto my sons Benjamin and John Spindley (80) Eighty acres of land to wit: the North West 1/4 of the South West 1/4 and South West 1/4 of the North East parcels in Section (21) Twenty one Township seventeen (17) and of Range (27) twenty Seven

Third I give and bequeath unto my daughter Sarah A. C. Culpepper and my son William Allen jointly (80) Eighty acres of land to wit; the North East 1/4 of the North East 1/4 of Section (20) Twenty in Township Seventeen (17) of Range (27) Twenty Seven, the above descended lands all in the County of Russell and State of Alabama

Fourth I give and bequeath unto my sons John Wesley, and Eason one Cow and Calf each to be selected by their mother

Fifth I give devise bequeath to my beloved wife Eliza all the residue of my Estate real personal or mixed of which I shall die seized and possessed or to which I shall be entitled and at the time of my decease. To have and hold the same, for her use benefit and support during her natural life, after so much of the perishable property with the Cotton crop on hand shall be used as will satisfy all debts that I may leave unpaid

Sixth I do nominate and appoint my wife Eliza to be the Executrix of this my last Will and Testament

Last Will and Testament of
Laban Lamb deceased

115

The State of Alabama } Know all men by these pres-
Russell County } ents that I Laban Lamb of
the County of Russell and State of Alabama consid-
ering the uncertainty of this life, and being of sound
mind and memory, declare and publish this my last
Will and Testament

First I give and bequeath unto my beloved wife
Eliza and my son Laban Lamb during her natural
life of my wife Eliza (80) Eighty acres of land more or
my dwelling house and other Residence Land with all the
rights and appurtenances belonging to it. The North East
Quarter of the South West Quarter and the South
East 1/4 of the North East Quarter both parts in
Section (21) twenty one Township (17) Seventeen and
Range (27) twenty seven, at the decease of my
wife Eliza the title to invest in my son Laban
Lamb

Second I give and bequeath unto my sons Benjamin
and John Lamb (80) Eighty acres of land to wit; the
North West 1/4 of the South West 1/4 and South West
1/4 of the North 1/2 both parcels in Section (21) twenty
one Township seventeen (17) and of Range (27) twenty
seven

Third I give and bequeath unto my daughter Sarah
A. C. Culpepper and my son William Allen Lamb
(80) Eighty acres of land to wit; the North East 1/4
the North East 1/4 of Section (20) twenty in Township
Seventeen (17) of Range (27) Twenty Seven, the above
descended lands all in the County of Russell and State
of Alabama

Fourth I give and bequeath unto my sons John W.
A. and Laban Mc Com and self, each to be debarred by
this Master

Fifth I give devise bequeath to my beloved wife
Eliza all the residue of my Estate real personal or
mixed of which I shall die seized and possessed or
to which I shall be entitled and at the time of my
decease. To have and hold the same, for her use
benefit and support during her natural life, after
so much of the perishable property with the cotton
crop on hand shall be used as will suffice to pay all debts
that I may leave unpaid

Sixth I do nominate and appoint my wife Eliza
Lamb the Executrix of this my last Will and Testament

116 Last Will of Laban Lamb deceased

to be assisted in the execution thereof by my son
William Allen

In testimony whereof I have to this my last Will and
testament contained on two sheets of paper and to each
sheet thereof subscribed my name and set my seal and
to this the last sheet thereof, I have subscribed my name,
and affixed my seal this the 1st day of June in the year
of our Lord One thousand Eight hundred and Sixty 1860

Laban Lamb (Seal)

Signed sealed and declared and published by the said
Laban Lamb as and for his last Will and Testament
in presence of us who at his request in his presence, of
each other have subscribed our names as witnesses hereto

W. M. Cappe
John D. Green
J. W. Vinson

The State of Alabama } In Probate Court
Russell County } November term 1860

Personally appeared in open Court John D. Green
one of the subscribing witnesses to the foregoing instrument
who after being duly sworn deposeth and saith that
Laban Lamb the testator therein voluntarily exe-
cuted the same and declared the same to be and contain
his last Will and Testament on the day the same
bears date; that he subscribed his name as a witness
in the presence of the testator & of the other subscribing
witnesses, and that so also other witnesses subscribed their
names as witnesses in his and the testators presence. That
further that in his opinion and belief said testator at
the time of executing said Will was of sound and
disposing mind & memory

Sworn to & subscribed 15th Nov 1860 John D. Green

Ezek Waddell
Judge &c

Recorded Nov 2nd 1860
Ezek Waddell
Judge of Probate

Last Will of Labon Lamb deceased

to be executed in the execution thereof by my own Williams Allen

In testimony whereof I have to this my last Will and testament contained on this sheet of paper and to each sheet thereof subscribed my name and set my seal and to this the last sheet thereof I have subscribed my name and affixed my seal this the 4th day of June in the year of our Lord One thousand Eight hundred and sixty 1860

Labon Lamb (Seal)

Signed sealed and declared and published by the said Labon Lamb as and for his last Will and testament in presence of us who at his request in his presence of each other have subscribed our names as witnesses hereto

W. M. Caffee
John D. Green
J. W. Vinson

The State of Alabama } In Probate Court
Russell County } Tuesday Term 1860

Personally appeared in open Court John D. Green one of the subscribing witnesses to the foregoing instrument who after being duly sworn deposeth and saith that Labon Lamb 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 subscribed his name as a witness in the presence of the testator & the other subscribing witnesses, and that each of the other witnesses subscribed their names as witnesses in his and the testators presence. That further that in his opinion and belief said testator at the time of executing said Will was of sound and disposing mind & memory

Sworn to & subscribed 12th June 1860 — John D. Green

Geo W Maddell
Judge &c

Recorded June 12th 1860
Geo W Maddell
Judge of Probate

Last Will of William Lynn deceased

The State of Alabama } Know all men by these presents
Russell County } that I William Lynn of said County and State being of sound disposing mind and memory do hereby make and publish this as my last Will and Testament

1st It is my Will, and I hereby give and bequeath to Sarah Kirbo, my daughter and wife of Josiah Kirbo, of Macon County in said State, a negro slave girl named Salinas, of dark color aged about seven years

2nd I give and bequeath to Elbert R. Lynn of the County and State last aforesaid, my son, a negro boy slave named Jacob of copper color, aged about seven years

3rd I also give and bequeath, to Rucha J Walker my daughter and wife of J. H. Walker of the County and State first aforesaid a negro girl slave, named Miranda of mulatto color and aged about seven years

4th I also give and bequeath to Rhoda A Dickson of the County and State last aforesaid, a negro girl slave named Alice of dark complexion, aged about two years

5th I also give and bequeath to Martin R. Lynn, my son of the County and State last aforesaid, a negro boy of dark complexion aged about three years and named Allen

6th I also give and bequeath to Moses F. Lynn my son of the State and County last aforesaid a negro girl slave named Minerva of dark color aged about five years

7th I also give and bequeath to Isaac M. Lynn, my son of the State and County last aforesaid, a negro boy slave named Bob, of mulatto color and aged about five years

8th I also give and bequeath to my daughter Mary Trinity wife of William Mickey, of the County and State last aforesaid, a negro slave girl named Amy of copper color aged about eight years

9th The aforementioned personalty is bequeathed to the aforesaid parties to the exclusion of Hilary G Lynn my son of Macon County, in the State of Georgia; Elizabeth A Lipscomb my daughter, and wife of Henry Dimmock of the State and County last aforesaid; and Newton H. Lynn my son, of Macon County, in the State first aforesaid, only as far as the present giving of negroes are concerned they each having had a negro advanced, exclusive of the parents or children first aforesaid, and of the stepparents estate of mother

Last Will of William Lynn deceased

The State of Alabama } Know all men by these presents
Russell County } that I William Lynn of said County and State being of sound disposing mind and memory do hereby make and publish this as my last Will and Testament

1st It is my Will, and I hereby give and bequeath to Sarah Kirbo, my daughter and wife of Joseph Kirbo, of Mason County in said State, a negro Slave girl named Patience, of dark color aged about seven years

2nd I give and bequeath to Ebenezer D. Lynn of the County and State last aforesaid, my son, a negro boy Slave named Jacob of copper color, aged about seven years

3rd I also give and bequeath, to Martha J. Walker my daughter and wife of J. A. Walker of the County and State first aforesaid a negro girl Slave, named Miranda of Mulatto color and aged about seven years

4th I also give and bequeath to Rhoda A. Dickens of the County and State last aforesaid, a negro girl Slave named Alice of dark complexion, aged about ten years

5th I also give and bequeath to Martin R. Lynn, my son of the County and State last aforesaid, a negro boy of dark complexion aged about three years and named Allen

6th I also give and bequeath to Moses F. Lynn my son of the State and County last aforesaid a negro girl Slave named Minerva of dark color aged about five years

7th I also give and bequeath to Isaac N. Lynn, my son of the State and County last aforesaid, a negro girl Slave named Rab, of Mulatto color and aged about four years

8th I also give and bequeath to my daughter Mary Susan Wilkey wife of William Wilkey, of the County and State last aforesaid, a negro Slave aged girl named Amy of copper color aged about eight years

9th The aforenamed limited property is bequeathed to the aforesaid parties to the exclusion of Riley G. Lynn my son, of Macon County, in the State of Georgia, & Eliza deceased A. Dysart my daughter, and wife of Henry Dunn of the State and County last aforesaid; and Newton H. Lynn my son, of Macon County in the State first aforesaid, only as far as the present giving of negroes are concerned they each having had a negro apiece, exclusive of the issue or children first aforesaid, and of the Separate estate of mother

Last Will of William Lynn deceased

The State of Alabama } Know all men by these presents
Russell County } that I William Lynn of said County and State being of sound disposing mind and memory do hereby make and publish this as my last Will and Testament

1st It is my Will, and I hereby give and bequeath to Sarah Kirbo, my daughter and wife of Joseph Kirbo, of Mason County in said State, a negro Slave girl named Patience, of dark color aged about seven years

2nd I give and bequeath to Ebenezer D. Lynn of the County and State last aforesaid, my son, a negro boy Slave named Jacob of copper color, aged about seven years

3rd I also give and bequeath, to Martha J. Walker my daughter and wife of J. A. Walker of the County and State first aforesaid a negro girl Slave, named Miranda of Mulatto color and aged about seven years

4th I also give and bequeath to Rhoda A. Dickens of the County and State last aforesaid, a negro girl Slave named Alice of dark complexion, aged about ten years

5th I also give and bequeath to Martin R. Lynn, my son of the County and State last aforesaid, a negro boy of dark complexion aged about three years and named Allen

6th I also give and bequeath to Moses F. Lynn my son of the State and County last aforesaid a negro girl Slave named Minerva of dark color aged about five years

7th I also give and bequeath to Isaac N. Lynn, my son of the State and County last aforesaid, a negro girl Slave named Rab, of Mulatto color and aged about four years

8th I also give and bequeath to my daughter Mary Susan Wilkey wife of William Wilkey, of the County and State last aforesaid, a negro Slave aged girl named Amy of copper color aged about eight years

9th The aforenamed limited property is bequeathed to the aforesaid parties to the exclusion of Riley G. Lynn my son, of Macon County, in the State of Georgia, & Eliza deceased A. Dysart my daughter, and wife of Henry Dunn of the State and County last aforesaid; and Newton H. Lynn my son, of Macon County in the State first aforesaid, only as far as the present giving of negroes are concerned they each having had a negro apiece, exclusive of the issue or children first aforesaid, and of the Separate estate of mother

Last Will of Williams Lynn deceased

The State of Alabama } Know all men by these presents
Russell County } that I Williams Lynn of said County and State being of sound disposing mind and memory do hereby make and publish this as my last Will and testament

1st It is my Will, and I hereby give and bequeath to Sarah Kirtley, my daughter and wife of Joseph Kirtley of Mason County in said State, a negro Slave girl named Palina, of dark color aged about seven years

2nd I give and bequeath to Ethelbert B. Lynn of the County and State last aforesaid, my son, a negro boy Slave named Jacob of copper color, aged about seven years

3rd I also give and bequeath, to Ruth A. Walker my daughter and wife of J. H. Walker of the County and State first aforesaid a negro girl Slave, named Minerva of Mulatto color and aged about seven years

4th I also give and bequeath to Rhoda A. Dicken of the County and State last aforesaid, a negro girl slave named Alice of dark complexion, aged about ten years

5th Also give and bequeath to Marlin B. Lynn, my son of the County and State last aforesaid, a negro boy of dark complexion aged about three years and named Allen

6th Also give and bequeath to Moses F. Lynn my son of the State and County last aforesaid a negro girl Slave named Minerva of dark color aged about four years

7th Also give and bequeath to Isaac M. Lynn, my son of the State and County last aforesaid, a negro boy Slave named Rat, of Mulatto color and aged about five years

8th Also give and bequeath to my daughter Mary Susan Mickey wife of William Mickey, of the County and State last aforesaid, a negro Slave aged about named Amy of copper color aged about eight years

9th The aforementioned property is bequeathed to the aforesaid parties to the exclusion of Riley G. Lynn my son, of Macon County, in the State of Georgia, Elizabeth A. Dunn my daughter, and wife of Henry Dunn of the State and County last aforesaid; and Marlin B. Lynn my son, of Macon County in the State first aforesaid, only as far as the present giving of negroes are concerned they each having had a negro given, exclusive of the Slave or Slaves first aforesaid, out of the Estate of said Mother

Last Will of Williams Lynn deceased

10th It is also my Will that as the negro slaves above named & as in the hands and possession of the parties before named, that they respectively retain the possession and use of said negroes, without interruption from my Executors herein after appointed

11th After paying my just debts, and funeral expenses, it is my Will and I hereby bequeath to my wife Mary Lynn, the residue of my estate both personal and real during her natural life, or during her widowhood, and it is my desire that she has perfect and complete control of my negroes and lands during the time mentioned, and at her death or upon her marriage after my death, It is my Will and I hereby bequeath to my Children Sarah Kirtley (wife of Joseph Kirtley) Ethelbert B. Lynn, Ruth A. Walker (wife of J. H. Walker) Rhoda A. Dicken (wife of William Dicken) Marlin B. Lynn, Isaac M. Lynn, Moses F. Lynn, Mary Susan Mickey, (wife of William Mickey) Riley G. Lynn, Elizabeth A. Dunn (wife of Henry Dunn and Marlin B. Lynn or their heirs or assigns, the residue of my estate both real and personal, to be equally divided among the said Children either by division or public Sale, as a majority of said Children may desire

12th I hereby constitute and ordain William Mickey of the State and County first aforesaid and Ethelbert B. Lynn of Mason County in the State first aforesaid my lawful Executors

In testimony whereof I have hereunto set my hand and affixed my seal, and declare and publish this the three foregoing pages as my last Will and Testament being informed of and having read the contents Oct 10th 1860

Signed in the presence of
Jesse M. Duncan
Jacob Lamb
Wm G. Underwood

Williams Lynn

The State of Alabama } In Probate Court
Russell County } December Term 1860

Personally appeared in open Court Jacob Lamb and Jesse M. Duncan two of the Subscribing witnesses to the within instrument who after being duly sworn depose and say that Williams Lynn the testator therein named, has executed and declared the same to be his last Will and Testament on the day the same bears date; that they Signed their names as witnesses in his

Last Will of William Lynn deceased

10th This also my Will that as the negro slaves above named are in the hands and possession of the parties before named, that they respectively retain the possession and use of said negroes, without let or suffrance from my Executors herein after appointed

11th After paying my just debts, and funeral expences, it is my Will and I hereby bequeath to my wife Mary Lynn the residue of my estate both personal and real during her natural life, or during her widowhood, and it is my desire that she has perfect and complete control of my negroes and land during the time meantime, and at her death or upon her marriage after my death. It is my Will and I hereby bequeath to my Children Sarah Kimbol wife of Joseph Kimbol, Ethelbert W. Lynn, Ruthy Walker (wife of E. H. Walker), Rhoda A. Dickenson (wife of William Dickenson), Martin V. Lynn, Isaac W. Lynn, Mason P. Lynn, Mary Susan Mickey, (wife of Williams Mickey), Riley C. Lynn, Elizabeth A. Dunn (wife of Henry Dunn and Newton D. Lynn or their heirs or assigns, the residue of my estate both real and personal, to be equally divided among the said children either by division or public Sale, as a majority of said children may desire

12th I hereby appoint and ordain William Mickey of the State and County first aforesaid and Ethelbert W. Lynn of Macon County in the State first aforesaid my lawful Executors

In testimony whereof I have hereunto set my hand and affixed my Seal, and declare and publish this the three foregoing pages as my last Will and testament being informed of and having read the contents Oct 10th 1860

Signed in the presence of

Jesse M. Duncan
Jacob Landy
Wm J Underwood

William Lynn

The State of Alabama
Russell County

In Probate Court
December Term, 1860

Personally appeared in open Court Jacob Landy and Jesse M. Duncan two of the subscribing witnesses to the within instrument who after being duly sworn disposes and say that William Lynn the testator therein named has executed and declared the same to be his last Will and Testament on the day the same bears date, that they Signed their names as witnesses in his

Last Will of William Lynn deceased

in his presence, and in the presence of the other subscribing witness, and that such other witness subscribed his name as such in their and the Testators presence, and further that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

Jacob Landy
Jesse M. Duncan

Sworn to, recorded and subscribed the 10th Dec 1860

Geo W Maddell
Judge of Probate

Recorded January 4th 1861

Geo W Maddell
Judge of Probate

Last Will and Testament of Pleasant Philips deceased

In the name of God Amen

I Pleasant Philips feeling that life is uncertain and that I am infirm of body and feeble in health and believing it is but right and proper to prepare for death while in life and being of sound mind and disposing memory do make this preparation by constituting appointing and ordaining this as my last Will and Testament

1 I bequeath my immortal Soul to the God who gave it trusting in his mercies for an eternal life and the Resurrection of glory and my body I will and bequeath to decent and christian burial

2 I will that all my just debts shall be paid and for the purpose my personal representatives hereinafter named shall have power to sell such real and personal property, one or both as shall seem most proper to them not to include such property as shall be set apart for my beloved wife in this my last Will and hereafter mentioned

3 I will and bequeath unto my beloved wife Elizabeth Philips the following named negroes in such portion as hereafter mentioned and for the time hereafter stated viz Big Sam, Milly, Sankey, Matilda, Sylvia - Horace, Glaster, Andy, Sally, - and if she wishes to keep and raise the orphan children of our deceased daughter Mary Shelton, then in addition to the above named negroes a negro girl who can nurses them, also three hundred and forty acres of land to be selected by her and

Last Will of William Lynn deceased

in his presence, and in the presence of the other subscribing witness, and that such other witness subscribed his name as such in their and the Testators presence, and for the that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 10th Dec 1850

Jesse M. Dennison

Geo W. Maddell
Judge of Probate

Recorded January 4th 1851
Geo W. Maddell
Judge of Probate

Last Will and Testament of Pleasant Philips Deceased

In the name of God. Amen.

I Pleasant Philips feeling that life is uncertain and that I am infirm of body and feeble in health and believing it is but right and proper to prepare for death while in life and being of sound mind and disposing memory, do make this preparation by constituting appointing and ordaining this as my last Will and Testament

1 I bequeath my immortal Soul to the God who gave it trusting in his mercies for an eternal life in his Kingdom of Glory and my body I will and bequeath to be decently and christian buried

2 I will that all my just debts shall be paid and for this purpose my personal representatives hereinafter named shall have power to sell such real and personal property, one or both as shall seem most proper to them to include such property as shall be set apart for my beloved wife in this my last Will and hereafter mentioned

3 I will and bequeath unto my beloved wife Elizabeth Philips the following named negroes in such estate as hereafter mentioned, and for the time hereafter stated viz Big Sam, Milly, Sankey, Matilda, Sylvia - Horace Glaster, Andy, Sally, - and if she wishes to keep and raise the orphan children of our deceased daughter Mary Shelton, then in addition to the above named negroes a negro girl who now nurses them, also their Bed and for 15 acres of land to be selected by her and

Last Will of Pleasant Philips deceased

and the horses and cattle and gin house and screw on the place where we now live, if she wishes it, and five mules and the horse Bill or Fanny as she may select, my cloak and such table furniture implements for the farm and land above specified. To have and to hold the above named property for the term of her natural life, and at her death to be equally divided among my three heirs hereafter named, who may take the balance of my estate at my death, and if she wishes to sell the land above named, she has power to make and deliver a valid deed for the same and purchase other lands with the proceeds thereof. Subject to the same descent however as the land now devised

4 I will and bequeath that all my property both real and personal after the debts are paid and my wife takes her portion above bequeathed to be equally divided as near as can be, except in the portions hereafter named, between my daughter Emeline M. Williams, my son Abram E. Philips my daughter Ann E. Kyles, my son John M. Philips and my son in law George M. Shelton who is to have the portion set apart for him in trust for the use and benefit of his two children Lucy E. Shelton and George P. Shelton and not subject to any of the debts or contracts of the George M. Shelton, the said portions to be in amounts in the manner following, Emeline M. Williams share to be less than one fifth by one hundred Dollars with interest from the first day of February 1851, George M. Shelton's portion or the children named to be less than one fifth by one hundred and fifty Dollars with interest from the first day of September 1852 and Elizabeth Kyles portion to be more than one fifth by one hundred and twenty five Dollars with interest from the 1st day of January 1845

5 It is my will that the old negro Patty with the one of my sons who will take her for the longest annuity during her life, to be paid in annual installments by the four last named legatees, or if she prefers it and my wife consents to it she may live with my wife, and the four last named legatees each contribute their respective portions towards her board

6 It is my will that my wife Elizabeth Philips and my son John M. Philips shall be the Executrix and Executor to carry out and execute this my last Will and Testament and no bond shall be required of them as such

Last Will of Pleasant Philips deceased

and the horses and cato and gin house and screw on the place where we now live, if she wishes it, and five mules and the horse Bill or Fanny as she may select, my Clock and suitable farming implements for the force and land above specified. To have and to hold the above named property for the term of her natural life and at her decease to be equally divided among my sons hereafter named, who may take the balance of my estate at my death, and if she may wish to sell the land above named she has power to make and deliver a valid deed for the same, and purchase a like tract with the proceeds thereof subject to the same dower and limitations as the land now divided.

4th I will and bequeath that all my property both real and personal after the debts are paid and my wife takes her portion above bequeathed, to be equally divided as near as can be, except in the particulars hereafter named, between my daughter Emeline M. Williams, my son Abram C. Philips my daughter Ann E. Kyle, my son John M. Philips and my son in law George M. Shelton who is to have the portion set apart for him in trust for the use and benefit of his two children Lucy E. Shelton and George P. Shelton and not subject to any of the debts or contracts of the George M. Shelton, the said portions to be in amounts in the manner following, Emeline M. Williams shall to do less than one fifth by one hundred Dollars with interest from the first day of February 1851, George M. Shelton's portion for the children above named to be less than one fifth by one hundred and fifty Dollars with interest from the first day of September 1852 and Elizabeth Kyle's portion to be more than one fifth by one hundred and twenty five Dollars with interest from the 1st day of January 1845

5th It is my will that the old negro Patty with the one of my sons who will take her for the lowest amount annually during her life, to be paid in Money or in Stock by the four last named Legatees, viz: she prefers it and my wife consents to it she may live with my wife, and the four last named legatees each contribute their respective portions towards her support

6th It is my will that my wife Elizabeth Philips and my son John M. Philips shall be the Executors and Executor to carry out and execute this my last Will and Testament and no bond shall be required of them as such

In testimony I have hereunto set my hand and affixed my seal this the Eighteenth day of May A.D. 1857

Signed and sealed in the presence of us

John Porter
James R. Radcliff
Uriah Porter

P. Philips (Seal)

The State of Alabama
Russell County

Be it remembered that on the 19th day of December 1860 personally appeared in open Court James R. Radcliff one of the Subscribing witnesses to the foregoing instrument who being duly sworn deposeth and saith that Dr. Pleasant Philips the Testator therein named voluntarily executed and declared the same to be and contain 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 of the witnesses subscribed their names as such in his and the Testators presence, and further that in his opinion and belief he and Testator at the time aforesaid and Will was of sound and disposing mind & memory

Sworn to & subscribed this 19th December 1860

James R. Radcliff

Test. R. Maddell
Judge of Probate

Recorded January 1st 1861

Last Will of, Pleasant Philips deceased

In testimony I have hereunto set my hand and affixed my seal this the Eighteenth day of May A.D. 1857

Signed and sealed in the presence of

John Porter
James R. Baden
Uriah Porter

P. Philips (Seal)

The State of Alabama
Russell County

In the Probate Court
December 19th 1860

Personally appeared in open Court James R. Baden one of the Subscribing witnesses to the foregoing Instrument who being duly sworn deposeth and saith that Dr. Pleasant Philips the Testator therein named freely executed and declared the same to be and contain his last Will and Testament on the day the same bears date. that he attended the same in the presence of the Testator and of the other witnesses and that each other witnesses subscribed their names as such in his and the Testators presence, and further that in his opinion and belief the Testator at the time aforesaid was of sound and disposing mind & memory

Sworn to & subscribed this 19th December 1860

James R. Baden

Test. H. Waddell
Judge of Probate

Recorded January 1st 1861

Last Will and Testament of William H. Maynor deceased

The State of Alabama — In the name of God. Amen. I, William H. Maynor of the County of Russell, being of a sound and disposing mind and memory do make and publish this my last Will and testament, hereby revoking all former Wills & Codicils heretofore made.

First, I commit my soul to God, who gave it and my body to the earth to be decently interred.

Second I desire my beloved wife Elizabeth Maynor to have a competency while she lives, and my minor Children educated, without any charge upon her or distributive share of my estate - And to that end do loan to my said wife during her life. Five Hundred and Eighty acres of the land upon which we now reside to include the buildings. That is to say, the North half of Section Thirty one the West half of Section Thirty, to keep Eighty acres off of the North end, also for quantity Twenty acres in the North West corner of the North half of Section Thirty two, all in Township Eighteen of Range Twenty Eight in said County, with such portion of the Stock of Horses, mules, cattle, Hogs, Goats, House Hold and Kitchen furniture, Cooking Utensils and Tools or implements as she may desire to keep, and one years provision to be for the use and benefit of my said wife and my minor children, and at her death to go to and form part of my estate and devised as herein after directed.

Third It is my desire & hereby direct and fully authorize my Executors and Executors who shall or may qualify as such to sell at public outcry, all the balance of the lands of which I may die seized or possessed or may be entitled to upon a credit of one and two years, also my slaves and all my personal property, other than that mentioned in the second item upon a credit of one year, and upon such sales to give assurances or evidences of purchase, and upon full payment to make deed and deliver Titles, and the proceeds of such sales, with the cash on hand and the amounts which may be collected upon choses in action, or demands due me or in my favor I desire to constitute a general fund and keep at interest, until a general division as herein after directed & adopted as herein otherwise provided.

Fourth I desire to do equal justice to all my children - I have here to fore made advances as follows to my daughter Maria J. Blalock, wife of B. F. Blalock, and to my daughter Adaretta A. King wife of G. King each about the sum of Five hundred Dollars, to my

Last Will and Testament of William H. Maynor deceased

The State of Alabama — In the name of God. Amen,
I, William H. Maynor of the County of Russell, being of a sound and disposing mind and memory, do make and publish this my last Will and testament, hereby revoking all former Wills & Codicils heretofore made

First, I commit my soul to God, who gave it and my body to the earth to be decently interred

Second I desire my beloved wife Elizabeth Maynor, to have a competency while she lives, and my minor Children educated, without any charge upon his or their distributive share of my estate — And to such debts as may be owing by my said wife during her life. Five hundred and Eighty acres of the lands upon which we now reside to include the buildings, that is to say, the North half of Section Thirty one the West half of Section thirty two, except Eighty acres off of the North end also for quantity, Twenty acres on the North West corner of the North half of Section thirty two, all in Township Eighteen of Range twenty Eight in said County, with such portion of the Stock of Horses, Mules, Cattle, Hogs, Goats, House hold and Kitchen furniture, Cooking utensils and tools or implements as she may desire to keep, and one years provision to be for the use and benefit of my said wife and my minor children, and at her death to go to and form part of my estate and divided as herein after directed

Third This my desire I hereby direct and fully authorize my Executrix and Executors who shall or may qualify as such to sell at public outcry, all the balance of the lands of which I may die seized or possessed or may be entitled to upon a credit of one and two years, also my slaves and all my personal property, after that that mentioned in the second item upon a credit of one years, and upon such sales or sales to give assurances or evidences of purchase, and upon full payment to make deed and deliver titles, and the proceeds of such sales, with the cash on hand and the amounts which may be collected upon choses in action, or demands due me or in my favor I desire to constitute a general fund and kept at interest, unless a general division as herein after directed, except as herein otherwise provided

Fourth I desire to do equal justice to all my children — I have here to fore made advances as follows to my daughter Maria J. Blalock, wife of D. D. Blalock, and to my daughter Adelaide A. King wife of J. King each about the sum of Five hundred Dollars, to my

Last Will of William H. Maynor deceased

son James T. J about nine hundred Dollars and to my daughter Elizabeth Priddy wife of Thomas Priddy about Eight hundred and Seventy five Dollars, and I may make other advances, as I hereby direct that so soon after the payment of my just debts and funeral expenses as practicable (which I desire paid out of the first funds which may be on hand) that a sufficient sum be paid to each of my children who may have received an advance, which order added to that amount before received shall make the sum of one thousand Dollars to each one and after the direct that is each one of my minor children shall become of age or marry prior to a general division as herein provided for, he or she as the case may be, shall be paid the sum of One thousand Dollars by my Executors, in order to make such advances, or pay such debts and funeral expenses, my Executors may, use such portion of the principal of the general fund as may be necessary

Fifth It is my Will and desire, that no division of my estate be had or made until my youngest child which may die in life, becomes of age or marries or until the death of my beloved wife in the event she shall die before such majority or marriage in either of which events, then I desire a division to be made. If such division shall be made, because of the majority or marriage of my youngest Child who may be in life, then my wife is to take a Child's part for her life in addition to that provision made for her in the second item — If such division take place because of the death of my wife, either of those who may have received his or her advance of One thousand Dollars shall receive any thing more sufficient sum shall be set a part to support and educate such of my children as may be under age, and maintain and to make up to each child not having received his or her full advance, the sum of One thousand, when each have thus received his or her advance and been raised educated, then I desire the balance of my estate to be equally divided between my several children, Maria J. Blalock, Adelaide A. King, James T. J. Maynor, Elizabeth Priddy, Mecanis Maynor, Marshall H. Maynor, Nelson T. Maynor, Hezekiah H. Maynor, Thomas Eliza Maynor and Catherine A. Maynor, share and share alike.

In the event that a division shall take place because of the death of my wife then my Executors shall in like manner make sale of the property to and in the same manner as prescribed in the third item, give assurances make titles in like manner, in the event a division is had

Last Will of William A. Maynor deceased

son James T. J. that nine hundred Dollars and to my daughter Elizabeth Priddy wife of Thomas Priddy about eight hundred and seventy five Dollars, and I may make other advances, and I hereby direct that so soon after the Payment of my just debts and funeral expenses as practicable (which I desire paid out of the first funds which may be on hand) that sufficient sum be paid to each of my children who may have received an advance, which orders and additions shall make the sum of one thousand Dollars to each one and I further direct that is each one of my minor children shall be come of age or marry prior to a general division as herein provided for he or she as the case may be, shall be paid the sum of One thousand Dollars by my Executors, in order to make such advances, or pay my debts and funeral expenses, my Executors may, use such portion of the principal of the general fund as may be necessary.

Fifth. It is my Will and desire, that no division of my estate be had or made until my youngest child which may be in life, becomes of age or marries or until the death of my beloved wife in the event she shall die before such majority or marriage in either of which events, then I desire a division to be made. If such division shall be made, because of the majority or marriage of my youngest child who may be in life, then my wife is to take a child's part for her life in addition to that provision made for her in the second item. If such division take place because of the death of my wife, before either of those who may have received his or her advances of One thousand Dollars shall receive any thing more of sufficient sum shall be set a part to support and educate such of my children as may be under age and unmarried and to make up to each child not having received his or her full advance, the sum of One thousand, when each have thus received his or her advances and been raised and educated, then I desire the balance of my estate to be equally divided between my several children, Louisa J. Pollock, Ellen Ann S. King, James T. J. Maynor, Eliza A. Priddy, Messrs Maynor, Marshall M. Maynor, Nelson A. Maynor, Thos A. Maynor, Ann Eliza Maynor and Catherine A. Maynor, share and share alike.

In the event that a division shall take place because of the death of my wife then my Executors shall in like manner make sale of the property so and in the same manner as hereinbefore in the third item, give a credit make titles in like manner, in the event a division is had

Last Will of William A. Maynor deceased

while my wife is in life at her death I desire the property and effects loaned to her as in this and the second items to be equally divided between my several children in like manner as herein before indicated, the cattle crops which I may leave unsold or which may be growing or may be made the year or years previous to my death may be sold at private sale all other sales to take public and without the expense of Court Orders

Sixth. The property which my daughters receives under this Will is to be to their sole and separate use of the daughter and to the child or children of each, that is the child or children to have what his or her or their mother receives or would be entitled to receive if living - In the event that either of my said children shall die before a division shall be made, without issue living, then the share to which such child would have been entitled shall form part of my estate and be divided among my other children and the children of each as may have died the children or child or children of each to stand in the place of the parent and entitled to all the rights to which the parent would have him or her been in life; in like manner if any of my children shall die without a child or children, the brothers and sisters and descendants shall be entitled to the property as herein given and shall take as herein provided

Seventh. I hereby nominate and appoint my beloved wife Elizabeth Maynor my relative by marriage Harrison Bee and my son Marshall M. Maynor, Nelson A. Maynor and Thos A. Maynor executors and executrix of this my last Will and Testament and I request them in good faith to carry out these my testamentary intentions, which I have confidence they will do and accept that each may qualify without giving bond

In witness whereof I, William A. Maynor the Testator have to this my Will and Testament set my hand and seal this the first day of September in the year of our Lord one thousand eight hundred and fifty six

William A. Maynor (Seal)

The above and foregoing was signed, sealed, published and declared by the above named William A. Maynor as and for his last Will and Testament, in the presence of us who have hereunto subscribed our names as witnesses thereto in the presence of the said Testator and in the presence of each other on the day and date therein written

Sterling G. Hopkins J. J. Hegar

Wilson Williams

Clerk Superior Court
Atty in General

Last Will of Williams H. Maynor deceased

while my wife is in life after her death I desire the property and effects to be used for her as in this and the second items to be equally divided between my several children in like manner as herein before indicated, the Cattle crops which I may leave unsold or which may be growing or may be made the year or years previous to my death may be sold at private sale all other sales to be public and without the evidence of Court Orders

Sixth The property by which my daughters receive under this Will is to be to their sole and separate use of the daughter and to the child or children of each, that the child or children so to have what his or her or their mother receives or would be entitled to receive if living - In the event that either of my said children shall die before a division shall be made, without issue living, then the share to which such child would have been entitled shall form part of my estate and be divided among my other children and the children of such as may have died, the children or child so of each to stand in the place of the parents and receive to all the right to which the parent would had him or her been in life: in like manner if any of my children shall die without a child or children, the brothers and sisters and descendants shall be entitled to the property herein given and shall take as herein provided

Seventh I hereby nominate and appoint my beloved wife Elizabeth Maynor my executrix and Harrison Dale and my son Marshall M. Maynor, Executors of my last Will and Testament and I request them in good faith to carry out these my testamentary intentions, which I have confidence they will do and decree that each may qualify without giving bond

In witness whereof I William H. Maynor the Testator have to this my Will set my hand and seal this the first day of December in the year of our Lord one thousand eight hundred and fifty six

William H. Maynor (Seal)

The above and foregoing was signed, sealed, published declared by the above named William H. Maynor as for his last Will and Testament, in the presence of us who have hereunto subscribed our names as witnesses thereto in the presence of the said Testator and in the presence of each other on the day and date therein written

Sterling G. Hopkins
W. Wilson Williams

Gen. Gunter as my Atty in General

Last Will of Williams H. Maynor deceased

State of Alabama } In the Probate Court
Russell County } December Term 1860

Personally appeared in open Court Wilson Williams and Sterling G. Hopkins two of the subscribing witnesses to the foregoing instrument to the foregoing instrument and being duly sworn deposes and say that Williams H. Maynor the Testator therein named duly executed the same 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 that in the presence of the other witness Jeremiah J. Segar and that each other witness subscribed his name as a witness in their and the Testators presence

And further that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 10th day of Dec. A.D. 1860

Wilson Williams
J. G. Hopkins

Geo. W. Maddell Judge C.C.

Codicil

In the name of God Amen

After I am dead I desire to be buried decently - I desire all my funeral debts paid

Item - I give and bequeath to Mrs Cordelia B. Webb wife of William H. Webb, now residing in Muscogee County Georgia and the heirs of her body now living, and that may be hereafter born by her present husband William H. Webb all that tract or parcel of land situate lying and being in Russell County and State of Alabama known and distinguished as being the South East (SE) quarter of the South West (SW) quarter of Section (S) Eight (8) Township (17) Seventeen Range (E) Twenty Eight (28) all being in the County and State aforesaid which said land is to be sold, when the eldest child of Cordelia and William H. Webb shall marry or become of age, and the proceeds of sale be equally divided between Mrs Cordelia B. Webb and the heirs of her body by William H. Webb, that may be living at the time such child shall become of age or marries, share and share alike, and if Cordelia B. Webb and the heirs of her body should die before such sale should be made then all the land to vest in Wm H. Webb, absolutely

Item My I give and bequeath to Elizabeth Howard wife of Nathan Howard now living in the County of Muscogee

Last Will of William H. Maynor deceased

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The State of Alabama } In the Probate Court
Russell County } December Term 1880

Personally appeared in open Court Wilson Williams and Sterling G. Hopkins two of the subscribing witnesses to the foregoing instrument to the foregoing R. Ormond and being duly sworn deposes and say that William H. Maynor the Testator therein mentioned executed the same and declared the same to be and contains 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 that in the presence of the other witness Jeremiah J. Slaughter and that each other witness subscribed his name as a witness in their and the Testators presence

And further that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 10th day of December A.D. 1880

Wilson Williams
S. G. Hopkins

Test. Maddell Judge P.C.

Codicil

In the name of God Amen

After I am dead I desire to be buried decently - I desire all my funeral debts paid

Item - I give and bequeath to Mrs Cordelia B. Webb wife of William H. Webb now residing in Muscogee County Georgia and the heirs of her body now living, and that may be hereafter born by her present husband William H. Webb all that tract or parcel of land situate lying and being in Russell County and State of Alabama known and distinguished as being the South East (SE) quarter of the South East (SE) quarter of Section (S) Eight Township (17) Seventeen Range (28) Twenty Eight all being in the county and State aforesaid which said land is to be sold, when the eldest child of Cordelia and William H. Webb shall marry or become of age, and the proceeds of sale be equally divided between Mrs Cordelia B. Webb and the heirs of her body by William H. Webb, that may be living at the time such child shall become of age or marries, share and share alike, and if Cordelia B. Webb and the heirs of her body should die before such sale is made, then all the land to vest in Wm H. Webb, absolutely

Item 2nd I give and bequeath to Elizabeth Howard wife of Nathan Howard now living in the County of Muscogee

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Last Will and Testament of Wm H. Maynor deceased

and State of Georgia and her two youngest children Mary Howard and the next youngest name not known, all that tract or parcel of land known as the South West quarter of Section (S) Eight Township (17) Seventeen and Range (28) Twenty Eight, with the exception of forty acres (40) off the South West quarter, or South West forty acres of said South West quarter (1/4) of said section, on which Mrs Abby Gilbert now lives, sold deed in the County of Russell and State of Alabama, I desire that the above described land shall be sold within twelve months, and the proceeds applied to raising and educating the last deceased children I mean Mrs Elizabeth Howards children, I desire that the above described land shall be sold at Cranford Alabama any time within twelve months, or one and two years time

I desire that the proceeds of said land be divided at the time of said sale or as soon as the money is collected or the notes given for the land above described between the two children equally and each raised and educated out of its part the two amounts to be kept separate - In the event that one of them should die or both should die, or the heirs of their body, then and in that case this matter shall take under them all the property to vest absolutely in her - I mean Mrs Elizabeth Howard

Item 3rd I desire Mr H. Webb to act as Guardian of the person and property of his own children and the two youngest children of Mrs Elizabeth Howard - I mean the two youngest children of Mrs Elizabeth Howard last above described

I desire that Mr H. Webb shall manage the property of the two youngest children of Mrs Elizabeth Howard in any way he may deem best for their interest

Item 4th I desire that all the land above described shall be sold at public outcry to the highest bidder at Cranford Alabama on one and two years time with good and approved security, deed to be made at time of sale, I mean the land that I have given to Mrs Elizabeth Howards children Said land sold on or about the first of October in the year of our Lord 1881

Item 5th I do not require the Guardian of the Children above mentioned to give required to give or bond

Signed Sealed & delivered in the presence of us Sept 29 1880
S. A. Riding J. A. Abercrombie
John F. Walker

William H. Maynor

Last Will and Testament of Wm H. Maynor deceased

and State of Georgia and her two youngest children Mary Howard and the next youngest name not known, all that tract or parcel of land known as the South West quarter of Section (3) Eight Township (17) Seventeen and Range (25) Twenty Eight, with the exception of forty acres (40) off of the South West quarter, or South West forty acres of said South West quarter (1/4) of said section, on which Mrs Abby Gilbert now lives, I also devise in the County of Russell and State of Alabama, I desire that the above described land shall be sold within twelve months, and the proceeds applied to raising and educating the last described children I mean Mrs Elizabeth Howards children, I desire that the above described land shall be sold at Cramford Alabama any time within twelve months, or one and two years time

I desire that the proceeds of said land be divided at the time of said sale or as soon as the money is collected on the sales given for the land above described between the two children equally and each raised and educated out of its part, the two amounts to be kept separate— In the event that one of them should die or both should die, or the two of the body, then and in that case this mother shall take under them all the property to her absolutely in her— I mean Mrs Elizabeth Howard

Item 3rd I desire Wm H. Webb to act as Guardian of the person and property of his own children and the two youngest children of Mrs Elizabeth Howard— I mean the two youngest children of Mrs Elizabeth Howard last above described

I desire that Wm H. Webb shall manage the property of the two youngest children of Mrs Elizabeth Howard in any way he may deem best for their interest

Item 4th I desire that all the land above described shall be sold at public outcry to the highest bidder at Cramford Alabama on one and two years time with good and approved security, deed to be made at time of sale, I mean the land that I have given to Mrs Elizabeth Howards children said land to be sold on or about the first of October in the year of our Lord 1881

Item 5th I do not require the Guardian of the children above mentioned to be required to give bond

Signed Sealed & delivered in presence of Sept 29 1880
J. A. Picken
John F. Walker
J. J. Abercrombie

William H. Maynor

Last Will of Wm H. Maynor deceased

The State of Alabama
Russell County

Personally appeared in open Court James J. Abercrombie one of subscribing witnesses to the foregoing instrument and being duly sworn deposeth and saith, that William H. Maynor the testator therein named voluntarily executed the same and declared the same to be and contain his last Will and Testament in his presence on Sunday the 26th day of September 1880, that he subscribed his name as a witness in the presence of the Testator and of the other witnesses and that such other witnesses subscribed their names as such, in his and the Testators presence, and further that in his opinion and belief said William H. Maynor at the time of executing said Will was of sound and disposing mind and memory

Further that this deponent dated this Will back to the 29th Sept. at the request of a party present

Sworn to & subscribed 13th Nov. 1880
Chas Maddell
Judge of Probate

J. J. Abercrombie

Recorded January 5th 1881
Chas Maddell, Jud & Cl. Pro.

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Last Will of Wm. H. Maynor deceased

The State of Alabama — Personally appeared in open
Russell County — Court James J. Abercrombie
one of subscribing witnesses to the foregoing instrument and
being duly sworn deposeth and saith, that William H.
Maynor the testator therein voluntarily executed the same
and declared the same to be and contain his last Will and
Testament in his presence on Sunday the 2d day of
September 1860; that he subscribed his name as a witness
in the presence of the Testator and of the other witnesses, and
that such other witnesses subscribed their names as such, in
his and the Testators presence; and further that in his opinion
and belief said William H. Maynor at the time of so executing
said Will was of sound and disposing mind and memory.
Further that this deponent dated this Will back to the 2d
Sept'r at the request of a party present

Sworn to & subscribed in open Court this 12th — J. J. Abercrombie
Nov'r 1860

Geo. W. Waddell
Judge of Probate

Recorded January 3d 1861
Geo. W. Waddell, Judge of Pro.

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Last will and Testament of Caroline M. Thornton Deceased

The State of Alabama } In the name of God. Amen!
Tallapoosa County } I Caroline M. Thornton of the
County of Russell and State aforesaid declare this to
be my last will and testament.

I give and bequeath to my niece Louisa Owen wife of Philemon S. Owen of Tallapoosa County and State aforesaid the proceeds of the sale of certain negroes herein mentioned, during her natural life and after her death to descend and inure to the right, benefit and use of her children to wit, One negro woman slave by the name of Milly Jones. They shall be valued by two disinterested persons and to have the right to select her own master but if the man of her selection should not be willing or able to pay the cash at the time for the said negroes it is my will and I so direct that they be sold if necessary on a credit of one or two years payments being well secured. The proceeds of the sale of said negroes to be paid to Louisa Owen, wife of Philemon S. Owen for the purposes above mentioned.

I further give and bequeath as above one thirds of bedsteads

I hereby constitute and appoint Timothy J. Russell as my true and lawful executor, to execute this my last will and testament, hereby revoking and annulling all other will or wills I have heretofore made on this subject.

Witness my hand and seal this the 14th day of November A.D. 1858

Test. Thos. C. Russell — Caroline M. Thornton.
James M. Russell

The State of Alabama } Personally appeared before me George Waddell
Russell County } Judge of the Probate Court of Russell County
James M. Russell, who after being duly sworn says that he signed the
within writing purporting to be the last will & testament of
Caroline M. Thornton, as a subscribing witness to the same.
That he saw the said Caroline sign the same at the
same time & that he saw Thomas C. Russell sign the
same at the same time the said Caroline signed it in
affiants presence & in the presence of That C. Russell the
other subscribing witness at the time the same bears date,
and the said Thos. C. Russell signed it at the time it bears
date. Affiant further says the said Caroline at the time of
signing the same was of sound mind & disposing memory accord-
ing to the best of his judgment.

James M. Russell

Sworn to & subscribed in open Court this 14th Feby 1859.

Geo. W. Waddell Judge of Probate

Recorded February 3rd 1862 Geo. W. Waddell Judge of Probate

Recorded February 3rd 1862. Geo. H. Waddell Judge &c. Probate

Last will and Testament of Caroline M. Thornton Deceased

The State of Alabama } In the name of God. Amen!
Tallapoosa County } I Caroline M. Thornton of the County of Russell and State aforesaid declare this to be my last will and testament.

I give and bequeath to my neice Louisa Owen wife of Philemon P. Owen of Tallapoosa County and State aforesaid the proceeds of the sale of certain negroes herein mentioned during her natural life and after her death to descend and come to the right, benefit and use of her children. One negro woman slave by the name of Milly and her children. The said negroes to be disposed of as follows: They shall be valued by two disinterested persons and to have the right to select her own master but if the man of her selecting should not be willing or able to pay the cash at the time for the said negroes it is my will and I so direct that they be sold if necessary on a credit of one or two years payment being well secured. The proceeds of the sale of said negroes to be paid to Louisa Owen, wife of Philemon P. Owen for the purposes above mentioned.

I further give and bequeath as above one bureau of bedclothes.

I hereby constitute and appoint Timothy J. Russell as my true and lawful executor to execute this my last will and testament, hereby revoking and annulling all other will or wills I have heretofore made on this subject.

Witness my hand and seal this the 19th of November A.D. 1855.

Test. Thos. C. Russell
James M. Russell

Caroline M. Thornton.

The State of Alabama } Personally appeared before me Geo. Waddell
Russell County } Judge of the Probate Court of Russell County James M. Russell, who after being duly sworn says that he signed the within writing purporting to be the last will & testament of Caroline M. Thornton as a subscribing witness to the same. That he saw the said Caroline sign the same at the same time & that he saw Thomas C. Russell sign the same at the same time the said Caroline signed it in affiant presence & in the presence of Thos C. Russell the other subscribing witness at the time the same bears date, and the said Thos C. Russell signed it at the time it bears date. Affiant further says the said Caroline at the time of signing the same was of sound mind & disposing memory according to the best of his judgement.

James M. Russell

Sworn to & subscribed in open Court this 14th Feby 1859
Geo. H. Waddell Judge of Probate

The last will and Testament of George Ingraam Dec'd

The State of Alabama } Know all men by these presents
Russell Cty } that I George Ingraham of the above state and County, do hereby make this my last will and testament, revoking all other wills and deeds of gifts. I leave all of my following property to wit, Edmund a man aged about fifty and Shade a woman about forty years to my Sister Sarah Edwards her life and after her death the said negroes to be free and to choose their own agents.

March 27th 1860

George his mark Ingraam

Test. B. Ingraam
H. Crowell.

The State of Alabama } In the Probate Court
Russell County } March Term, 1861.

Personally appeared in open court Bartholomew Ingraam and Henry Crowell, the two subscribing witnesses to the foregoing will, and being sworn deposeth & saith that George Ingraam 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 they attested the same as witnesses in the presence of the Testator and in the presence of each other, and that in their opinion and belief said Testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed
11th March 1861.
Geo. H. Waddell
Judge &c

B. Ingraam
Henry Crowell.

Recorded the 4th of February 1862.
Geo. H. Waddell
Judge of Probate

The last will and Testament of George Ingram Dec'd

The State of Alabama } Know all men by these presents
Russell Cty } that I George Ingram of the above State and County, do hereby make this my last will and testament, revoking all other wills and deeds of gift. I leave all of my following property to wit, Edmund a man aged about forty and Sarah a woman about forty years to my Sister Sarah Edwards her life and after her death the said negroes to be free and to choose their own agents.

March 27th 1858

George his Ingram
mark

Test. B. Ingram
H. Crowell.

The State of Alabama } In the Probate Court
Russell County } March Term, 1861.

Personally appeared in open Court Bartholomew Ingram and Henry Crowell, the two subscribing witnesses to the foregoing will, and being sworn deposeth & saith that George Ingram 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 they attested the same at his request in the presence of the Testator and in the presence of each other, and that in their opinion and belief said Testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed
11th March 1861.
Geo. H. Waddell
Judge &c

B. Ingram
Henry Crowell.

Recorded the 4th of February 1862.
Geo. H. Waddell
Judge of Probate

Last Will and Testament of Susan Pope Deceased.

The State of Alabama } In the name of God. Amen!
Russell County } I Susan Pope of said County & State being of sound mind & disposing memory, do make this my last will & testament, hereby revoking all others heretofore made by me.

Item 1st — I commit my soul to God & desire that my body receive a decent Christian burial.

Item 2nd — My will & desire is that after the payment of my just debts that all my property of every kind & description real & personal, except that which I shall hereinafter specifically devise, be sold by my executor & the proceeds of the sale be distributed as hereinafter directed.

Item 3rd — I give & bequeath to my grandson Henry P. Lockett one fourth of one fourth of the proceeds of the sale of my said property. His mother if living, would receive one fourth of said proceeds & my wish is that Henry receive one fourth of what would be his mother's share if living.

Item 4th — I give & bequeath to my two grand children Henry J. Gibson & Ann Eliza W. Gibson to be equally divided between them after deducting the share of Henry P. Lockett, one half of one third of the proceeds of the sale of any said property. And I give & bequeath to my granddaughter Josephine V. Swift the remaining half of one third of the proceeds of said sale to have & to hold the same as her sole & separate estate & for her sole & separate use and benefit free from the contracts, control or liabilities of her present or any future husband. I nominate & appoint B. S. Swift Trustee for my said grand daughter to take the charge of said property & effects & manage it as her sole & separate estate as aforesaid.

Item 5th — I give & bequeath to my three grandchildren Robert C. Pope, Eliza H. Pope & Henry P. Pope jointly, after first deducting the share of Henry P. Lockett from the proceeds of said sale as aforesaid, one third of the proceeds of said sale of any property, each one to draw his or her portion as he or she may marry or arrive at full age. If either of them should die in without issue then the share of such deceased one must be equally divided among the survivors. The share of Eliza H. is given to her as her sole & separate estate for her sole and separate use and benefit free from the control, contracts or liabilities of any husband she may marry. I appoint my daughter in law Caroline S. Pope Trustee for these my three grandchildren, to manage & control said property & effects for their sole & separate use

Last Will and Testament of Susan Pope Deceased.

The State of Alabama } In the name of God. Amen!
Russell County } I Susan Pope of said County & State being of sound mind & disposing memory do make this my last will & testament, hereby revoking all others heretofore made by me.

Item 1.— I commit my soul to God & desire that my body receive a decent Christian burial.

Item 2.— My will & desire is that after the payment of my just debts that all my property of every kind & description, real & personal, except that which I shall hereinafter specifically devise be sold by my Executor & the proceeds of the sale be distributed as hereinafter directed.

Item 3.— I give & bequeath to my grandson Henry P. Lockett one fourth of one fourth of the proceeds of the sale of my said property. His mother if living, would receive from me one fourth of such proceeds & my wish is that Henry receive one fourth of what would be his mothers share, if living.

Item 4.— I give & bequeath to my two grand children Henry J. Gibson & Sarah Ann W. Gibson to be equally divided between them after deducting the share of Henry P. Lockett, one half of one third of the proceeds of the sale of my said property. And I give & bequeath to my granddaughter Josephine V. Swift the remaining half of one third of the proceeds of said sale to have & to hold the same as her sole & separate estate & for her sole & separate use and benefit free from the contracts, control or liabilities of her present or any future husband. I nominate & appoint B. S. Swift Trustee for my said grand daughter to take the charge of said property & effects & manage it as her sole & separate estate as aforesaid.

Item 5.— I give & bequeath to my three grand children Robert L. Pope, Eliza H. Pope & Howell Pope jointly, after first deducting the share of Henry P. Lockett from the proceeds of said sale as aforesaid, one third of the proceeds of sale of my property, each one to draw his or her portion as he or she may marry or arrive at full age. If either of them should die in ____ without issue then the share of such deceased one must be equally divided among the survivors. The share of Eliza H. is given to her as her sole & separate estate for her sole and separate use and benefit free from the control, contracts or liabilities of any husband she may marry. I appoint my daughter in law Caroline S. Pope Trustee for these my three grand children, to manage & control said property & effects for their sole & separate use

Last will and Testament of Susan Pope Deceased.

Item 6.— I give & bequeath to my son in law John S. Colbert in trust for the sole & separate use & benefit of my beloved daughter Emily F. Colbert, one third of the proceeds of the sale of my said property after first deducting from the proceeds of said sale the share of Henry P. Lockett as aforesaid. And in addition thereto I further give & bequeath to my said son in law John S. Colbert in trust as aforesaid for the sole & separate use & benefit of my said daughter Emily F. Colbert my negro man Peter & my negro woman Margaret & her three children Harriet, Bradshaw & Geo together with their future increase from this date. My Carriage & carriage horses & all my household furniture of every kind & description. This property is the separate & sole estate of my said daughter Emily F. & is intended for her sole and separate use & benefit free from the contracts or liabilities of her present or any future husband. I give her these negroes, my carriage & horses & my furniture extra that she may be made equal with her brother & sister, she having been appointed & educated principally, out of her own means. My will & desire further is that in the event of the death of either of the negroes Peter or Margaret or both of them before the sale of my property, then my daughter Emily F. shall select suitable negro to supply the place of such dead one & if both of them die, then she shall select two others to supply their places.

Item 7.— I give & bequeath to my grand daughter Emma Colbert, a little negro girl named Alice; and I give & bequeath to my grand daughter Willie Colbert a little negro girl named Georgiana. If the little negro girl Alice should die before the sale of my property, then Emma Colbert shall select another negro as near the same age as possible to supply her place.

Item 8.— If I should die possessed of any notes accounts or other evidences of debt the same must be distributed as I have directed the proceeds of the sale of my property to be distributed, among the same persons & in the same proportions.

Item 9.— I give to my old & faithful servants Solomon & Nancy twenty dollars each.

Item 10.— Having disposed in this will of all my property according to my wish I nominate and appoint Jno. S. Colbert my Executor to execute this my last will & testament. Having full confidence in him I direct that he shall not be required to give bond for the faithful

Last will and Testament of Susan Pope Deceased.

Item 6.— I give & bequeath to my son in law John S. Colbert in trust for the sole & seperate use & benefit of my beloved daughter Emily E. Colbert, one third of the proceeds of the sale of my said property - After first deducting from the proceeds of said sale the share of Henry P. Colbert as aforesaid. And in addition thereto I further give & bequeath to my said son in law John S. Colbert in Trust as aforesaid for the sole & seperate use & benefit of my said daughter Emily E. Colbert my negro man Peter & my negro woman Margaret & her three children Hardeman, Harriet, Rathbon & Joe to gether with their future increase from this date. My Carriage & carriage horses & all my household furniture & of every kind & description. This property is the seperate & sole Estate of my said daughter Emily E. & is intended for her sole and seperate use & benefit free from the contracts or liabilities of her present or any future husband. I give her these negroes, my carriage & horses & my furniture extra that she may be made equal with her brother & sister, she having been assisted & educated principally out of her own means. My will & desire further is that in the event of the death of either of the negroes Peter or Margaret or both of them before the sale of my property, then my daughter Emily E. shall select another negro to supply the place of such dead one & if both of them die then she shall select two others to supply their places.

Item 7.— I give & bequeath to my grand daughter Emma Colbert, a little negro girl named Alice; and I give & bequeath to my grand daughter Willie Colbert a little negro girl named George. If the little negro girl first named should die before the sale of my property, then my Exr. shall select another negro as near the same age as possible to supply her place.

Item 8.— If I should die possessed of any notes accounts or other evidences of debt the same must be distributed as I have directed the proceeds of the sale of my property to be distributed among the same persons & in the same proportions.

Item 9.— I give to my old & faithful servants Solomon & Nancy twenty dollars each.

Item 10.— Having disposed in this will of all my property according to my wish I nominate and appoint Joseph S. Colbert my Executor to execute this my last will & testament. Having full confidence in him I direct that he shall not be required to give bond for the faithful

Last will & Testament of Susan Pope deceased

performance of his duty. My said Executor is hereby fully authorized & empowered to sell at private or public sale any part or all of my property hereinbefore directed to be sold, for cash or on time as he may deem advisable, without any order of Court, and such sale or sales shall be good & valid to all intents & purposes the titles made to the property by him as such Executor shall be also good & valid.

In testimony whereof I Susan Pope have hereunto set my hand & affixed my seal this 23rd day of July A. D. 1859.

Susan Pope (L S)

Signed, sealed & acknowledged
by Susan Pope in our presence
this 26th day of July A.D. 1859.
R. M. Pitts.
Jerry Perry.
James S. Norman Justice of Peace

The State of Alabama } In the Probate Court
Russell County } February Term 1861.

Came in open Court Richard M. Pitts, Jerry Perry, James S. Norman the three subscribing witnesses to the foregoing will, and being duly sworn in open Court depose and say: Susan Pope the Testator therein voluntarily executed the same and declared the same to be contain her last will and testament on the day the same bears date; that they signed their names as witnesses in the presence of said Testatrix and in the presence of each other; and that in their opinion and belief said Susan Pope at the times of executing said will was of sound and disposing mind & memory

Sworn to & subscribed in
Open Court this 11th
day of February 1861.
Geo. H. Waddell
Judge of Probate

R. M. Pitts
Jerry Perry
James S. Norman.

Recorded the 4th of February 1862
Geo. H. Waddell
Judge of Probate.

Last will & Testament of Susan Pope deceased

performance of his duty. My said Executor is hereby fully authorized & empowered to sell at private or public sale any part or all of my property hereinbefore directed to be sold, for cash or on time as he may deem advisable, without any order of Court, and such sale or sales shall be good & valid to all intents & purposes & the titles made to the property by him as such Executor shall be also good & valid.

In testimony whereof I Susan Pope have hereunto set my hand & affixed my seal this 23rd day of July A. D. 1859.

Susan Pope {L. S.}

Signed, sealed & acknowledged
by Susan Pope in our presence
this 23rd day of July A.D. 1859.
R. M. Pitts.
Jerry Perry.

James I. Norman Justice of Peace

The State of Alabama } In the Probate Court
Russell County } February Term 1861.

Came in open Court Richard M. Pitts, Jerry Perry & James I. Norman the three subscribing witnesses to the foregoing will, and being duly sworn in open Court depose and say: Susan Pope the Testatrix therein voluntarily executed the same and declared the same to be & contain her last will and testament on the day the same bears date; that they signed their names as witnesses in the presence of said Testatrix and in the presence of each other; and that in their opinion and belief said Susan Pope at the times of executing said will was of sound and disposing mind & memory

Sworn to & subscribed in
Open Court this 11th
day of February 1861.
Geo. H. Waddell
Judge of Probate

R. M. Pitts
Jerry Perry
James I. Norman.

Recorded the 4th of February 1862
Geo. H. Waddell
Judge of Probate.

Last will and Testament of Sarah C. Huguenin deceased

The State of Alabama }
Russell County } I Sarah C. Huguenin of State and County above written, being in ordinary good health and of sound and disposing mind & memory, but knowing that at any advanced age I must soon depart this life, do hereby make publish and declare the following to be my last will and testament.

Item 1st = I hereby request my friends after my death to give my body decent and proper Christian burial. and direct that all the debts which I may be owing at the time of my death, as well as all my funeral expenses, and others incurred in my last sickness may be paid out of my estate.

Item 2nd = I hereby give and bequeath to my niece Emily Cropp - all my books, wardrobe, and furniture of all description -

Item 3rd = I hereby give and bequeath to my daughter Marion A. Rhune the wife of John C. Rhune, to the exclusion of all other heirs, all the rest of my property both real and personal - and of every character & description whatever, to and for her sole and seperate use and benefit as her sole and seperate estate, for and during her natural life, free and independent of the debts, liabilities and contracts of her present or any future husband, and at her death the said estate shall go to and become the property of her children, to be distributed between them as she may will and devise, to have and to hold to them and their heirs and assigns forever.

Item 4th = I hereby will and appoint my brother Benjamin Cropp my executor to this my last will and testament.

In testimony whereof I have hereto set my hand and seal on this the fourteen day of June A.D. 1860.

Sarah C. Huguenin {L. S.}

We the undersigned do hereby certify that Mrs Sarah C. Huguenin, who is known to us, signed sealed published and declared the foregoing instrument to be her last will and testament in our presence, that we subscribed our names hereto as witnesses in the presence of the said Testatrix and in the presence of each other on the fourteen day of June A.D. 1860.

John H. Frazer
D. M. Johnson
Wm Lowther.

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Last will and Testament of Sarah C. Huguenin deceased

The State of Alabama }
Russell County }

I Sarah C. Huguenin of State and County above written, being in ordinary good health and of sound and disposing mind and memory, but knowing that at any advanced age I must soon depart this life, do hereby make publish and declare the following to be my last will and Testament.

Item 1st = I hereby request my friends after my death to give my body decent and proper Christian burial. and direct that all the debts which I may be owing at the time of my death, as well as all my funeral expenses, and others incurred in my last sickness may be paid out of my estate.

Item 2nd = I hereby give and bequeath to my niece Emily Cooper - all my books, wardrobe, and furniture of all description -

Item 3rd = I hereby give and bequeath to my daughter Marion A. Rhine the wife of John C. Rhine, to the exclusion of all other heirs, all the rest of my property both real and personal - and of every character whatsoever, to and for her sole and seperate use and benefit as her sole and seperate estate, for and during her natural life, free and independent of the debts, liabilities and contracts of her present or any future husband and at her death the said estate shall go to and become the property of her children, to be distributed between them as she may will and devise, to have and to hold to them and their heirs and assigns forever.

Item 4th = I hereby will and appoint my brother Benjamin Cooper my executor to this my last will and testament.

In testimony whereof I have hereto set my hand and seal on this the fourteen day of June A.D. 1860.

Sarah C. Huguenin (Seal)

We the undersigned do hereby certify that Mrs. Sarah C. Huguenin, who is known to us, signed sealed published and declared the foregoing instrument to be her last will and testament in our presence, that we subscribed our names hereto as witnesses in the presence of the said Testatrix and in the presence of each other on the the fourteen day of June A.D. 1860.

John H. Frazer
V. M. Johnson
Wm Lowther.

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Last will and Testament of Sarah C. Huguenin deceased.

The State of Alabama } In the Probate Court
Russell County } March Term 1861.

Personally appeared in open Court William Lowther and V. M. Johnson two of the subscribing witnesses to the foregoing instrument, and being duly sworn do depose and say that Sarah C. Huguenin the Testatrix therein mentioned executed the same and declared the same to be and contain her last will and Testament in their presence and that they attested the same in the presence of the Testatrix and of the other subscribing witnesses and that such other witnesses subscribed their names as such in their and the Testatrix presence.

And further that to their opinion and belief said Testatrix at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed this 4th day of March 1861.

Wm Lowther.
V. M. Johnson.

Geo. H. Waddell.
Judge &c.

Recorded the 4th of February 1862.

Geo. H. Waddell
Judge of Probate.

Vol 2 Page 234

Last will and Testament of Sarah L. Benjamin Deceased.

The State of Alabama } In the Probate Court
Russell County } March Term 1861.

Personally appeared in open Court, William Lowther one of the subscribing witnesses to the foregoing instrument, and being duly sworn deposes and says that Sarah L. Benjamin the Testatrix therein voluntarily executed the same and declared the same to be and contain her last will and Testament in writing on the same bears date; that they attested the same and the presence of the Testatrix and of the other subscribing witness and that each other witnesses subscribed this same so each in their and the Testatrix presence.

And further that in their opinion and belief said Testatrix at the time of executing said will was of sound and disposing mind and memory.

Sworn to & Subscribed this 4th March 1861.

Wyon Lowther
W. M. Johnson.

Geo. H. Waddell.
Judge P.C.

Recorded the 4th of February 1862.

Geo. H. Waddell
Judge of Probate.

Poor Copy

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Last will & Testament of B. L. Benjamin Deceased

State of Alabama, County of Russell and State of Alabama and publish this my last will and Testament

First I will that all my just debts be paid

Secondly I give unto my son William Abbott Ten dollars, to

Thirdly I give unto Albebell Jones One thousand dollars.

Fourthly I will at my decease that my wife Caroline shall have full possession and control of all my property

both real and personal after paying my debts and the

legacies named above, to keep the same together giving

to the children as they marry or become of age two thousand

dollars as I have done with my daughter Julia Ann

and my son Seaborn L. - If my wife should conclude

after keeping the property together a year or two

and think best to sell out the property, it is my will

that she have discretionary power to sell every thing and

make a distribution among my six youngest children

viz Julia Ann, Seaborn L. Sally A. Lowe, Alexander

and Andrew Alternating dollars and Dora, Alexander and Dora

to three Hundred more than the other three Julia

Ann, Seaborn L. & Sally A. to defray education of

Fifthly it is my will that my wife Caroline, if she conclude

to sell out the property, that she have power to retain

her possession as much property as she may wish

for use during her life. At the decease of my wife

such the property so divided as to make such

six youngest children equal, each one accounting

what they have previously received. - I hereby

and appoint my wife Caroline Barrett and

Judge Jr. and Clark Eldridge my Executors

to carry this my last will & Testament

In witness thereto I have unto subscribed

her 1st day of February A. D. 1861.

B. L. Benjamin.

In presence of
James M. Pitts.
James B. Davis.
D. W. Floyd.

The State of Alabama } In Probate Court
Russell County } May Term

Personally came into open Court A.

B. Davis one of the subscribing witness

instrument, and being duly sw

Poor Copy

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Estate of B. S. Garrett Deceased

[illegible] of the County of Russell and State of Alaba[illegible]
[illegible] and publish this my last will and Testament
[illegible] is my will that all my just debts be paid
[illegible] my son William Carroll Ten dollars, to
[illegible] Mitchell Jones One thousand dollars.
[illegible] my will at my decease that my wife Caroline
[illegible] full possession and control of all my property
[illegible] real and personal after paying my debts and the
[illegible] named above, to keep the same together and
[illegible] the children as they marry or become of age, two thousand
[illegible] dollars as I have done with my daughter Julia Ann
[illegible] son Seaborn L. - If my wife should conclude
[illegible] after keeping the property together a year or two
[illegible] and think it best to sell out the property, it is my will
[illegible] have discretionary power to sell every thing and
[illegible] a distribution among my six youngest children
[illegible] Julia Ann, Seaborn L. Sally A. Dora, Alexander and
[illegible] dollars paid
[illegible] Dora, Alexander and the
[illegible] three Hundred, more than the other three Julia
[illegible] Seaborn L. & Sally A. to defray extraordinary
[illegible] It is my will that my wife Caroline, if she conclude
[illegible] sell out the property, that she have power to retain
[illegible] her possession as much property as she may think
[illegible] to use during her life - At the decease of any one
[illegible] such the property as directed so to make the
[illegible] six youngest children equal, each one receiving
[illegible] that they have previously received. - I hereby
[illegible] and appoint my wife Caroline Garrett and
[illegible] Eldridge Jr. and Clark Eldridge my Executors
[illegible] to carry this my last will & Testament into

In witness thereto I have unto subscribed my
[illegible] 1st day of February A. D. 1861.

B. S. Garrett.

In presence of
James McElle.
Lewis L. Davis.
D. W. Floyd.

The State of Alabama } In Probate Court
Russell County } May Term 1861

Personally came into open Court D. W. Floyd & L. L. Davis [illegible] of the subscribing witnesses to the foregoing instrument, and being duly sworn [illegible]

Poor Copy

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Last Will and Testament of B. S. Garrett Deceased.

Garrett 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 they signed their names as witnesses in his presence and in the presence of the other subscribing witness; and that each other witness subscribed his name as such in their and the testator's presence. And further that in their opinion and belief, said Testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed
13th May 1861.

Geo. H. Waddell
Judge P.C.

D. W. Floyd
L. L. Davis.

Recorded the 5th day of February 1862

Geo. H. Waddell
Judge of Probate

Poor Copy

Last Will and Testament of B. S. Garrett. Deceased.

Garrett 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 they signed their names as witnesses in his presence, and in the presence of the other subscribing witness; and that each other witness subscribed his name as such in this and the testator's presence. And further that in their opinion and belief, said Testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed
13th May 1861.

Geo. H. Waddell
Judge P.C.

D. W. Floyd
L. G. Davis.

Recorded the 5th day of February 1862
Geo. H. Waddell
Judge of Probate

Last will and Testament of Jesse Hays. Deceased

In the Name of God. Amen!

I Jesse Hays of the State of Alabama and County of Russell - being weak in body, but of sound mind and understanding, and memory and calling to mind the mortality of my body, do make and ordain this my last will and Testament in manner and form following. Viz.

Item 1st. — I do give my body to be buried in Christian form and resign my Spirit to God who gave it.

Item 2nd. — After paying all my just debts, I give unto my wife Mary Hays all of my property as mentioned, both real and personal - out of which, it is my will & desire that she shall pay to Jesse Hays the sum of two hundred dollars.

Item 3rd. — I do hereby ordain, constitute and appoint my wife Mary Hays - Sole executrix of this my last will and Testament.

Item 4th. — I do hereby publish, declare and ratify this and this only - to be my last will and Testament - revoking hereby all former wills made by me.

In testimony whereof I have hereunto set my hand and affixed my seal - this the twenty first day of January A. D. Eighteen Hundred and Fifty one.

Jesse Hays

Attest
E. S. Roberts.
Thos Malone.
Samuel J. Hicks.

The State of Alabama } In the Probate Court
Russell County } April 27th 1861.

Personally appeared in open Court E. S. Roberts who after being duly sworn, deposeth and saith that Jesse Hays the testator in the foregoing will, voluntarily executed the same and declared the same to be and contain his last will and Testament on the day the same bears date in his presence. That he subscribed his name as a witness thereto in the presence of said Testator; that he did not see the other witnesses Thomas Malone and Samuel J. Hicks sign their names as witnesses to said instrument, but that he has seen said witnesses write frequently and is acquainted with their handwriting and that the signatures of said witnesses are in their genuine handwriting to the best of his knowledge and belief — That one of said witnesses Samuel J. Hicks, is dead and the other has removed to Arkansas as he is informed — And further that in his opinion and belief said Jesse Hays at the time of the execution

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Last will and Testament of Jesse Hays. Deceased

In the Name of God. Amen!

I Jesse Hays of the State of Alabama and County of Russell - being weak in body, but of sound mind and understanding, and memory and calling to mind the mortality of my body, do make and ordain this my last will and Testament in manner and form following. Viz.

Item 1st — I do give my body to be buried in Christian form and resign my Spirit to God who gave it.

Item 2nd — After paying all my just debts, I give unto my wife Mary Hays all of my property remaining, both real and personal - out of which, it is my will & desire that she shall pay to Jesse Hays - the Sum of Two hundred dollars.

Item 3rd — I do hereby ordain, constitute and appoint my wife Mary Hays - Sole Executrix of this my last will and Testament.

Item 4th — I do hereby publish, declare and ratify this, and this only - to be my last will and Testament - revoking hereby all former wills made by me.

In testimony whereof I have hereunto set my hand and affixed my Seal - this the twenty first day of January A. D. Eighteen Hundred and fifty six.

Jesse Hays

Attest

E. S. Roberts.
Thos Malone.
Samuel J. Hicks.

The State of Alabama } In the Probate Court
Russell County } April 27th 1861.

Personally appeared in open Court E. S. Roberts, who after being duly sworn, deposeth and saith that Jesse Hays the testator in the foregoing will, voluntarily executed the same and declared the same to be and contain his last will and Testament on the day the same bears date in his presence. That he subscribed his name as a witness thereto in the presence of said Testator; that he did not see the other witnesses Thomas Malone and Samuel J. Hicks sign their names as witnesses to said instrument, but that he has seen said witnesses write frequently and is acquainted with their handwriting and that the signatures of said witnesses are in their genuine handwriting to the best of his knowledge and belief — That one of said witnesses Samuel J. Hicks, is dead and the other has removed to Arkansas as he is informed — And further that in his opinion and belief said Jesse Hays at the time of the execution

Numbering Error

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Last will and Testament of Georgia A. Dawson Deceased

I constitute, and appoint my brother C. B. Lewis, executor of this my last will and testament.

In witness whereof I hereunto subscribe my name and affix my seal, this the 20th day of February In the year of our Lord one thousand eight hundred and sixty one.

Georgia A. Dawson [L.S.]

The above written instrument was subscribed by the said Georgia A Dawson in our presence, and acknowledged by her to each of us; And she at the same time published and declared the above instrument, as subscribed to be her last will and Testament. And we at the Testatrix's request hereto, and written opposite our names, our respective places of residence.

Elizabeth B. Lewis — Russell County Ala
John Dawson — Test — Russell County Ala
J. Cook Lewis — Russell County Ala
Jas M. Phillips — Russell County Ala

Feby 20th

The State of Alabama } In the Probate Court
Russell County } May Term, 1861.

Came in open Court John Dawson one of the subscribing witnesses to the within will & being sworn saith that Georgia A Dawson the testatrix therein, voluntarily executed the same & declared the same to be & contain her last will & Testament on the day the same bears date; that he attested the same in the presence of the testatrix & in the presence of the other subscribing witness Mrs C. B. Lewis & that such other witness subscribed her name as such in his & the said Testatrix's presence: And further that in his opinion & belief said Testatrix at the time of executing said will, was of sound and disposing mind and memory.

Sworn to. 13th May 1861.

Geo. H. Waddell
Judge &c

John Dawson.

Recorded the 8th day of February 1862.

Geo. H. Waddell.
Judge of Probate

Numbering Error

240

Last Will and Testament of Georgia A. Dawson Deceased

constitute, and appoint my brother C. L. Lewis, executor of this my last will and testament, &c.

In witness whereof I hereunto subscribe my name and affix my seal, this the 20th day of February in the year of our Lord one thousand eight hundred and sixty one.

Georgia A. Dawson [L.S.]

The above written instrument was subscribed by the said Georgia A Dawson in our presence, and acknowledged by her to each of us; And she at the same time published and declared the above instrument, so subscribed to be her last will and Testament. And we at the Testatrix's request hereto, and written opposite our names, our respective places of residence.

Elizabeth B. Lewis — Russell County Ala
John Dawson — Test — Russell County Ala
J. Cook Lewis — Russell County Ala
Jas M. Philips — Feby 20th

The State of Alabama
Russell County

In the Probate Court
May Term, 1861.

Came in open Court John Dawson one of the subscribing witnesses to the within will & being sworn saith that Georgia A. Dawson the testatrix therein, voluntarily executed the same & declared the same to be & contain her last will & Testament on the day the same bears date; that he attended the same in the presence of the testatrix & in the presence of the other subscribing witness Mrs C. B. Lewis & that each other witness subscribed her name as such in his & the Testatrix's presence: And further that in his opinion & belief said Testatrix at the time of executing said will, was of sound and disposing mind and memory.

Sworn to 13th May 1861.
Geo. H. Waddell
Judge &c

John Dawson.

Recorded the 8th day of February 1862.
Geo. H. Waddell.
Judge of Probate

Numbering Error

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Last Will and Testament of Elizabeth B. McIntire Deceased

The State of Alabama. Russell County.

In the name of God. Amen.

I Elizabeth B. McIntire being feeble and weak, but of sound and disposing mind and memory, and desiring to make a satisfactory disposition of my property, I do now make and constitute this my last will & Testament.

1.— I desire that my body be buried in a decent and Christian like manner.

2.— I desire that all my just debts and my funeral expenses be paid as soon after my death as possible.

3.— I give & bequeath to my Grand son John B. Dreyfus three thousand dollars in money and this I intend to be his full share of my estate.

4.— I give & bequeath to my Grand daughter Mary Gale McIntire, daughter of Thos Rand & McIntire a negro girl named Martha of mulatto complexion about eleven years old.

5.— I give & bequeath to my grand daughter Ida Davis a negro girl named Bridget of black complexion about six years old.

6.— I give & bequeath to my grand daughter Ella Hunt, daughter of Wm C. Hunt a negro girl named Emma of light complexion, about five years old.

7.— I give & bequeath to my daughter Jane M. Hunt wife of Wm C. Hunt my watch & guard chain &c.

8.— I give & bequeath to my son Thos Rand & McIntire a negro girl named Lucinda, of copper complexion about eighteen years old: But he must pay to my estate the sum of six hundred dollars for said girl & then she shall be his.

9.— I give & bequeath to Commander Harris my daughter a negro boy named Peter, child of woman Sarah: But she must pay to my estate the sum of one hundred and eighty three 50/100 dollars, for & on account of having received this boy.

10.— I have given to my son John B. McIntire a black negro named Nelson, child of woman Matilda, valued at one hundred & thirty three 50/100 dollars. said negro is dead but died after I had given him to my said son: & he therefore must pay or account to my estate for the said sum of one hundred & thirty three 50/100 dollars.

11.— I give & bequeath to my good & kind friends Miss Martha Barnett and Miss Mary M. Carmichael to each the sum of three hundred dollars.

Numbering Error

Last Will and Testament of Elizabeth A. McTyeire Deceased

The State of Alabama. Russell County.

In the name of God. Amen.

I Elizabeth A. McTyeire being feeble and weak, but of sound and disposing mind and memory, and desiring to make a satisfactory disposition of my property. I do now make and constitute this my last will & testament.

1.— I desire that my body be buried in a decent and christian like manner.—

2.— I desire that all my just debts and my funeral expenses be paid as soon after my death as possible.

3.— I give & bequeath to my Grand son John B. Key two thousand dollars in money and this must be his full share of my estate.

4.— I give & bequeath to my grand daughter Mary Dale McTyeire, daughter of Holland N. McTyeire a negro girl named Martha of mulatto complexion about eleven years old.

5.— I give & bequeath to my grand daughter Ida Harris a negro girl named Dicky of black complexion about six years old.

6.— I give & bequeath to my grand daughter Ella Hunt, daughter of Wm C. Hunt a negro girl Anna of light complexion, about five years old.

7.— I give & bequeath to my daughter Jane W. Hunt wife of Wm C. Hunt my watch & guard chain &c.

8.— I give & bequeath to my son Holland N. McTyeire a negro girl named Lucinda of copper complexion about eighteen years old. But he must pay to my estate the sum of six hundred dollars for said girl & then she shall be his.

9.— I give & bequeath to Emmanuel Harris my daughter a negro boy named Peter, child of woman Leah. But she must pay to my estate the sum of one hundred and eight three 3/10 dollars, for, & on account of having received this boy.

10.— I have given to my son John B. McTyeire a black negro named Nelson, child of woman Matilda, valued at one hundred & thirty three 3/10 dollars. Said negro is dead but died after I had given him to my said son & he therefore must pay or account to my estate for the said sum of one hundred & thirty three 3/10 dollars.

11.— I give & bequeath to my good & kind friends Miss Martha Barnett and Miss Mary E. Carmichael to each the sum of three hundred dollars.

Last will and Testament of Elizabeth A. McTyeire Deceased

12.— I give & bequeath all the residue of my property real & personal & of every other kinds and description whatsoever to my six children now living, to be divided equally between them share and share alike.

13.— If any of my children should die, leaving no child or children living, then the share of my estate which such deceased child has received, together with the increase of the negroes shall revert back, and become the property of my other children, who may be living & must be divided amongst them, share and share alike.

14.— My will & desire is that all my real estate be sold for the purpose of effecting a more perfect & equal division. It may be sold by my executors at public or private sale without an order of Court for that purpose. May be sold by them on such terms and in such quantities or lots as they may think best, and titles made by them to the purchaser at such sale, shall be good & valid. My executors may in the same way and manner sell my stock, plantation implements & all such other property which cannot be well or beneficially divided, and such sale, without an order of Court shall be good & valid.— My negroes must not be sold, but divided.

My will & desire further is that five acres of land be reserved from sale, at and around the place where the grave yard is now situated, to be marked out by my executors, & the title to which shall forever vest in my said executors.

15.— Having full faith & confidence in my son-in-law William C. Hunt, I do hereby nominate and appoint him my executor, to execute & faithfully carry out the provisions of this will. The said William C. Hunt must not be required to give bond for the performance of his duty as such executor. He must have my will probated & have an appraisement & inventory of my estate taken and filed in the Probate Office. But then he shall not be required to make annual returns, or to obtain orders for sales or other orders, until my estate is ready for final settlement. Then he shall make & file such final returns & thus close out the business of the estate with as little expense as possible.

In testimony whereof I Elizabeth A. McTyeire have hereunto set my hands and

Last will and Testament of Elizabeth A. McTyeire Deceased.

12.— I give & bequeath all the residue of my property real & personal & of every other kinds and description whatever to my six children now living, to be divided equally between them share and share alike.

13.— If any of my children should die, leaving one child or children living them the share of any estate which such deceased child has received together with the increase of the negroes shall revert back, and become the property of my other children, who may be living & must be divided amongst them, share and share alike.

14.— My will & desire is that all my real estate be sold for the purpose of effecting a more perfect & equal division. It may be sold by my Executors at public or private sale without an order of Court for that purpose. May be sold by them on such terms and in such quantities or lots as they may think best, and titles made by them to the purchaser at such sale, shall be good & valid. My Executors may in the same way and manner sell my stock, plantation implements & all such other property which cannot be well or beneficially divided, and such sale without an order of Court shall be good & valid. — My negroes must not be sold, but divided.

My will & desire further is that five acres of land be reserved from sale, at and around the place where the grave yard is now situated, to be marked out by my executors, & the title to which shall forever be in my said executors.

15.— Having full faith & confidence in my son-in-law William C. Hunt, I do hereby nominate and appoint him my Executor, to execute & faithfully carry out the provisions of this will. The said William C. Hunt must not be required to give bond for the performance of his duty as such executor. He must have my will probated & have an appraisement & inventory of my estate taken and filed in the Probate Office. But then he shall not be required to make annual returns, or to obtain orders for sales or other orders, until my estate is ready for final settlement. Then he shall make & file such final return & thus close out the business of the estate with as little expense as possible.

In testimony whereof I, Elizabeth A. McTyeire have hereunto set my hand and

Last will and Testament of Elizabeth A. McTyeire Deceased. affixed my seal. This 27th day of March A.D. 1861

E. A. McTyeire (L.S.)

signed & sealed in the presence of the Testatrix & in the presence of each other on the 27th day of March 1861.

T. P. Chapin
Thos Dinkins
M. B. Gilks.

The words "my" in the 9th and the words "and bequeathed" any "my" in the 10th "at" in the 14th lines were erased & the words "have" and "which" inserted in the 10th & 14th lines, before the will was signed.

T. P. Chapin
Thos Dinkins
M. B. Gilks.

The State of Alabama } In the Probate Court
Russell County } July Term 1861.

Personally came in open Court, Marcellus B. Gilks, one of the witnesses to the foregoing instrument, who affirming duly sworn deposeth and saith that Elizabeth A McTyeire, the Testatrix therein voluntarily executed the same and declared the same to be and contain her last will and testament, on the day the same bears date, that he signed his name as a witness in the presence of said testatrix and of the other witnesses, and that such other witnesses subscribed their names as such in his and the Testatrix presence. And further 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 July 8th 1861
Geo. H. Waddell
Judge P.C.

M. B. Gilks

Recorded the 8th day of February 1862.
Geo. H. Waddell

Last will and Testament of Elizabeth A. McIntire deceased.

affixed my seal. This 27th day of March A.D. 1861

E. A. McIntire (Seal)

signed & sealed in the presence of the Testatrix & in the presence of each other on the 27th day of March 1861.

V. P. Chafin
Thos. Dinkins
M. B. Gilks.

The words "my" in the 9th and the words "and bequeathed" any "my" in the 10th "at" in the 14th lines were erased & the words "have" and "which" inserted in the 10, & 14 lines, before the Will was signed.

V. P. Chafin
Thos. Dinkins
M. B. Gilks.

The State of Alabama } In the Probates Court
Russell County } July Term 1861.

Personally came in open Court, Marcellus B. Gilks, one of the witnesses to the foregoing instrument, who after being duly sworn deposeth and saith that Elizabeth A McIntire, the Testatrix therein voluntarily executed the same and declared the same to be and contain her last will and testament, on the day the same bears date, that he signed his name as a witness in the presence of said testatrix and of the other witnesses, and that such other witnesses subscribed their names as such in his and the Testatrix' presence: And further 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 July 3rd 1861
Geo. P. Waddell
Judge P.C.

M. B. Gilks

Recorded the 8th day of February 1862.
Geo. P. Waddell

Last will and Testament of Sarah Parsons. Deceased.

In the name of God. Amen:

I Sarah Parsons of the County of Russell, State of Alabama, being of sound mind and memory, do make ordain, publish and declare this to be my last will and Testament - hereby revoking all others, in manner and form following: To wit.

Item 1st — It is my will and desire that all of my estate of whatever nature or kind, shall be sold to the highest bidder, after due legal notice thereof, on a credit of not less than twelve months, and the money arising from such sales after the payment of my just debts including the moneys & legacies specified in Items 4th & 7th of this instrument, and also my funeral expenses, shall be disposed of in the following manner: viz:

Item 2d — I give and bequeathe to each of my children, Elizabeth Llewellin, Prudence Parsons, George W Parsons, A. W. Parsons, J. T. Parsons & R. C. Parsons, one eleventh part of the proceeds of said sale, to them & their heirs.

Item 3th — I give to my son A. W. Parsons the worth of an ordinary Homestead, Bed, Bed furniture, also the one eleventh (1/11) part of my estate, but in trust nevertheless for the use & benefit of the children of my deceased daughter Cynthia McCraw, free from & not subject to any debts liabilities or engagements of said A. W. Parsons.

Item 4th — I give to Alexander W. Parsons, in trust nevertheless, and not subject to any debts, liabilities or engagements of A. W. Parsons the sum of Eight hundred Dollars ($ 800.) of which amount, the sum of four hundred dollars ($ 400.) must be considered as due the 22nd of October 1858, and to bear interest from that date until paid. I also grant unto said A. W. Parsons for the sole use and benefit of A. W. Parsons and his family one eleventh part (1/11) of my estate.

Item 5th — I give to J. T. Parsons one eleventh (1/11) part of my estate, in trust nevertheless for the use & benefit of the children of my deceased son R. A. Parsons, free from and not subject to any debts, liabilities or engagements of said J. T. Parsons.

Item 6th — I give to Thomas H. B. Rivers, but in trust nevertheless & not subject to any of said Rivers' debts, one eleventh (1/11) part of my estate, for the sole use and benefit of my daughter Nancy D. Rivers and her children.

Item 7th — I give to my granddaughter Martha

Last will and Testament of Sarah Persons. Deceased.

In the name of God. Amen.

I Sarah Persons of the County of Russell, State of Alabama, being of sound mind and memory, do make ordain, publish and declare this to be my last will and Testament hereby revoking all others, in manner and form following: To wit.

Item 1st — It is my will and desire that all of my estate of whatever nature or kind, shall be sold to the highest bidder, after due legal notice thereof, on a credit of not less than twelve months, and the money arising from such sales after the payment of any just debts including the managal legacies specified in Items 4th & 7th of this instrument, and also my funeral expenses, shall be disposed of in the following manner: viz;

Item 2nd — I give and bequeathe to each of my children, Elizabeth Elsewell &c, Prudence Persons, George W Persons, W. W. Persons, J. T. Persons & R. C. Persons, one eleventh (1/11) part of the proceeds of said sale, to them & their heirs.

Item 3rd — I give to my son W. W. Persons the worth of an ordinary Plantation, Bed, Bed furniture, also the one eleventh (1/11) part of my estate, but in trust nevertheless for the use & benefit of the children of my deceased daughter Cynthia McCraw, free from & not subject to any debts liabilities or engagements of said W. W. Persons.

Item 4th — I give to Alexander W. Persons, in trust nevertheless, and not subject to any debts liabilities or engagements of A. W. Persons the sum of eight hundred dollars ($800.) of which amount, the sum of four hundred dollars ($400.) must be considered as due the 22nd of October 1858, and to bear interest from that date until paid. I also grant unto said A. W. Persons for the sole use and benefit of A. S. Persons and his family one eleventh part (1/11) of my estate.

Item 5th — I give to J. T. Persons one eleventh (1/11) part of my estate; in trust nevertheless for the use and benefit of the children of my deceased son R. A. Persons, free from and not subject to any debts, liabilities or engagements of said J. T. Persons.

Item 6th — I give to Thomas H. B. Rivers, but in trust nevertheless & not subject to any of said Rivers' debts, one eleventh (1/11) part of my estate, for the sole use and benefit of my daughter Nancy D. Rivers and her children.

Item 7th — I give to my grand daughter Martha

Last will and Testament of Sarah Persons. Deceased.

R. Persons, daughter of Amos J. Persons, six hundred dollars ($600.) And if she should die without any bodily issue living to inherit, the same shall be divided equally between the bodily heirs of W. W. Persons Cynthia McCraw, L. S. Persons & R. A. Persons.

Item 8th — I give to my grand children Augustus Persons, J. W. Persons & Ann Elizabeth Thrash one eleventh (1/11) part of my estate, to be equally divided between them. But the portion falling to Ann Eliza Thrash, shall be held in trust by her husband H. D. Thrash, for the use and benefit of herself & children, independent of, and not subject to any debts or contracts of said Hilleary D. Thrash.

Item 9th — In selling out the landed estate in Warren County, Georgia, my estate became indebted at my death to each of the legatees, the sum of three hundred and seven dollars ($307.) all of whom I have paid off, except my son R. A. Persons & my grand daughter Martha A. Persons, to each of whom my estate is owing three hundred and seven dollars. Said to Woodson McCraw my estate will be owing his half, viz; one hundred and fifty three dollars and fifty cents.

And I do hereby make and ordain James T. Persons, Executor of my last will and testament.

Signed sealed and declared and published by Sarah Persons, as her last will & testament in the presence of the undersigned, who in her presence, and by her request signed our names to the same as witnesses thereto, this the 3rd of September, 1858.

Sarah Persons (Seal)

Joseph A. Holland.
Egbert R. Goolsbee.

The State of Alabama } I W. W. Pitts, Justice of the Peace for
Russell County } by certify that Sarah Persons, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me after being informed of the contents of the conveyance, that she voluntarily signed the same, the day the same bears date.

Given under my hand this the 8 day of Sept 1858.

W. W. Pitts. J. R

Last will and Testament of Sarah Persons. Deceased.

A. Persons, daughter of Amos J. Persons, six hundred dollars ($600.) And if she should die without any bodily issue living to inherit, the same shall be divided equally between the bodily heirs of N. W. Persons Cynthia McCraw, L. S. Persons & R. A. Persons.

Item 8th — I give to my grandchildren Augustus Persons, J. W. Persons & Miss Elizabeth Thrash one eleventh (1/11) part of my estate, to be equally divided between them. But the portion falling to Ann Eliza Thrash, shall be held in trust by her husband H. D. Thrash, for the use and benefit of herself & children, independent of, and not subject to any debts or contracts of said H. Henry D. Thrash.

Item 9th — In selling out the landed estate in Warren County, Georgia, my estate became indebted at my death to each of the legatees, the sum of three hundred and seven dollars ($307.) all of whom I have paid off, except my son R. A. Persons & my granddaughter Martha A. Persons, to each of whom my estate is owing three hundred and seven dollars And to Woodson McCraw my estate will be owing his half, viz; one hundred and fifty three dollars and fifty cents.

And I do hereby make and ordain James T. Persons, Executor of my last will and testament.

Signed sealed and declared and published by Sarah Persons as her last will & testament in presence of the undersigned, who in her presence, and by her request signed our names to the same as witnesses thereto, this the 3rd of September, 1857.

Sarah Persons (Seal)

Joseph A. Holland.
Egbert R. Goolsbee.

The State of Alabama } I W. W. Pitts, Justice of the Peace, in
Russell County } by certify that Sarah Persons, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this being informed of the contents of the conveyance, that she voluntarily signed the same, the day the same bears date.

Given under my hand this the 3 day of Sept 1858.

W. W. Pitts. J. P.

Last will and Testament of Sarah Persons. Deceased.

The State of Alabama } In the Probate Court
Russell County } October Term, 1861.

Personally appeared in open Court, E. R. Goolsbie, one of the subscribing witnesses to the foregoing instrument who after being duly sworn, deposeth and saith that Sarah Persons the Testatrix therein voluntarily executed the same and declared the same to be and contain her last will & Testament on the day the same bears date, that he signed his name as a witness thereto in her presence, and in the presence of the other subscribing witness and that such other witness subscribed his name as such in his and the Testatrix' presence. 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
14th Octr 1861.
Geo. H. Waddell
Judge P.C.

E. R. Goolsbie.

Recorded the 8th of February 1862.

Geo. H. Waddell
Judge of Probate

Last Will and Testament of Sarah Broons. Deceased.

The State of Alabama } In the Probate Court
Russell County } October Term 1861.

Personally appeared in open Court, E. R. Goolsbie, one of the subscribing witnesses to the foregoing instrument who after being duly sworn, deposeth and saith that Sarah Broons the Testatrix therein voluntarily executed the same and declared the same to be and contain her last will & Testament on the day the same bears date, that he signed his name as a witness thereto in her presence, and in the presence of the other subscribing witness and that each other witness subscribed his name as such in his and the Testatrix' presence. 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
14th Oct. 1861.
Geo. H. Waddell
Judge &c.

E. R. Goolsbie.

Recorded the 8th of February 1862.
Geo. H. Waddell
Judge of Probate

Last will and Testament of Lorenzo D Belvin, Deceased.

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

I Lorenzo D. Belvin, being of sound mind & memory, but of feeble body & health, and knowing that all men must die, & wishing to dispose of my worldly estate make this my last will.

Article 1st — I desire first that all my just debts be paid out of my estate.

Article 2nd — I give and bequeath unto my wife, Rebecca M. Belvin, all my estates, both personal & real consisting of eighty acres land, being the west half of the north east quarter of Section Six Town, Township eighteen & Range twenty seven. Two horses, Cows & Yearling, Stock hogs, Corn, Fodder, known, all the house hold and Kitchen furniture, Buggy and every thing else belonging to me.

Article 3rd — I appoint my Rebecca Belvin my executrix to carry out this my last will & Testament, without her being bound to give bond & security, I confirm all she may lawfully do in the premises.

Signed, sealed & delivered in the presence of.
This the 20 day April 1861.

Test
Wilson B. Edwards.
Jonathan Haley.
A. J. Bell.

Lorenzo D Belvin his mark

The State of Alabama } Before me George H. Waddell
Russell County } Judge of Probate for said County, personally came Wilson B. Edwards and Andrew J. Bell who after being duly sworn deposeth and saith, that Lorenzo D. Belvin whose name is subscribed to the foregoing instrument of writing, voluntarily executed the same and declared the same to be and contain his last will & Testament on the day the same bears date; that they subscribed their names as witnesses in the presence of said Testator and of the other witness, and that each other witness subscribed his name as such, in their and the testators presence. And further that in their opinion and belief, said testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed this 1st day of June A.D. 1861.
Geo. H. Waddell Judge &c.

Wilson B. Edwards
A. J. Bell.

Recorded the 8th of February 1862. Geo. H. Waddell Judge &c.

Last will and Testament of Lorenzo D. Belvin, Deceased.

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

I Lorenzo D. Belvin, being of sound mind & memory but of feeble body & health, and knowing that all men must die, & wishing to dispose of my worldly estate make this my last will.

Article 1st — I desire first that all my just debts be paid out of my estate.

Article 2nd — I give and bequeath unto my wife, Rebecca M. Belvin, all my estate, both personal & real consisting of eighty acres land, being the west half of the north east quarter of Section six teen, Township eighteen & Range twenty seven. Two horses, Cows & Calves Stock hogs, Corn, Fodder, Farm, all the House hold and Kitchen Furniture, Buggy and every thing else belonging to me.

Article 3rd — I appoint my Rebecca Belvin my executrix to carry out this my last will & Testament, without her being bound to give bond & security, I confirm all she may lawfully do in the premises.

Signed, sealed & delivered in the presence of.
This the 2d day April 1861.

Test
Wilson B. Edwards.
Jonathan Haley.
A. J. Bell.

Lorenzo D. his X mark Belvin

Recorded the 3rd of February 1862 Geo. H. Waddell Judge &c.

The State of Alabama } Before me George H. Waddell
Russell County } Judge of Probate for said County, personally came Wilson B. Edwards and Andrew J. Bell who after being duly sworn deposeth and saith, that Lorenzo D. Belvin whose name is subscribed to the foregoing instrument of writing, voluntarily executed the same and declared the same to be and contain his last will & Testament on the day the same bears date; that they subscribed their names as witnesses in the presence of said Testator and of the other witness, and that such other witness subscribed his name as such, in their and the testators presence. And further that in their opinions and belief, said testator at the time of executing said will was of sound and disposing mind and memory.
Sworn to & subscribed this 17th day of June A.D. 1861.

Wilson B. Edwards.
A. J. Bell.

Geo. H. Waddell Judge &c.

Last will and Testament of Benjamin Eady Deceased

In The Name of God. Amen.

I Benjamin Eady 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. 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 and dispose of as follows, to wit, One half to Bernetta my daughter, her life time, and the heirs of her body afterwards if any thing left.

And the other half to my daughter Lorella's heirs which is as follows, Bra Bella Elizabeth James Lorella McGlowe Bles my Executor make a sale immediately after my death sell off every thing, pay off all debts, divide what there is among the heirs the same day.

Likewise I make, constitute, and appoint Daniel Brinson of the County of Macon and State of Ala Executor of this my last will and testament, hereby revoking all former Will by me made.

In witness whereof I have hereunto subscribed my name and affixed my seal this the 30th day of April. In the year of our Lord eighteen hundred and Sixty one.

Benjamin his mark Eady (L.S.)

The above written instrument was subscribed by the said Benjamin Eady in our presence, and acknowledged by him to each of us. And he at the same time published and declared the above instrument as subscribed to be his last will and testament, and we at the testators request and in his presence, have signed our names as witnesses hereto, and written opposite our names, our respective places of residence.

James A. Hargrove, of the County of Macon, and State of Ala.
Minder M. Huff of the County of Macon, and State of Ala.

The State of Alabama } Before me Geo. H. Waddell, Judge of Probate
Russell County } for said County, personally came in open Court James A. Hargrove and Minder M. Huff, two of the subscribing witnesses to the foregoing instrument, who after being sworn depose & say that Benjamin Eady the testator therein, voluntarily executed the same & declared the same to be and contains his last will and Testament on the day the same bears date; that they subscribed their names as witnesses in the presence of said testator.

Last will and Testament of Benjamin Eady. Deceased

In The Name of God. Amen.

I Benjamin Eady 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. That is to say.

First of all I will all my lawful debts are paid and discharged, the residue of my estate, real and personal, I give and bequeath and dispose of as follows, to wit, One half to Bernetta, my daughter, her life time, and the heirs of her body afterwards if anything left.

And the other half to my daughter Lorella's heirs which is as follows. Arabella Elizabeth James, Lorella McGlamre Also my executor make a sale immediately after my death sell off every thing, pay off all debts, divide what there is among the heirs the same day.

Likewise I make, constitute, and appoint Daniel Bircon of the County of Macon and State of Ala executor of this my last will and testament, hereby revoking all former will by me made.

In witness where of I have hereunto subscribed my name and affixed my seal this the 30th day of April. In the year of our Lord eighteen hundred and Sixty one.

Benjamin his mark Eady (Seal)

The above written instrument was subscribed by the said Benjamin Eady, in our presence, and acknowledged by him to each of us. And he at the same time published and declared the above instrument so subscribed, to be his last will and testament, and we at the testators request and in his presence, have signed our names as witnesses hereto, and written opposite our names, our respective places of residence.

James A. Hargrove, of the County of Macon, and State of Ala.
Minder M Huff of the County of Macon, and State of Ala.

The State of Alabama } Before me Gert H Waddell, Judge of Probate
Russell County } for said County, personally came in open Court James A. Hargrove and Minder M. Huff, two of the subscribing witnesses to the foregoing Instrument, who after being sworn depose & say that Benjamin Eady the testator therein voluntarily executed the same, & declared the same to be and contains, his last will and testament on the day the same bears date, that they subscribed their names as witnesses in the presence of said testator.

Last will and Testament of Benjamin Eady. Deceased and in the presence of each other. And that in their opinion and belief said Testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed
12th august 1861.
Gert H Waddell
Judge &c,

J. A. Hargrove
Minder M Huff.

Recorded the 5th of February 1862.
Gert H. Waddell.
Judge of Probate.

Last will and Testament of Benyamin Cady. Deceased
and in the presence of each other. And that in their o-
pinion and belief Said Testator at the time of exe-
cuting said will was of sound and disposing mind and
memory.

Sworn to & subscribed
12th August 1861.
Geo. H. Waddell
Judge &c.

J. A. Hargrove
Binder McGuff.

Recorded the 5th of February 1862.
Geo. H. Waddell.
Judge of Probate.

Last will and Testament of Posey P. Brooks. Deceased.

State of Alabama. Russell County

I Posey P. Brooks of the State and County aforesaid, being of sound and disposing mind do make this my last will & Testament hereby revoking all former will & wills by me made.

Item First. = I direct that all just debts which I may owe at my death be first paid, together with funeral expenses by my Executor.

Item Second. = I will & direct that all the ballance of my estate be kept as it now is, the same as if I was living subject to the control of my Executor until my youngest child become eighteen years old.

Item Third. = I will & direct that my children all receive a good English education, and in case either of my sons should manifest a disposition to attain to the higher branches of education, they be permitted to do so by my Executor.

Item Fourth. = I will & direct that my brother Isaac Brooks remain in my family & be cared & provided for in the same way & manner that he has been by me heretofore.

Item Fifth. = I will & direct that as my daughters may or become of age that the amount of Fifteen hundred Dollars in property personal or perishable be settled on them & their children and in case either should die leaving no child alive, the aforesaid property with the increase to go to & be equally divided with all my children or their legal representatives. Also that in case my means should increase sufficiently to authorize my Executor to advance any reasonable amount during his administration to either of the my daughters he is directed to do so, taking care to have it settled upon them as above. Also that in the final settlement of my estate, the share of each of my daughters is to be settled upon them & their children as before directed.

Item Sixth. = I will & direct that each one of my sons as they become of age, receive of my estate the sum of fifteen hundred Dollars in money or property, and also any additional amount in case my means should sufficiently increase to authorize my Executor to do so during his administration.

Item Seventh. = I will & direct that in the final settlement of my estate all my children be made equal share & share alike.

Last will and Testament of Peary P. Brooks deceased.

State of Alabama. Russell County

I Peary P. Brooks of the State and County aforesaid, being of sound and disposing mind do make this my last will & testament hereby revoking all former will & wills by me made.

Item First.= I direct that all just debts which I may owe at my death be first paid, together with funeral expenses by my Executor.

Item Second.= I will & direct that all the ballance of my estate be kept as it now is, the same as if I was living subject to the control of my Executor until my youngest child become eighteen years old.

Item Third.= I will & direct that my children all receive a good English education, and in case either of my sons should manifest a disposition to attain to the higher branches of education, they be permitted to do so by my Executor.

Item Fourth.= I will & direct that my Martha Ann Brooks remain in my family & be cared & provided for in the same way & manner that he has been by me heretofore.

Item Fifth.= I will & direct that as my daughters marry or become of age that the amount of fifteen hundred dollars in property personal or perishable be settled on them & their children and in case either should die leaving no child alive, the aforesaid property with the increase to go to & be equally divided with all my children or their legal representatives. Also that in case my means should increase sufficiently to authorize my Executor, to advance any reasonable amount during his administration to either of the my daughters he is directed to do so, taking care to have it settled upon them as above. Also that in the final settlement of my estate, the share of each of my daughters is to be settled upon them & their children as before directed.

Item Sixth.= I will & direct that each one of my sons as they become of age, receive of my estate the sum of fifteen hundred dollars in money or property, and also any additional amount in case my means should sufficiently increase to authorize my Executor to do so during his administration.

Item Seventh.= I will & direct that in the final settlement of my estate all my children be made equal share & share alike.

Last will and Testament of Peary P. Brooks deceased.

Item Eighth.= I will & declare that in the event my wife should marry, as that my estate still be kept together, she to receive her proportional part of the annual proceeds.

Item Ninth.= I will & direct that my executor be permitted to increase the force on the plantation if in his judgement it would be best.

Item Tenth.= I will & direct that whenever my youngest child become eighteen years old, that all my property both real & personal be sold, and if my wife should at this time be living, that she be made equal in the estate with my children share & share alike as above directed.

Item Eleventh.= I appoint my wife Martha Ann Brooks Executrix and Layla Edwards Executor to this my last will & testament.

In witness I have hereunto set my hand & seal the 26th of June 1861.

Peary P. Brooks. (L.S.)

T. H. Murphy.
W. B. Mizell.
Jno. C. Edwards.

The State of Alabama } In the Probate Court
Russell County } August Term. 1861.

Personally appeared in open Court, William B. Mizell and John C. Edwards, two of the subscribing witnesses to the foregoing instrument, and being sworn, depose and say, that Peary P. Brooks, the testator therein, voluntarily executed the same, & declared the same to be & contain his last will & Testament on the day the same bears date. That they signed their names as witnesses, in the presence of the testator & in the presence of the other subscribing witness, and that each other witness subscribed his name as such in their and the testators presence. And further that in their opinion & belief said testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed this 12th August 1861. } W. B. Mizell.
Geo. A. Waddell } J. C. Edwards.
Judge &c

Recorded the 6th of February 1862.
Geo. A. Waddell
Judge P.C.

Last will and Testament of Perry P. Brooks deceased.

Item Eighth.— I will & desire that in the event my wife should marry, as that my estates still be kept together, she to receive her proportional part of the annual proceeds.

Item Ninth.— I will & direct that my executors be permitted to increase the force on the plantation if in his judgement it would be best.

Item Tenth.— I will & direct that whenever my youngest child becomes eighteen years old, that all my property both real & personal be sold. And if my wife should at this time be living, that she be made equal in the estate with my children, share & share alike as above directed.

Item Eleventh.— I appoint my wife Martha Ann Brooks Executrix and Layla Edwards Executrix to this my last will & testament.

In witness I have hereunto set my hand & seal the 26th of June 1861.

Perry P. Brooks (L.S.)

T. F. Murphy.
W. C. Mizell.
Jno. C. Edwards.

The State of Alabama } In the Probate Court
Russell County } August Term. 1861.

Personally appeared in open Court, William C. Mizell and John C. Edwards, two of the subscribing witnesses to the foregoing instrument, and being sworn, depose and say, that Perry P. Brooks, the testator therein, voluntarily executed the same, & declared the same to be & contain his last will & Testament on the day the same bears date. That they signed their names as witnesses, in the presence of the testator & in the presence of the other subscribing witness, and that each other witness subscribed his name as such in their and the testators presences. And further that in their opinion & belief said testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed this 12th August 1861. } W. C. Mizell.
Geo. H. Waddell } J. C. Edwards.
Judge &c.

Recorded the 8th of February 1862.
Geo. H. Waddell
Judge &C.

Last Will and Testament of Enoch Johnson. Deceased.

A. Transcript

Succession of Enoch Johnson, dec'd } In the District Court— Desoto Parish Louisiana—

Petition

To Hon'l the Judge of the Eighteenth Judicial District of the State of Louisiana, in and for Desoto Parish—

The petition of Joseph B. Johnson a resident of the Parish of Desoto, State of Louisiana, with respect represents that Enoch Johnson also a resident of the Parish and State aforesaid died on 20th day of December 1860 at his residence— That said Enoch Johnson before his decease deposited in the hands of your petitioner a sealed instrument purporting to be his last will and Testament, which said instrument your petitioner presents to your Honor's Court with this petition— And prays that an order be issued for the opening and probating of the same— And that the same be published and recorded according to law— Finally petitioner prays for all other orders and decrees necessary in the premises and for relief generally—

(Signed) C. M. Bynes Atty for petitioner.

Filed in office 24 December 1860—

Signed J. H. Sutherlin Clk D. Court

Order Clerk for Opening Will.

Desoto Parish Louisiana— This will certify that Joseph B. Johnson Presented to me an instrument under cover and seal and marked thereon— "This my last will and Testament to be opened after my burial." And I John H. Sutherlin Clerk of the District Court for said Parish of Desoto— on this 24th day of December A.D. 1860. proceeded to open the same from the envelope thereon— as prayed for in the foregoing petition— and found the same to be the last will and Testament of Enoch Johnson late deceased of this Parish— written in the "Hieroglyphic form" and bearing date of 18th of May 1860— And which instrument I handed to said Joseph B Johnson, he being a legatee thereof.

Done in Office this 24th December 1860.

(Signed) J. H. Sutherlin Clk D. Court.

Petition for Probation of Will.

To the Honorable Judge of the 18th Judicial District of the State of Louisiana, holding sessions of Court in and for the parish and state aforesaid—

The petition of Joseph B. Johnson a resident of the parish of Desoto in the State of Louisiana with respect, represents

Last Will and Testament of Enoch Johnson. Deceased.

A. Transcript

Succession of Enoch Johnson, dead } In the District Court – Desoto Parish Louisiana –

Petition

To Hon'ble the Judge of the Eighteenth Judicial District of the State of Louisiana, in and For Desoto Parish –

The petition of Joseph B Johnson a resident of the Parish of Desoto, State of Louisiana, with respect represents that Enoch Johnson also a resident of the Parish and State aforesaid died on 20th day of December 1860 at his residence – That said Enoch Johnson before his decease deposited in the hands of your petitioner a sealed instrument purporting to be his last will and Testament which said instrument your petitioner presents to your Honor Court with this petition and prays that an order be issued for the opening and probating of the same – And that the same be probated and recorded according to law – finally petitioner prays for all other orders and decrees necessary in the premises and for relief generally –

(Signed) C. M. Pegues atty for petitioner.

Filed in office 24 December 1860 –

Signed J. H. Sutherlin Clk D. Court

Order Clerk for Opening Will

Desoto Parish Louisiana – This with certify that Joseph B Johnson Presented to me an instrument under cover and seal and marked thereon "This my last will and Testament to be opened after my burial" And I John H. Sutherlin Clerk of the District Court for said Parish of Desoto – on this 24 day of December A.D. 1860. proceeded to open the same from the envelope thereon – as prayed for in the forgoing petition. And found the same to be the last will and Testament of Enoch Johnson late deceased of this Parish – written in the "Magnaphic" form and bearing date of 15th of May 1860 – And which instrument I handed to said Joseph Johnson, he being a legatee thereof.

Done in Office this 24 December 1860.

(Signed) J. H. Sutherlin Clk D. Court.

Petition for Probation of Will.

To the Honorable Judge of the 18th judicial District of the State of Louisiana, holding sessions of Court in and for the parish and state aforesaid –

The petition of Joseph B. Johnson a resident of the parish of Desoto in the State of Louisiana with respect, represents

Last will and Testament of Enoch Johnson. Deceased.

that Enoch Johnson, late of the parish and State aforesaid deceased at his domicile in said parish a short time since that he left a will in the "Magnaphic form" but failed therein to name, or appoint any Executor thereof.

Petitioner further represents that said deceased has no forced heirs and that he constitutes your petitioner and his father David Johnson, residents of the State of Georgia, joint and equal legatees and heirs to all the real and personal property left by said deceased at his death –

Wherefore premises considered, petitioners pray that a day and hour be fixed for the proof of said will – That J. B. Wallace an Attorney at law be appointed as an attorney to represent the absent heirs, to attend and be present at the time of the proof of said will – he further prays that said will be registered and executed – and that petitioner be appointed and confirmed as Executor thereof – after legal notice and time – he prays for an Inventory and Appraisement of the property of said deceased – and abiding to law and for all such orders and decrees necessary in the premises and for general relief – (Signed) C. M. Pegues Atty for petitioner

Filed 24th December 1860

(Signed) J. H. Sutherlin Clk D. Court

Order Clerk for Notice.

Clerks Office
Desoto Parish La. } It is ordered that notice of the application of Joseph B. Johnson, praying to be appointed Executor of the last will and Testament of Enoch Johnson dec'd be given in the manner & for the time required by law – By publication in the Eagle a newspaper published in Desoto Parish La – and copy thereof posted on Court House door for ten clear days – as required by law.

Dec 24th 1860 – (Signed) J. H. Sutherlin Clk D. Court

Order Clerk appointing Attorney for absent heirs.

Clerks Office
Desoto Parish } It is ordered that J. B. Wallace be and is hereby appointed Attorney for absent heirs in the matter of the succession of Enoch Johnson deceased – be prayed for in the foregoing petition.

Dec 24th 1860 (Signed) J. H. Sutherlin Clk D. Court

Service accepted.

I accept the foregoing appointment as attorney for absent heirs, in the matter of the succession of Enoch Johnson deceased –

December 24th 1860 – (Signed) J. B. Wallace

Last will and Testament of Enoch Johnson. Deceased.

that Enoch Johnson late of the parish and State aforesaid deceased at his domicile in said parish a short time since that he left a will in the "Olographic form" but failed therein to name, or appoint any Executor thereof.

Petitioner further represents that said deceased has no forced heirs and that he constitutes your petitioner and his father David Johnson, residents of the State of Georgia, joint and equal legatees and heirs to all the real and personal property left by said deceased at his death.

Wherefore premises considered, petitioners pray that a day and hour be fixed for the proof of said will. That J. E. Wallace an Attorney at law be appointed as an Attorney to represent the absent heirs, to attend and be present at the time of the proof of said will. he further prays that said will be registered and executed and that petitioners be appointed and confirmed as Executor thereof after legal notice and time. he prays for an Inventory and appraisement of the property of said deceased according to law and for all such orders and decrees necessary in the premises and for general relief. (Signed) C. M. Pigues Atty for petitioner

Filed 24th December 1860

(Signed) J. H. Sutherlin Clk D. Court

Order Clerk for Notice.

Clerks Office
Desoto Parish La } It is ordered that notice of the application of Joseph B. Johnson, praying to be appointed Executor of the last Will and Testament of Enoch Johnson dec'd be given in the manner & for the time required by law. By publication in the Eagle a newspaper published in Desoto Parish La. and copy thereof posted on Court House door for ten clear days. as required by law.

Dec' 24th 1860. (Signed) J. H. Sutherlin Clk D. Court

Order Clerk appointing Attorney for absent heirs.

Clerks Office
Desoto Parish } It is ordered that J. E. Wallace be and is hereby appointed Attorney for absent heirs in the matter of the succession of Enoch Johnson deceased. be prayed for in the foregoing petition.

Dec' 24th 1860 (Signed) J. H. Sutherlin Clk D. Court

Service accepted.

I accept the foregoing appointment as Attorney for absent heirs, in the matter of the succession of Enoch Johnson deceased.

Dec 24th 1860. (Signed) J. E. Wallace.

The Last will & Testament of Enoch Johnson Deceased

(Order Clerk Giving time for proof of Will

State of Louisiana Parish of Desoto

It is ordered that Wednesday next the 26th day of December 1860 at 10 o'clock A. M. be fixed for the proof and probation of the last will and Testament of Enoch Johnson late deceased of this Parish. And that J. E. Wallace Esqr Attorney for absent heirs in the matter of the succession of said Enoch Johnson deceased be cited to be present at the probation of same. (there being no presumptive heirs residing in the said Parish of Desoto). And that S. L. Pigues and B. M. Pigues witnesses familiar with hand writing of said deceased be summoned to prove said will.

(Signed) J. H. Sutherlin Clk D. Court

December 24th 1860 (1860)

Testimony on proof & probation of will.

Be it remembered that on this 26th day of December A. D. one thousand eight hundred and sixty that I John H. Sutherlin Clerk of District Court for Desoto Parish, Louisiana upon the application of Joseph B. Johnson praying to have the last Will and Testament of Enoch Johnson dec'd proven, probated and made of record for execution. And I said Clerk having fixed this the 26th day of Dec' 1860 for the hearing & proof of said Will and Testament. And the parties having had the notices as required by law. And the time appointed having arrived. And they being present. And also the witnesses. I proceed to the proof of same.

Whereupon.

Samuel L. Pigues, being sworn says that he is well acquainted with the hand writing of Enoch Johnson late deceased of Desoto Parish. That he has had business transactions with him frequently. in which he has seen him write his name and other writing. and that he recognizes the signature of the said dec'd Enoch Johnson to the instrument now presented, bearing date of 15th May 1860 to the said dec'd to be genuine. And that the said instrument purporting to be the last Will and Testament of said Enoch Johnson dec'd bearing date of 15th May 1860 is wholly written, dated and signed by the said Enoch Johnson deceased. that the word "my" interlined in sixth line from bottom of page is also in handwriting of said Enoch Johnson dec'd. that the said Enoch Johnson is dead. That he died in Desoto Parish La. on 21st

The Last Will & Testament of Enoch Johnson Deceased
(Order Clerk fixing time for proof of Will)
State of Louisiana Parish of DeSoto

It is ordered that Wednesday next the 26th day of December 1860 at the hour of 10 o'clock A.M. be fixed for the proof and probation of the last Will and Testament of Enoch Johnson late deceased of this Parish - And that J. C. Wallace Esqr attorney for absent heirs in the matter of the succession of said Enoch Johnson deceased - be cited to be present at the probation of same (there being no presumptive heirs residing in the said Parish of DeSoto) - And that Sd Pegues and S.L. Pegues witnesses familiar with hand writing of said deceased be summoned to prove said Will.

(Signed) J.H. Sutherlin Clk D. Court

December 24th 1860 (1860)

Testimony on proof & probation of Will.

Be it remembered that on this 26th day of December A.D. One thousand Eight hundred and sixty - that I John H. Sutherlin Clerk of District Court for Desoto Parish, Louisiana - upon the application of Joseph B. Johnson - praying to have the last Will and Testament of Enoch Johnson dec'd proven, probated and made of record for execution and I said Clerk having fixed this the 26th day of Dec'r 1860 for the hearing & proof of said Will and Testament - And the parties having had the notices as required by Law - and the time appointed having arrived - and the being present and also the witnesses - I proceed to the proof of same - Whereupon

Samuel L Pegues, being sworn says - that he is well acquainted with the hand writing of Enoch Johnson late deceased of Desoto Parish - that he has had business transactions with him frequently - in which he has seen him write his name and other writing - and that he recognizes the signature of the said dec'd Enoch Johnson to the instrument here presented, bearing date of 15th May 1860 & him purporting to be the last Will and Testament of the said dec'd to be genuine - And that the said instrument purporting to be the last Will and Testament of said Enoch Johnson dec'd bearing date of 15th May 1860 - is wholly written - dated and signed by the said Enoch Johnson deceased - that the word "my" interlined in eighth line from bottom of page is also in handwriting of said Enoch Johnson dec'd - that the said Enoch Johnson is dead, that he died in Desoto Parish La. on 21st

Last Will and Testament of Enoch Johnson Deceased
Dec'd Instr (Signed) Saml Pegues -

Sworn to & subscribed before me on this 26th day of December 1860. (Signed) J.H. Sutherlin Clk District Court

Claudius M. Pegues being sworn says that he knows the hand writing of Enoch Johnson late dec'd of Desoto Parish Louisiana having seen him write and sign his name frequently - that he recognizes his signature to be genuine to the instrument here presented purporting to be the last Will and Testament - and that the said instrument from beginning to end is wholly written, dated and signed by the said Enoch Johnson late deceased of Desoto Parish Louisiana - that the said Enoch Johnson is dead -

(Signed) C. M. Pegues

Sworn to & subscribed before me on this 26th day of December 1860.

(Signed) J.H. Sutherlin Clk District Court

Judgment Probating Will.

Be it Remembered that on this 26th day of December A.D. One thousand eight hundred and sixty - that I John H. Sutherlin clerk of the District Court for Desoto parish Louisiana at my offices in the Town of Mansfield in the parish and State aforesaid - at the hour of 10 o'clock A.M. of said day proceeded to probate the last Will and Testament of Enoch Johnson late deceased of this parish, the same being in the "Olographic Form" and which was presented to me by Joseph B. Johnson a citizen of Desoto Parish in said State of Louisiana for probate and execution - And the necessary orders, and delays being given & made - and notice to the Attorney for absentee heirs & legatees being given and notifying him of the time & place fixed & made for the Probate of said Will - And he J.C. Wallace Esqr the attorney for absent heirs being present (there being no presumptive heirs in the parish) - Whereupon Samuel L Pegues being sworn says, he is familiar with the hand writing of Enoch Johnson late deceased of Desoto Parish Louisiana - he having had business transactions with him frequently and and thereon saw him write his name - and do other writing - And that he recognizes his genuine signature to the instrument presented to me to-day, purporting to be the last Will and Testament of said Enoch Johnson deceased - that the said instrument was wholly written dated & signed by the said Enoch Johnson dec'd - And Claudius M Pegues being sworn testifying to same facts - Whereupon

Last Will and Testament of Enoch Johnson Deceased
Dec[r] Instr (Signed) Saml Pigues.—

Sworn to & subscribed before me on this 26[th] day of December 1860. (Signed) J. H. Sutherlin Clk. District Court.

Claudius M Pigues being sworn says that he knows the hand writing of Enoch Johnson late dec[d] of Desoto Parish Louisiana having seen him write and sign his name frequently — that he recognizes his signature to be genuine to the instrument here presented purporting to be his last Will and Testament — and that the said instrument from beginning to end is wholly written, dated and signed by the said Enoch Johnson late deceased of Desoto parish Louisiana — that the said Enoch Johnson is dead.

(Signed) C. M. Pigues

Sworn to & subscribed before me on this 26[th] day of December 1860.

(Signed) J. H. Sutherlin Clk District Court

Judgment Probating Will.

Be it Remembered that on this 26[th] day of December A.D. One thousand eight hundred and sixty — that I John H Sutherlin clerk of the District Court for Desoto parish Louisiana at my office in the Town of Mansfield in the parish and State aforesaid — at the hour of 10 o'clock A.M. of said day proceeded to probate the last Will and Testament of Enoch Johnson late deceased of this parish the same being in the "Olographic form" and which was presented to me by Joseph B. Johnson a citizen of Desoto Parish in said State of Louisiana for probate and procuration — And the necessary orders and delays being given to me — and notice to the Attorney for absent heirs & legatees being given and notifying him of the time & place fixed by me for the Probate of said Will — there appeared D. C. Wallace Esqr the attorney for absent heirs being present (there being no presumptive heirs in the parish) — Whereupon Samuel C Pigues being sworn says, he is familiar with the hand writing of Enoch Johnson late deceased of Desoto Parish Louisiana — he having had business transactions with him frequently and saw therein saw him write his name — and do other writing — And that he recognizes his genuine signature to the instrument presented by me to bike, purporting to be the last Will and Testament of said Enoch Johnson deceased — that the said instrument was wholly written dated & signed by the said Enoch Johnson dec[d] — And Claudius M Pigues being sworn testifying to same facts — Whereupon

Last Will and Testament of Enoch Johnson Deceased — the said Clerk then proceeded to Probate the said Will of Enoch Johnson dec[d] — After having read it in an audible and distinct voice in presence of witnesses D. C. Wallace attorney for absent heirs in said succession of said dec[d] and also in presence of the by standers and signing the same "No Pass Etur" at the beginning and end of each page — the said will being proven — It is ordered, adjudged and decreed that the same be filed recorded, Probated and deposited in this Office — and executed according to law.

Given under my hand in Office on this 26[th] day December 1860

J. H. Sutherlin Clerk said Court

Will of Enoch Johnson dec[d]

The State of Louisiana
Parish of Desoto
this 15[th] day of May

On this the fifteenth day of May in the year of our Lord One thousand Eight hundred and sixty — I Enoch Johnson being aware of the uncertainty of life and the certainty of death, do this day make this my last will and testament.

Item first. — It is my desire and will that all my just debts be first paid.

Item Second. — I will and bequeath to my beloved brother David Johnson and my beloved nephew Joseph B. Johnson jointly all my personal and real estate hoping that my brother and nephew may be charitable to my colored family viz Cela and family

Item third. — It is my wish that husband and wife shall not be separated.

This is my last will and Testament. In witness whereof I do hereunto set my hand and seal — signed in the day and date above written

Enoch Johnson

Filed 24 December 1860

J. H. Sutherlin Clk D. Court

Order for Inventory of property.

Clerks office
Desoto Parish

It is ordered that a commission issue to

Last Will and Testament of Enoch Johnson Deceased
The said Clerk then proceeded to Probate the said Will of Enoch Johnson dec'd after having read it in an audible and distinct voice in presence of Witnesses S. E. Wallace attorney for absent heirs in said succession of said dec'd and also in presence of the by standers and signing the same ne vare etur at the beginning and end of each page — the said Will being proven — It is ordered, adjudged and decreed that the same be filed recorded, probated and deposited in this Office — and Executed according to law.

Given under my hand in office on this 26th day December 1860

J. H. Sutherlin Clerk said Court —

Succ. of Enoch Johnson dec'd

The State of Louisiana }
Parish of Desoto } this 15th day of May

On this the fifteenth day of May in the year of our Lord One thousand Eight Hundred & Sixty — I Enoch Johnson being aware of the uncertainty of Life and the certainty of death, do this day make this my last will and testament.

Item first. — It is my desire and will that all my just debts be first paid.

Item Second. — I will and bequeath to my beloved brother David Johnson and my beloved Nephew Joseph B. Johnson jointly all my personal and real estate hoping that my brother and nephew may be charitable to my colored family, viz, Cela and Family

Item third. — It is my wish that husband and wife shall not be separated —

This is my last will and Testament — In witness whereof I do hereunto set my hand and seal — signed in the day and date above written

Enoch Johnson [seal]

Re-recorded Dec 26/60 J. H. Sutherlin Clk

Filed 24 December 1860

J. H. Sutherlin Clk D. Court

Order for Inventory of property.

Clerks office }
Desoto Parish } It is ordered that a Commission issue to

Last Will and Testament of Enoch Johnson Deceased C. M. Pegues Esqr or some other notary public for Desoto Parish &c — authorizing them to take an Inventory & and cause an appraisement to be made of all the property and effects belonging to the succession of Enoch Johnson deceased — as prayed for in the foregoing petition.

(Signed) J. H. Sutherlin Clerk D. Court

December 26th 1860 —

Commission for Inventory

To C. M. Pegues, Notary Public for Desoto Parish Louisiana duly commissioned and sworn — in and for said Parish —

In pursuance of an order of the Honorable the District Court for Desoto Parish Louisiana — You are hereby authorized and commissioned to cause an appraisement to be made and take an Inventory of the property belonging to the succession of Enoch Johnson late dec'd of this Parish and make due return to said Court according to law — In testimony whereof I hereunto affix my signature and impress of official seal on this 2nd day of Jany 1861.

signed J. H. Sutherlin Clk of said Court

Executed the within Commissions on 2 Jany A.D. 1861

(Signed) C. M. Pegues Notary Public for Desoto Par. Louisiana

Returned & filed 2 Jany 1861 — J. H. Sutherlin Clk D. Court

— Oath of Appraisers —

The State of Louisiana }
Parish of Desoto } We the undersigned appointed to appraise the property belonging to the Succession of Enoch Johnson dec'd — do solemnly swear that we will execute the duties imposed on us as such faithfully and impartially to the best of our abilities and understandings so help us God.

(Signed) J. J. Yarbrough — Saml L. Pegues

Sworn to & subscribed before me, this 2nd day of Jany A.D. 1861 — (signed) C. M. Pegues Notary Public

Filed 2nd Jany 1861 (signed) J. H. Sutherlin Clk D. Court

Inventory and Appraisements —

The State of Louisiana }
Parish of Desoto } Be it remembered that on this 2nd day of January A.D. One thousand eight hundred and Sixty one — I Clandius M. Pegues a Notary Public in and for Desoto Parish in the State of Louisiana, duly commissioned and sworn — in pursuance of a Commission hereto attached — From the Honorable District Court in and for said parish — authorizing and empowering me

Last Will and Testament of Enoch Johnson Deceased
C. M. Pegues Esqr or some other notary public for Desoto
Parish &c- authorizing them to take an Inventory & and
cause an appraisement to be made of all the property
and effects belonging to the succession of Enoch Johnson
deceased - as prayed for in the foregoing petition.
(Signed) J. H. Sutherlin Clerk D. Court
December 26th 1860-

Commission for Inventory

To C. M. Pegues, Notary Public for Desoto Parish Louisiana duly
commissioned and sworn - for & for said Parish -

In pursuance of an Order of the Honorable the District
Court for Desoto Parish Louisiana - You are hereby author-
ized and commissioned to cause an appraisement to
be made and take an Inventory of the property belonging
to the succession of Enoch Johnson late dec'd of this Par-
ish and make due return to said Court according to
law - In testimony whereof I hereunto affix my signature
an impress of official seal on this 2nd day of Jany 1861.
signed J. H. Sutherlin Clk of said Court

Executed the within Commissions on 2nd Jany A.D. 1861
(signed) C. M. Pegues Notary Public for Desoto Par. Louisiana
Returned & filed 2nd Jany 1861 - J. H. Sutherlin Clk D. Court

- Oath of Appraisors -

The State of Louisiana }
Parish of Desoto } Be the undersigned appointed to
appraise the property belonging to the Succession of Enoch
Johnson dec'd - do solemnly swear that we will execute
the duties imposed on us as such faithfully and impartial-
ly to the best of our abilities and understandings so help
us God.

(Signed) J. J. Garbrough - Saml L. Pegues
Sworn to & subscribed Before me, this 2nd day of Jany A.D.
1861 - (signed) C. M. Pegues Notary Public
Filed 2nd Jany 1861 (signed) J. H. Sutherlin Clk D. Court

Inventory and Appraisement -

The State of Louisiana }
Parish of Desoto } Be it remembered that on this 2nd
day of January A.D. One thousand eight hundred and
sixty one - I Clandius M. Pegues a Notary Public in and
for Desoto Parish in the State of Louisiana, duly commis-
sioned and sworn - in pursuance of a commission
hereto attached - from the Honorable District Court in
and for said parish - authorizing and empowering

Last Will and Testament of Enoch Johnson Deceased
to take an Inventory and cause an appraisement to be
made of all the property belonging to the succession of
Enoch Johnson late deceased in the parish aforesaid
I said Notary proceeded at the premises of said de-
ceased on the parish of Desoto about eight miles South
west from Mansfield - to execute said commission
at the hour of twelve O'clock M. on the day above writ-
ten by appointing and swearing James J. Garbrough and
Samuel L. Pegues, as appraisers they being legally qualified
for the duties of the same - after which I said Notary
Inventoried said property as pointed out and said
appraisers estimated the value of the same - which ap-
pears in the words and figures following to wit:

Immoveable
Land.

The west half of North east quarter - and South East quar-
ter of North East fourth and west half of South east fourth
in Section Four Teen - and South west fourth of South
west fourth - and west half of South west fourth in Sec-
tion Thirteen - and South East fourth & east half of South
west fourth of section section Thirteen - and South East
fourth of South west fourth of section Twelve & North
west fourth of South east fourth of South west fourth of
section thirteen & South west fourth of North east fourth
of section thirteen & North east fourth of North west fourth
of section thirteen and South west fourth of South east
fourth of section thirteen - and a fraction of South east
fourth of the South east fourth section Twelve - and a
half of the North East fourth fourth of Sections thirteen lying
on the East side of Pine Bayou containing in the three frac-
tions forty acres - the before described lands are all lying
in Township Eleven of Range Fourteen in the parish of
Desoto aforesaid, and containing in all eight hundred
and forty acres more or less, valued at five dollars per
acre - Whole tract valued at $ 4.200.00
Total value of Land Four Thousand two hundred dollars

Slaves.

Description of				If Appraised Value
Luke a	man	Black	aged 35 years	$ 675.00
Louisa "	woman	"	" 20 "	700.00
Nancy "	girl	"	" 4 "	300.00
Jenny "	"	"	" 1 "	100.00
Sarah "	woman	"	" 47 "	775.00
Paddy "	"	mulatto	" 25 "	1000.00
Peter "	"	Black	" 45 "	800.00

Last Will and Testament of Enoch Johnson Deceased
to take an Inventory and cause an appraisement to be
made of the property belonging to the succession
Enoch Johnson late deceased in the parish aforesaid
I said Notary proceeded at the premises of said de-
ceased in the parish of Desoto about eight miles South
west from Mansfield to execute said commission
at the hour of twelve O'clock M. on the day above writ-
ten by appointing and swearing James J. Gibbs Enoch
Lambert & Legard, as appraisers they being legally qualified
for the duties of the same after which I said Notary
Inventories as said property as pointed out and said
appraisers estimated the value of the same - which ap-
pears in the words and figures following to wit:

Immoveable

Land.

The west half of North east quarter - and South East fourth
of North east fourth and east half of South East fourth
in Section four teen - and South west fourth of South
east fourth - and west half of south west fourth in Sec-
tion thirteen - and South East fourth & east half of South
west fourth of section section thirteen - and South East
fourth of South west fourth of section fourteen & North
west fourth of North east fourth of South west fourth of
section thirteen & South west fourth of North west fourth
of section thirteen & North east fourth of North west fourth
of section thirteen and South west fourth of South east
fourth of section thirteen - and a fraction of South east
fourth of the South east fourth sections fourteen - and a
half of the South East fourth fourth of section thirteen lying
on the East side of line Bayou containing in the three frac-
tions forty acres - the before described lands are all lying
in Township Eleven of Range fourteen in the parish of
Desoto aforesaid and containing in all eight hundred
and forty acres more or less valued at five dollars per
acre - Which tract valued at $ 4.200.00

Total value of Land four thousand two hundred dollars

Slaves.

Description of							appraised Value
Wiley	a man	Black	aged	35	years		$ 675.00
Louisa	" woman	"	"	20	"		700.00
Nancy	" girl	"	"	4	"		300.00
Jimmy	" "	"	"	1	"		100.00
Sewell	" man	"	"	47	"		775.00
Paddy	" "	mulatto	"	25	"		1000.00
Peter	" "	Black	"	45	"		800.00

Last Will and Testament of Enoch Johnson Deceased

Lucy	a woman	Black	aged	40	years	$ 700.00
Henry	" Boy	"	"	16	"	1000.00
Horace	" "	"	"	14	"	900.00
Samuel	" "	"	"	12	"	800.00
Moses	" "	"	"	10	"	600.00
Madison	" "	"	"	5	"	350.00
Seaborn	" "	"	"	7	"	500.00
Lela	" girl	"	"	3	"	200.00
Betsey	" "	"	"	18	"	1000.00
Louisa	" "	Copper	"	2	"	225.00
Samuel	" Boy	mulatto	"	40	"	1500.00
Betsey	" woman	Black	"	32	"	750.00
Daily	" Boy	Copper	"	14	"	1000.00
George	" "	Buffe	"	11	"	900.00
John	" "	"	"	9	"	850.00
Mary	" girl	"	"	7	"	600.00
Asbriel	" Boy	"	"	5	"	500.00
Alick	" "	"	"	2	"	200.00
Lucinda	" girl	"	"	3	"	250.00
Lela	" woman	Copper	"	35	"	800.00
Lucida	" "	Mulatto	"	32	"	600.00
Lamana	" Girl	"	"	18	"	800.00
William	" Boy	"	"	10	"	750.00
Muscoes	" woman	"	"	30	"	700.00
Oliver	" man	"	"	45	"	1200.00
Mary Jane	" girl	"	"	8	"	550.00
Brooks	" Boy	"	"	6	"	350.00
Lucilla	" girl	"	"	3	"	200.00
Peas	" woman	"	"	25	"	850.00
Bleak	" man	"	"	27	"	1200.00
						$24.175.00

Total value of Slaves twenty four thousand one hun-
red and seventy five dollars.

Moveables.

5	Mules	valued at	110	each	550.00
1	horse	" "	150	-	150.00
12	head of	cattle	appraised at	$	48.00
20	"	hogs	"	"	40.00
100	bushels	corn	"	100	100.00
21	bales	of cotton	"	$ 35.00	735.00
1	wagon	valued at			75.00
1	Do	"	"		10.00
1	buggy	"	"		100.00
3000	lbs	Fodder	valued at	$1.25 per hundred	37.50
Farming		utensils	"	" $35.00	35.

Last Will and Testament of Enoch Johnson Deceased

Lucy a	woman	Black	aged	40	years	$700.00
Henry "	Boy	"	"	16	"	1000.00
Rookee "	"	"	"	14	"	900.00
Samuel "	"	"	"	12	"	800.00
Moses "	"	"	"	10	"	600.00
Madison "	"	"	"	5	"	350.00
Seaborn "	"	"	"	7	"	500.00
Lula "	girl	"	"	3	"	200.00
Betsey "	"	"	"	18	"	1000.00
Louisa "	"	Copper	"	2	"	225.00
Samuel "	Boy	mulatto	"	4	"	1500.00
Betsey "	woman	Black	"	32	"	750.00
Sally "	Boy	copper	"	14	"	1000.00
George "	"	Biffe	"	11	"	900.00
John "	"	"	"	9	"	350.00
Mary "	girl	"	"	7	"	600.00
Daniel "	Boy	"	"	5	"	500.00
Alick "	"	"	"	2	"	200.00
Lucinda "	girl	"	"	3	"	250.00
Lila "	woman	Copper	"	25	"	500.00
Lucida "	"	mulatto	"	32	"	600.00
Lamana "	Girl	"	"	15	"	900.00
William "	Boy	"	"	10	"	750.00
Museoys "	woman	"	"	30	"	700.00
Oliver "	man	"	"	45	"	1200.00
Mary Jane "	girl	"	"	8	"	500.00
Brooks "	Boy	"	"	6	"	350.00
Lucilla "	girl	"	"	3	"	200.00
Peas "	woman	"	"	25	"	800.00
Sleek "	man	"	"	27	"	1200.00
						$24.175.00

Total value of Slaves twenty four thousand one hundred and seventy five dollars.

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100	bushels	corn	" 10$	100.00
21	Bales	of Cotton	" $35.00	735.00
1	wagon	valued at		75.00
1	Do	"		10.00
1	buggy	"		100.00
3000	lbs	Fodder	valued at $1.25 per hundred	37.50
Farming	utensils	"	" $50.00	50.00

Last Will and Testament of Enoch Johnson Deceased

Household Furniture	valued at	40.00
Half Dozen silver Forks	" "	6.00
Thirteen " Spoons	" "	10.00
1 Mirror	" "	1.50
1 Valise and Carpet sack	" "	2.50
1 Lot kitchen Furniture	" "	5.00
In Money		133.80
1 Note on J. B Johnson dated February 8th 1860 due January 1st 1861 for the sum of one hundred and seventy two 30/100 dollars		172.30
A Claim on B L Pope valued at		80.00
An open account against J. B. Johnson		
One bill of Sd Bynes dated August 17th " 1860 valued at		180.00
1 Saddle		23.00
1 Salt Hides		15.00
1 " Pork		10.00
Half Ton of Hay		185.00
		11.00
		$2.771.80

Total value of moveables. Two thousand Seven hundred & seventy one dollars 80/00 —

Recapitulation

Total Value of Land	$4200.00
" " Slaves	24175.00
" " Moveables	2771.80
	$31.146.80

Grand Total of whole property thirty one thousand one hundred & forty six 80/00 dollars.

There being no other property to be mentioned and appraised, Sd said Notary proceeded to close said Inventory and appraisement at Hamp Gilead by causing said appraisers to sign their names hereto, in presence of Jas P. Ashton & Rich W. Ashton witnesses of legal age and residence herein who sign their names with said appraisers and me - Notary at four o'clock P.M. on the day first afore written.

Attest

Jas P. Ashton
R. W. Ashton

J. J. Yarborough
Saml L. Bynes
C. M. Bynes
Notary Public

Bond of Executor.

Know all men by these presents that we Joseph B Johnson, A. M. Campbell, C. M. Bynes, J. C. Porter,

Last will and Testament of Enoch Johnson Deceased

Household Furniture	Valued	at	
Half Dozen	silver Forks	"	" 40.00
Thirteen	" Spoons	"	" 6.00
1 Mirror	"	"	" 10.00
1 Valise and Carpet sack	"	"	" 1.50
1 Lot Kitchen Furniture	"	"	" 2.50
In Money			5.00
			133.80
1 Order on J. B Johnson dated February 6th 1860 due January 1st 1861 for the sum of one hundred and Seventy two 50/100 dollars			172.50
A claim on R. L Sol[illegible] valued at			80.00
In open account against J. B. Johnson			
One bill of S[illegible] Pegues dated August 17th 1860 valued at			180.00
1 Sad[illegible]			23.00
1 Lot Slides			15.00
1 " Pork			10.00
Half Ton of Hay			185.00
			11.00
			$2.771.15

Total value of movables Two thousand Seven hundred & seventy one dollars 15/100

Recapitulation

Total Value of Lands		
" " " Slaves		$4200.00
" " " Movables		24175.00
		2771.15
		$31.146.15

Grand Total of whole property thirty one thousand one hundred & forty six 15/100 dollars.

There being no other property to be enventoried and appraised, the said Notary proceeded to close said Inventory and appraisement at Mansfield by causing said Appraisers to sign their names hereto in presence of Jas S. Ashton & Rich'd Ashton both citizens of legal age and residence herein who sign their names with said appraisers and one Notary at four o'clock P. M. on the day first afore written

Attest

Jas S. Ashton
R. W. Ashton

J. J. Garbrough
Saml L. Pegues
C. M. Pegues
Notary Public

Bond of Executor.

Know all men by these presents that we Joseph B. Johnson, A. M. Campbell, C. M. Pegues, J. C. Porter,

Last will and Testament of Enoch Johnson Deceased

S. L. Pegues and J. J. Garbrough acknowledge to be indebted to John H. Sutherlin Clerk of the District Court in and for the Parish of Desoto in the of Louisiana or to his successors in office, for the use and benefit of the heirs and representatives of Enoch Johnson in the sum of forty thousand dollars to the payment of which we hereby bind ourselves, our heirs executors and administrators in Solido

Given under our hands at Mansfield, this fifth day of January one thousand eight hundred and sixty one.

The condition of the above is such that whereas the above bounden Joseph B. Johnson has been appointed Executor of the succession of Enoch Johnson now if the said Joseph B. Johnson shall well and truly discharge and perform all the duties incumbent on him by law in the said capacity of Executor and shall pay or deliver over to those entitled by law to receive the same all and every sum or sums of money and all other effects which may come into hands as executor as aforesaid and shall render a true and faithful account of his administration, whenever he shall be thereunto legally required, then and in such case the above obligations to be null and void, otherwise to be and remain in full virtue in law.

(Signed) Jos B. Johnson
A. M. Campbell
J. J. Garbrough
C. M. Pegues
J. C. Porter
Saml L. Pegues

Approved by me
this 5 day of January 1861.
J. H. Sutherlin Clerk D. Court

Oath of Executor

I the undersigned do solemnly swear that I will faithfully and impartially discharge and perform all the duties incumbent on me by law as Executor of the last will and testament of Enoch Johnson deceased according to the best of my abilities and understanding. So help me God.

(Signed) Jos B. Johnson.

Sworn to & subscribed before me on this 5 day of January A. D. 1861. J. H. Sutherlin Clk District Court Des. Par. La.

Filed 5 January 1861 – J. H. Sutherlin Clk D. Court.

Order making Appointment of Executor.

Clerk's Office Desoto Parish Louisiana } It is ordered that Joseph B. Johnson be and is hereby appointed Executor of the last will, a

Last will and Testament of Enoch Johnson Deceased
J.L. Pegues and J.J. Garbrough acknowledge to be indebted
to John H. Sutherlin, Clerk of the District Court in and for
the Parish of Desoto in the of Louisiana or to his successors
in office, for the use and benefit of the heirs and repre-
sentatives of Enoch Johnson in the sum of forty thous-
and dollars to the payment of which we hereby bind
ourselves, our heirs executors and administrators in Solido
Given under our hands at Mansfield, this fifth day
of January one thousand eight hundred and sixty one.
The condition of the above is such that whereas the above
bounden Joseph B. Johnson has been appointed Executor
of the Succession of Enoch Johnson now if the said
Joseph B. Johnson shall well and truly discharge and
perform all the duties incumbent on him by Law in the
said capacity of Executor and shall pay or deliver over to
those entitled by law to receive the same all and
every sum or sums of money and all other effects
which may come into hands as Executor as aforesaid
and shall render a true and faithful account of his
administration, whenever he shall be thereunto legally
required, then and in such case the above obligation
to be null and void, otherwise to be and remain
in full virtue in Law.

(Signed) Jos B. Johnson
A. M. Campbell
J. J. Garbrough
C. M. Pegues
J. L. Pegues
Saml L. Pegues

Approved by me
this 5 day of January 1861.
J. H. Sutherlin Clerk D. Court

Oath of Executor

I the undersigned do solemnly swear that I will faithfully
and impartially discharge and perform all the duties incum-
bent on me by law as Executor of the last will and testa-
ment of Enoch Johnson deceased according to the best of
my abilities and understanding. So help me God.

(Signed) Jos B. Johnson.

Sworn to & subscribed before me on this 5 day of January
A.D. 1861. J. H. Sutherlin Clk District Court Des. Par. La.

Filed 5 January 1861 — J. H. Sutherlin Clk D. Court.

Order making Appointment of Executor.

Clerks Office Desoto Parish Louisiana } It is ordered that Joseph B. Johnson
be and is hereby appointed Executor of the last will a...

Last Will and Testament of Enoch Johnson Deceased
Testament of Enoch Johnson dec'd his application for same
having been published in the Eagle a news paper publish-
ed in Desoto Parish Louisiana and copy of said notice
having been posted on the Court House door for tim-
ely days as required by law — and no opposition hav-
ing been made thereto and he having taken the oath
and given Bond as required by Law.

(Signed) J. H. Sutherlin Clk. D. Court.

Letters of Executorship.

In the matter } The State of Louisiana Parish Desoto
of the Succession of }
Enoch Johnson dec'd }

This will certify that Joseph B. John-
son has been regularly appointed and confirmed as
Executor of the matter of the Succession of Enoch John-
son dec'd — and has taken the oath and given bond, bond
as required by law.

Now therefore the said Joseph B. Johnson is hereby
authorized and empowered to perform all and singu-
lar the duties incumbered on him as such.

Given under my hand & seal of said Court this
5 day Jany 1861 — J. H. Sutherlin Clk
District Court — Desoto Par. Louisiana

(Seal)

The State of Louisiana. Par. Desoto.

I John H. Sutherlin Clerk of District Court for Desoto
Parish Louisiana — do hereby certify that the above and
foregoing eighteen enumerated pages inclusive, contain a
full and complete transcript of all the papers on file &
on dec'd on file & of record in the matter of the succession of Enoch John-
Joseph B Johnson has been regularly and legally appointed
Executor of said succession & that he has given bond as
such, as required by law — and taken the oath — and
that letters of Executorship has to him issued — And I
also certify that he has given bond in the sum of eight
thousand eight hundred & sixty four dollars over the
valuation of the property in the State and that the
same is to cover all that may be received by him
from other places — and which bond is perfectly good
for said amounts. — the endorsers on said bond being
perfectly solvent for over the amount to cover same.

Given under my hand & seal of said
Court on this 13 day February 1861.

(Seal)

Last Will and Testament of Enoch Johnson Deceased

Testament of Enoch Johnson dec'd his application for same having been published in the Eagle a news paper published in the Desoto Parish Louisiana - and copy of said notice having been posted on the Court house door for ten clear days as required by law - and no opposition having been made thereto - and he having taken the oath and given bond as required by law -

(Signed) J. H. Sutherlin Clk. D. Court -

Letters of Executorship.

In the matter of the succession of Enoch Johnson dec'd } The State of Louisiana Parish Desoto

This will certify that Joseph B. Johnson has been regularly appointed and confirmed as Executor of the matter of the succession of Enoch Johnson dec'd - and has taken the oath and given bond bond as required by law -

Now therefore the said Joseph B. Johnson is hereby authorized and empowered to perform all and singular the duties incumbent on him as such.

Given under my hand & seal of said Court this 6th day Janry 1861 - J. H. Sutherlin Clk District Court - Desoto Par. Louisiana

(Seal)

The State of Louisiana Par. Desoto.

I John H. Sutherlin Clerk of District Court for Desoto Parish Louisiana - do hereby certify that the above and foregoing eighteen enumerated pages inclusive, contain a true and complete transcript of all the papers on file & of record in the matter of the succession of Enoch Johnson dec'd on file & of record in this office, showing that Joseph B. Johnson has been regularly and legally appointed Executor of said succession & that he has given bond as such, as required by law - and taken the oath - and that Letters of Executorship has to him issued - And I also certify that he has given bond in the sum of eight thousand eight hundred & sixty four dollars over the valuation of the property in the State - and that the same is to cover all real & personal that may be received by him from other places - and which bond is perfectly good for said amount - the endorsers on said bond being perfectly solvent for over the amount to cover same.

Given under my hand & seal of said Court on this 8 day February 1861.

(Seal)

Last will and Testament of Enoch Johnson Deceased.

J. H. Sutherlin Clerk District Court

Desoto Parish Louisiana.

I Roland Jones Judge of the Eighteenth Judicial District of the State of Louisiana - within which District the Parish of Desoto is embraced - do hereby certify that John H. Sutherlin whose genuine signature appears to the foregoing certificate is now and was at the time of signing the same, Clerk of the District Court within and for said parish of Desoto duly commissioned and sworn - and that the authentications are in due form of law.

Done and Signed in Chambers in the Town of Shreveport on this 16 day of February 1861 -

Roland Jones.

Judge 18th Dis C.

(Seal)

Recorded the 8th of February 1861.

Geo. H. Waddell

Judge &c.

Last will and Testament of Enoch Johnson Deceased.
J. H. Sutherlin Clerk District Court
Desoto Parish Louisiana.

I Roland Jones, Judge of the Eighteenth Judicial District of the State of Louisiana — within which District the Parish of Desoto is embraced — do hereby certify that John H. Sutherlin whose genuine signature appears to the foregoing certificate, is now and was at the time of signing the same, Clerk of the District Court within and for said Parish of Desoto duly commissioned and sworn — and that the authentications are in due form of law.

Done and signed in Chambers at the Town of Shreveport on this 16 day of February 1861.

Seal

Roland Jones.
Judge 18th Dist.

Recorded the 6th of February 1862.
Geo. H. Waddell
Judge &c.

Last Will and Testament of Melissa J. McGregor. Decd.

State of Alabama
Russell County

I Melissa Jane McGregor of the State & County aforesaid being of sound & disposing mind — do make this my last will and Testament.

Item 1st — I will & direct that all my just debts & funeral expenses be paid.

Item 2nd — I will & direct that all my property of every description be sold, and after paying my debts & funeral expenses — the remainder to be equally divided between my five children to wit; Anna R. Williams, Josephine, Elizabeth, Virginia Adelaide, James Ennett, & Henry Lawrence, the last four named are minors — they become of age or should marry — they in the mean time to receive the interest of their portion as they may have need.

Item 3rd — I appoint Thomas J. Key & B. F. Williams my executors to this my last will.

In witness whereof I have hereunto set my hand & seal this 12th day of July 1861.

In the presence of
F. F. Murphy
G. M. Johnson
W. B. Ambrose

Melissa J. McGregor (Seal)
her mark

The State of Alabama
Russell County

In Probate Court.
August Term 1861.

Personally came into open Court W. B. Ambrose & G. M. Johnson, subscribing witnesses to the annexed instrument and being sworn depose and say, that Melissa J. McGregor the Testatrix therein voluntarily executed the same and declared the same to be and contain her last will and Testament on the day the same bears date; that they signed their names as witnesses in her presence, and in the presence of other subscribing witnesses, and that each other subscribing witness signed the same in the presence of each of them, and in the presence of the Testatrix. And further that in their opinion and belief, said testatrix at the time of executing said writing was of sound and disposing mind and memory.

Sworn to & subscribed this the 12 day of August A.D. 1861.

Geo. H. Waddell
Judge &c

W. B. Ambrose
G. M. Johnson.

Recorded the 8th of February 1862.
Geo. H. Waddell
Judge &c

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Recorded Oct. 6th of February 1862.
Wm. Whitaker Clerk of Probate Court

Last Will and Testament of Melissa J. McGregor. Dec'd

State of Alabama }
Russell County }

I Melissa Jane McGregor of the State & County aforesaid being of sound & disposing mind do make this my last will and Testament.

Item 1st — I will & direct that all my just debts & funeral expenses be paid.

Item 2nd — I will & direct that all my property of every description be sold, and after paying my debts & funeral expenses the remainder to be equally divided between my five children to wit; Anna B. Williams, Josephine Elizabeth, Virginia Adelaide, James Ernest & Henry Lawrence, the last four named are minors and their portion I wish to be put at interest, until they become of age or should marry - they in the mean time to receive the interest of their portion as they may have needs.

Item 3rd — I appoint Thomas J. Ray & B. F. Williams my executors to this my last will.

~~In witness whereof I have hereunto set my hand & seal this~~ 19th day of July 1861.

In the presence of
F. F. Murphy
G. M. Johnson
W. B. Ambrose

Melissa J. McGregor (Seal)
her mark

The State of Alabama } In Probate Court.
Russell County } August Term 1861.

Personally came into open Court W. B. Ambrose & G. M. Johnson, subscribing witnesses to the annexed instrument and being sworn depose and say, that Melissa J. McGregor the testatrix therein voluntarily executed the same and declared the same to be and contain her last will and Testament on the day the same bears date; that they signed their names as witnesses in her presence, and in the presence of other subscribing witnesses, and that each other subscribing witness signed the same in the presence of each of them, and in the presence of the testatrix. And further that in their opinion and belief, said testatrix at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed this the 12 day of August A.D. 1861.
Wm. Whitaker
Judge &c

W. B. Ambrose
G. M. Johnson.

Last Will and Testament of Eli Stingis. Deceased. 265

The State of Alabama } In the name of God. Amen.
Russell County } I Eli Stingis of said County and State 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, that is to say. First after my funeral expenses, and all other of my lawful debts are paid, and discharged, the residue of my estate, real and personal, I devise and bequeath as follows.

1st — I bequeath my beloved wife Alla Mira, the following property to be hers, and subject to her control and disposal for the use and benefit of her family, so long as she may live. To wit; One negro woman named Fannie (about 19 years of age) and her child Harriet (a girl about one year old) and the increase also. The land on which I am now living containing about one hundred and sixty acres, more or less. Also the house hold and kitchen furniture, the live stock of every description, the plantation tools and utensils, and whatever other property I may be possessed of at my death, all to be hers as long as she may live, for the use and benefit of the family.

2 ~~nd~~ 3rd — After the death of my beloved wife, Alla Mira I desire that the entire property, of which she may be possessed by virtue of this will, and its increase be sold, and the proceeds divided equally between the following named children - Missouri Tabitha, Olivia Jones, George Monroe, Marcus Warren, Sarah Eliza, Comma Louisa, Charles Wesley, Williams, Melinda Ann, Samantha, Eli Anderson.

3 ~~rd~~ 4th — Likewise I make, constitute and appoint my beloved wife Alla Mira, to be sole executrix of this my last Will and Testament, hereby revoking all former wills by me made. And I do hereby exempt and free her from giving bond and security to the court for the faithful execution of the foregoing instrument.

Given under my hand and seal this July 15th 1860
Eli Stingis (Seal)

Signed, sealed, published and declared by the said Eli Stingis, as and for his last Will and Testament in the presence of us, who at the request of said Eli Stingis and in his presence have hereunto set our hands at the respective places of our residence, as witnesses.

D. M. Banks Russell County Ala
B. Gil " "

Last Will and Testament of Eli Stinges. Deceased. 265

The State of Alabama } In the name of God. Amen.
Russell County } I Eli Stinges of said County and State 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, that is to say. First after my funeral expenses, and all other of my lawful debts are paid, and discharged, the residue of my estate, real and personal. I devise and bequeath as follows.

1st = I bequeath my beloved wife Alla Mira, the following property to be hers, and subject to her control and disposal for the use and benefit of the family, so long as she may live, to wit; One negro woman named Frannie, (about 17 years of age) and her child Harriet (a girl about one year old) and the increase also. The land on which I am now living containing about one hundred and sixty acres, more or less. Also the household and kitchen furniture, the live stock of every description, the plantation tools and utensils, and whatever other property I may be possessed of at my death, All to be hers so long as she may live, for the use and benefit of the family.

2 ondly = After the death of my beloved wife, Alla Mira, I desire that the entire property, of which she may be possessed by virtue of this will, and its increase be sold, and the proceeds divided equally between the following named children - Missouri Tabitha, Rhin Jones, George Morehouse, Marion Warren, Sarah Eliza, Emmon Lemuel, Charles Hardy, William, Melinda Ann, Samantha, Eli Anderson.

3rd = Likewise I make, constitute and appoint my beloved wife Alla Mira, to be sole Executrix of this my last Will and Testament, hereby revoking all former wills by me made. And I do hereby exempt and free her from giving bond and security to the court for the faithful execution of the foregoing instrument.

Given under my hand and seal this 2nd 15th day of July 1860.

Eli Stinges (L.S.)

Signed, sealed, published and declared by the said Eli Stinges, as and for his last Will and Testament, in the presence of us, who at the request of said Eli Stinges and in his presence have hereunto set our hands and the respective places of our residence, as witnesses.

D. M. Banks Russell County Ala.
A. Gibbs " "

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Last Will and Testament of Eli Stinges. Deceased.

The State of Alabama }
Russell County } Personally appeared in open Court, D. M. Banks, and William L. Whitely, two of the subscribing witnesses to the foregoing will, who after being duly sworn deposes and say, that Eli Stinges 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 they signed their names as witnesses thereto in the presence of said testator and in the presence of the other witness; and that each other witness subscribed his name as such in their and the testator's presence; And that in their opinion and belief said testator at the time of executing said Will was of sound and disposing mind and memory.

Sworn to & subscribed this 17th Sept. 1861.
Geo. H. Craddell
Judge of Probate

D. M. Banks.
Wm L. Whitely

Recorded the 7th of February 1862.
Geo. H. Craddell
Judge P.C.

Last Will and Testament of Eli Stinger. Deceased.

The State of Alabama }
Russell County } Personally appeared in open Court, D. M. Banks, and William L. Whitely, two of the subscribing witnesses to the foregoing will, who after being duly sworn depose and say, that Eli Stinger 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 they signed their names as witnesses thereto in the presence of said Testator and in the presence of the other witness; and that each other witness subscribed his name as such in their and the testator's presence; and that in their opinion and belief said testator at the time of executing said Will was of sound and disposing minds and memory.

Sworn to & subscribed this 19th Sept. - 1861.
Geo. H. Waddell
Judge of Probate

D. M. Banks.
Wm L. Whitely

Recorded the 7th of February 1862.
Geo. H. Waddell
Judge R.C.

Last Will and Testament of Van Leonard. Deceased.

Georgia - Muscogee County.
By the Court of Ordinary for said County.

To all to whom these Presents shall come - - - Greeting.
Know ye, That on the second day of September, in the Year of our Lord, eighteen hundred and sixty one, the last Will and Testament of Van Leonard, late of said County, deceased, was exhibited in open Court, and in consequence proved and admitted to record, a copy of which is hereunto annexed; and Administration of the estate, Real and Personal, of said deceased, was granted to Frances P. Leonard, one of the Executors in and by said Will named and appointed. She having first taken the oath and performed all other requisites required by law, is, by order of said Court and by virtue of these presents, legally authorized to administer the estate, real and personal, of the said deceased, according to the tenor and effect of the said Will and Testament, attending to law. And she is hereby required to render a true and perfect inventory of all the estate, both real and personal, of the said deceased, and have the same appraised and returned to this Court according to law, and to render a true and correct account to the said Court of her actings and doings yearly, and every year until this Administration is fully completed.

In testimony whereof, I have hereto officially set my hand and seal this second day of September 1861.

Seal
Jno Johnson Ordinary.

State of Georgia, Muscogee County.

I Van Leonard of the County & State aforesaid, know at the making and Execution hereof, being in ordinary good health and of sound and disposing mind and memory. But knowing the uncertainty of human life do make, ordain, and appoint the following disposition of my property, and declare the same to be my last Will and Testament.

Item 1. - I acknowledge the goodness of Almighty God for the many blessings he has conferred upon me, and have a confident and lively hope of a happy immortality through the merits of his Son. My body I give to the dust to be interred by my Executors and friends in the usual manner.

Item 2. - I give and bequeath to John A. Jones the following property, to wit; William Root, a slave twenty five years old. Matilda a woman twenty five years old. ...

Last Will and Testament of Van Leonard. Deceased.

Georgia. Muscogee County.

By the Court of Ordinary for said County.

To all to whom these presents shall come ---- Greeting.
Know ye, That on the second day of September, in the Year of our Lord, eighteen hundred and sixty one, the Last Will and Testament of Van Leonard, late of said County, deceased, was exhibited in Open Court, and in Common Form of law proved and admitted to record, a copy of which is hereunto annexed; And Administration of the estate, Real and Personal, of said deceased, was granted to Frances B. Leonard, one of the Executors in and by said Will named and appointed She having first taken the oath and performed all other requisites required by law, is by order of said Court, and by virtue of these presents, legally authorized to administer the estate, real and personal, of the said deceased, according to the tenor and effect of the said Will and Testament, according to law. And she is hereby required to render a true and perfect inventory of all the estate, both real and personal, of the said deceased, and have the same appraised and return it to this Court according to law, and to render a true and correct account to the said Court of her actings and doings yearly, and every year, until this Administration is fully completed.

In Witness whereof I have hereto officially set my hand and seal this second day of September 1861.

Seal

Jno Johnson Ordinary.

State of Georgia, Muscogee County.

I Van Leonard of the County & State aforesaid now at the making and execution hereof, being in ordinary good health and of sound and disposing mind and memory. But knowing the uncertainty of human life do make, ordain, and appoint the following disposition of my property, and declare the same to be my last Will and Testament.

Item 1.— I acknowledge the goodness of Almighty God for the many blessings he has conferred upon me, and have a confident and lively hope of a happy immortality through the merits of his Son. My body I give to the dust to be interred by my Executors and friends in the usual manner.

Item 2.— I give and bequeath to John A. Jones the following property, to wit; William Root, a slave twenty four years old. Matilda a woman twenty five years old.

Last Will and Testament of Van Leonard. Deceased.

her children hereto fore delivered to him in trust as herein after specified. I also in addition thereto give bequeath and devise to the said John A. Jones the South half of section number thirteen (13) in Township fourteen (14) of Range twenty eight (28) in the County of Russell and State of Alabama, and also the sum of One Thousand Dollars in cash to be paid to him by my Executors as soon as convenient after my death. All of which property in this item mentioned to be held by him in trust for the sole and seperate use of my daughter Mary A. Jones wife of said John A. Jones as her sole and seperate estate free & during her natural life, and at her death to be equally divided between her husband & her children, her husband taking a child's part. Provided however that if the said John A. Jones & his wife Mary A. Jones shall deem it best to sell said land they are hereby fully authorized to sell and dispose of the same & convert the proceeds arising from the sales thereof in any other property either real or personal taking title for the same with all the trusts herein specified.

Item 3. I give and bequeath to Samuel C. Whitaker the following property, to wit; a man slave by the name of George about twenty two years of age, and Camilla a girl seventeen years old. Also I give, bequeath and devise to the said Samuel C. Whitaker the south half of section thirteen (13) in Township fourteen (14) of Range twenty eight (28) in the County of Russell and State of Alabama. And also the sum of three thousand dollars in cash to be paid to him by my Executors as soon as convenient after my death in trust however for the sole and seperate use of my daughter Henrietta S. Whitaker, wife of the said Samuel C. Whitaker as her sole and separate estate during her natural life, and at her death to be equally divided between her husband and her children. Her husband taking a child's part. Provided however if the said Samuel C. Whitaker and his wife Henrietta S. Whitaker shall deem it best to sell said land they are hereby fully authorized to sell and dispose of the same, and re-invest the proceeds arising from the sale thereof, in any other property either real or personal, taking title for the same, with all the trusts here in specified.

Item 4.— I give and bequeath to Dr. Richard L. Butt, the following property, to wit. A woman by the name of Hannie about forty nine years old, her daughter Judith twelve years old. Milly twenty years old and her increase, and Jane seventeen years old and her increase. I also

Last Will and Testament of Van Leonard. Deceased.

her Children hereto fore delivered to him in trust as hereinafter specified. I also in addition thereto give bequeath and devise to the said John B. Jones the South half of section number thirteen (13) in Township fourteen (14) of Range twenty eight (28) in the County of Russell and State of Alabama, and also the sum of One Thousand Dollars in Cash to be paid to him by my Executors as soon as convenient after my death. All of said property in this item mentioned to be held by him in trust for the sole and seperate use of my daughter Mary A. Jones wife of said John A. Jones as her sole and seperate estate for & during her natural life, and at her death to be equally divided between her husband & children, her husband taking a child's part. Provided however that if the said John B. Jones & his wife Mary A. Jones shall deem it best to sell said land they are hereby fully authorized to sell and dispose of the same & reinvest the proceeds arising from the sales thereof in any other property either real or personal taking title for the same with all the trusts herein specified.

Item 3. I give and bequeath to Samuel E. Whitaker the following property, to wit: a man slave by the name of George about twenty two years of age, and Camilla a girl seventeen years old. Also give, bequeath and devise to the said Samuel E. Whitaker the south half of section thirteen (13) in Township fourteen (14) of Range twenty eight (28) in the County of Russell and State of Alabama. And also the sum of One thousand dollars in cash to be paid to him by my Executors as soon as convenient after my death. In trust however for the sole and seperate use of my daughter Henrietta L. Whitaker, wife of the said Samuel E. Whitaker as her sole and separate estate during her natural life, and at her death to be equally divided between her husband and her children, her husband taking a child's part. Provided however if the said Samuel E. Whitaker and his wife Henrietta L. Whitaker shall deem it best to sell said land they are hereby fully authorized to sell and dispose of the same, and re-invest the proceeds arising from the sale thereof, in any other property, either real or personal, taking title for the same with all the trusts herein specified.

Item 4. I give and bequeath to Dr. Richard L. Butt, the following property, to wit: A woman by the name of Hannie about forty four years old, her daughter Judith twelve years old, Billy twenty years old and her increase, and Jane seventeen years old and her increase. I also

Last Will and Testament of Van Leonard. Deceased.

give, bequeath and devise to the said Richard L. Butt the West half of section eighteen in Township fourteen (14) of Range twenty nine (29) in the County of Russell and State of Alabama, and also the sum of one thousand dollars in cash, to be paid by my executors as soon as the same can be conveniently done. In trust however for the sole and separate use of my daughter Elizabeth C. Butt, wife of said Dr. Richard L. Butt as her sole and separate estate for and during her natural life, and at her death to be equally divided between her husband & children, her husband taking a child's part: Provided however if the said Richard L. Butt and the said Elizabeth C. Butt shall deem it best to sell said lands, they are hereby fully authorized to sell and dispose of the same and reinvest the proceeds arising from the sale of the same in any other property either real or personal, taking title to the same with all the trusts herein specified.

Item 5. The bequests & devises contained & specified in the foregoing second third and fourth items of this my will are made for the purpose of making the portions or shares of my said daughters equal to the amount of shares which I have already given to my sons, James Leonard and Van B. Leonard and which they my said sons have in possession and the title to which I hereby affirm to them respectively, their heirs & assigns forever.

Item 6. I give and bequeath to my grand son Leon Leonard Jones a negro boy by the name of Leroy about ten years of age, to have & to hold to him his heirs and assigns forever.

Item 7. I give and bequeath to my beloved wife Frances R. Leonard the use and possession of the residue of my estate, both real and personal in trust to have the use, possession, profits & issues thereof to her sole use as her separate estate, during her natural life: said profits & income to be used and appropriated by her, for her support & maintenance, and for the education support and maintenance of my daughter Ann Foster Leonard. And I do hereby specially charge said estate and the issues & profits of the same, with equal liability for the benefit of my said daughter, during the life of my said wife.

Item 8. I give, bequeath, and devise at the death of my wife, to my sons James Leonard and Van B. Leonard and to the survivor of them my dwelling house and premises thereto attached, situated in Uniontown in said

Last Will and Testament of Van Leonard. Deceased.

give bequeath and devise to the said Richard L Butt the East half of section eighteen in Township fourteen (14) & Range twenty nine (29) in the County of Russell and State of Alabama. and also the sum of one thousand dollars in cash, to be paid by my executors as soon as the same can be conveniently done. In trust however for the sole and separate use of my daughter Elizabeth C Butt wife of said Dr Richard L Butt as her sole and separate estate for and during her natural life, and at her death to be equally divided between her husband & children her husband taking a Child's part: Provided however if the said Richard L Butt and the said Elizabeth C Butt shall deem it best to sell said lands, they are hereby fully authorized to sell and dispose of the same and reinvest the proceeds arising from the sale of the same in any other property either real or personal, taking title to the same with all the trusts herein specified.

Item 5.— The bequests & devises contained & specified in the foregoing second third and fourth items of this my will are made for the purpose of making the portions or shares of my said daughters equal to the amount of shares which I have already given to my sons, James Leonard and Van R Leonard and which they may severally have in possession and the title to which I hereby affirm to them respectively, their heirs & assigns forever.

Item 6.— I give and bequeath to my grand son Reuben Leonard Jones a negro boy by the name of Leroy about ten years of age, to have & to hold to him his heirs and assigns forever.

Item 7.— I give and bequeath to my beloved wife Frances R Leonard the use and possession of the rents of my estate both real and personal in trust to have the use, possession, profits & issues thereof to her sole use as her separate estate, during her natural life: said profits & income to be used and appropriated by her, for her support & maintenance, and for the education support and maintenance of my daughter Anna Eliza Leonard. And I do hereby especially charge said estate and the issues & profits of the same, with said liability for the benefit of my said daughter during the life of my said wife.

Item 8.— I give, bequeath, and devise at the death of my wife, to my sons James Leonard and Van R Leonard and to the survivor of them my dwelling house and premises thereto attached, situated in Uniontown in said

Last Will and Testament of Van Leonard. Deceased.

& being the place on which I now reside, and also property out of the estate, the use of which is in the foregoing seventh item of this my will, given to my wife, for life, to the amount of Fifteen Thousand Dollars ($15.000) in addition to said residence, at a fair valuation, to be made by my Executors in trust that she, the said James Leonard & Van R Leonard & the survivor of them shall have the legal title to the same for the sole and separate use of my daughter Anna Eliza Leonard as her sole and separate estate for & during her natural life, free from all liability on account of the contracts of any husband she may hereafter have. And if my said daughter Anna shall die before her marriage, then it is my will that her said estate at the death of my wife, shall be equally divided among my children, share & share alike, subject to the trusts herein before specified, as far as the parts or shares thereof are concerned, which go to my daughters. If my said daughter Anna should die without children leaving a husband living, her said estate shall be divided between my children & her husband, her husband taking a childs part. And at her death leaving children, then said estate shall go to them, their heirs and assigns forever.

Item 9.— It is my will and I so direct, that at the death of my wife, the property (except the portion herein before specified and given to my said daughter Anna) the use of which is given to my said wife for life, shall be equally divided among my children (Anna excepted) to have & to hold to them their heirs and assigns forever, subject however to the trusts herein before specified, as far as my daughters parts & portions thereof are concerned.

Item 10.— I hereby nominate and appoint my sons-in-laws John R Jones and Samuel C Whitaker and my sons James Leonard and Van R Leonard my executors of this my last will and testament with full power and authority to carry out and execute the provisions of the same without being required to give security for said executorship before qualification in the State of Georgia or Alabama, or in any other State or jurisdiction in which it may be necessary for them or either of them to act as executors aforesaid. And I hereby nominate and appoint my beloved wife Frances R. Leonard Executrix of this my last will and Testament with power to act under the same rules and stipulations as are herein prescribed in reference to my aforesaid Executors.

Last Will and Testament of Van Leonard. Deceased.

by, being the place on which I now reside, and also property, out of the estate, the use of which is in the foregoing seventh item of this my will, given to my wife for life, to the amount of Fifteen Thousand Dollars ($15.000) in addition to said residence, at a fair valuation to be made by my Executors in trust that they the said James Leonard & Van A Leonard & the survivor of them shall have the legal title to the same for the sole and separate use of my daughter Anna [illegible] as her sole and separate estate for & during her natural life, free from all liability on account of the contracts of any husband she may hereafter have. And if my said daughter Anna shall die before her marriage, then it is my will that her said estate at the death of my wife, shall be equally divided among my children, share & share alike, subject to the trusts herein before specified, so far as the shares thereof are concerned, which go to my daughters. If my said daughter Anna should die without children leaving a husband living, her said estate shall be divided between my children & her husband, her said husband taking a child's part. And at her death leaving children, then said estate shall go to them, their heirs and assigns forever.

Item 9.— It is my will and I so direct, that at the death of my wife, the property (except the portion herein before specified and given to my said daughter Anna) the use of which is given to my said wife for life, shall be equally divided among my children (Anna excepted) to have and to hold to them their heirs and assigns forever subject however to the trusts herein before specified, so far as my daughters part & portions thereof are concerned.

Item 10th— I hereby nominate and appoint my sons-in-law John A. Jones and Samuel C. Whitaker and my sons James Leonard and Van A Leonard my executors of this my last will and testament with full power and authority to carry out and execute the provisions of the same without being required to give security for said executorship before qualification in the States of Georgia or Alabama, or in any other State or jurisdiction in which it may be necessary for them or either of them to act as executors aforesaid. And I hereby nominate and appoint my beloved wife Frances R. Leonard executrix of this my last will and testament with power to act under the same rules and stipulations as are herein prescribed in reference to my aforesaid executors.

Last Will and Testament of Van Leonard. Deceased.

In testimony whereof I have hereto set my hand and seal on this the seventh day of August A.D. 1856.

Van Leonard (Seal)

We do hereby certify that the above named Van Leonard did this day sign, seal, publish, and declare the above & foregoing instrument as his last will & testament, and that in testimony of said signing, sealing, declaration and publication, we have signed the same in the presence of the said testator and in the presence of each other, on this the 7th day of August 1856.

W. F. Coleman.
F. C. Holt.
Wiley Williams

Georgia, Muscogee County.

I Van Leonard being in a weak and afflicted state of health, but of a sound and disposing mind & memory do hereby change and alter my will heretofore made and bearing date on the seventh day of August 1856 in the following manner, to wit. In the 4th item of my said will I gave & bequeathed certain property therein named to Richard L. Butt, to be held by him in trust for the sole and separate use of his wife Elizabeth C. Butt as her sole and separate estate, as is defined and mentioned in said item of said will. Now in consequence of the removal of Mr. Butt from this State, I do hereby revoke said bequest to him as Trustee, and do give and bequeath the property therein specified to my sons James Leonard and Van A. Leonard who shall hold the same in trust for the sole use and benefit of the said Elizabeth C. Butt as her sole and separate estate and who shall exercise all the power and authority, which is vested by said item of said will in the said Richard L. Butt, subject to be divided and distributed as is therein provided. And I do hereby further provide and direct that all and every part and portion of my estate which in any division or distribution thereof may fall to the share of my said daughter Elizabeth C. Butt shall go to & be held by the said James Leonard and Van Leonard in trust for the sole and separate use of my said daughter, and subject to be divided in the same manner as is prescribed in said item of said will in reference to the property therein named.

2nd— I do hereby add the following provisions to the

Last Will and Testament of Van Leonard. Deceased.

In testimony whereof I have hereto set my hand and seal on this the seventh day of August A.D. 1856.

Van Leonard (Seal)

We do hereby certify that the above named Van Leonard did this day sign, seal, publish, and declare the above & foregoing instrument as his last will & testament, and that in testimony of said signing sealing declaration and publication, we have signed the same in the presence of the said testator and in the presence of each other on this the 7th day of August 1856.

B. F. Coleman.
T. C. Holt.
Riley Williams

Georgia, Muscogee County.

I Van Leonard being in a weak and afflicted state of health, but of a sound and disposing mind & memory do hereby change and alter my aforesaid heretofore made bearing date on the seventh day of August 1856 in the following manner, to wit. In the 4th Item of my said will I gave & bequeathed certain property therein named to Richard L. Butt, to be held by him in trust for the sole and separate use of his wife Elizabeth C. Butt as her sole and separate estate, as is defined and mentioned in said item of said will. Now in consequence of the removal of R. Butt from this State. I do hereby revoke said bequest to him as Trustee, and do give and bequeath the property therein specified to my sons James Leonard and Van L. Leonard who shall hold the same in trust for the sole use and benefit of the said Elizabeth C. Butt, as her sole and separate estate and who shall exercise all the power and authority, which is vested by said item of said will in the said Richard L. Butt, subject to be divided and distributed as is therein provided. And I do hereby further provide and direct that all and every part and parcel of any estate which in any division or distribution thereof may fall to the share of my said daughter Elizabeth C. Butt shall go to & be held by the said James Leonard and Van Leonard in trust for the sole and separate use of my said daughter, and subject to be divided in the same manner as is prescribed in said item of said will in reference to the property therein named.

2nd = I do hereby add the following provisions to the

Last Will and Testament of Van Leonard Deceased

7th Item of my said will to wit, and if my said wife shall at any time desire it my executors in said will named, shall sell the plantation and negroes and plantation stock and property in such manner as they shall deem best for her interest and the interest of child &c sales, and they shall be and are hereby authorized to re invest the proceeds arising from the sale of the same in any other property, either real or personal which she shall deem best suited to her conditions and circumstances they taking and holding the title for the same, subject to all the conditions and limitations which are specified in reference to said plantation negroes and plantation property. And I do hereby limit the estate given to my said wife in said will to her during her natural life or widowhood, except however that in the event my said wife shall marry again, then it is my will that she shall have one distributive share of said property, to be held by her for and during her natural life, and at her death to be equally divided among my children in the same manner as is provided in my said will in reference to other property to which I do hereby declare the foregoing to be a codicil to my said will revoking such part of said will as may conflict with the provisions hereof and establishing and declaring the balance of said will and this codicil to be my last will and testament.

In testimony whereof I have hereto set my hand & seal this the 8th day of July 1860. Van Leonard (Seal)

Signed, sealed, published and declared by the testator as his last will in our presence and subscribed by us as witnesses this 8th July 1860.

Thomas Ragland.
James Young
Riley Williams.

Georgia Muscogee County

To the Ordinary of said County

The petition of Frances B. Leonard sheweth that Van Leonard departed this life on or about the 2d day of August 1861 that at the time of his death, he was a resident of said County, that he died testate, that your petitioner John A. Jones, Lamuel B. Whitaker, James Leonard & Van A. Leonard are by the said appointed executors.

The legatees named in said will are the executors and executrix aforesaid, and Anna Foster Leonard

Last Will and Testament of Van Leonard Deceased

7th Item of my said Will to wit, And if my said wife shall at any time desire it my executors in said Will named, shall sell the plantation and negroes and plantation stock and property in such manner as they shall deem best for her interest and the interest of child ren, and they shall be and are hereby authorized to re invest the proceeds arising from the sale of the same in any other property, either real or personal which she shall deem best suited to her conditions and circumstances they taking and holding the title for the same, subject to all the conditions and limitations which are specified in reference to said plantation negroes and plantation property. And I do hereby limit the estate given to my said wife in said Will to her during her natural life or widowhood, except however that in the event my said wife shall marry again, then it is my will that she shall have one distributive share of said property to be held by her for and during her natural life, and at her death to be equally divided among my children, in the same manner as is provided in my said Will in reference to the property of [illegible]

I do hereby declare the foregoing to be a Codicil to my said Will revoking such parts of said Will as may come in conflict with the provisions hereof, and establishing and declaring the balance of said Will and this Codicil to be my last Will and Testament.

In testimony whereof I have hereto set my hand & seal this the 8th day of July 1860. Van Leonard (Seal)

Signed, sealed, published and declared by the testator as his last Will in our presence and subscribed by us as witnesses this 8th July 1860.

Thomas Rayland.
James Veazey
Wiley Williams.

Georgia Muscogee County

To the Ordinary of said County.

The petition of Frances B. Leonard sheweth that Van Leonard departed this life on or about the 2d day of August 1861 - that at the time of his death, he was a resident of said County, that he died testate, that your petitioner John A. Jones Samuel B. Whitaker James Leonard & Van A. Leonard are by the said Will appointed executors.

The legatees named in said Will are the executors and executrix aforesaid, and Anna Foster Leonard

Last Will and Testament of Van Leonard Deceased. & Elizabeth C. Butt wife of Dr. Richard L. Butt who are also the heirs at law of said Van Leonard deceased. And Seaborn Leonard Jones is also a Legatee.

The Estate consists of real & personal property situated in Georgia and Alabama - that situated in Georgia is supposed to be worth in the aggregate about twenty thousand dollars.

Your Petitioner therefore prays Probate of said Will in common form and that Letters Testamentary may be granted unto her.

And your Petitioner will &c.

August 28th 1861. Frances B. Leonard.

Georgia Muscogee County.

On this 20th day of August in the year 1861 before me one John Johnson Ordinary personally comes in vacation Mrs Frances B. Leonard the executrix therein named and propounds the foregoing writing as the last will of Van Leonard deceased late of said County and Wiley Williams one of the subscribing witnesses to said writing being also present and being duly sworn on oath declares and says that he was present when Van Leonard now deceased published & declared said writing to be his last will that at the time of said publishing said testator was of sound and disposing mind and memory, that he subscribed the same in the presence of deponent W. H. Holman and T. B. Bell, who subscribed their names as witnesses in the presence of each other, and of the testator, and that so far as witness knows or believes said testator executed said will of his own free will, without any undue influence or compulsion.

Sworn to & subscribed before me this 20th day of August 1861 Wiley Williams.
John Johnson, Ordinary

Georgia Muscogee County.

On this 20th day of August 1861. Mrs Frances B. Leonard, in vacation, comes before me John Johnson Ordinary in & for said County & propounds the foregoing writing as the last will and the codicil thereto of Van Leonard deceased, late of said County, and Wiley Williams and Thomas Rayland, two of the subscribing witnesses to the codicil being also present, and being duly sworn on oath, declare and say that they were present when Van Leonard now deceased, published & [illegible]

Last Will and Testament of Van Leonard, Deceased, & Elizabeth L. Batt wife of Dr. Richard L. Batt who are also the heirs at law of said Van Leonard deceased, and Seaborn Leonard Jones is also a Legatee.

The Estate consists of real & personal Property situated in Georgia and Alabama - that situated in Georgia is supposed to be worth in the aggregate about twenty thousand dollars.

Your Petitioner therefore prays Probate of said will in common form and that Letters Testamentary may be granted unto her.

And your Petitioner will &c.

August 20th 1861. Frances R. Leonard.

Georgia Muscogee County.

On this 20th day of August in the year 1861 before me John Johnson Ordinary personally comes in vacation Mrs Frances R. Leonard the executrix therein named and propounds the foregoing writing as the last will of Van Leonard deceased late of said County and Riley Williams one of the subscribing witnesses to said writing being also present and being duly sworn on oath declares and says that he was present when Van Leonard now deceased published & declared said writing to be his last will that at the time of said publishing said testator was of sound and disposing mind and memory, that he subscribed the same in the presence of deponent W. H. Bellman and T. B. Bell, who subscribed their names as witnesses in the presence of each other, and of the testator; and that so far as witness knows or believes said testator executed said will of his own free will, without any undue influence or compulsion.

Sworn to & subscribed before me this 20th day of August 1861 — Riley Williams.
John Johnson, Ordinary

Georgia Muscogee County.

On this 20th day of August 1861. Mrs Frances R. Leonard, in vacation, comes before me John Johnson Ordinary in & for said County & propounds the foregoing writing as the last will and the codicil thereto of Van Leonard deceased, late of said County, and Riley Williams and Thomas Ragland, two of the subscribing witnesses to the codicil being also present, and being sworn on oath, declare and say that they were present when Van Leonard now deceased, published & [illegible]

Last will and Testament of Van Leonard, Deceased.

the foregoing writing to be a codicil to his will before that time made, and which is also hereto attached and deponents further say that at the time of making said Codicil, said Testator was of sound and disposing mind and memory, and that he did it freely of his own accord without any undue influence or compulsion as far as witnesses know or believe; that said Testator signed the same in the presence of deponents & James Thomas, who signed their names as witnesses in the presence of the Testator and of each other.

Sworn to & subscribed before me this 20th day of August 1861. Jno. Gobbon Ordinary — Thomas Ragland. Riley Williams.

State of Georgia
Muscogee County

Court of Ordinary. September Term. 1861.

John Johnson Ordinary present & presiding.

In the matter of the Probate of the will of Van Leonard, deceased.

The foregoing petition of Frances R. Leonard for the Probate in common form of the last will of Van Leonard deceased, late of said County, having been read & considered. And whereas heretofore, to wit: on the 20th day of August 1861. in vacation and in the presence of the Ordinary of said County, the testimony of Riley Williams and Thomas Ragland subscribing witnesses to the papers now here in Court proponded as the last will of said Van Leonard deceased, was taken. And now at this regular term of the Court no objection being made, nor cause shown to the contrary. On motion of said Frances R. Leonard Propounder and Executrix as aforesaid, it is considered & adjudged by the Court, that said writing be & hereby Admitted to record as the last will of said Van Leonard, deceased, and that Letters testamentary issue to said Frances R. Leonard, she having in open Court taken & subscribed the oath required by law.

Georgia. Muscogee County.

I Frances R. Leonard do solemnly swear that this writing contains the true last will of the there in named Van Leonard deceased, so far as I know or believe and that I will well and truly execute the same, by

Last Will and Testament of Van Leonard. deceased
paying first the debts, and then the legacies contained
in the said will as far as his goods and chattels will
evill make a true & just & just inventory of all such
goods & Chattels. So help me God.

Frances R. Leonard.

Sworn to & subscribed in open
Court. September 2d 1861.

Jno Johnson. Ordinary.

State of Georgia }
Muscogee County }

I. John Johnson Ordinary in & for said
County in said State, and sole presiding Judge of the
Court of Ordinary, and being also Clerk of said Court and
keeper of the Will and records thereof. — the same being
a Court of record do hereby certify that the foregoing pa-
here with attached nine in number, contain true & cor-
rect copies of the will of Van Leonard deceased, late of
said County. And of the proceedings touching & concerning
the Probate of said Will and the letters granted to Fran-
ces R. Leonard Executrix. All which remains of record
and of file in my office. And that this certificate is
in due form & by the proper officer.

Given under my hand and official
seal, in the City of Columbus in the
State & County above written this
third day of September A.D. 1861.

Seal

Jno Johnson. Ordinary.

Recorded the 7th of February 1862.

Geo. H. Wakefield.

Judge of Probate

Last Will and Testament of Van Leonard. Deceased.
the foregoing writing to be a codicil to his will before
that time made, and which is also hereto attached and
deponents further say that at the time of making said
Codicil, said Testator was of sound and disposing mind
and memory, and that he did it freely of his own ac-
cord without any undue influence by compulsion as
far as witnesses know or believe: that said Testator
signed the same in the presence of deponents & James
Rhomas, who signed their names as witnesses in the pre-
sence of the Testator and of each other.

Sworn to & subscribed
before me this 20th day of
August 1861. Jno. Gothcoss
Ordinary

Thomas Rayland.
Wiley Williams.

State of Georgia }
Muscogee County }

Court of Ordinary. September Term. 1861.
John Johnson. Ordinary present & presiding.

In the matter of the Probate of the will of Van
Leonard. deceased.

The foregoing petition of Frances R.
Leonard for the Probate in Common Form of the last
will of Van Leonard deceased, late of said County, having
been read & considered. And whereas heretofore, to wit,
on the 20th day of August 1861 in vacation and in the presence
of the Ordinary of said County, the testimony of Wiley Wil-
liams and Thomas Rayland subscribing Witnesses to the
papers now here in Court propounded as the last will
of said Van Leonard deceased, was taken. And now at this
regular term of the Court no objection being made, nor
cause shown to the contrary. On motion of said Frances
R. Leonard Propounder and Executrix as aforesaid, it is
considered & adjudged by the Court that said writing
be & is hereby admitted to record as the last will of said
Van Leonard, deceased, and that letters testamentary issue
to said Frances R. Leonard, she having in open Court
taken & subscribed the oath required by law.

Georgia. Muscogee County.

I Frances R. Leonard do solemnly swear that
this writing contains the true last will of the there in
named Van Leonard deceased, so far as I know or believe
and that I will well and truly execute the same, by

Last Will and Testament of Van Leonard. Deceased.

paying first the debts, and then the legacies contained in the said will as far as his goods and chattels will thereunto extend and the law charge me. And that I will make a true & just & perfect inventory of all such goods & Chattels. So help me God.

Frances R. Leonard.

Sworn to & subscribed in open Court. September 2d 1861.

Jno Johnson. Ordinary.

State of Georgia }
Muscogee County }

I John Johnson Ordinary in & for said County in said State, and sole presiding Judge of the Court of Ordinary, and being also Clerk of said Court and Keeper of the Roll and records thereof. — the same being a Court of record, do hereby certify that the foregoing pages herewith attached nine in number, contain true & correct copies of the Will of Van Leonard deceased, late of said County. And of the proceedings touching & concerning the Probate of said Will and the Letters granted to Frances R. Leonard Executrix. All which remains of record and of file in my office. And that this certificate is in due form & by the proper officer.

Given under my hand and official Seal, in the City of Columbus in the State & County above written this third day of September A.D. 1861.

Seal

Jno Johnson. Ordinary.

Recorded the 7th of February 1862.

Geo. H. Wadsell.

Judge of Probate

Last Will and Testament of Charles Baker. Deceased.

The State of Alabama }
Russell County }

In the Name of God. Amen.

I Charles Baker, of the State and County aforesaid, being of sound mind memory and understanding, being aware of the uncertainty of life, and the certainty of death, and desiring to settle and dispose of all my worldly affairs as far as possible whilst in this condition, do hereby make ordain declare and publish this, to be my last Will and Testament, hereby revoking and declaring null and void all others heretofore made. After the payment of all my debts, I hereby charge my estate both real and personal with the following Bequests.

First. — I give and bequeath to my beloved wife Celia Baker, One thousand dollars, which is to be paid her, on relinquishment of her Dower in and to the real Estate, now possessed by me, and to be received in lieu thereof. —

Second. — I have heretofore given and paid as a part of the share of Willis P. Baker my son. Seven hundred dollars. & of my sons Richard R. Baker & Isaac Baker Three hundred dollars, and to my son Charles Baker Jr. the sum of Eighteen hundred dollars, also to the heirs of my daughter Priscilla Vincent the sum of seven hundred dollars, and to my daughter Mary M. Intosh and Lilla Boyd. Three hundred dollars Each. Which said sums are to be deducted respectively from their share or portion of my estate, both real and personal, and charged as given Charles.

Third. — I give and bequeath to my daughter Celia Baker. One Bed and Bedstead, one trunk and one Cow and calf.

Fourth. — After the payment of the above and foregoing named bequests; I hereby authorize, request and confer power my hereinafter named Executors as early as it can be legally ordered, to sell all my Estates, both real and personal, and divide the proceeds of and sale equally between my wife Celia Baker and the heirs of my daughter Priscilla Vincent. My sons Willis P. Baker. Richard R. Baker, Isaac Baker, Charles Baker Jr. my daughters Mary M. Intosh. Rebecca Bagg, Lilla Boyd, and Celia Baker, after being charged with the payments heretofore made to them as above written

Last Will and Testament of Charles Baker. Deceased.

The State of Alabama }
Russell County }

In the Name of God. Amen.

I Charles Baker, of the State and County aforesaid, being of sound mind memory and understanding, being aware of the uncertainty of life, and the certainty of death, and wishing to settle and dispose of all my worldly affairs as far as possible whilst in this condition, do hereby make ordain declare and publish this, to be my last Will and Testament, hereby revoking and declaring null and void all others by me to fore made. After the payment of all my debts, I hereby charge my estate both real and personal with the following Bequests.

First. — I give and bequeath to my beloved wife Celia Baker, One thousand dollars, which is to be paid her, on relinquishment of her Dower in and to the real Estate, now possessed by me, and to be received in lieu thereof.—

Second. — I have heretofore given and paid as a part of the share of Willis P Baker my son. Seven hundred Dollars, to my sons Richard P Baker & Isaac Baker Three hundred dollars, and to my son Charles Baker Jr the sum of Eighteen hundred dollars, also to the heirs of my daughter Priscilla Vincent the sum of seven hundred dollars, and to my daughters Mary M Intosh and Lilla Boyd. Three hundred dollars each. Which said sums are to be deducted respectively from their share or portion of my estate, both real and personal, and charged as such of my said Estate, and deducted from their respective shares.

Third. — I gives and bequeath to my daughter Celia Baker, One Bed and Bedstead, one trunk and one Cow and Calf.

Fourth. — After the payment of the above and foregoing named bequests; I hereby authorize, request and give to be legally ordered, to sell all my Estates, both real and personal, and divides the proceeds of such sale equal to Priscilla Vincent, my sons Willis P Baker, Richard P Baker, Isaac Baker, Charles Baker Jr. my daughters Mary M Intosh, Rebecca Bagg, Lilla Boyd, and Celia Baker, them as above written after being charged with the payment heretofore made to

Last will and Testament of Charles Baker. Deceased.

Fifth. — I do further ordain that the portion of my estate given to my wife Celia Baker shall at her death be equally divided between all my children and the heirs of my deceased daughter Priscilla.

Sixth. — I hereby appoint my son Richard P Baker as Trustee for my son Willis P Baker and direct that the interest of my said son Willis in my said estate be vested entirely in the hands of Richard P Baker, in no wise to be subject to the control or the payment of the contracts of Willis P Baker.

Lastly. — I do hereby constitute and appoint my son Richard P Baker and my son in law William Boyd to be Executors of this my last Will and Testament, and I herein require that my said Executors shall be entitled to charge One per cent as their compensation for administering upon my Estate, and no more, or One half per cent each.

In Witness whereof I have hereunto subscribed my name, and affixed my seal on this third day of July, in the Year of our Lord One thousand eight hundred and Sixty one.

Signed & sealed in presence of
Benja Dales
Peter X Bagg
E. Garlick

The words "the" & "respective" interlined before signed.

Charles Baker (L.S.)

The State of Alabama } Personally appeared in open Court
Russell County } Edgar Garlick, Benjamin Dales and Peter X Bagg, the subscribing witnesses to the foregoing Will who after being sworn depose & say that Charles Baker the Testator therein, voluntarily executed the same and declared the same to be and contain his last will & Testament in their presence, on the day the same bears date, and that they signed their names as witnesses in his presence and in the presence of each other; and that in their opinion and at said testator at the time of executing said Will was of sound and disposing mind and memory.

Sworn to & subscribed
this 9th December, A.D. 1861
Geo. H. Waddell
Judge of Probate

Benja Dales
E. Garlick
Peter X Bagg

Recorded the 7th of February 1862.
Geo. H. Waddell

Last Will and Testament of Charles Baker deceased.

Fifth. — I do further ordain that the portion of my estate given to my wife Celia Baker shall at her death be equally divided between all my children and the heirs of my deceased daughter Priscilla.

Sixth. — I hereby appoint my son Richard P. Baker as Trustee for my son Willis P. Baker and direct that the interest of my said son Willis in my said estate be vested entirely in the hands of Richard P. Baker, in no wise to be subject to or the control or the prayment of the contracts of Willis P. Baker.

Lastly. — I do hereby constitute and appoint my son Richard P. Baker and my son in law W. H. Lyon Boyd to be Executors of this my last Will and Testament, and I herein require that my said Executors shall be entitled to charge One Per cent as their compensation for administering upon my Estate, and no more, or One half per cent each.

In Witness whereof I have hereunto subscribed my name and affixed my seal on this third day of July, in the Year of our Lord One Thousand eight hundred and Sixty one.

Signed & sealed in presence of
Benja Dales
Peter F. Bagg
C. Garlick

The words "the" & "respecting" interlined before signed.

Charles Baker (Seal)

The State of Alabama } Personally appeared in open Court
Russell County } Edgar Garlick, Benjamin Dales and Peter F. Bagg, the subscribing witnesses to the foregoing Will who after being sworn depose & say that Charles Baker the Testator therein, voluntarily executed the same and declared the same to be and contain his last Will & Testament in their presence, on the day the same bears date and that they signed their names as witnesses in his presence, and in the presence of each other; and that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory.

Sworn to & subscribed before
this 9th December, A.D. 1861.
Geo. H. Waddell
Judge of Probate

Benja Dales
C. Garlick
Peter F. Bagg

Recorded the 7th of February 1862.
Co. Schoolfield

Last Will and Testament of Sterling G. Hopkins deed

The State of Alabama } Know all men by these presents that
Russell County } June 7, 1861 I Sterling G. Hopkins being of sound mind and disposing memory do make this my last Will

1st. That all my just debts be paid

2d. I give my beloved wife all my property of every description both negroes Peter a man about fifty years of age, Caroline Peters wife about 25 years old, Betty about 27 years old and her three children Eliza 6 years old, Rose 3 years old and Oliver 6 months and all other property of every description and all my lots in Cranford, Stevens Cattle, hogs, goats, sheep, wagon, buggy, all household and kitchen furniture and every other species of property that is mine. I give this to her for her use as long as she may live and then to the use of [illegible] the [illegible] of her think best

My request is for William M. Satterwhite and John M. Hays to be my Executors to this my last Will having a full confidence in their honesty and judgment I can safely rely upon them to assist her in every way necessary.

In Witness Whereof I set my hand and seal this the 27th day of June 1861

Sterling G. Hopkins (Seal)

Witness William S. Satterwhite
John M. Hays

The State of Alabama } In the Probate Court
Russell County } July Term 1862

Personally appeared in open Court William S. Satterwhite one of the subscribing witnesses to an instrument of writing filed for Probate in said Court on the 2nd day of June 1862 as the last Will of Sterling G. Hopkins, deceased, by Mary Hopkins Executrix and being sworn said that said Sterling G. Hopkins named in said instrument executed the same and declared it to be and contain his last Will and Testament on the day the same bears date that he signed the same as a witness in the presence of said Testator and of the other witness and that each other witness subscribed his name as such in his and Testators presence. And further that in his opinion and belief said testator at the time of executing said Will was of sound mind and memory

W. S. Satterwhite

Sworn to 14th July 1862
Geo. H. Waddell
Judge of Probate

Recorded the 24th day of September 1862
Geo. H. Waddell Judge of Probate

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Last Will and Testament of Sterling G. Hopkins deed

The State of Alabama } Know all men by these presents that
Russell County } June 27th 1861 I Sterling G. Hopkins being of
sound mind and disposing memory do make this my last will
1st That all my just debts be paid
2d I give my beloved wife all my property of every description
to wit: 7 negroes Peter a man about fifty years of age, Caro-
line Peters wife about 25 years old, Debe about 27 years old
and her three children Eliza 6 years old Rose 3 years old and
Oliver 6 months and all other property of every description land
and all my lots in Cranford, Stances Cattle, Hogs, Goats, Sheep
wagon, buggy, all household and kitchen furniture and
every other species of property that is mine. I give the other
for her use as long as she may live and then to the use of
my children in the year of our Lord
3d My request is for William M. Satterwhite and John
M Hays to be my Executors to this my last Will having
a full confidence in their honesty and judgment I can safely
rely upon them to assist her in every way necessary.
In witness whereof I set my hand and seal this the 27th day
of June 1861
Sterling G. Hopkins
Witness William S. Satterwhite
John M Hays

The State of Alabama } In the Probate Court
Russell County } July Term 1862
Personally appeared in open Court William S. Satterwhite,
one of the subscribing witnesses to an instrument of writing filed
for Probate in said Court on the 2nd day of June 1862 as the
Last Will of Sterling G. Hopkins, deceased, by Mary Hopkins
the Executrix and being sworn doth say that said Sterling G. Hop-
kins makes family executed the same and declared it the same
to be and contain his last Will and Testament on the day the
same bears date. That he signed the same as a witness in the
presence of said Testator and of the other witness and that each
other witness subscribed his name as such in his and testators
presence. And further that in his opinion and belief said testa-
tor at the time of executing said Will was of sound and disposing
mind and memory
W. S. Satterwhite
Sworn to 14th July 1862
Geo. H. Mardell
Judge of Probate

Recorded the 24th day of September 1862
Geo. H. Mardell Judge of Probate

Last Will of Thomas Kent deceased

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The State of Alabama } In the name of God Amen
Russell County } I, Thomas Kent Senr of the County and
State aforesaid being of sound mind and disposing memory do make
this my last Will revoking all other Will by me made
1st It is my will and desire that all my just debts be paid out
of my estate by my Executrix hereafter named
2d I will to Martha A. Jarnell, Elizabeth A. Sims, Isaac N.
Kent and John W. Kent an equal in heart in ten hundred
dollars coming from Isaac N. Kent home
3rd I will to Mary J. Rayford Thomas J. Kent, David D.
Kent One hundred Dollars each
4th I will the balance of my estate to my beloved wife Susan
Kent land as she pleases with during her natural life or as long
as she remains a widow, Considering as follows three negroes Ed.
a woman Washington a fellow, Rachel a girl all my Stock of
horses cattle Hogs and wagons buggy and plantation tools, also
my lands on which I reside to wit. West half of said West
quarter of section twenty four Township Seventeen Range Twenty
Eight Containing Eighty acres, also Sixty nine and a half acres
in the West end of the north half of section twenty four Township
Seventeen and Range twenty Eight and all the property I may
have on hand at my death
5th It is my will further at the death or marriage of my wife
Susan it is my will that all the property that may be on
hand take sold and the money equally divided between
my eight children limit to my grand children of my son Benj
M. Kent deceased one Eight part, Martha A. Jarnell wife
of Thomas Jarnell, Mary J. Rayford wife of Benjamin Rayford
Elizabeth Sims wife of Joseph Sims, Thomas J. Kent, Isaac N.
Kent, John W. Kent and David D. Kent
6th I appoint my niece beloved wife Susan Kent my
Executrix to carry out this my last Will and Testament but in
no [illegible] from giving security
Given under my hand and seal this 2d day of August
1861
Signed and sealed in the presence } Thomas Kent
Turner Morton, S. Hopkins, M. H. Sears

The State of Alabama } In the Probate Court
Russell County } July Term 1862
Personally appeared in open Court Turner Morton and
Westley H. Sears two of the subscribing witnesses to the foregoing
instrument who after being duly sworn depose and say that Thomas
Kent the Testator therein voluntarily executed the same in their
presence and in the presence of the other subscribing witness on the

Last Will of Thomas Kent deceased

The State of Alabama } In the name of God Amen
Russell County } I Thomas Kent Senr of the County and State aforesaid being of sound mind and disposing memory do make this my last Will revoking all other Will by me made.

1st It is my will and desire that all my just debts be paid out of my estate by my Executrix hereafter named.

2d I will to Martha A Jarrett, Elizabeth A Sims, Isaac A Kent and John W Kent an equal interest in four hundred Dollars coming from Isaac A Kent home

3rd I will to Mary J Raiford Thos J Kent, David D Kent One hundred Dollars each

4th I will the balance of my estate to my beloved wife Susan Kent to do as she pleases with during her natural life or as long as she remains a widow, consisting of fifteen likely negroes Viz a woman Washington a fellow Rachel a girl all my stock of horses cattle hogs and wagons buggy and plantation tools, also my lands on which I reside to wit: West half of South West quarter of Section twenty four Township Seventeen Range twenty Eight, Containing Eighty acres, also Sixty two and a half acres on the West end of the north half of Section twenty five Township Seventeen and Range twenty Eight and all the property I may have on hand at my death

5th It is my will further at the death or marriage of my wife Susan it is my will that all the property that may be on hand be sold and the money equally divided between my eight children loosing to my grand children of my son Thomas M. Kent deceased one Eight part, Martha A Jarrett age 22 Thomas Jarrett, Mary J Raiford wife of Dennis Raiford Elizabeth Sims wife of Joseph Sims, Thomas J Kent, Isaac A Kent, John W Kent and David D Kent

6th I do appoint my wife beloved wife Susan Kent my Executrix to carry out this my last Will and Testament I do exempt from giving security.

Given under my hand and seal this 2d day of August 1862

Signed and sealed in the presence of Thomas Kent
Turner Morton, S Hasty Sims, W H Sears

The State of Alabama } In the Probate Court
Russell County } July Term 1862

Personally appeared in open Court Turner Morton and West by St Sims two of the subscribing witnesses to the foregoing instrument who after being duly sworn depose and say that Thomas Kent the Testator therein voluntarily executed the same in their presence and in the presence of the other subscribing witness on the

Last Will of Thomas Kent deceased

day the same bears date, and declared the same to be and contain his last Will and testament; that they signed their names as witnesses thereto in his presence and in the presence of the other subscribing witnesses and that each subscribed his name as such in their and the testators presence and that in their opinion and belief said testator at the time of executing said Will was of sound mind and memory.

W H Sears
Turner Morton

Sworn to subscribed this 1st day of July 1862
Geo F Waddell
Judge P C

Recorded the 2nd day of September 1862
Geo F Waddell
Judge of Probate

Last Will and Testament of R Walker Denton deceased

The State of Alabama } In the name of God Amen!
Russell County } I R Walker Denton of said County being of sound and disposing mind and memory do make and publish and declare this my last Will and Testament in manner following that is to say

Item 1st I give, devise, bequeath and confirm to my beloved wife Fannie Jane Denton the entire stock of lands, on which I now reside, the dwelling house, the stables, houses, wagon and carriage, kitchen and house furniture & utensils and all the plantation tools, provisions, corn fodder &c thereon, the following negroes Adeline, Mary, Harriet and her four children Sarah, John Julia Ann, Eliza and Jason, Sam and Miles, with the future increase of the female slaves the property real and personal mentioned in this Item now belonging to my wife, I may mention it here to avoid all question upon the subject.

Item 2d I give devise and bequeath to my said wife all the rest and residue of my estate, real personal and mixed for and during the time of her natural life and widowhood. Should however my said wife marry again, then upon her said marriage, or upon her death I give devise and bequeath said rest and residue of my Estate real personal and mixed to said children or children as I may leave surviving me at my death to have and share alike the child or children of a deceased child to represent their deceased parents. I have however my said wife dieing leaving no child or children of a deceased child by me and remain unmarried, then what is disposed of in this Item to be

Last Will & Testament of Thomas Kent deceased

day the same bears date, and declared the same to be and contain his last Will and testament; that they signed their names as witnesses thereto in his presence and in the presence of the other subscribing witnesses and that each other witness subscribed his name as such in their and the testators presence and that in their opinion and belief said testator at the time of executing said Will was of sound and disposing mind and memory.

Sworn to subscribed & sworn 14th July 1862

Wm H. Sears
Turner Morton

Test A Maddell
Judge P.C.

Recorded the 24th day of September 1862

Test A Maddell
Judge of Probate

Last Will and Testament of R. Watson Denton dec'd.

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

I R. Watson Denton of said County being of sound and disposing mind and memory do make and ordain publish and declare this my last Will and Testament in manner following that is to say.

Item 1st I give devise, bequeath and confirm to my beloved wife Fannie Jane Denton the entire track of lands on which I now reside containing about one hundred and sixty acres, the dwelling house, kitchen, stables, horses, waggon and harness, chickens and house furniture & utensils and all the plantation tools, provisions, corn fodder &c thereon, the following negroes Adeline, Mary, Harriet and her four children Lewis, John, Julia Ann, Eliza and Jason, Sam and Miles with the future increase of the females & also the profits real and personal now vested in this item now belonging to said wife, I may mention it here to avoid all question upon the subject.

Item 2d I give devise and bequeath to my said wife all the rest and residue of my estate, real personal and mixed for and during the time of her natural life and no longer. Should however my said wife marry again, then upon her said marriage, or upon her death I give devise and bequeath said rest and residue of my Estate real personal and mixed to said child or children as I may leave surviving me at my death to have and share alike the child or children of a deceased child to represent their deceased parent. Should however my said wife die leaving no child or children of a deceased child by me and remain unmarried, then what is disposed of in this Item to be

Last Will and Testament of R. Watson Denton

disposed of as she may direct in her last Will and Testament. Item 3rd I hereby constitute and appoint my said wife Executrix of this my last Will and Testament, asking that she be not required to give any bonds as Executrix and authorizing her to make sales of property without any order of Court and settle my estate in that way she thinks best without the intervention of any Court whatever.

Given under my hand and seal this May 22d 1862

R. Watson Denton (L.S.)

Signed sealed declared and published by R. Watson Denton as his last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in the presence of him and of each other this May 22d 1862

J. Emmons
Wm L. Normum
E. Bradley

The State of Alabama } In Probate Court August Term
Russell County } 1862

Personally appeared in Open Court Edmond Bradley one of the subscribing witnesses to the foregoing instrument who after being duly sworn deposeth and saith that R. Watson Denton the testator therein named freely executed the same and declared the same to be and contained his last Will and Testament on the day the same bears date; that he signed his name as a witness thereto in the presence of the testator and in the presence of the other witnesses and that each other witness signed their names as such in his and the testators presence and that in his opinion and belief said testator at the time of executing said Will was of sound and disposing mind and memory.

E. Bradley

Sworn to & recorded this 11th Aug 1862

Test A Maddell
Judge P.C.

Recorded the 24th day of September 1862

Test A Maddell
Judge of Probate

Last Will and Testament of R. Watson Denton

disposed of as she may direct in her last Will and Testament
Item 2nd Hereby constitute and appoint my said wife Execu-
trix of this my last Will and Testament, asking that she be not
required to give any bonds as Executrix and discharging her to
make Sales of property without any order of Court and settle my
estate in that way she thinks best without the intervention
of any Court whatever. This May 22nd 1862
Given under my hand and seal

R. Watson Denton

Signed Sealed Declared and Published by R. Watson Den-
ton as his last Will and Testament in the presence of us the
subscribers, who subscribed our names hereto 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 May 22 D 1862

J. Ennis
Wm L. Norman
E. Bradley

The State of Alabama } In Probate Court August Term
Russell County } 1862

Personally appeared in Open Court Edmund Bradley one of
the subscribing witnesses to the foregoing instrument who after
being duly sworn deposeth and saith that R. Watson Denton
the testator therein named duly executed the same and de-
clared the same to be and contained his last Will and Testa-
ment on the day the same bears date; that he signed his name
as a witness thereto in the presence of the testator and in the
presence of the other witnesses and that such other witnesses
signed their names as stood in his and the testators presence;
and that in his opinion and belief said testator at the time
of executing said Will was of sound disposing mind
and memory.

Sworn to & subscribed this 11th Aug 1862

E. Bradley

Geo A Waddell
Judge

Recorded the 22nd day of September 1862

Geo A Waddell
Judge of Probate

Last Will & Testament of Daniel N. Gerald deceased

In the name of God Amen!

I Daniel N. Gerald of the County of Russell and State of Alabama being weak in body, but of sound disposing mind & memory do make and ordain this my last will & Testament.

Hereby revoking all former Wills made by me.

Item 1st I give my body to the dust from whence it came, to be decently interred by my Executor hereinafter named and I wish him to expend some Three hundred dollars for that special purpose.

Item 2nd It is my will & desire that my just debts and my burial expenses be paid as soon as possible by my Executor hereinafter named.

After which

Item 3rd I give & bequeath to my Sister Mariah Cain & her Lawful heirs Six hundred dollars, three hundred of which, to be applied to the benefit of Nancy Cain if she lives longer than her Mother.

Item 4th I give to my eldest Brother Thomas four hundred dollars

Item 5th I give to my next-eldest Brother Alfred Augustus Five hundred dollars

Item 6th I give & bequeath to my half Brother Perry One hundred dollars, to be retained by my Brother Alfred and put out on interest until he is twenty one years old, unless his necessities require it to be paid out sooner.

The residue if there be any of my Estate I wish divided equally between Perry, Robert, Sirus and Arianna to be paid to them by my Executor hereinafter named, or to be paid to my Bro. Alfred to be retained by him on interest for their benefit unless their necessities require it to be paid sooner.

I give my breast chain (gold) to my Brother Alfred also three best winter coats and pants.

I wish my Executor hereinafter named to obtain the consent of my Sister Cain, my Brother Thomas and Alfred and execute the requirements of this my Will so as to avoid the expense of a regular Administration, but if they will not consent, then execute as is usual.

Last Will & Testament of Daniel N. Gerald deceased

In the name of God Amen!

I Daniel N. Gerald of the County of Russell and State of Alabama being weak in body, but of sound disposing mind & memory do make and ordain this my last will & Testament.

Hereby revoking all former Wills made by me.

Item 1st I give my body to the dust from whence it came, to be decently intered by my Executor hereinafter named and I wish him to expend some Three hundred dollars for that special purpose.

Item 2nd It is my will & desire that my just debts and my burial expenses be paid as soon as possible by my Executor hereinafter named.

After which

Item 3rd I give & bequeath to my Sister Mariah Casin & her Lawful heirs Six hundred dollars, three hundred of which, to be applied to the benefit of Nancy Casin if she lives longer than her Mother.

Item 4th I give to my eldest Brother Thomas four hundred dollars

Item 5th I give to my next eldest Brother Alfred Augustus Five hundred dollars

Item 6th I give & bequeath to my half Brother Perry One hundred dollars, to be retained by my Brother Alfred and put out on interest until he is twenty one years old, unless his necessities require it to be paid out sooner.

The residue if there be any of my Estate I wish divided equally between Perry, Robert, Sirus and Anamma to be paid to them by my Executor hereinafter named, or to be paid to my Bro. Alfred to be retained by him on interest for their benefit unless their necessities require it to be paid sooner.

I give my breast chain (gold) to my Brother Alfred also three best winter coats and pants.

I wish my Executor hereinafter named to obtain the consent of my Sister Casin, My Brother Thomas and Alfred and execute the requirements of this my Will so as to avoid the expense of a regular Administration, but if they will not consent, then execute as is usual.

Last Will & Testament of Daniel N. Gerald deceased

I hereby appoint my worthy friend Wm A. Dunn my Executor of this my last will and Testament

Witness my hand and seal this the 4th day of April 1860

Signed, sealed delivered and declared before us

Witnesses

Thos. N. Dunn

William A. Johnson

D. N. Floyd

D. N. Gerald (L.S.)

The State of Alabama } In the Probate Court February Term,
Russell County } 1861. Came in open Court Daniel N. Floyd and Thomas N. Dunn the then subscribing witnesses to the foregoing will and being duly sworn in open Court depose and say that D. N. Gerald the testator therein named, executed the same and declared the same to be and contain his last will and Testament "with the exception of the erasure & interlineation in Item No three" 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 each other, and that in their opinion and belief said D. N. Gerald at the time of executing said Will was of sound and disposing mind and memory, & that said Will was left by them in the possession of said Testator.

Sworn to and subscribed in open Court this 11th day of Feby 1861

D. N. Floyd
Thos N. Dunn

Geo. H. Waddell
Judge of Probate

The State of Alabama } I Geo. H. Waddell Judge of Probate
Russell County } for said County, hereby certify that the foregoing will of Daniel N. Gerald was duly admitted to Probate before me on the 11th day of February 1861, and that the same has been duly recorded in Record of Wills Book No 2 in my office on pages 282 and 283

Given under my hand this 30th day of January A. D 1863

Geo. H. Waddell
Judge of Probate

Recorded Jan 30th 1863

Geo. H. Waddell
Judge of Probate

283

Last Will & Testament of Daniel N. Gerald deceased

I hereby appoint my worthy friend Wm A. Dunn my Executor of this my last will and testament

Witness my hand and seal this the 9th day of April 1860

D. N. Gerald (L.S.)

Signed, sealed delivered and declared before us
Witnesses
Thos. W. Dunn
William A. Johnson
D. N. Floyd

The State of Alabama } In the Probate Court February Term,
Russell County } 1861. Came in open Court Daniel N. Floyd and Thomas W. Dunn the then subscribing witnesses to the foregoing will and being duly sworn in open Court depose and say that D. N. Gerald the testator therein voluntarily executed the same and declared the same to be and contain his last will and Testament with the exception of the erasure & underlineation in Item No three 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 each other, And that in their opinion and belief said D. N. Gerald at the time of executing said Will was of sound and disposing mind and memory. That said Will was left by them in the possession of said Testator.

Sworn to and subscribed in open Court this 11th day of Feby 1861

D. N. Floyd
Thos W. Dunn

Geo. H. Waddell
Judge of Probate

The State of Alabama } I Geo. H. Waddell Judge of Probate
Russell County } for said County, hereby certify that the foregoing will of Daniel N. Gerald was duly admitted to Probate before me on the 11th day of February 1861 and that the same has been duly recorded in Record of Wills Book No 2 in my office on pages 282 and 283

Given under my hand this 30th day of January A.D. 1863

Geo. H. Waddell
Judge of Probate

Recorded Jan 30th 1863

Geo. H. Waddell
Judge of Probate

284

Last Will and Testament of Thomas G. Phelps deceased

Page 17th 1863

The State of Alabama } In the name of God Amen!
Russell County } I Thomas G. Phelps being in ill health and of sound mind and memory calling to mind the frailty and uncertainty of human life and being desirous of setting my world by affairs and directing the disposition of the estate which it has pleased God to bless me, shall be disposed of after my decease while I have strength so to do - do make and ordain this my last will and testament, hereby revoking all former wills by me at any time made.

Item 1st I will and desire that all my just debts be paid out of my estate as early as practible by my Executor hereinafter named.

Item 2nd I give and bequeath unto my Brother James G. Phelps the following property to wit my Rifle Gun and all the books of which I am possessed.

Item 3rd I give and bequeath unto my Brother Robert R. Phelps my Gold Watch and chain and all my wearing apparel

Item 4th I give devise and bequeath unto my Honored Mother Mrs. Ho. J. Dawson and beloved Sister Mrs Mary A. Few to be equally divided between them all moneys not otherwise disposed of also the following negroes to wit Isaak a woman Alfred a man Isaac a man Mary Jane a woman, Kate a girl, Solomon a boy George a boy and Eliza a girl. Item 5th I will and desire that the Lot or portion of my estate, drawn by my Brother Samuel J. Dawson be delivered to her by my Executor hereafter named in six months after my decease for her to have and to hold said lot or portion during her life time and at her death then to be equally divided between my two brothers James G. Phelps and Robert R. Phelps.

Item 6th I will and desire that the lot or portion drawn by my Sister Mrs Mary A. Few be delivered by my Executor hereinafter named in six months after my decease into the hands of my brother Robert R. Phelps who is hereby constituted and appointed Trustee for her to manage direct and pay out the nett proceeds annually for her support. I do further will and desire that at the death of my Sister Mary A. Few should she die without an heir from her body that the said portion drawn by her with the increase be equally divided between my brothers James G. and Robert R. Phelps. Item 7th I do hereby nominate and appoint my brother Jas G. Phelps to be the Executor of this my last will and testament.

Last Will and Testament of Thomas G. Phelps deceased

In the name of God Amen!

The State of Alabama } I Thomas G. Phelps being in ill
Russell County } health and of sound mind and memory calling to mind
the frailty and uncertainty of human life and being de-
sirous of setting my worldly affairs and directing the
estate which it has pleased God to bless me, shall be disposed
of after my decease while I have strength so to do - do make
and ordain this my last will and testament, hereby revoking
all former wills by me at any time made

Item 1st I will and desire that all my just debts be paid
out of my estate as early as practible by my Executor herein-
after named.

Item 2nd I give and bequeath unto my Brother James
G. Phelps the following property to wit, my Rifle Gun and
all the books of which I am possessed.

Item 3rd I give and bequeath unto my Brother Robert R.
Phelps my Gold Watch and chain and all my wearing
apparel

Item 4th I give devise and bequeath unto my Honored
Mother Mrs. Ho. J. Dawson and beloved Sister Mrs. Mary A.
Few to be equally divided between them all moneys not
otherwise disposed of also the following negroes to wit Look
a woman Alfred a man Isaac a man Mary Jane a wo-
man, Kate a girl, Solomon a boy George a boy and Eliza
a girl. Item 5th I will and desire that the lot or portion
of my estate, drawn by my Mother Mrs. Harriet J. Dawson be de-
livered to her by my Executor hereafter named in six months
after my decease for her to have and to hold said lot or por-
tion until her death then to be equally divided between
my two brothers James G. Phelps and Robert R. Phelps.

Item 6th I will and desire that the lot or portion drawn by
my Sister Mrs. Mary A. Few be delivered by my Executor
hereafter named in six months after my decease into the
hands of my brother Robert R. Phelps who is hereby constituted
and appointed Trustee for her to manage said lot and pay
out the nett proceeds annually for her support. I do fur-
ther will and desire that at the death of my Sister Mary
A. Few should she die with out an heir from her body
that the said portion drawn by her with the increase be
equally divided between my brothers James G. and Robert
R. Phelps. Item 7th I do hereby nominate and appoint my brother
Jas. G. Phelps to be the Executor of this my last will and testa-
ment.

Last Will & Testament of Thomas G. Phelps deceased

In witness whereof I Thomas G. Phelps have this the day and
year above written have affixed my hand and seal

Signed, Sealed and Delivered in the presence of the subscribing witnesses
who have subscribed our names in the presence of each other
the day and year first written

D. M. Banks
N. R. Lewis
L. Booker

The State of Alabama } In the Probate Court May Term 1862
Russell County } Personally appeared in open Court ~~the~~ ~~R. Lewis~~ ~~Leroy Booker~~ and ~~Dunston~~ ~~M. Banks~~ the subscribing
witnesses to the foregoing instrument who being ~~duly~~ sworn depose
and say that Thomas G. Phelps 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
they ~~subscribed their names thereto~~ as witnesses in the presence
of ~~said~~ Testator and in the presence of each other and that in
their opinion and belief said testator at the time of ~~executing~~
~~said Will~~ was of sound and disposing mind and memory

Sworn to & subscribed this 13th
~~day of~~ May A.D. 1862

Geo. H. Maddell
Judge of Probate

N. R. Lewis
L. Booker
D. M. Banks

Recorded the 20th day of January 1863

Geo. H. Maddell
Judge of Probate

Last Will & Testament of Thomas G. Phelps deceased

In witness whereof I Thomas G. Phelps have this the day and year above written have affixed my hand and seal

Signed, Sealed and delivered in the presence of the subscribing witnesses who have subscribed our names in the presence of each other the day and year first written

D. M. Banks
M. R. Lewis
L. Booker

The State of Alabama } In the Probate Court May Term 1862
Russell County } Personally appeared in open Court the witnesses to the foregoing instrument who being duly sworn depose and say that Thomas G. Phelps 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 they subscribed their names thereto as witnesses in the presence of said Testator and in the presence of each other, and that in their opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory

Sworn to & subscribed this 13th day of May A. D 1862

Geo. H. Waddell
Judge of Probate

M. R. Lewis
L. Booker
D. M. Banks

Recorded the 20th day of January 1863

Geo. H. Waddell
Judge of Probate

Wm Threadgill Sr

Last Will and Testament of ~~Thomas G. Phelps~~ deceased

In the name of God Amen:

I William Threadgill Sen of sound mind & memory do make this my last Will & Testament as follows

1st Item. I give & bequeath to my wife M. C. A. Threadgill eleven Negroes by name Chancy Calvin Fanny Harriet & John children of a woman Chany Eleanore & her three Children Elbert Henry Eliza a man called John Red & Bray

2nd I loan to my wife above named during her life the tract of land where we now live say two hundred & eighteen acres with all the land joining the same on the west side of the road leading from D. T Mallong to Ingrams Mill as far as the South East Corner of Section thirteen Township Sixteen Range twenty seven & then South to the half mile stake thence Comes to the Corner of the 218 acres tract where we now live which Joins to the 218 acres will make about 300 Loaning to my wife the above described land with every privilege thereunto belonging during her life also all the plantation tools

3rdly I give to my wife all my house hold & kitchen furniture with out any reserve to dispose of as she thinks fit

4thly I wish her to keep a gold watch & all the notes found in her possession given to her in her own proper name with what money she may have on hand & my decease

5thly I give her half the stock of hogs Cattle & horses & mules also half the Crop of corn fodder Oats that remains on hand at the time of the decease also Buckaway Buggy & Harness

6thly I give to my four Children J. R. B. Thos & George Threadgill all the balance of my land say 400 acres to be rented out yearly for their benefit all together & further the land loaned to their Mother at her decease to return to the above named James Rebecca Thos & George Threadgill

7th I give to the above four Children Leathy a Negro woman with six Children names Bill, June, Crowel, Asbury & Dred & Jane with four other negroes say Cary, Filpey a Margaret & Cuguidy all of 3 negroes to be hired for the special benefit of the above named James Rebecca Thos & George Threadgill my will is that the amt of rent & hire of negroes & what further amount I may bequeath to the before named Minor with the Interest accumulated shall be consolidated in one sum & my four children above named be supported & Educated till the oldest becomes of age then receive one fourth of the amt due & if the land cannot be equally divided & negroes As then when put into four lots & the oldest draws if there is money to make the others equal let him or her pay & the balance

Last Will and Testament of ~~Thomas B. Phillips~~ Wm Threadgill Sr deceased

In the name of God Amen.

I William Threadgill Sen of sound mind & memory do make this my last Will & Testament as follows.

1st First: I give & bequeath to my wife M. E. A Threadgill eleven Negroes by name Chaney Calvin, Fanny, Harriet & John Children of S woman Chany ~~Elenore~~ & her three Children Elbert, Henry, Eliza a man called John Red & Bray

2nd I loan to my wife above named during her life the tract of land where we now live say two hundred & eighteen acres with all the land joining the same on the west side of the road leading from D. I Mallony to Ingrams Mill as far as the South East Corner of Section Sixteen Township Sixteen Range twenty seven & then South to the half mile stake whence Comes to the Corner of the 218 acres tract where on we live which Joins to the 218 acres will make about 300 Loaning to my wife the above described land with every privilege thereunto belonging during her life also all the plantation tools

3rdly I give to my wife all my house hold & kitchen furniture without any reserve to dispose of as she thinks fit

4thly I wish her to keep a gold watch & all the notes found in her possession given to her in her own proper name with actual money she may have on hand & my decease

5thly I give her half the stock of hogs Cattle & horses & mules also half the Crop of corn fodder Oats that remains on hand at the time of the division also Buckaway Buggy & Harness

6thly I give to my four Children J. R. R. B. Thos & George Threadgill all the balance of my land say 400 acres to be rented out yearly for their benefit all together & further the land loaned to their Mother at her demise to return to the above named James Rebecca Thos & George Threadgill

7th I give to the above four Children Seathya Negro woman with six Children names Bill, June, Crowel, Asbury & Dred & Son - with four other negroes say Cary, Slipper, Margaret & Lucindy all of s negroes to remain for the special benefit of the above named James, Rebecca, Thos & George Threadgill my will is that the amt of rent & hire of negroes & what further amount I may bequeath to the before named Minor with the Interest accumulated shall be consolidated in one sum & my four children above named be supported & Educated till the oldest becomes of age then receive one fourth of negroes & the other four lots & the oldest draws if there is money to make the others equal let him or her pay the balance

Last Will & Testament of Wm Threadgill deceased

to remain in together till another heir becomes of age & so till they are all of age if one or more of them die before they are of age the survivors of the above named four & if all should die before of age or 21 all then in that case my will is that it be equally divided between all my older Children or by my first wife or her representatives & my present wife & her Children by her former Husband & D. Drake say where the Original Heir is Dead their Children shall share their parents part equally

8th I leave Cely, Alick, York, George, Amy, Milledge, Rubin & Mark, to be sold with the other half of my crop part of my horses & mules the half of Cattle & half of my hogs & half crop of fodder Oats two waggons & the proceeds of the sale of the above & negroes with the Crop stock Cattle & hogs & Crop of cotton to be added Money due me by note bond or accot & when my debts are paid & Court expenses settled the balance to be Equally Divided between the following names my wife M. E. A Threadgill my Daughter Cynthia Carpenter Ditto Sarah Hindred Patsy, Scarborough, Lucy Kendrick, Ditto Nancy Sellers & Grand Son James Bush if living at the time of the division of the above & my son William Threadgill & the Heirs of my son John Threadgill share their Children part if living as above stated also my Son James, Daughter Rebecca, Son Thos & George Threadgill & Rubin Equal Shares of the above property sold & collected with my Wife & Children.

9th I leave my wife M. E. A. Threadgill with my Son William Threadgill my Executors & Executor to settle all my worldly Matters & Commit my soul to God who gave it

Witness my hand and Seal below

This the 20th October 1857

W. B. Harris
R. E. Covington
W. G. Johnson

William Threadgill (Seal)

The State of Alabama } Before me Geo W. Waddell Judge of the
Russell County } Probate Court for said County and in open
Court Came R. E. Covington one of the subscribing witnesses to
the foregoing instruments, and being sworn deposeth & saith
that William Threadgill the testator therein voluntarily ex-
ecuted the same, and declared the same to be and contain his
last Will & Testament on the day the same bears date, or about
that time to the best of his recollection, in his presence and in the
presence of the other subscribing witnesses, that he signed his name
as a witness thereto in the presence of the testator and of the other
witnesses, and that such other witnesses signed their names

to remain in together till another boy becomes of age & soon till they are all of age & if one or more of them die before they are of age let it be understood by these is that it go to the survivors of the above named four & If all should die before of age or 21 shall then in that case my will is that it be equally divided between all my older Children by my first wife & their representatives & my present wife & her Children by her former Husband G. W. Brooks say where the original Heir is Dead their Children shall share their parents part equally

8th I leave Edy, Klish, York, George, Amy, Milledge, Rubin & Hannah, to be sold with the other half of my crop & half of my horses & mules the half of Cattle & half of my hogs & half crop of fodder Cotton & grain & the proceeds of the sale of the above & negroes with the Crop of stock Cattle & hogs & Crop of cotton to be added moneys due me by note bond or accot. & when my debts are paid & Execrs expenses settled the balance To be Equally Divided betwixt the following names my wife M. E. A. Threadgill my Daughter Cynthia Carpenter Ditto Sarah Hendred Patsy, Scarborough, Lucy Kendrick & Nancy Sellers & Dragul son James Bush if living at the time of the division of the above Named Negroes with my son William Threadgill & the Heirs of my son John Threadgill share their Fathers part if living as above stated also my son James, Daughter Rebecca, son Thos & George Threadgill Robins Equal Shares of the above property sold & collected with my Wife & Children.

9th I leave my wife M. E. A. Threadgill with my son William Threadgill my Executrix & Executor to settle all my worldly Matters & Commit my soul to God who gave it

Witness my hand and Seal below
this the 20th October 1857

W. W. Harris
R. E. Covington
N. G. Johnson

William Threadgill (Seal)

The State of Alabama } Before me Geo W. Waddell Judge of the
Russell County } Probate Court for said County and in open
Court Came R. E. Covington one of the subscribing witnesses to the foregoing instruments, and being sworn deposeth & saith that William Threadgill the testator therein voluntarily executed the same, and declared the same to be and contain his last Will & Testament on the day the same bears date, or about that time to the best of his recollection, in his presence and in the presence of the other subscribing witnesses; that he signed his name as a witness thereto in the presence of the testator and of the other witnesses, and that such other witnesses signed their names

such in his and the testators presence, and that in his opinion and belief said testator at the time of executing said will was of sound disposing mind & memory.

Sworn to & Sealed
13th October 1862
Geo W. Waddell
Judge &c

R. E. Covington

Recorded Jan 31st 1863 Geo W. Waddell Judge of Prob

Last Will of Walker R. Thornton deceased

The State of Alabama } I Walker R. Thornton of said County
Russell County } & State, do make, declare and publish this my last will and testament hereby revoking all others.

Item first. It is my will and desire that all my just debts shall be paid and my body decently buried.

Item second. I do give and bequeath unto my beloved wife, Celia Thornton, all the residue of my estate, real and personal, for and during her natural life, should she survive me, to be used and enjoyed by her for her comfortable support and maintenance

Item third. At the death of wife, should she survive me, or in case she should not survive me, as soon after death as the same can be done, it is my will and desire that all my said estate shall be divided and disposed of in the following manner - first - five hundred dollars to be divided, equally between my brothers and sisters of the whole blood, the sons of my deceased brother Jeremiah J. Thornton, taking his father's portion, and, if necessary property to be sold; and, secondly, the residue of my said estate to be equally divided between Martha A. Greathouse wife of John W. Greathouse and Celia Williams of Chattanooga County, Georgia to be held by them as provided in the following item. said estate to be divided between them by three disinterested persons to be appointed by the Probate Judge of the County wherein this will may be admitted to probate.

Item fourth. The property and estate above given and be-

such in his and the testators presence, and 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 & Sealed
13th October 1862
Geo. H. Waddell
Judge &c

R. C. Covington

Recorded Jan 31st 1863 Geo. H. Waddell
Judge of Probate

Last Will of Walker R. Thornton deceased

The State of Alabama } I Walker R. Thornton of said County
Russell County } State do make, declare and publish this my last will and testament hereby revoking all others

Item first. It is my will and desire that all my just debts shall be paid and my body decently buried.

Item second. I do give and bequeath unto my beloved wife, Celia Thornton, all the residue of my estate, real and personal, for and during her natural life, should she survive me, to be used and enjoyed by her for her comfortable support and maintenance

Item third. At the death of wife, should she survive me, or in case she should not survive me, as soon after my death as the same can be done, it is my will and desire that my said estate shall be divided and disposed of in the following manner - first, five hundred dollars to be divided equally between my brothers and sisters of the whole blood, the sons of my deceased brother Jeremiah J. Thornton, taking his father's portion, and, if necessary, property to be sold; and, secondly, the residue of my said estate to be equally divided between Martha A. Greathouse wife of John W. Greathouse and Celia Williams of Chattanooga County, Georgia to be held by them as provided in the following item. Said estate to be divided between them by three disinterested persons to be appointed by the Probate Judge of the County wherein this will may be admitted to probate.

Item fourth. The property and estate above given and bequeathed unto the said Martha A. Greathouse shall be for her sole and separate use during her life and at her death to be equally divided between her children; and the property and estate above given and bequeathed to the said Celia Williams shall be held for her sole and separate use during her life, and at her death to be equally divided between her children should any survive her, and should she die leaving no children surviving her, then to be divided between the said Martha A. Greathouse the next of kin of the said Celia Williams. The descendants of any deceased children are included in the term children in this item, such descendants to take their parents share.

In testimony whereof I the Walker R. Thornton have hereunto set my hand & affixed my seal this 4th day of July 1857 The words "the said Martha A. Greathouse" interlined before signed. said property to be held her as provided in said item.

Signed, Sealed, declared & published in presence of

W. R. Thornton

David Clopton
Wm M. Reed

The State of Alabama } In the Probate Court November Term
Russell County } 1862. Personally appeared in open Court David Clopton one of the subscribing witnesses to the foregoing Instrument of writing, who being duly sworn deposeth and saith that Walker R. Thornton 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 the same as a witness in the presence of the testator and of the other subscribing witness, and that such other witness signed his name as such, in his and the testators presence. And that in his opinion and belief said testator at the time of executing said Will was of sound and disposing mind and memory

David Clopton

Sworn to & Subscribed this
18th November 1862
Geo. H. Waddell
Judge of Probate

Recorded Jan 31st 1863 Geo. H. Waddell
Judge of Probate

queathed unto the said Martha A. Greathouse shall be for her sole and separate use during her life and at her death to be equally divided between her children; and the property and estate above given and bequeathed to the said Celia Williams shall be held for her sole and separate use during her life, and at her death to be equally divided between her children and should any survive her, and should she die leaving no children surviving her, then to be divided between the said Martha A. Greathouse the next of kin of the said Julia Williams. The descendants of any deceased children are included in the term children in this item, such descendants to take their parents share.

In testimony whereof I the said Walker R. Thornton have hereunto set my hand & affixed my seal this 8th day of July 1857 The words "the said Martha A. Greathouse" interlined before signed. said property to be held her as provided in said item.

Signed, Sealed declared & published in presence of

W. R. Thornton

David Clopton
Wm M. Reed

The State of Alabama } In the Probate Court November Term
Russell County } 1862. Personally appeared in open Court David Clopton one of the subscribing witnesses to the foregoing Instrument of writing, who being duly sworn deposeth and saith that Walker R. Thornton 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 the same as a witness in the presence of the testator and of the other subscribing witness, and that such other witness signed his name as such in this and the testators presence. That that in his opinion and belief said Testator at the time of executing said Will was of sound and disposing mind and memory.

David Clopton

Sworn to & Subscribed this 18th November 1862
Geo. H. Maddell
Judge of Probate

Recorded Jan 31st 1863 Geo. H. Maddell Judge of Probate

Last Will & Testament of Thomas Nelson deceased

I Thomas Nelson Being sound in mind and feble in Body I make this my last will and Testament. I will to my Wife Sarah Nelson all My property personal and real during her life time and at her death to be divided equally between my Brothers and Sesters. It is my will that my Executor shall sell my real estate It is my will that my executor shall not be Required to give any Bond of the appraisement. It is my will that my executor shall have the entire management of the estate under the advisement of my wife so that her interest and welfare will be most promoted. It is my will that all my just debts shall be paid first. I appoint my Brother Jose G. Nelson, or Thomas Gardner either one of which may act. Given under my hand and seal this the 29th day of October 1862

In the presence of
J. H. Thomas
Wm B. Blackman
Miley M. Arnold J. P.

Thomas Nelson [Seal]

The State of Alabama } In the Probate Court December
Russell County } Term 1862. Personally appeared in open Court Wm B. Blackman and Miley M. Arnold, who after being duly sworn depose and say that they are two of the subscribing witnesses to an Instrument of writing purporting to be the last Will and Testament of Thomas Nelson deceased, filed for Probate in said County by Thos. Gardner the Executor on the 4th day of November 1862, and that said Testator 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 they signed the same as witnesses in the presence of the Testator and of the other subscribing witness and that such other witness subscribed his name as such in their presence; and further that in their opinion and belief said Testator at the time of executing said Will was of sound, and disposing mind and memory.

Sworn to & subscribed before me this 8th Dec 1862
Geo. H. Maddell
Judge of Probate

Wm B. Blackman
Miley M. Arnold

Last Will & Testament of Thomas Nelson deceased

I Thomas Nelson Being sound in mind and feble in Body I make this my last will and Testament. I will to my Wife Sarah Nelson all My property personal and real during her life time and at her death to be divided equally between my Brothers and Sesters. It is my will that my Executor shall sell my real estate. It is my will that my executor shall not be Required to give any Bond to Court nor to make any returns to Court except the list of the appraisement. It is my will that my executor shall have the entire management of the estate under the advisement of my Wife so that her interest and welfare will be most promoted. It is my will that all my just debts shall be paid first. I appoint my Brother Jesse B. Nelson, or Thomas Gardner either one of which may act. Given under my hand and seal this the 20th day of October 1862

Thomas Nelson [seal]

In the presence of
J. H. Thomas
Wm B. Blackman
Wiley H. Arnold J. P.

The State of Alabama } In the Probate Court December
Russell County } Term 1862. Personally appeared in open Court Wm B. Blackman and Wiley H. Arnold, who after being duly sworn depose and say that they are two of the subscribing witnesses to an Instrument of writing purporting to be the last Will and Testament of Thomas Nelson deceased, filed for Probate in said County by Thos Gardner the Executor on the 4th day of November 1862, and that said Testator 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 they Signed the same as witnesses in the presence of the Testator and of the other subscribing witness, and that each other witness subscribed his name as such in their and the Testators presence; and further that in their opinion and belief said Testator at the time of executing said Will was of sound, and disposing mind and memory.

Wm B. Blackman
Wiley H. Arnold

Sworn to & subscribed before me this 8th Dec 1862
Geo. H. Waddell
Judge of Probate

Last Will & Testament of Thomas Nelson deceased

The State of Alabama } I Geo. H. Waddell Judge of Probate
Russell County } for said County, hereby certify that the foregoing Will of Thomas Nelson was duly admitted to Probate before me on the 8th day of Dec 1862, and that the same has been duly recorded in Record of Wills Book No 2 in my office on Pages 290 & 291

Given under my hand this 31st day of January 1863

Geo. H. Waddell
Judge of Probate

Recorded Jan 31st A.D. 1863
Geo. H. Waddell Judge of Probate

Last Will & Testament of Thomas Nelson deceased

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The State of Alabama } I Geo. H. Waddell Judge of Probate
Russell County } for said County, hereby certify that the
foregoing Will of Thomas Nelson was duly admitted to Probate
before me on the 8th day of Dec 1862, and that the same has been duly
recorded in Record of Wills Book No 2 in my office on Pages 290 & 291

Given under my hand this 31st day of January 1863

Geo. H. Waddell
Judge of Probate

Recorded Jan 31st A.D. 1863
Geo. H. Waddell Judge of Probate

292

Last Will & Testament of Mary A. V. C. Hamilton deceased

The State of Alabama Russell County — In the name of God
Amen: I Mary Ann V. C. Hamilton being in feeble health, but
of sound and disposing mind and memory, do make ordain this as my last will & testament.
Item 1st I give and bequeath unto my beloved Mother Ann Thom
my negro girl named Martha about fifteen years old, to have
& to hold her, as her sole and absolute property.
Item 2nd I do hereby nominate my father Ebenezer A. Thom
as the executor of this will.
In testimony whereof I have hereunto set my hand
& seal, this the 15th day of September 1862

Mary Ann V. C. Hamilton (Seal)

The above was duly signed, sealed and published by the above
named Mary Ann V. C. Hamilton as & for her last will &
testament, in our presence, the day & year it bears date,
and we do hereunto sign our names to the same, as attesting witnesses, in the presence of the said testator and in
the presence of each other, this the 15th day of November
A. D. 1862

Charles T. Abercrombie
Henry A. Chapman
J. A. Lewis

The State of Alabama } Personally appeared in open Court John
Russell County } A. Lewis and Henry A. Chapman, two of
the subscribing witnesses to the foregoing will, and being sworn
say that Mary A. V. C. Hamilton the testatrix therein voluntarily executed the same and declared the same to be and contained her last Will & Testament; on the day the same bears date
in their presence and in the presence of the other subscribing witness
that they signed their names as witnesses in the presence of the
Testatrix and of the other subscribing witnesses, and that such other
witness subscribed his name as such in their and the Testatrix
presence; and further that in their opinion and belief, said Testatrix at the time of executing said will was of sound and disposing
mind and memory

Sworn to & subscribed this 8th December A.D. 1862
Geo. H. Waddell
Judge of Probate

J. A. Lewis
H. A. Chapman

Recorded the 2nd day of February 1863
Geo. H. Waddell
Judge of Probate

292

Last Will & Testament of Mary A. V. C. Hamilton deceased

The State of Alabama Russell County — In the name of God Amen: I Mary Ann V. C. Hamilton being in feeble health, but of sound and disposing mind and memory, do make ordain this as my last will & testament.

Item 1st I give and bequeath unto my beloved Mother Ann Thom my negro girl named Martha about fifteen years old, to have & to hold her, as her sole and absolute property

Item 2nd I do hereby nominate my father Ebenezer A. Thom as the executor of this will.

In testimony whereof I have hereunto set my hand & seal, this the 18th day of September 1862

Mary Ann V. C. Hamilton (Seal)

The above was duly signed, sealed and published by the above named Mary Ann V. C. Hamilton as & for her last will & testament, in our presence, the day & year of bears date, and we do hereunto sign, our names to the same, as attesting witnesses, in the presence of the said testator and in the presence of each other, this the 18th day of November A. D. 1862

Charles T. Abercrombie
Henry A. Chapman
J. A. Lewis

The State of Alabama } Personally appeared in open Court John
Russell County } A. Lewis and Henry A. Chapman, two of the subscribing witnesses to the foregoing will, and being sworn say that Mary A. V. C. Hamilton the testatrix therein voluntarily executed the same and declared the same to be and contain her last Will & Testament, on the day the same bears date, in their presence and in the presence of the other subscribing witness that they signed their names as witnesses in the presence of the testatrix and of the other subscribing witnes, and that such other witness subscribed his name as such in their and the Testatrix presence; and further that in their opinion and belief, said Testatrix at the time of executing said will was of sound and disposing mind and memory

J. A. Lewis
H. A. Chapman

Sworn to & subscribed this 8th December A. D. 1862.
Geo. H. Waddell
Judge of Probate

Recorded the 2nd day of February 1863
Geo. H. Waddell
Judge of Probate.

293

Last Will & Testament of Hiram P. Tison deceased

The State of Alabama } Know all men by these presents that I Hi-
Russell County } ram P. Tison of the State and County aforesaid. Considering the uncertainty of life and being of sound mind and memory do make, declare and publish this my last will & testament. First — I Bequeath to my beloved wife Mary A. Tison my whole estate for the support of her and my children and the education of my children. To hold and to keep during of her widowhood or to be equally divided as my children becomes of age. My beloved wife Mary A. Tison is to hold her equal share with my children during her life and at her death her part is to be reverted back to my children. Second, I appoint William A. Johnson and William Finch my executors on this my last will. In testimony whereof I have to this my last will and testament contained on one sheet of paper unto which I have subscribed and affixed my seal this 12th day of August in the year of our Lord one thousand eight hundred and sixty one.

H. P. Tison (L. S.)

Signed sealed and delivered
in the presents of
Geo. W. Edwards
H. M. Crowder

The State of Alabama } In the Probate Court January Term. 1863
Russell County } Personally appeared in open Court Henry M. Crowder & Geo. W. Edwards, the two subscribing witnesses to the foregoing instrument who after being duly sworn depose and say that H. P. Tison, the testator therein, voluntarily executed the same and declared the same to be and contain his last Will and Testament on or about the day the same bears date, that they subscribed their names as witnesses in the presence of the said Testator and in the presence of each other; and that in their opinion and belief said Testator, at the time of executing said will was of sound and disposing mind and memory.

Sworn to & subscribed this 12th January 1863
Geo. H. Waddell
Judge of Probate

H. M. Crowder
Geo. W. Edwards

Recorded the 2nd day of February 1863.

Geo. H. Waddell
Judge of Probate

Last Will & Testament of Hiram P. Tison deceased

The State of Alabama } Know all men by these presents that I Hi-
Russell County } ram P. Tison of the State and County afore
said Considering the uncertainty of life and being of sound mind
and memory do make declare and publish this my last will &
testament. First I Bequeath to my beloved wife Mary A. Tison
my whole estate for the support of her and my children and the
education of my children To hold and to keep during of her widow-
hood or to be equally divided as my children becomes of age. My belov-
ed wife Mary A. Tison is to hold her equal share with my children
during her life and at her death her part is to be reverted back
to my children. Second, I appoint William A. Johnson and
William Singh my executors on this my last will. In testimony
whereof I have to this my last will and testament consisting on
one sheet of paper unto which I have subscribed and affixed my
seal this 12th day of August in the year of our Lord one thousand
eight hundred and sixty one.

H. P. Tison (L. S.)

Signed sealed and delivered
in the presents of
Geo. W. Edwards
H. M. Crowder

The State of Alabama } In the Probate Court January Term 1863
Russell County } Personally appeared in open Court Henry M.
Crowder & George W. Edwards the two subscribing witnesses to the
foregoing instrument who after being duly sworn depose and say
that H. P. Tison the testator therein, voluntarily executed the same
and declared the same to be and contain his last Will and Testament
on or about the day the same bears date, that they subscribed their
names as witnesses in the presence of the said Testator and in the
presence of each other, and that in their opinion and belief said Te-
stator, at the time of executing said will was of sound and disposing
mind and memory.

Sworn to & subscribed this 12th Jamuary 1863
Geo. H. Waddell
Judge of Probate

H. M. Crowder
Geo. W. Edwards

Recorded the 2nd day of February 1863.

Geo. H. Waddell
Judge of Probate

Last Will & Testament of D. H. Gillespie decd

In the name of God Amen
I D. H. Gillespie of the County of Russell and
State of Alabama Being About to Leave my
Home to Fight the Battles of my Country And
Knowing the Uncertainty of Life have Concluded to make this
my Last Will & Testament in Words Following Viz

I give and bequeath to my Beloved Wife M. E.
Gillespie all of my Estate both Real & Personal for
the Following Purpose It is my Wish and meaning
that my Wife Shall take Full Control of all all of
my Effects collect all Debts due me and pay
all my just Debts and manage my Estate for
her benefit and also for the Benefit of my Son
D. Gillespie and be accountable to no Person for
and Disbursements that no Expences may accrue
to my Estate and to manage in every Particular
as though it was Present and was managing
myself. In the Event of the Death of my Wife
all is my Wish that my Son Silagh A.
Gillespie shall have Title of my Estate and should
my Son die it is my Wish that my Wife shall
Keep all of my estate and controle it for her own
Benefit and Make such a disposition of the
same that she may Wish.

I Should my Wife at any time chose
to do so I do hereby appoint my Wife Sole Execu-
trix.

In Witness I have hereunto affixed
my Hand & Seal this the 10th day of June 1863
In Presence of D. H. Gillespie (Seal)
Addison Traylor
J. L. Gillespie
E. A. Gillespie

The State of Alabama } In the Probate
Russell County } Court May Term 1863
Personally appeared in the Open Court J. L.
Gillespie One of the Subscribing Witness to the
Foregoing Instrument who being Sworn deposeth &
Saith that D. H. Gillespie the Testator therein

Last Will & Testament of D. H. Gillespie decd

In the name of God Amen.
I D. H. Gillespie of the County of Russell and State of Alabama being about to leave my Home to fight the Battles of my Country and knowing the uncertainty of life have deemed it best to make this my Last Will & Testament in words following Viz.

I Give and bequeath to my Beloved Wife M. L. Gillespie all of my Estate both Real & Personal for the following Purposes It is my wish and meaning that my Wife shall take full control of all of my Effects collect all Debts due me and pay all my just Debts and manage my Estate for her benefit and also for the benefit of my Son G. Gillespie and be accountable to no Person for such acts & make no Return to court of her Receipts & Disbursements that no Difficulty may accrue to my Estate and to manage in every particular as though I was present and was managing myself. In the event of the death of my Wife it is my wish that my Son Thos. H. Gillespie shall have all of my Estate and should my Son die it is my wish that my Wife shall keep all of my estate and control it for her own benefit and make whatever disposition of the same that she may wish.

I Invest my Wife at any time she may wish to sell any part of my Estate she is at Liberty to do so.

I Hereby appoint my Wife Exr of this.

In Witness I have hereunto affixed my Hand & Seal this the 10th day of June 1863
D. H. Gillespie

In the Presence of
Addison Seager
J. L. Gillespie
E. A. Gillespie

The State of Alabama } In the Probate
Russell County } Court May Term 1863

Personally appeared in the Open Court J. L. Gillespie one of the Subscribing Witness to the foregoing instrument who being sworn deposeth & Saith that D. H. Gillespie the Testator therein

in Voluntarily executed the same and declared the same to be and Contain his Last Will & Testament on the day the same bears date that he Subscribed this name as a Witness thereto in the Presence of the other Subscribing Witnesses and that each other Witnesses Subscribed their names as such in this and the Testators Presence and further that in this Opinion and belief said Testator at the time said execution said Will was of sound & disposing mind and memory.

Sworn To & Subscribed Before me
this the 11th day May 1863. J. L. Gillespie
George W. Nadder
Judge of Probate.

Recorded the 11th June 1863.
George W. Nadder
Judge of Probate.

Last Will & Testament of Martha Hunt deceased

Georgia
Hewargee County }

In the Name of God Amen
I Martha Hunt of the County of Russell & State of Alabama a Widow and Relict of Joel Hunt deceased Knowing that I must at sometime depart this life and deeming it Proper & right 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 Publish & declare this my Last Will & Testament.

Item 1st 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 & Trust shall Return to Him God who gave it.

Item 2nd

I desire and direct that all my just debts be Paid without delay by my Executors hereinafter appointed as I am unwilling my Creditors should be delayed in their rights especially as there is no Receipt for delay.

Item 3rd

I will & bequeath unto to my Grand Daughters Martha Hunt Emma Hunt Daughters of my Son William Hunt deceased each the Sum of one dollar To be Paid to them by my Executors hereinafter

Last Will & Testament of L. A. Gillespie deceased 295

on Voluntarily Executed the Same and declared the same to be and Contain his Last Will & Testament on the day the same bears date that he Subscribed his Name as a Witness thereto in the Presence of the Other Subscribing Witnesses and that Each Other Witnesses Subscribed their Names as Such in his and the Testators Presence And further that in his Opinion and belief Said Testator at the time Said Execution Said Will was of Sound & disposing Mind and Memory.

Sworn To & Subscribed Before me
This the 11th day of May 1863.
George W. Maddox
Judge of Probate.

L. A. Gillespie

Recorded the 11th June 1863.
George W. Maddox
Judge of Probate.

Last Will & Testament of Martha Hunt deceased

State of Georgia
Muscogee County

In the Name of God Amen

I Martha Hunt of the County of Russell & State of Alabama Widow and Relict of Joel Hunt deceased Knowing that it must at some time befall Me to die and during the Prime & Night 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 Publish & declare this my Last Will & Testament.

Item 1st 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 & Spirit shall Return to Him Will God who gave it.

Item Second

I desire and direct that all my just debts & funeral Expenses be paid without delay by my Executors Hereinafter appointed as soon thereafter my Creditors should be Satisfied in their rights respectively as there is no Reason for delay.

Item Third

I Will & Bequeath unto to my Grand Daughters Martha Hunt Emma Hunt Daughters of my Son William Hunt deceased each the Sum of One Dollar to be Paid to them by my Executors hereinafter named

Last Will & Testament of Martha Hunt deceased

out of my Personal Estate in full of their Interest in the Same.

Item Fourth

I give and Bequeath & devise forever unto my beloved Children Henry Hunt Priscilla Wildman Widow of Jos. Wildman deceased Joel E. Hunt George T. Hunt Eliza Ann Jones wife of James F. Jones John R. Hunt and Stephens S. Hunt all my Property Real & Personal Estate (not Given by Will) of every Kind and description whatever both Real & Personal Rights Claims Credits and money to be equally Divided Among their shares and Share alike and my Will is that the Said Share of my Said daughter Elizabeth Jones Shall be Said to her by my Said Executors in money and that the Same and whatever Property it may Consist of be vested Shall vest in and remain to the Sole and Separate use and benefit of my Said daughter Elizabeth as a Sole and Separate Estate free and Clear of the Debts of her Said Husband James F. Jones in any manner or to any extent whatever with Power vested with her to dispose of the Same by Will at her death and my Will and desire further is that the Said two Certain Promissory Notes amounting in all Principle & Interest to the sum of fifteen Hundred dollars Executed & made by Said James F. Jones and myself Security therefore Said Principle & Interest to my Said Son George T. Hunt Shall have been Paid off and Satisfied before the distribution of my Said Estate as herein Provided & then Said Promissory Notes Shall be Given up to the maker of the Same thereof Cancelled and Annulled to my Said daughter Elizabeth and Such Payment of Said Notes Shall be a Payment to her of So much of her Said Distributable Share.

Item Fifth

For the purpose of carrying this my Will more fully and Completely into effect I hereby authorize Empower and direct my Executors hereinafter named to Sell either at Public or Private Sale as may seem to them most Advisable any portion of my Estate which the same

Item Sixth

I hereby Constitute and appoint my two Sons to this my Last Will George T. Hunt and John R. Hunt Executors of this my Will Will and Testament hereby revoking all

Last Will & Testament of Martha Hurst deceased

out of my General Estate in equal of their interest
in the same.

Item Fourth.

I give and Bequeath & devise forever unto my beloved Children Henry Hurst Priscilla Weedman Widow of Wm. Weedman deceased Joel E. Hurst George T. Hurst Elizabeth Jones wife of James J. Jones John N. Hurst and Augustus H. Hurst &c. my Property Real Estate (not Live Stock) of every Kind and description whatever both Real & Personal rights Claims Credits and money to be equally Divided among their above and Share alike and my will is that the said Share of my said daughter Elizabeth Jones Shall be Paid to her by my said Executors in money and that the same after the same Property shall be valued Shall vest in and Invest to the Sole and Separate use and benefit of my said daughter Elizabeth as a Share and Separate Estate and Shall not be subject to the Control or Debts of the present or Future Husband James J. Jones in any manner or to any extent whatever with Power vested in her to dispose of the same by Will at her death and my Exrs. and Trustees is to Retain two certain Promissory Notes amounting in all Principle & Interest to the sum of fifteen Hundred Dollars executed to me by said James J. Jones and myself Jointly therefore and payable to my said Son George T. Hurst Shall have been Paid off and Satisfied before the distribution of my said Estate as herein Named & then said Promissory Notes & Shall be Paid out of the Share herein bequeathed and devised to my said Daughter Elizabeth and Such Payment of said Notes Shall be a Payment to her Estate made of her said distributable Share.

Item fifth

For the purpose of carrying this my Will more fully and completely into effect I hereby authorize Empower and direct my Executors hereinafter named to Sell either at Public or Private Sale as may seem to them most Advisable any portion of my Estate which may be deemed best for said parties interested in the same.

Item Sixth

I hereby constitute and appoint my two Sons to this my said George T. Hurst and John N. Hurst Executors of this my Will and one Share of Poker as my last

Last Will & Testament of Martha Hurst deceased

To this and affixed my Seal this 22nd day of December in the year of our Lord One Thousand Eight Hundred & fifty five.

Martha Hurst

Signed Sealed & Declared and Published by Martha Hurst as her Last Will and Testament in the Presence of us the Subscribers who Subscribed our names thereto in attestation of a subscribing Witness thereto in the presence of said Testatrix at her special instance and Request and of each other on this 22nd day of December A.D. 1858

John Hodges
John P. Hurley
G. R. Miller

Deposition of Witness Sworn and Examined on the the 12th day of November 1862 at the City of 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 the matter of the Probate Court of the Will of Mrs Martha Hurst of said County of Russell deceased for Probate by George T. Hurst John N. Hurst & Wm Weedman Witness to said Will being duly Sworn and examined to said matter deposeth and Says as Followeth.

To the 1st Int. Def. Says that he was acquainted with Mrs Martha Hurst in her life time & knew her in Alabama and Georgia on or about the 22nd of December 1858 the time specified in said Will Witness was at her house of business at Columbus Ga & was requested by Mrs. Hurst and her mother Mrs. Hurst to Sign said Will as a Witness Mrs. Hurst signed & Executed said Will and it was witnessed by John Hodges George B. Miller and Witness. The Witnesses attested Each same in the Presence of Mrs Martha Hurst and at her request To the 2nd Item he says he has examined the Document Attached to Peter Commissioner and does it is the Probate which was executed by Mrs Martha Hurst in the presence of the Witnesses and Peter T. Has S. Has [illegible] of Mrs Hurst and Witness

Last Will & Testament of Martha Hunt deceased

To this and affixed my Seal this 22nd day of December in the Year of our Lord One Thousand Eight Hundred & fifty five. L.S.

Martha Hunt.

Signed Sealed & Declared and Published by Martha Hunt as Her Last Will and Testament in the Presence of us the Subscribers who Subscribed our names thereto in attestation of a subscribing Witness thereto in the presence of said Testatrix at Her special instance and Request and of each other on this 22nd day of December A.D. 1858.

John Hodges
John P. Hunley
G. B. Miller

Deposition of Witness Sworn and Examined on the 12th day of November 1863 at the City of 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 the matter of the Probate Court of the Will of Mrs Martha Hunt of said County of Russell deceased for Probate by George D. Hunt - John P. Hunley a Witness to said Will being duly Sworn and examined to said matter deposeth & says as follows:

To the 1st Int. Dep. says he was acquainted with Mrs Martha Hunt in her life time & knew her in Alabama and Georgia on or about the 22nd of December 1858 - the time specified in said Will - Witness was at her House of business at Columbus & was requested by Mrs Hunt and her mother Mrs. Hunt to sign said Will as a Witness Mrs. M. Hunt signed & executed said Will and it was witnessed by John Hodges George B. Miller and Witness. The Witnesses attested that same in the Presence of Mrs Martha Hunt - and at Her request. To the 2nd Item he says he has examined the Exhibit attached to Peter Commissioner & says it is the original which was executed by Mrs Martha Hunt in the presence of the witness and Witnesses Signed Peter Thos. he has examined the Signature of Mrs Hunt and Witness

Last Will & Testament of Martha Hunt deceased

Will Signed & Executed said Paper as Her Last Will in the Presence of us Witnesses and that said Witnesses attested the same in the Presence of Mrs Martha Hunt and in the Presence of each other at the request of Mrs Martha Hunt & at the same time Witness says that he believes that Mrs. Hunt at the time of executing said will fully understood the Contents of said will that she appeared to be in good health as Witness Remembers to have seen her for four years and in believes she was of sound mind and memory and will understood what she was doing & that to the other Witness says he was present at the time she signed and executed the said Witness as her will and knows no Reason why the same should not be established to Probate of the County of Russell & State of Alabama as Her Last Will & Testament & the 4th Item Witness says her Residence is in Columbus Georgia & has been for two years last past. John Hodges Resides in Columbus Georgia but is now in the Confederate Army and Geo. B. Miller Resides in the State of Mississippi as he was in the Republic Service

Jno. P. Hunley

Examination taken reduced to Writing subscribed and sworn to before me this the 12th day of November 1863 at Columbus Georgia the Witness being Personally known to me

Witness my hand & Seal
Wiley Williams (Seal) Commissioner

Recorded the 12th day of June 1865
George W. Waddell
Judge

Last Will & Testament of Martha Hurt dec'd

Hurt signed & Executed said Paper as her Last Will in the Presence of us Witnesses and that said Witnesses attested the same in the Presence of Mrs Martha Hurt and in the Presence of each other at the request of Mrs. Martha Hurt To the fourth Item Witness says that he believes that Mrs. Hurt at the time of executing said writing fully understood the Contents of said writ that she appeared to be in good health as Witness Recollects to have seen her for 8 years and he believes she was of sound mind and memory and well understood what she was doing. To the 5th Item Witness says he was Present & at the time stated Signed and executed the said Witness as her writ and he knows no Reason why the same should not be established to Probate as the Same of Russell Co Ala as the Last Will & Testament of the Dec'd Item Witness says that Residence is in Columbus Georgia Muscogee now in the Confederate States that John Hodges Resides in Columbus Georgia but is now in the Confederate Army and Judge B. Milner Resides in the State of Mississippi & is now in the Confederate Service

Jno P. Marks

Examination taken reduced to writing subscribed and sworn to before me this the 12th day of June 1862 at Columbus Georgia the Witness being Personally known to me acted by me

Witness my hand & Seal
Wiley Williams Seal

Recorded the 12th day of June 1862
George H. Rasdell
Judge

Last Will & Testament of [illegible]

of John A. Troup of the County of Russell & State of Alabama Being of sound mind but in a low State of health and knowing that by the due course of Nature I must die ere long do make and ordain this my last Will & Testament in manner & form following that is to say

1st I give my Soul to God & commend my body to the Earth to be buried in a Christian like manner at the discretion of my Executors hereinafter named nothing doubting but at the General Resurrection I shall receive the same again by the mighty power of God

2nd I will that my Executors hereinafter named shall as soon as conveniently may be after my decease sell and dispose of all my Estate both Real & Personal at Public or Private Sale and make a Deed or Deeds for the same and pay all my just debts & funeral expenses

3rd I give & bequeath unto my beloved wife Mary Troup one third part of my Estate both Real & Personal after the payment of my just debts & funeral expenses

4th I give & bequeath unto my beloved Daughter Mary Addison wife of William Addison one third part of my Estate both Real & Personal after the payment of my just debts & funeral expenses

5th I give & bequeath unto my beloved Daughter Martha A. Troup one third part of my Estate both Real & Personal after the payment of my just debts & funeral expenses

6th I will that my Executors hereinafter named shall have the power to sell & convey my Estate both Real & Personal at Public or Private Sale as they may think best for the interest of my Estate

7th I will that my Executors hereinafter named shall have the power to rent out my Negroes for the term of one year or more if they think best for the interest of my Estate

8th I will that my Executors hereinafter named shall have the power to hire out my Negroes for the term of one year or more if they think best for the interest of my Estate

9th I will that my Executors hereinafter named shall have the power to collect all debts due me by note or account and to give receipts for the same

10th I will that my Executors hereinafter named shall have the power to settle all accounts against my Estate and to pay the same out of my Estate

11th I will that my Executors hereinafter named shall have the power to make all Deeds & Conveyances necessary to convey the property sold by them to the purchasers thereof

12th I will that my Executors hereinafter named shall have the power to appoint an Agent or Agents to assist them in the discharge of their duties as Executors

13th I will that my Executors hereinafter named shall have the power to employ Counsel to assist them in the discharge of their duties as Executors

14th I will that my Executors hereinafter named shall have the power to employ Physicians to attend my family in sickness

15th I will that my Executors hereinafter named shall have the power to employ Overseers to attend to my Negroes

16th I will that my Executors hereinafter named shall have the power to employ Carpenters to build houses for my Negroes

17th I will that my Executors hereinafter named shall have the power to employ Blacksmiths to shoe my horses & mules

18th I will that my Executors hereinafter named shall have the power to employ Wagoners to haul my cotton to market

19th I will that my Executors hereinafter named shall have the power to employ Boatmen to haul my cotton to market

20th I will that my Executors hereinafter named shall have the power to employ Clerks to keep my books & accounts

21st I will that my Executors hereinafter named shall have the power to employ Agents to collect my debts

22nd I will that my Executors hereinafter named shall have the power to employ Agents to sell my property

23rd I will that my Executors hereinafter named shall have the power to employ Agents to buy property for me

24th I will that my Executors hereinafter named shall have the power to employ Agents to rent property for me

25th I will that my Executors hereinafter named shall have the power to employ Agents to lease property for me

26th I will that my Executors hereinafter named shall have the power to employ Agents to mortgage property for me

27th I will that my Executors hereinafter named shall have the power to employ Agents to pledge property for me

28th I will that my Executors hereinafter named shall have the power to employ Agents to pawn property for me

29th I will that my Executors hereinafter named shall have the power to employ Agents to barter property for me

30th I will that my Executors hereinafter named shall have the power to employ Agents to exchange property for me

31st I will that my Executors hereinafter named shall have the power to employ Agents to trade property for me

32nd I will that my Executors hereinafter named shall have the power to employ Agents to speculate in property for me

33rd I will that my Executors hereinafter named shall have the power to employ Agents to invest my money for me

34th I will that my Executors hereinafter named shall have the power to employ Agents to loan my money for me

35th I will that my Executors hereinafter named shall have the power to employ Agents to borrow money for me

36th I will that my Executors hereinafter named shall have the power to employ Agents to collect my debts for me

37th I will that my Executors hereinafter named shall have the power to employ Agents to pay my debts for me

38th I will that my Executors hereinafter named shall have the power to employ Agents to settle my accounts for me

39th I will that my Executors hereinafter named shall have the power to employ Agents to audit my accounts for me

40th I will that my Executors hereinafter named shall have the power to employ Agents to examine my accounts for me

41st I will that my Executors hereinafter named shall have the power to employ Agents to inspect my accounts for me

42nd I will that my Executors hereinafter named shall have the power to employ Agents to verify my accounts for me

43rd I will that my Executors hereinafter named shall have the power to employ Agents to certify my accounts for me

44th I will that my Executors hereinafter named shall have the power to employ Agents to attest my accounts for me

45th I will that my Executors hereinafter named shall have the power to employ Agents to witness my accounts for me

46th I will that my Executors hereinafter named shall have the power to employ Agents to subscribe my accounts for me

47th I will that my Executors hereinafter named shall have the power to employ Agents to sign my accounts for me

48th I will that my Executors hereinafter named shall have the power to employ Agents to seal my accounts for me

49th I will that my Executors hereinafter named shall have the power to employ Agents to deliver my accounts for me

50th I will that my Executors hereinafter named shall have the power to employ Agents to receive my accounts for me

51st I will that my Executors hereinafter named shall have the power to employ Agents to file my accounts for me

52nd I will that my Executors hereinafter named shall have the power to employ Agents to record my accounts for me

53rd I will that my Executors hereinafter named shall have the power to employ Agents to preserve my accounts for me

54th I will that my Executors hereinafter named shall have the power to employ Agents to destroy my accounts for me

55th I will that my Executors hereinafter named shall have the power to employ Agents to cancel my accounts for me

56th I will that my Executors hereinafter named shall have the power to employ Agents to close my accounts for me

57th I will that my Executors hereinafter named shall have the power to employ Agents to open my accounts for me

58th I will that my Executors hereinafter named shall have the power to employ Agents to keep my accounts for me

59th I will that my Executors hereinafter named shall have the power to employ Agents to post my accounts for me

60th I will that my Executors hereinafter named shall have the power to employ Agents to balance my accounts for me

61st I will that my Executors hereinafter named shall have the power to employ Agents to audit my accounts for me

62nd I will that my Executors hereinafter named shall have the power to employ Agents to examine my accounts for me

63rd I will that my Executors hereinafter named shall have the power to employ Agents to inspect my accounts for me

64th I will that my Executors hereinafter named shall have the power to employ Agents to verify my accounts for me

65th I will that my Executors hereinafter named shall have the power to employ Agents to certify my accounts for me

66th I will that my Executors hereinafter named shall have the power to employ Agents to attest my accounts for me

67th I will that my Executors hereinafter named shall have the power to employ Agents to witness my accounts for me

68th I will that my Executors hereinafter named shall have the power to employ Agents to subscribe my accounts for me

69th I will that my Executors hereinafter named shall have the power to employ Agents to sign my accounts for me

70th I will that my Executors hereinafter named shall have the power to employ Agents to seal my accounts for me

71st I will that my Executors hereinafter named shall have the power to employ Agents to deliver my accounts for me

72nd I will that my Executors hereinafter named shall have the power to employ Agents to receive my accounts for me

73rd I will that my Executors hereinafter named shall have the power to employ Agents to file my accounts for me

74th I will that my Executors hereinafter named shall have the power to employ Agents to record my accounts for me

75th I will that my Executors hereinafter named shall have the power to employ Agents to preserve my accounts for me

76th I will that my Executors hereinafter named shall have the power to employ Agents to destroy my accounts for me

77th I will that my Executors hereinafter named shall have the power to employ Agents to cancel my accounts for me

78th I will that my Executors hereinafter named shall have the power to employ Agents to close my accounts for me

79th I will that my Executors hereinafter named shall have the power to employ Agents to open my accounts for me

80th I will that my Executors hereinafter named shall have the power to employ Agents to keep my accounts for me

81st I will that my Executors hereinafter named shall have the power to employ Agents to post my accounts for me

82nd I will that my Executors hereinafter named shall have the power to employ Agents to balance my accounts for me

83rd I will that my Executors hereinafter named shall have the power to employ Agents to audit my accounts for me

84th I will that my Executors hereinafter named shall have the power to employ Agents to examine my accounts for me

85th I will that my Executors hereinafter named shall have the power to employ Agents to inspect my accounts for me

86th I will that my Executors hereinafter named shall have the power to employ Agents to verify my accounts for me

87th I will that my Executors hereinafter named shall have the power to employ Agents to certify my accounts for me

88th I will that my Executors hereinafter named shall have the power to employ Agents to attest my accounts for me

89th I will that my Executors hereinafter named shall have the power to employ Agents to witness my accounts for me

90th I will that my Executors hereinafter named shall have the power to employ Agents to subscribe my accounts for me

91st I will that my Executors hereinafter named shall have the power to employ Agents to sign my accounts for me

92nd I will that my Executors hereinafter named shall have the power to employ Agents to seal my accounts for me

93rd I will that my Executors hereinafter named shall have the power to employ Agents to deliver my accounts for me

94th I will that my Executors hereinafter named shall have the power to employ Agents to receive my accounts for me

95th I will that my Executors hereinafter named shall have the power to employ Agents to file my accounts for me

96th I will that my Executors hereinafter named shall have the power to employ Agents to record my accounts for me

97th I will that my Executors hereinafter named shall have the power to employ Agents to preserve my accounts for me

98th I will that my Executors hereinafter named shall have the power to employ Agents to destroy my accounts for me

99th I will that my Executors hereinafter named shall have the power to employ Agents to cancel my accounts for me

100th I will that my Executors hereinafter named shall have the power to employ Agents to close my accounts for me

Last Will & Testament of J. H. Prager

In the Name of God Amen I John H. Prager of the County of Russell & State of Alabama - Being of sound mind but in as Low State of health and knowing that by the due course of Nature I must die before I can make Wills and being desirous to make disposition of my Estate by Will Have made and hereby declare this to be my Last Will and Testament

To God I commend my soul Hoping that it may live many a Crushing alone in the Bosom of Jesus Christ as my Most able Saviour & Body I Remember to the Dust Requiring my Children to be decently and in a Christian like manner

Item First

I will that my Executors Hereinafter named pay all as soon as the is Possible and convenient after the Interest of my Estate Shall be Sufficient for the purpose

Item Second

I give and devise my Estate to be Equally divided between my Son William A. Addison - heirs of Age and the Heirs of my Son Richard A. Addison - heirs of Age to be Equally divided between them - and I direct that the Share of my Grandsons of the Legatees as that may be or Heirs of Age and Before Such Division Hereafter shall be

Item Third

I do Hereby Will and Devise that my Executors Hereinafter named in the event of the Death of my Wife Catharine before the Division of my Estate Shall be entitled to the Residue of the Estate of my Wife Catharine and my Children or their Legal Representatives each to share equally

Item Fourth

I do Hereby Will and Devise my Executors Hereinafter named in the event of the Death of my Wife Catharine before the Division of my Estate Power to Sell any part of my estate Real or Personal as they may think proper for the Interest of the Estate

Item Fifth

I do Hereby appoint my friend William Addison and my Son John H. Prager who is a Resident of Georgia Which last I will be so Known to the Executors and in the event of the Decease or Refusal to qualify or after qualifying to serve or die I then appoint my Son in Law and Attorney Elias Foster Having full confidence in each of them - To request and Authorize the Probate to Dispense with Bond & Security

In Witness whereof I Have hereunto set my Hand and Seal this day October A. D. 1862.

Signed Sealed in Presence of J. H. Prager (L.S.)

W. C. Ch. Smith
W. S. Bass
William L. Whitley.

State of Alabama } In the Probate Court
Russell County } January Term 1863.

The above Will was this day produced in open Court and proved by the oaths of W. C. Ch. Smith W. S. Bass & William L. Whitley the Subscribing witness to the foregoing Will and ordered that the same be Recorded

300

Last Will & Testament of J. H. Prager deceased

Be it Remembered that I John H. Prager of the County of Russell & State of Alabama - Being of sound mind but in as Low State of health and knowing that by the due course of Nature I must die before I can make Wills and being desirous to make disposition of my Estate by Will Have made and hereby declare this to be my Last Will and Testament

To God I commend my soul Hoping that it may live many a Crushing alone in the Bosom of Jesus Christ as my Most able Saviour & Body I Remember to the Dust Requiring my Children to be decently and in a Christian like manner

Item First

I will that my Executors Hereinafter named pay all as soon as the is Possible and convenient after the Interest of my Estate Shall be Sufficient for the purpose

Item Second

I give and devise my Estate to be Equally divided between my Son William A. Addison - heirs of Age and the Heirs of my Son Richard A. Addison - heirs of Age to be Equally divided between them - and I direct that the Share of my Grandsons of the Legatees as that may be or Heirs of Age and Before Such Division Hereafter shall be

Item Third

I do Hereby Will and Devise that my Executors Hereinafter named in the event of the Death of my Wife Catharine before the Division of my Estate Shall be entitled to the Residue of the Estate of my Wife Catharine and my Children or their Legal Representatives each to share equally

Item Fourth

I do Hereby Will and Devise my Executors Hereinafter named in the event of the Death of my Wife Catharine before the Division of my Estate Power to Sell any part of my estate Real or Personal as they may think proper for the Interest of the Estate

Item Fifth

I do Hereby appoint my friend William Addison and my Son John H. Prager who is a Resident of Georgia Which last I will be so Known to the Executors and in the event of the Decease or Refusal to qualify or after qualifying to serve or die I then appoint my Son in Law and Attorney Elias Foster Having full confidence in each of them - To request and Authorize the Probate to Dispense with Bond & Security

In Witness whereof I Have hereunto set my Hand and Seal this day October A. D. 1862.

Signed Sealed in Presence of J. H. Prager (L.S.)

W. C. Ch. Smith
W. S. Bass
William L. Whitley.

State of Alabama } In the Probate Court
Russell County } January Term 1863.

The above Will was this day produced in open Court and proved by the oaths of W. C. Ch. Smith W. S. Bass & William L. Whitley the Subscribing witness to the foregoing Will and ordered that the same be Recorded

500

Last Will & Testament of J. H. Frazer deceased

Be it known of Age a Final Distribution of my Estate be made as Follows: To my Wife Catharine and during her natural life Two horses to be selected by her of the good Horses or Mules one Bedstead & Furniture of the same one Cow and Calf this done in Lieu of Dower. The Negroes that was not to be done away with in Slave. Third one to done away as Christian Servants & the Residue of My Estate I desire to be equally divided my Wife Catharine and my Children or their Legal Representatives each to share Equally.

Item Sixth

I do hereby Will & empower my Executors Hereafter named in the Sixth Power to Sell any Part of my estate Real or Personal as they may see fit for their direction this to Use & Benefit of the Interests of the Estate to purchase Real or Personal Property for the Benefit of the Estate as they may deem proper.

Item Seventh

I do Hereby appoint my friend William Crumbler and my Son Job H. Frazer who is a resident of Georgia Floyd County (but will be so remain to the Visibility) My Executors and in the event of the Death of either to qualify or after qualifying to remove or die. I them appoint my Wife Catharine and Executrix that from and after the Death of them Executors and Executrix of Probate to Qualify one or more of them Without Paying Bond & Security.

In Witness Whereof I the Testator set my Hand and Seal this 29 day October A. D. 1862.

Signed Sealed and in Presence of us J. H. Frazer (55)

H. C. A. Smith
W. S. Bann
William L. Whitley.

The State of Alabama } In the Probate Court
Cussell County } January Term 1863.

Personally appeared in open Court Capt H. C. A. Smith W. S. Bann and William L. Whitley the Subscribing Witness to the foregoing Will who all being duly Sworn Upon their Oath that

501

John A. Frazer the Testator therein named to Executed the same in their Presence on the 29th day of October A. D. 1862. and declared the same to be his last certain Will & Testament & that they Subscribed their Names as Witnesses thereto in the Presence of said Testator and at the Request of that in their Opinion & Belief said Testator at the time of executing said Will was of sound & disposing mind & memory.

Sworn to & Subscribed this 9th day of February 1863

Geo. H. Ward, Jr.
Judge of Probate.

H. C. A. Smith
W. S. Bann
William L. Whitley

Recorded this 12th day of June 1863.

Geo. H. Ward
Judge of Probate

Last Will & Testament of [illegible]

The State of Alabama } In the Probate Court
Russell County } January Term 1863.

Personally appeared before me George R. Williams Probate Judge for said County Jesse Dillon and Solomon Dillon Executors of the Last Will & Testament of John A. Frazer deceased who being duly Sworn on their Oath say that the said John A. Frazer departed this life on the 11th day of September last in Presence of Jesse Dillon & Wesley B. [illegible]

John A. Frazer the Testator therein named to
execute the same in their Presence & the 17th day
of October A. D. 1862 and declared the same to be
and contain his Last Will & Testament and the
they Subscribed their names as Witnesses thereto in the
Presence of said Testator and in the Presence of
each other in their Opinion & Belief said Testator at the
time of executing said Will was of sound & disposing
mind & memory.

Sworn to & Subscribed this
9th day of February 1863
Geo. H. Wardlaw
Judge of Probate

Recorded the 12th day of June 1863.
Geo. H. Wardlaw
Judge of Probate

[illegible]

The State of Alabama
Russell County
} I, Geo. H. Wardlaw Judge of Probate in and for said County
do hereby Certify that the foregoing Instrument of writing
Purporting to be the Last Will & Testament of John A. Fillingim
deceased was this day produced before me by the Executors named
therein and duly proved by the oaths of A. R. Wells & J. F. Williams
two of the Subscribing Witnesses thereto to be the Last Will &
Testament of said deceased and ordered to be recorded.
Given under my hand & official Seal this
11th day of September A. D. 1862.
Geo. H. Wardlaw
Judge of Probate

30

Last Will & Testament of Thomas Flowers dec'd

In the Name of God Amen. I Thomas Flowers
of the County of Russell and State of Alabama
being of sound mind and memory and considering
the uncertainty of this State and Transitory life do
therefore make and Ordain Publish and declare this
to be my Last Will and Testament that is to say
first after all my Justice debts are Paid and
discharged the Residue of my Estate Real and Personal
I Give and Bequeath and dispose of as follows to
Wit: To my Wife Mary and each of my Children
by her one Negro Woman Esther and each Hundred
& Twenty acres of Land to be laid off by Metes
and Bounds one by Gum one Woman Lizy one Slave
Girl one Child Ellis together with each Child
one Feather Bed & Furniture & Cow & Calf
that I may have at my death all shall be
divided equally between my Wife & my present Child & Children
& any other Child that may be born after the death
of me the Testator all to be sold and equally divided
between my Wife & Children provided my Wife
shall not marry before then the Estate
shall be sold and divided as above Stated and
I make Constitute and appoint my Friends Fillingim
and Justice Rivers to be Executors of this my
Last Will & Testament hereby revoking all
former Wills by me made & do Witness whereof
I have hereto Subscribed my name and affixed
my Seal this the 17th day of September A. D. 1862
and in the Year of our Lord

Thomas Flowers [seal]

The State of Alabama
Russell County
} The above written Instrument was
Subscribed by the said Thomas Flowers in our
Presence and at the same time published and declared
by the said Testator to be his Last Will & Testament and we do
at his request and in his Presence and in the Presence of each
other subscribe our names as Witnesses thereto this
17th day of September A. D. 1862
A. R. Wells
J. F. Edmunds
J. F. Williams

Last Will & Testament of Thomas. Florence dec'd

The State of Alabama } In the Name of God
Russell County } Amen. I, Thomas. Florence
of the County of Russell and State of Alabama
being of sound mind and memory and considering
the uncertainty of this State and transitory life do
therefore make and Ordain Publish and 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 will and Bequeath and disburse of as follows to
Wit. To my Wife Mary and each of my Children
by her one Yoke Steers Red each Three Hundred
& Sixty acres of Land to run Ninety Lines one Slave
Dennis one Boy Green one Woman Peggy one Child
Bob one Girl Ellen together with all Stock and
so that Dennay Isaac Allen my dear all shall be
made together, until my youngest child becomes
of age then it shall all be sold and equally divi
ded Amongst my Wife and Children to be held by
my Wife Sarah Florence during her Widowhood
& shall be sold and divided as above Stated. And
I make Constitute and appoint Jno. F. Williams
and Justice Oliver to be Executors of this my
Last Will & Testament Hereby Revoking all
former Wills by me made. In Witness whereof
I have Hereunto Subscribed my name and affixed
my Seal this the 9th day of September A. D. 1862

Thomas. Florence (Seal)

The State of Alabama }
Russell County } The above Will
Testamentum was
Subscribed by the said Thomas. Florence in our
Presence and acknowledged by him to each of us
to be his last Will & Testament and we do at
his request Published and declared
the above instrument to be subscribed to be his
Last Will & Testament and we do the Testa-
tors Request and in his Witness Thereto this 11th
day of September in the Year of our Lord 1862
D. F. Wells Chambers Co. Ala
D. F. Eldridge " " "
J. F. Williams " " "

Last Will & Testament of Thomas. Florence dec'd

The State of Alabama } In the Probate Court
Russell County } February Term 1863.
Came in open Court D. F. Wells & D. F.
Eldridge & J. F. Williams the Subscribing
Witnesses to the foregoing Will who after being
duly Sworn depose & say that Thomas. Flo-
that Testator there voluntarily executed the same
and declared the same to be his Last Will &
Testament on the day the same bears
date that they subscribed their Names as Witnesses
thereto in the Presence of the Testator and
Presence of each other and that to their
belief said Testator at the time of execut
was of sound & disposing mind
Sworn to & subscribed this
the day of February A.D. 1863

Recorded this 12th day of March A.D. 1863
D. F. Eldridge
Judge of Probate

Last Will & Testament of Thomas Thomas

The State of Alabama } In the Probate Court
Russell County } February Term 1868

Came in open Court Allen R. White & Gideon A. Johnson & John D. Williams the Subscribing Witnesses to the foregoing Will who After being duly Sworn deposeth and say that Thomas Thomas 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 they Subscribed their Names as Witnesses thereto in the Presence of the Testator and in the Presence of each other And that in their Opinion said Testator at the time of executing said Will was of sound and disposing mind & memory

Will to be recorded this
day of February A.D. 1868

Allen R. White
Gideon A. Johnson
John D. Williams

Recorded this 12th day of February A.D. 1868
Jas. A. Mulford
Judge of Probate

Last Will & Testament of E. B. Fishburne deceased

Georgia } In the Name of God Amen
Muscogee County } I Edward B. Fishburne of said County being of Sound & disposing mind and memory do make Publish & Declare the following as my Last Will and Testament

Item 1st I wish my just debts Immediately paid

Item 2nd I desire give & bequeath to my beloved wife Mary E. Fishburne the whole of my Estate Real & Personal and all my Choses in action absolutely and in the simple subject only to the Restrictions & Qualifications to be expressed in the following and third Item in this my Will

Item 3rd I am the owner of my Mother Edward Bedon Fishburne son of Robert F. Fishburne of South Carolina Should survive my said wife Mary I will & bequeath of my estate absolutely & forever the sum of Fifteen Thousand Dollars to be taken at the death of my said wife as said Item

Item 4th I Nominate my wife Mary sole Executrix of this Will with a Request that she be not required to give Security touching the Executing thereof In Testimony Whereof I the said Edward B. Fishburne have hereunto set my hand and Sealed my said Will this the twenty eighth day of May A.D. 1868.

E. B. Fishburne

Signed sealed & published by said Edward B. Fishburne the testator as and for his Last & Testament & Testimony in our Presence & we in his Presence who at his instance & Request in his Presence & in the Presence of each other have subscribed the same as witness thereto this the 29th day of May 1868.

D. F. Willcox
J. H. Mulford
W. J. Wellborn

The State of Georgia } Court of Ordinary April
Muscogee County } Adjourned Term 1868
Ordinary John Johnson Ordinary presiding

In Open Court Personally Came D. F. Willcox and Marshall J. Wellborn who being duly sworn on Oath says that they saw Edward B. Fishburne deceased late of said County

Last Will & Testament of E. B. Fishburne deceased

Georgia } In the Name of God Amen
Muscogee County } I Edward B. Fishburne of said County being of Sound & disposing mind and memory do make Publish & Declare the following as my Last Will and Testament

Item 1st I wish my just debts punctually paid

Item 2nd

I devise give & bequeath to my beloved wife Mary E. Fishburne the whole of my Estate Real & Personal and all my Choses in action absolutely and in the simple subject only to the Remaining & Realty, Caution to be expressed in the following and third Item in this my Will

Item 3rd I do the want my nephew Edward Bell Fishburne son of Robert F. Fishburne of South Carolina should survive my said wife Mary I will & bequeath of my estate absolutely & forever the sum of Fifteen Thousand Dollars to be there at the death of my said wife to said Item

Item 4th

I Nominate my wife Mary Sole Executrix of this Will with a Request that she be not Required to give Security touching the Executrix thereof In testimony Whereof I the said Edward B. Fishburne Last Testator set my hand and Seal to my said Last Will this the twenty eighth day of May A.D. 1868.

E. B. Fishburne

Signed sealed & published by said Edward B. Fishburne the testator as and for his Last Will & Testament in our Presence who at his instance & Request in his Presence & in the Presence of each other have subscribed the same as Witness thereto this the 28th day of May 1868.

M. F. Willcox
J. H. Mulford
W. J. Wellborn

The State of Georgia } Court of Ordinary April
Muscogee County } Adjourned Term 15th A.D.
1868 John Johnson Ordinary

In Open Court personally came M. F. Willcox and Marshall J. Wellborn who being duly sworn on Oath says that they saw Edward B. Fishburne late of said County

Last Will & Testament of E. B. Fishburne deceased Sign & Seal the within writing & that at the time of Signing & Sealing the same he Published the same to be his Last Will & Testament and that at the time of said Signing & Publishing they said Edward B. Fishburne was of sound & disposing mind & memory that said Testator did freely Voluntarily and of his own accord without any influence or Compulsion and that at the special instance & request of said Testator & Deponents & H. Mulford subscribed their names as Witnesses in the presence of the Testator and of each other and that the Testator signed in the Presence of all the Witnesses.

Sworn to & Subscribed before me this the 15th day of April 1868
John J Johnson Ordinary

M. F. Willcox
W. J. Wellborn

A Paper Writing having been Produced in court Purporting to be the Last Will & Testament of Edward B. Fishburne deceased late of Muscogee County Georgia and application made for Probate and said Paper being in Common form of Law proved upon the Oaths of M. F. Willcox & Marshall J. Wellborn two of the subscribing Witnesses to said Will & no objection being made it is considered and adjudged that said Paper Writing be & is hereby admitted to Record as the Last Will & Testament of said Edward B. Fishburne deceased and it is further ordered that letters Testamentary issue to Mary E. Fishburne the Executrix in said Will named and appointed

Georgia Muscogee County

I do Solemnly swear that this writing contains the true Last Will of the within named Edward B. Fishburne deceased so far as I know the same by saying first the Debts and then the Legacies contained in the said Will as far as the Goods & Chattels will thereunto extend and the Law charges and that I will make a true & Perfect Inventory of all such Goods & Chattels so help me God

Sworn to & subscribed in Open Court this the 15th day of April 1868
John Johnson Ordinary

E. B. Fishburne

Last Will & Testament of E. B. Fishburne deceased
Sign & Seal the within Writing & that at the time of
Signing & Sealing it same he Published the same to be
his Last Will & Testament and that at the time
of said Signing & Publishing the said Edward B.
Fishburne was of sound & disposing mind & memory that
said Testator did it freely Voluntarily and of his own
accord without any influence or Compulsion and
that at the special instance & request of said Testator
& Deponents of B. H. Mumford subscribed their names
as Witness in the presence of the Testator and of each
other and that the Testator signed in the presence of
each the Witness.

Sworn to & Subscribed before me
this the 18th day of April 1863
John. J Johnson Ordinary

Dr. A. Wilcox
M. J. Wilcox

A Paper Writing Having been Produced
in court Purporting to be the Last Will & Testament of
Edward B. Fishburne deceased late of Muscogee County,
Georgia and application made for Probate and said
Paper being in Common form of Law proved upon the
Oaths of Dr Wilcox & Wilcox & Marshall & Mosher
two of the subscribing Witnesses to said Will & no
objection being made it is considered and adjudged that
said Paper Writing be & is hereby admitted to
Record as the Last Will & Testament of said Edward B.
Fishburne deceased and it is further ordered that Letters
Testamentary issue to Mary E. Fishburne the Exec-
trix in said Will named and appointed

Georgia Muscogee County
I do Solemnly swear that this
writing contains the true Last Will of the within
named Edward B. Fishburne deceased so far as I
know the same by saying first the Debts and then the
Legacies contained in the said Will as far as the Goods
& Chattels will thereunto extend and the Law charges
and that I will make a true & Perfect Inventory
of all such Goods & Chattels &c help me God

Sworn to & subscribed in
Open Court this the 18th day of April 1863
John. J Johnson
Ordinary

E. B. Fishburne

The State of Georgia } I John J Johnson Ordinary
Muscogee County } in and for said County and
State aforesaid Judge of the Probate Court & Ordinary
and also Clerk of said Court and Keeper of the Seal
and Record thereof the same being a Court of Record
being Authorized by Law to act as my own Clerk
and at this time having no Deputy Clerk and
said Court among other things Having Original &
exclusive Jurisdiction of all Estates & intestate estates
Probate of Wills granting Letters Testamentary & of
Administration &c do certify that the foregoing two
Pages of this sheet contains a true & correct Copy of
the Will of Edward B. Fishburne deceased late of
said County. The Probate thereof the Order admitting
the same to Record & granting Letters Testamentary
to Mary E. Fishburne & the Oath taken by said
Executrix are to which Proceedings appear of Record in
my Office And I further certify that no Returns
have been made to my Office Relative to the Estate
of said Edward B. Fishburne in former un-
officially that said Mary E. Fishburne Executrix
has departed this life And I further certify that
this Certificate is in due form according to Law
and by the proper officers.

In testimony whereof I have hereunto officially
subscribed my name and affixed the seal of
said Court in the City of Columbus and State &
County above written this the 19th day of March A.D. 1863

John J Johnson
Ordinary

Recorded the 16th day of July 1864
Geo. H. Woodruff
Judge &c.

The State of Georgia } I John Johnson Ordinary
Muscogee County } in and for said County and
State aforesaid Judge of the Probate Court for Ordinary
and also Clerk of said Court and Keeper of the Seal
and Record thereof the same being a Court of Record
being Authorized by Law to act as my own Clerk
and at this time having no Deputy Clerk and
said Court among other things having Original &
exclusive Jurisdiction of all testate and intestate estates
Probate of Wills granting Letters Testamentary & of
Administration &c do certify that the foregoing two
Pages of this sheet contains a true & correct Copy of
the Will of Edward B. Fickburne deceased late of
said County. The Probate thereof the Order admitting
the same to Record & granting Letters Testamentary
to Mary E. Fickburne & the Oath taken by her as
Executrix are which Proceedings appear of Record in
my Office And I further certify that no Returns
have been made to my Office Relative to the Estate
of said Edward B. Fickburne in former mu-
nificently that said Mary E. Fickburne Executrix
has departed this life. And I further certify that
this certificate is in due form according to Law
and by the Proper Officers.

In testimony Whereof I have hereunto officially
subscribed my Name and affixed the Seal of
said Court in the City of Columbus and State &
County above written this the 19th day of March A.D. 1861

John Johnson
Ordinary

Recorded the 16th day of July 1861
Geo. H. Waddell
Judge

Last Will & Testament of H. P. Lockett deceased

In the Name of God Amen
I Henry P. Lockett being of sound & perfect mind
and Memory (blessed be God) do this day of
the year of our Lord One Thousand eight Hundred
and Sixty two make & Publish this my Last Will
and Testament as follows. That is to say it
is my sincere Wish and desire that all my just
debts be Paid. I wish my Executor to administrator
to take no step or Proceed against any Creditor from obtain-
ing his claim where he has any Reason to believe
the same to be just.

Item First

I give and Bequeath unto my Wife
Margaret my entire estate during her Widowhood
and upon her marriage she shall be entitled to a
child's part of my estate and if my Children
Mary Ann and Eliza arrive at the age of
twenty one years they shall be entitled to dispose
of my estate each as they arrive of age their equal
portions of my estate should either of the above
named Children die before arriving of age be
entitled to draw and so on to their Heirs and
Secondly should either of the above named Chil-
dren die leaving no Heir - his or her portion
of my estate is to revert back to their legal
representatives. If in the Providences of God
neither of my Children arrive at Lawful age
I do not expect this my wife Margaret is sole
inheritor of my estate her Heirs and Assigns
Forever. In Witness Whereof I H. P. Lockett
to this Last Will & Testament set my hand and
Seal this the day & year above written
Signed Sealed & Acknowledged
in the Presence of
Reuben Cooper
Alexander McMakin

H. P. Lockett
Seal

Margaret E. Lockett
Propounder
L.S.

At the Probate
Court October
Term 1862

The Original Last Will of
H. P. Lockett dec'd

Moses Abadam Benson being duly sworn
the Last & the Proper

Last Will & Testament of H. P. Lockett deceased

In the Name of God Amen
I Henry P. Lockett being of sound & perfect mind and Memory (blessed be God) do this day of in the year of our Lord One Thousand eight Hundred and fifty Two make & Publish this my Last Will and Testament as follows. That is to say it is my sincere wish and desire that all my just debts be Paid. I make my Executor to commence to take no step or Prosecute any action from obtaining his claim where he has any Reason to believe the same to be just.

Item first.

I Give and Bequeath unto my wife Margaret my whole estate during her widowhood and upon her marriage she shall be entitled to a child's part of my estate and if my Children Mary Ann and Eliza arrive at the age of twenty one years they shall be entitled to draw one of my estate each as they arrive of age their equal portions of my estate should either of the above named Children die before arriving of age he entitled to draw and so on to the last and Secondly should either of the above named children die leaving no heir his or her part of my estate is to revert back to the legal representatives of the survivors of my Children arrive at Lawful age I constitute my wife Margaret is sole executor of my estate In witness whereof I the Testator to this Last Will & Testament set my hand and seal this the day & year above written.

Signed Sealed & Acknowledged
in the Presence of
Reuben Cowpil
Alexander McMakin

H. P. Lockett (L.S.)

Margaret H. Lockett
Propounded
B.S
& the principal Law of
H. P. Lockett dec'd

In the Probate
Court October
Term 1862

Moses Abraham Benton being duly sworn on the part of the Propounder after deposed and say

Mrs. H. P. Lockett did ask me to sign an instrument of writing about April or May last Purporting to be this Will do a witness I never signed but one for Mrs. Lockett Signed the Will in my presence. Mrs. Mrs. Rebecca Cooper also Signed the Will as a witness in Mrs. Lockett's presence & mine Mrs. Lockett was of Sound mind at the time of executing the Will in my judgement

Sworn to & subscribed this 11th day of May 1863
Geo. H. Woodruff
Judge of Probate

A. Benton

Alexander McMakin being duly Sworn on the part of the Propounder after deposed and say

Mrs. H. P. Lockett did ask me to Sign an instrument of writing about April or May last Purporting to be this Will do a witness I never Signed but one for Mrs. Lockett Signed the Will in my Presence. Mrs. Mrs. Rebecca Cooper also Signed the Will as a witness in Mrs. Lockett's presence & mine Mrs. Lockett was of Sound mind at the time of executing the Will in my judgement

Sworn to & subscribed this 11th day of May 1863
Geo. H. Woodruff
Judge of Probate

Alexander McMakin

Reuben Cowpil

Reuben Cowpil being duly Sworn on the part of the Propounder after deposed and say

Mrs. H. P. Lockett did ask me to Sign an instrument of writing about April or May last Purporting to be this Will do a witness I never Signed but one for Mrs. Lockett Signed the Will in my Presence. Mrs. Mrs. Rebecca Cooper also Signed the Will as a witness in Mrs. Lockett's presence & mine Mrs. Lockett was of Sound mind at the time of executing the Will in my judgement

Sworn to & subscribed this 11th day of May 1863
Geo. H. Woodruff
Judge of Probate

Reuben Cowpil

Says as follows

P. Lockett I drew wrote a Will for N. P. Lockett June before he left for the war it was about a year ago not quite a year after Lockett got after Cooper & Mrs. Mc makin to sign the Will (as Witnesses in my Presence) As they left the Will with me I kept it until he came back from the War I thought in the fire after he came back Mrs. Lockett was present when I did so and it was not done by his Dictation

Mrs. Lockett Reason I had for doing so was that Mrs. Lockett Left a Child after the Will was written and executed & I was afraid that it might be thought that I had written it so as to cut out that Child from any share in his estate and I therefore destroyed the Will. The Copy of the Will presented by the Propounder is as near a copy of the Will written by me as near in language & words as I can so be. I think

Cross Examination

I never said anything to Mrs. Lockett about destroying the Will and Mrs. Lockett knew nothing about the Will being destroyed nor did his wife mention after his death that I burned her up in our house my wife saw me destroy the Will

Sworn to & subscribed 11th May 1865
Jno. H. Wadsell
Judge of Probate

A. Denton

A Witness for Propounder being duly Sworn on the part of the Propounder deposes and says as follows.

Mrs. N. P. Lockett did ask me to sign an instrument of writing about April or May last purporting to be his Will as a Witness I never signed but one time. Mrs. Lockett signed the Will in my Presence. I think Mr. Reuben Cooper also signed the Will as a Witness in Mrs. Lockett's presence & mine Mrs. Lockett was of sound mind at the time of executing the Will in my judgement

Sworn to & subscribed 11th May 1865 at Milledgeville
Jno. H. Wadsell
Judge of Probate

Reuben Cooper being Sworn Says that he was present at the Examination of Mrs. Mc Lockett when Written and that he adopts it as the same was the circumstances Having existed as they then did

Sworn to & subscribed 11th May 1865
Jno. H. Wadsell
Judge of Probate

Recorded 16th May 1865
Jno. H. Wadsell
Judge &c

Last Will & Testament of William C. Rutledge deceased

The State of Georgia
Baldwin County
Milledgeville County } In the name of God Amen

I William C. Rutledge of the State and county aforesaid being of advanced age and knowing the uncertainty of Life do make it right & proper that I should make a disposition of the Property with which Providence has Blessed me do therefore make and ordain this my Last Will and Testament revoking all others heretofore made by me.

I desire and direct that my body be buried in a decent Christian like manner. I leave and give and Bequeath to my beloved wife Jane during her natural life and at her death to go to Children equally divided. Balance that as first after her death I bequeath the following Property to wit Boy Abe and Girl Ellen and the two lots of land joining Nathan Grimes Plantation being all my land which I possess except the Plantation whereon I now live and all the Rights and appurtenances thereunto belonging together with the Stock and Kitchen Furniture except as herein after given to my Daughter Margaret also one Yoke of Oxen and Cart if her own Selection My Carriage Horses Cows & Calves of her own Selection out of my Stock of Cattle four Sows & pigs of said Sows of her own selection out of my Stock of Hogs. Also four Negroes to wit Nancy & Women about twenty five or six years of age and a Girl about [illegible] years of age and a Boy about [illegible] years of age which I intend to sell if I can get a fair price for them but if I cannot get a fair price for them I intend not to sell said Boy Abe but give him to my wife Jane and if the above

Reuben Cooper Being Sworn Saith that He
heard the Examination of Mrs. M. Crutchin
Written and that He adopts it as his own in
the Circumstances Having recorded as Stating Test
R Cooper

Sworn to & subscribed 11th Mar 1863
Geo. H. Rassell
Judge of Probate

Recorded 16th Mar 1863
Geo. H. Rassell
Judge &c

Last Will & Testament of William C. Ruttedge deceased

The State of Georgia } In the name of God Amen
Harris County } I William C. Ruttedge of the
State and county aforesaid being of advanced age &
but sound & perfect mind & memory & knowing
the uncertainty of Life do make
this my last Will & Testament revoking all
& every Will by me heretofore made
& declare & direct that my body be buried in a
decent Christian like manner & leave
& give & Bequeath to my beloved wife Jane
during her natural life & at her death to go to the
Children & only Son I make & ordain Robert
be equally divided Between them as follows
to wit The following Property to Wit Boy
and Girl) and the two Yoke of Cattle
Station & Canoe Perkins being all my Land Stock
Reside & Plantation & Servants as to
Plantation with all the Rights and appurtenances
unto belonging together with the House Hold and
Kitchen & Furniture except as hereafter given to my
Daughter Margaret also one Yoke of Oxen
Cart of her own Selection My Carriage Horse
Cows & Calves of her own Selection one of my Stock of
Cattle four Sows & pigs of said Sows of her own Selection
Sow out of my Stock of Hogs. Also four Negroes
to wit Nancy a Woman about Twenty five or six years
of Age and Jackson Boy about
of my by Alcock whom I intend to sell & I
Should not sell said Boy Alcock then I give him to
my wife Jane and if he should

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and wish to be kept by her then my Executor
may dispose of him by exchange for another or by
sale and purchase another all and every Request the
other Articles & Negroes to my Wife Jane during her natural
life as before Stated and at her death to go to the
equally divided between my Children excepting my Son
Dr. A. Ruttedge in like manner to her during her
Natural life & at her death to my Children in equal divis-
ion between my Children excepting as aforesaid my Son
A. St. Ruttedge in like manner I give my Wife Jane
a Road Wagon & four mules of her own Selection
Horse &c I desire and direct that all my just debts
be paid without delay by my Executor hereinafter
appointed. Item 4th

I do so much as there was no Written Agreement
or contract between me and my Wife at the time of
our marriage but a Verbal Promise or declaration by
me to her that her property of which she was possessed
at the time of our marriage should remain hers & give
and bequeath to her my Wife Jane all the property of
which she was Possessed at the time of our marriage
in the Simples Item 5th

I give and bequeath to my daughter Margaret a Negro
girl and a boy named Emanuel about seven years old
Also a Horse or one Hundred Dollars as she may elect
one Cow & Calf of her own Selection one bed & bedstead
& furniture of her Selection All & every Request to her the said
Margaret to her own & her Children & the Increase hereof
now from the Contracts of her Husband Without
Limitation. 6th Item

I bequeath & devise & give and bequeath to my daughter
Margaret a Negro Girl Emanuel age about nine years
of age also above or one Hundred Dollars as she may
elect also Cow & Calf of her own Selection one bed & bedstead
& furniture of her Selection all & every Request & Wish
of the said Margaret to her own & her Children & the Increase
hereof now from the Contracts of her Husband without
Limitation. 7th Item I desire & direct that my servant Eddy
shall have her own choice of whom among my
Children or my wife Jane and in the division of
Slaves is to be deducted from the portion of the
one whom she may choose & that one shall not draw
and that to that portion of the one
draw her or as may be agreed on by the drawers
to carry into effect my desire to give her a choice

and wish to be kept by her that my executor may dispose of them by exchange for another or by sale and purchase another all and every Request in this Item I make to my Wife Jane during her natural life as before Stated and all her death to go to the equals divided between my Children excepting my Son W. H. Ruffin. In like manner to her during her Natural life all her death to my Children in equal division between my Children excepting as aforesaid my Son W. H. Ruffin. Should he like Machine. I give my Wife Jane a Road Wagon & four mules of her own Selection

2 Item 8th I desire and direct that all my just debts be paid without delay by my Executor hereinafter appointed. Item 9th

It is as much as there was no written Agreement or contract between me and my Wife at the time of our marriage but a Verbal Promise or declaration by me to her that her property of what she was possessed at the time of our marriage should remain hers & I give and bequeath to her my Wife Jane all the property which she was possessed at the time of our marriage in the simple Item 10th

I give and bequeath to my daughter Margaret a Negro girl and a boy named Emanuel about four years old. Also a Horse or one Hundred Dollars as she may choose one Cow & Calf of her own Selection one bed & bedstead & furniture of her Selection All & every Request to her the said Margaret to her own & the Children of the Mrs Jane) begotten and from the Covenants of her Husband without Revocation. Item 11th

I desire & direct I give and bequeath to my daughter Margaret a Negro Girl Emanuel age about Nineteen years of age also about one Hundred Dollars as she may select after the Death of her own Selection one bed & bedstead & furniture of same Selection all & every Requests to the said Margaret to her own & her Children & the Mrs Jane begotten from the Covenants of her Husband without Revocation. Item 12th

I desire & direct that my Servant Eddy shall have her own choice of a horse among my Children or my wife Jane and in the division of the Negroes as hereinafter directed be aforesaid Value is to be deducted from the portion of the one she may choose if that one shall not draw land for that portion of the one I that shall draw her or as may be agreed on by the drawers to carry into effect my desire to give her a choice

my desire to give her a choice of a Horse or cow. Item 9th

The Remainder of my Property after undisposed of in Items Second & third Fourth fifth & Sixth 3rd Item I direct Shall be divided into ten Lots as near as may be of equal value and drawn for by my Children hereinafter named to each a Lot or one tenth part.

Item 10th I give and bequeath to my daughter Rebecca one tenth part.

Item 11th I give and bequeath to my daughter Eliza Miles one tenth part.

Item 12th I give & bequeath to my daughter Bilbo & her children free from the Control of her present or future Husband one tenth part.

Item 13th I give and bequeath to my daughter Sarah Stapleton & her children free from the control of her present or future Husband one tenth part.

Item 14th I give and bequeath to my daughter Eliza Scott Reese one tenth part.

Item 15th I give and bequeath to my Son W. F. Ruffin one tenth part.

Item 16th I give and bequeath to my Son Thomas J. Ruffin one tenth part.

Item 17th I give and bequeath to my daughter Mary M. McQueen & her children free from the control her present or future Husband one tenth part.

Item 18th I give and bequeath to my daughter Rebecca R. Boynton & her children free from the Control of her present or future Husband one tenth part.

Item 18th In addition to the Request in Item Sixth I give and bequeath to my daughter M. Eugenia with the same limitations as to her Husband & her Children one tenth part. Item 19th

I lastly Constitute & appoint my friend George W. Logan executor of this my last Will & testament.

Item 20th

In order to my desire and intention being more fully & properly carried into effect I desire that the Property is bequeathed free from the control I desire and direct as after the words Codicil and testament to be taken in before the Mr. this 6th day of May A.D. 1858

(Signed) William C. Ruffin (L.S.)

Signed Sealed & declared & published by William C. Ruffin as his last will & testament in the presence of us the Subscribers who subscribed

my desire to give her a choice of a Horse or Mare
Item 9th
The Remainder of my Property after my funeral expenses
Items Second & third. Fourth fifth & Sixth I desire
direct that be divided into ten Lots as nearly as may
be of equal value and as soon after my Decease as may be
in office named to each a Lot or one tenth part
Item 10th I give and bequeath to my daughter Susan
M Cleary one tenth part.
Item 11th I give and bequeath to my daughter
Eliza Miles one tenth part
Item 12th I give & bequeath to my daughter
Bilbro & her children free from the control of her
present or future Husband one tenth part
Item 13th I give and bequeath to my
daughter Mary Hightower and her children free from the control
of her present or future Husband one tenth part
Item 14th I give and bequeath to my daughter
Elizabeth Pierce one tenth part
Item 15th I give and bequeath to my Son
F. Rutledge one tenth part.
Item 16th I give and bequeath to my
Thomas J. Rutledge one tenth part
Item 17th I give and bequeath to my daughter
Mary M. Cleaver & her children free from the control
of her present or future Husband one tenth part
Item 18th I give and bequeath to my daughter
Rebecca R. Boynton & her Children free from the
control of her present or future Husband one tenth part
Item 19th In addition to the Bequest in Item
Sixth I give and bequeath to my daughter M Eugene
Pitt the same limitations as to her Husband & her Children
one tenth part Item 20th
I lastly Constitute & appoint my friend George A. S.
Dozier executor of this my last Will & testament.
Item 21st
In order to my desire and intention being more
fully & properly carried into effect I give & devise
the Property is bequeathed free from the control
I desire and direct as after the Funeral Expenses
debts and Legislative to come in before the Bequests
of the &c. In this 6th day of February A.D. 1858
(Signed) William C. Rutledge (L.S.)

Signed Sealed & declared & published by William
C. Rutledge as his last Will & Testament in the
Presence of us the Subscribers who subscribed our

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Names in the Presence of said Testator & at his Request
& in the Presence of each other. This the 6th
day of February A.D. 1858

Nathan. Pope mone
F. M. Cleaver
Thomas. J. Whitaker

The State of Georgia Court of Ordinary May Term
Harris County 1861
Present Geo. W. Williams Ordinary Presiding
Charles A. Pritchard Deputy Sheriff
On this day Geo. A. B. Dozier Executor to the last
Will & Testament of William C. Rutledge Having Provided
given Legal Notice to all Persons interested of his
intentions to apply at this Term of the court to Prove
the said Will in Solemn Form now comes Thomas
J. Whitaker Thomas M. Cleaver and Nathan. Pope mone
Witnesses to said Will who being duly Sworn deposeth and
Saith that they saw the said Wm C. Rutledge Sign
Seal and deliver and Publish the said instrument now
Propounded in Open Court as his last Will and
Testament freely Voluntarily and of his own accord
Without fear or threat at the time of the execution of the same
the said Testator was of sound & disposing mind &
memory that deponents Signed said Will as Witnesses in
the Presence of each other and in the Presence of the
Testator and at his Request.

Sworn to & subscribed before
me this date in open court May 6th 1861.
Geo. W. Williams
Ordinary

Nathan. Pope mone
F. M. Cleaver
T. J. Whitaker

Harris County Court of Ordinary
May Term 1861

Whereas Geo. A. B. Dozier executor to the last Will and
Testament of Wm C. Rutledge late of said county deceased
Whose Will was heretofore admitted to Record in common
form and said Dozier having made written application
to Prove said Will in Solemn form and all the legal
and Parties interested having had due and Legal notice
that said Dozier Executor would apply at this term
of the Court for the Purpose aforesaid of Proving said
Will in Solemn form and there being no opposition
made by any of them and the Witnesses to said Will Nathan
Pope mone Thomas J. Whitaker and Thomas M. Cleaver
having this day appeared in Open court and be examined

Hereto in the Presence of Said Testator & all his Spirit
[illegible] and Signed Each of each other. This the 6th
day of February A. D. 1858.

Nathan. Pope[illegible]
F. M. Clemen
Thomas J. Mitchell

The State of Georgia } Court of Ordinary May Term
Harris County } 1861.

Present Geo. W. Williams Ordinary Presiding.
Attest. A. Bickard Deputy Sheriff.

On this day Geo. A. B. Dozier Executor to the Last-Will & Testament of William C. Rutledge Having Provided & given Legal Notice to all Persons interested of his intentions to apply at this Term of the Court to Prove the Said Will in Solemn Form now brings Thomas J. Mitchell Thomas M. Clemen and Nathan. Pope[illegible] Witnesses to Said Will who being duly Sworn deposeth and Saith that they Saw the Said Wm. C. Rutledge Sign Seal and deliver and Publish the Said instrument now Produced in Open Court as his Last Will and Testament voluntarily and of his own accord Without — that at the time of the execution of the Same the Said Testator was of Sound & disposing mind & memory — that deponents Signed Said Will as Witnesses in the Presence of each other and in the Presence of the Testator and at his Request.

Sworn to & Subscribed before me this 6th in open Court May 6th 1861.
Geo. W. Williams
Ordinary

Nathan. Pope[illegible]
F. M. Clemen
T. J. Mitchell

Harris County Court of Ordinary
May Term 1861.

Whereas Geo. A. B. Dozier executor to the Last Will and Testament of Wm. C. Rutledge late of said county deceased Whose Will was heretofore admitted to Record in common form and said Dozier having made Written application to Prove said Will in Solemn form and all the legal and Parties interested having had due and Legal Notice that Said Dozier Executor would apply at this Term of the Court for the Purpose aforesaid of Proving said Will in Solemn form and there being no Opposition made by any of them and the Witnesses to Said Will Nathan Pope[illegible] Thomas J. Mitchell and Thomas M. Clemen having this day appeared in Open Court and me examined

and made in writing that they Saw Said Testator Sign deliver and Publish the Said instrument now produced in open Court by Said Dozier as the Last Will and Testament & that he was at the time of Sound and disposing mind and Memory — that he Signed the Same freely & voluntarily and that the Said Witnesses Signed the same in the Presence of the Said Testator and at his Request — and in the Presence of each other and there being no Cause shown to the Contrary

It is ordered that the Said instrument be admitted to Record as the Last Will & Testament of William C. Rutledge in Solemn form and Letters Testamentary issued to Said Geo. A.B. Dozier accordingly and that Said Petition & Affidavit to be entered into Minutes of this Court

Georgia } I Geo. W. Williams Ordinary in and for
Harris County } Said County and Clerk of Said Court (there being no other) do Hereby certify that the foregoing Proceedings is a true & correct Copy of the Last Will and Testament of William C. Rutledge deceased late of Said County & State — the Affidavit of the Subscribing Witnesses to Said Will and the order of Court admitting Said Will to Record in Solemn form of Law as of Which Archives of Records in my office I further certify that Geo. A.B. Dozier the Executor named, Constituted & Appointed to Speak executor Duly Qualified before me as Such and that all his acts are entitled to due Weight & credit and that this certificate is in due form of Law. In testimony Whereof I have hereunto set my hand officially and caused the Seal of my office to be affixed this the 26th of April A. D. 1863.

George W. Williams
Ordinary
& Clerk Court of Ordinary
Harris County Georgia

Recorded 20th of June 1863
Geo. W. Waddell
Judge of Probate

and made in writing three days Saw said Testator Sign deliver and Publish the said instrument now produced in open Court by said Dozier as the Last Will and Testament & that he was at the time of sound and disposing mind and memory — that he Signed the same freely & voluntarily and that the said Witnesses Signed their names in the Presence of the said Testator and at his Request — and in the Presence of each other and there being no Caveat shown to the Contrary.

It is ordered that the said instrument be admitted to Record as the Last Will & Testament of William C. Pulley in Solemn form and Letters Testamentary issue to said Geo. A.B. Dozier accordingly and that said Petition & Notice appear — be entered into Minutes of this Court.

Georgia } I Geo. W. Mullens Ordinary in and for
Harris County } said County — and Clerk of said Court (there being no other) do Hereby certify that the foregoing Paper contains a true & correct Copy of the Last Will and Testament of William C. Pulley deceased late of said County — State — the affidavit of the subscribing Witnesses to said Will and the order of Court admitting said Will to Record in Solemn form of Law all of which appears of Record in my office I further certify that Geo. A.B. Dozier the person named, constituted & appointed as Executor in said Will before me as such did and has all his acts are entitled to due weight credit — and that this Certificate is in due form of Law. In Testimony Whereof I have hereunto set my hand officially and affixed the Seal of my office this April 3d this the 4th day of April A. D. 1865.

George W. M Mullens
Ordinary
Talbot County Georgia
Harris County Georgia

Recorded 20th of June 1865
Geo. W. Waddell
Judge of Probate

Last Will & Testament of John. M. McCorkle

In the name of God Amen I John. M. McCorkle of the County of Harris and State of Georgia being of sound and disposing mind memory and understanding do make publish and declare this to be my last Will and Testament

My Will is first that my funeral charges and just debts shall be paid by my Executrix hereinafter named, out of the sale of my Estate and property which shall not be disposed of for the Payment of my debts funeral Charges and the Expenses attending the Execution of this my Will. I give and devise & dispose thereof as follows to wit. I give and bequeath to my beloved wife M. A. McCorkle my home and lot in the town of Salem County of Russell and State of Alabama to dispose of in any manner she may see fit for her support and the Education and support of my Children. I give and devise to my beloved wife M. A. McCorkle the exclusive and undivided use of my entire Estate Real and Personal to control or dispose of in any manner she may see fit for her support and the Education and support of my Children during her natural life or widowhood and if married she should marry it is my will that my Estate be then equally divided between my wife M. A. McCorkle and the children.

And I do nominate and appoint my said wife M. A. McCorkle to be the Sole Executrix of this my last Will and Testament in witness whereof I the said John. M. McCorkle have hereunto subscribed my name and affixed my seal this the Eighteenth day of August in the year of our Lord 1857

Signed Jno M McCorkle (Seal)

Signed Sealed and Declared by the said John. M. McCorkle to be his last Will and Testament in presence of us who at his request and in presence of him have subscribed our names as witnesses thereto in the presence of each other.

William. C. Wallace
J. C. Pulley
C. W. Wallace

Georgia
Harris county } Court of Ordinary
September Term 1857

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Last Will & Testament of John. M. McCarter dec'd

I John. M. McCarter of the County of Harris and State of Georgia being of sound and disposing mind memory and understanding do make publish and declare this to be my last Will and testament

My Will is first that my funeral charges and just debts shall be paid by my Executrix hereinafter named, out of the issues of my estate and property which shall not be required for the payment of my debts funeral charges and the expenses attending the Execution of this my Will. I give and devise

Item as follows to Wit I give and bequeath to my beloved wife Martha A. McCarter my home and lot in the town of Salem County of Russell and State of Alabama to dispose of in any manner she may see fit for her support and the Education and support of my children during her natural life or widowhood and if married she should marry it is my will that my estate be then equally between my wife Martha A. McCarter and the children

And I do appoint and appoint my said wife M. A. McCarter to be the Sole Executrix of this my last Will and testament in witness whereof I the said John. M. McCarter have hereunto subscribed my name and affixed my seal this the Eighteenth day of August in the year of our Lord 1859

Signed } John M McCarter (Seal)
Sealed and Declared by the said
John. M. McCarter to be his last Will and
testament in presence of us who at his
request and in presence of him have subscribed
our names as witnesses hereto in the presence
each other.

William. A. Wallace
J. A. Chiles
G. W. Wallace

Georgia
Harris county } Court of Ordinary
September Term 1859

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Personally appeared in open Court Martha A. McCarter Executrix named and appointed in the foregoing writing purporting to be the Last Will and Testament of John M. McCarter late of said county deceased and produced said Will and also Personally came William Wallace Jeremiah A. Chiles two of the subscribing witnesses to said foregoing writing who being duly sworn before me each for himself deposes & says that they saw the said late John M. McCarter sign seal declare and publish the said foregoing writing now presented in open Court as his last Will and Testament freely voluntarily and of his own accord without any duress or undue influence whatever and at the time of the execution of said Will said Testator was of sound disposing mind and memory that he spoke reasonably and well as witnesses in the presence of said Testator and at this request and in the presence of each other that they saw G. W. Wallace the other witness sign said Will in the presence of the Testator and at this request and in the presence of each other

Sworn to & subscribed this
8th day of September 1859.
Geo. W. Mullens
Ordinary

William A. Wallace
Jeremiah A. Chiles

Georgia
Harris County } Court of Ordinary
September Term 1859.

Martha A. McCarter the Executrix named in the last Will and Testament of John. M. McCarter dec'd late of said County having propounded said Will for Probate and W. A. Wallace & J. A. Chiles two of the subscribing witnesses to said Will being sworn & examined touching the same all in open Court in reference to the Testamentary capacity &c it is thereupon ordered that said Last Will and Testament be admitted to Record in common form and that Letters Testamentary issue unto said Martha A. McCarter upon her taking the Oath of Executrix of John. M. McCarter deceased It is further ordered that R. L. Stevens J. G. Wallace William A. Mullens William A. Wilkes and William A. Carter be appointed appraisers to appraise said Estate.

Geo. W. Mullens
Ordinary

Personally appeared in open court Martha A. M. Corbin Executrix named and appointed in the paper writing purporting to be the last will and testament of John W. M. Corbin late of said county deceased and produced said paper writing and also personally came William Wallace Jeremiah A. Gilly two of the subscribing witnesses to said paper writing who being duly sworn before and upon their oath say that they saw the said deceased John W. M. Corbin sign seal declare and publish the said paper writing now presented in open court as his last will and testament freely voluntarily and of his own accord without any coercion or influence whatever that at the time of the execution of said will said Testator was of sound and disposing mind and memory that he formed and expressed said will as a witness in the presence of said testator and at his request and in the sight of each other that they saw & heard William & the other witness sign said will in the presence of the testator and his request & sworn to & subscribed this 8th day of September 1859.

William H. Wallace
Jeremiah A. Gilly

Geo. W. Mullins
Ordinary

Georgia
Harris County
Court of Ordinary
September term 1859.

Martha A. M. Corbin the Executrix named in the last will and testament of John W. M. Corbin deceased late of said county having proven and said will for Probate and Wm. H. Wallace & J. A. Gilly two of the subscribing witnesses to said will having taken & subscribed the foregoing oath in open Court in reference to the last testament and especially as it is therefore ordered that said last will and testament be admitted to Record in common form and that letters testamentary issue unto said Martha A. M. Corbin upon taking the oath of Executrix of John W. M. Corbin deceased. It is further ordered that R. S. Jones L. L. Wallace William Hollyman William P. McKee and William M. Corbin be appointed appraisers to appraise said estate.

Geo. W. Mullins
Ordinary

Recorded in the minutes of Harris County Court of Ordinary September Term 1859.

Geo. W. Mullins
Ordinary

Georgia
Harris County } I Geo. W. Mullins ordinary in and for said County and Clerk of said court of Ordinary do hereby certify that the foregoing pages contain a true and correct copy of the last will and testament of John W. M. Corbin deceased late of said County and State and the affidavits of two of the subscribing witnesses to said will and the order admitting said will to Record as appears of Record in my office & further certify that M. A. M. Corbin qualified as Executrix to said will & Issued Letters testamentary to her and that all the as such Executrix are entitled to draw right & credit and that this certificate is in due form of law.

In testimony whereof I have hereunto set my hand and affixed the Seal of my office this May 24th 1863.

Geo. W. Mullins
Ordinary
& Clerk of said court of Ordinary
Harris County Georgia.

Recorded 8th September 1863

Geo. H. Worsell
Judge of Probate

Recorded in the minutes of Harris County Ordinary September Term 1857.

Geo. W. Mellens
Ordinary

Georgia } I Geo. W. Mellens ordinary in and for said County and Clerk of said court of Ordinary do hereby certify that the foregoing pages contain a true and correct copy of the Last Will and Testament of John M. Clegler deceased late of said County and State which said Will is of record in my office and I further certify that M. A. Clegler executrix as executrix to said Will is duly sworn and that all the as such executrix are entitled to full right and credit and that this certificate is in due form of law.

In testimony whereof I have hereunto set my hand and affixed the Seal of my office this May 25th 1863.

Geo. W. Mellens
Ordinary
Clerk of said court
of Ordinary
Harris County Georgia.

Recorded 8th September 1863
Geo. A. Woodall
Judge of Probate

Last Will & Testament of Thomas H. Harrison deceased

The State of Alabama } I Thomas H. Harrison of
Russell County } the State and County aforesaid though of feeble in body of sound mind and understanding do ordain this following as my last Will and Testament.

1st I give devise & bequeath to my wife Jane H. Harrison all my property both Real and Personal which I may die seized of or possessed of wherever the same may be found during her natural life and after the death of myself & wife amongst my children then living or their legal heirs both the Executors stated in the second and third Items.

2nd Item I will and bequeath to my two sons Reuben and John one Bay Mare each to be delivered to them at the death of myself & wife and after the debts & legacies shall be paid.

3rd Item I will and bequeath to my daughters Evaline and Virginia all the household & kitchen furniture and made work of whatever description they may have brought with them & also the Cows and yearlings to them severally and to take possession of them when they may think proper to do so.

4th Item I will & bequeath to my wife and I do hereby ordain it is to be the custom the law authorizes not to deal to any one of my children above their portion that the property which I have at present in my possession should be returned back to my Estate and be horsefully divided among all of my children who may be then living.

5th Item I will & bequeath to my wife and I do hereby ordain it is my will and desire that my wife Jane H. Harrison shall be appointed the sole Executrix of my Last Will & Testament of Residence and to have full power & authority to act in all matters pertaining to the settlement of my Estate and I do hereby revoke & annul all former wills by me made & declare this to be my last will & testament in witness whereof I have hereunto set my hand & seal this 15th day of May 1863.

Thomas H. Harrison

Signed sealed published & declared by the said Thomas H. Harrison as his last will & testament in the presence of us who have hereunto subscribed our names as witnesses in the presence of the testator & each other.

Wm. Hall
Wm. Hall Jr.

Last will & Testament of Thomas. Harrison dec'd

The State of Alabama } I Thomas. Harrison of
Russell County } the State and County afore
said being of sound & disposing mind
and understanding do ordain this following as my
Last Will and Testament.

Item first. It is my will and desire that after
my death all my property both Real and Personal
shall vest in my wife Jane. Harrison for and
during her natural life and after her death to be
distributed amongst my children then living or their
legal heirs with the exceptions stated in the
second and third Items.

Item Second. I will and bequeath to my two sons
Reuben and John one Bed Stead each together with
all the bedclothes and furniture thereunto belonging

Item third. I will and bequeath to my daughter
Evaline and Sarah all the Household & Kitchen
and needle work of whatever description they may
have brought with them thereto and gathered to
their husbands and to take possession of them when
they may so do.

Item fourth. It is my will and I do hereby
ordain it is to the extent the law authorizes my
executors to do so that my two daughters aforesaid
Mrs Evaline Reeves and Sarah Ann Mc
Cants shall have the property willed to them
aforesaid taken to my Estate and be equally
divided of my chairs who may be chairs [illegible]

Item fifth. It is my will and desire that my
executors my wife Jane & reasons aforesaid
my Executors of Residence and some
Right and expedient to sell the plantation
whereon I now reside and Remove to other
in this State and she should have the power to do
exercising their discretion in so important
a change and should such be their choice
it is my will that the funds then arising
shall vest as then in the second words as
forth in the first Item to wit the
to such use as then

6th Lastly. I do hereby appoint my well beloved
wife Jane my son John and my trusty son in law
John Elkins my Executors and Executrix to carry
out and execute the above Testamentary distribution.
In witness Whereof I have hereto
set my hand & seal
affixed the 6th A.D. 1861

Thomas. Harrison (Seal)

S. M. Stone
David. Elkins
Mary Bass

The State of Alabama } In the Probate Court
Russell County } July Term 1863.

Personally appeared in open Court Samuel
M. Stone and Mary A. Bass two of the
subscribing witnesses to the foregoing Will who
after being duly sworn deposed and say that Thomas
Harrison the testator therein voluntarily executed
the same and declared the same to be and contain
his Last Will and Testament in their presence
and in the presence of the other subscribing
witnesses on the day the same bears date that
they subscribed their names as witnesses thereto
and the personal said testator and of the other
witnesses and that each other witnessed subscribed
his name as such in their and in the
testators presence and that in their opinion
and belief said testator at the time of executing
said will was of sound and disposing mind &
and memory

Sworn to & subscribed then
July 18th A. D. 1863.
Test. H. Waddell
Judge of Probate

S. M. Stone
Manfield Bass

Recorded in Sept 1863
W. H. Waddell
Judge of Probate

6th Lastly. I do hereby appoint my well beloved
wife Jane my son John and my trusty son in law
John Elkins my executrix and executors to carry
out and execute the above Testamentary disposition.
In witness whereof I have this
day signed my name
April the 6th " 1861

Thomas. Harrison (LS)

Test
S. M. Strong
David. Elkins
Mary. Bean.

The State of Alabama } In the Probate Court
Russell County } July Term 1863.

Personally appeared in open Court Samuel
M. Strong and Mary. A. [illegible] two of the
subscribing witnesses to the foregoing will who
after being duly sworn depose and say that Thomas.
Harrison the testator therein voluntarily executed
the same and declared the same to be and contain
his Last will and testament in their presence
and in the presence of the other subscribing
witness on the day the same bears date that
they subscribed their names as witnesses thereto
in the presence of said testator and of the other
witness and that such other witness subscribed
his name as such in their and in the
testators presence and that in their opinion
and belief said testator at the time of executing
said will was of sound and disposing mind
and memory.

Sworn to & subscribed this
July 18th A. D. 1863.
Chas. H. Waddell
Judge of Probate

S. M. Strong
Mary A. Bean

Recorded [illegible] September 1863
Chas. H. Waddell
Judge of Probate

Last will and Testament of Henry W. Trammell

The State of Alabama } In the name of
Russell County } God amen.
I Henry W. Trammell of the County of Russell
and the 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 first. After the payment of all my just
debts I devise and bequeath to my wife [illegible]
Trammell all my property both Real and Personal
and of every kind and description whatever during
her widowhood.

Item second. If she marries again I desire
that my property be disposed of as follows
it shall be divided by three or more persons
appointed by the Probate or other Court having
jurisdiction into as many shares as there are legatees
that is if I should leave my wife and three children
I desire my property divided into four shares
give to my wife one and to each of my children [illegible]
share and if a fair and beneficial division cannot
be made of all or any part of my property then
that such part shall be sold by order of the
proper Court and under such Restrictions
and terms as the law and court may impose for
the purpose of effecting such division.

Item third. It is also my will that my wife
give off or loan as she may think best any portion
of my property not exceeding the share which she
would be entitled for equal distribution
to each of my childrens as they may arrive at age
or marry and on the final distribution of my
Estate it is my desire that the parts so given
off shall be accounted for as advancements according
to value at the time so given.

Item fourth. I do hereby appoint my wife
Executrix of this will and request that she may
not be required to give bond as such.
In testimony whereof I have hereunto
set my hand and seal this

Last will and Testament of Henry W. Ivornick

The State of Alabama } In the Name of
Russell County } God amen.

I Henry W. Ivornick of the County of Russell and State of Alabama being of sound and disposing 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 first after the payment of all my just debts I devise and bequeath to my wife Elizabeth Ivornick all my property both real and personal of every kind and description whatsoever during her natural life.

Item second. If she marries again I desire that my property be disposed of as follows it shall be divided by three or more persons appointed by the Probate or other Court having jurisdiction into as many shares as there are legatees that is if I should leave my wife and three children I desire my property be divided into four shares one to my wife one and to each of my children one share and if a share and beneficial use or any part be made over to any part of my property that such share shall be sold by order of the proper Court and under such Restrictions and terms as the law and court may prescribe for the purpose of effecting such division

Item third. It is also my will that my wife give off or loan as she may think best a portion of my property not exceeding the share which she would be entitled from my estate to each of my children as they shall arrive at age or marry and on the death of either of them I declare it is my desire that the sum so given off should be accounted for as advancements according to value at the time so given.

Item fourth I do hereby appoint my wife executrix of this will and request that she may not be required to give bond as such

In testimony whereof I have hereunto set my hand and seal this the 13th day of February A. D. 1863.

Henry W. Ivornick (Seal)

The above will was signed and published and pronounced as the last will and testament of the above named Henry W. Ivornick in our presence and we at his request and in his presence and in the presence of each other have hereunto subscribed our names as witnesses this the 13th day of February A. D. 1863.

D. A. Dudley
David Dudley
John W. Dudley

State of Alabama } In the Probate
Russell County } Court August Term 1863

Be it remembered that on this 3rd day of September A. D. 1863 before the Hon. Geo. H. Waddell Judge of Probate in and for said County and State aforesaid came in open court David Dudley a subscribing witness to the foregoing will who being duly sworn deposeth and saith that Henry W. Ivornick the testator therein voluntarily executed the same and declared the same to be and contain his last will and testament in this deponents and in the presence of the other subscribing witnesses on the day 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 witnesses and that such other witnesses subscribed their names as such in this and the testators presence and that in this opinion and belief said testator at the time of executing said will was of sound and disposing mind and memory.

D. A. Dudley

Sworn to & subscribed this 3rd day of August A. D. 1863
Geo. H. Waddell
Judge of Probate

Recorded 9th of September 1863
Geo. H. Waddell
Judge of Probate

the 15th day of February A. D. 1863.
Henry W. Fromick (Ex.)

The above Will was signed and published in our presence on the day and year above and thereto written by said Henry W. Fromick as and for his last Will

Given under my hand this the 15th day of February A. D. 1863.

D. A. Dudley.
David Dudley.
John W. Dudley.

The State of Alabama
Russell County

In the Probate Court, Chancel Term, 1863

Wednesday, came in open court David Dudley a subscribing witness to the foregoing Will who being duly sworn deposeth and saith that Henry W. Fromick the testator therein Voluntarily executed the same and declared the same to be and contain his last Will and Testament in this presence and in the presence of the other subscribing witness and the day the same bears date that the subscribed his name as a witness thereto in their presence of said testator and in the presence of the other witnesses and that such other witnesses subscribed their names at such time and the testator his presence and that in his opinion said testator at the time of executing said Will was of sound and disposing mind and memory.

Sworn to & subscribed this 3rd day of August A.D. 1863
Chas. H. Waddell
Judge of Probate

D. A. Dudley.

Recorded 7th of September 1863
Chas. H. Waddell
Judge of Probate

Last Will and Testament of Willis Tynes deceased

The State of Alabama
Russell County

I Willis Tynes of said County and State do make and publish this my last Will and Testament being desirous of disposing of my Real and Personal Estate that I may retain all of my death and revoke all Wills heretofore made.

Item 1st. It is my will and desire that my wife Sophia Cornelia shall have use and enjoy with the exceptions hereinafter named during her natural life all my Real and Personal Estate which she might stand in need of to defray the various annual expenses of the plantation after the annual crop of the present year and my Brother Jackson Tynes shall be entitled to two thirds of the nett proceeds of the crop.

Item 2nd. I will the death of my wife Sophia and bequeath to Mary Eugenia Tynes Jackson Tynes Samuel Tynes and Thomas Hanson Daniel Antony Jenny Watson Frances Together with all their future increase also to Harriet Harriet Youngblood wife of William Youngblood & give and bequeath to Jackson Norman Sarah Ann and Margaret Norman & Frances their children Wesley George and Susan together with all their future increase after the death of my wife Sophia Cornelia Norman provided she shall outlive my wife Sophia to bequeath amongst Savanetha together with her future increase Hannah together with her future increase shall go to my Brother Jackson Tynes Boot with the balance of my Personal Estate not hereinbefore disposed of this Item given to a Negro Man Dan Tynes and my Household and Kitchen furniture and my real estate which I give & bequeath to my wife Sophia to dispose of at her death by will or otherwise as she may think proper during her natural life or widowhood to this children of the said Jackson Tynes shall die leaving no children then & that case the property bequeathed to them shall be divided between the children of my two sisters Harriet Youngblood wife of William Youngblood. Item third is my will that

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Last Will and Testament of Willis Tyner deceased

The State of Alabama }
Russell County }
I Willis Tyner of said county & state do make and publish
this my Last Will and Testament being desirous of
disposing of my Real and Personal Estate which I
may own at my death hereby revoking all wills
heretofore made.. Item first. It is my will
and desire that my wife Sophia Caroline Tyner
shall have use & enjoy with the exceptions herein
named during her natural life all my Real and
Personal Estate with the right reserved to dispose
of the increase arising therefrom except that
after the annual expenses of the Plantation
are paid my Brother Jackson Tyner shall be
entitled to one third of the nett proceeds of the
crop. Item Second. At the death of my wife
I give and bequeath to Negro [illegible] [illegible]
[illegible] Cyrus and his wife Sarah and their children
Hanson Daniel Antony Jenny & Mary Frances
together with all their future increase [illegible] to my
Sister Harriet Youngblood wife of William
Youngblood I give and bequeath one negro woman
Sarah Ann and a negro woman [illegible] [illegible]
their three children Wesley George and Susan
together with all their future increase
[illegible] to [illegible] [illegible] Morrison provided she
shall outlive my wife I give & bequeath
a negro girl Samantha together with her
future increase and in the event that
Morrison shall die before my wife then the [illegible]
Samantha together with her future increase
shall go to my Brother Jackson Tyner [illegible]
with all the Balance of my Personal Property
not heretofore disposed of in this Item except
a negro woman Lilly & Letitia a negro woman [illegible]
a Negro Man [illegible] and my Household
and Kitchen furniture and my [illegible] which I
give & bequeath to my wife to be disposed of at
her death by will or otherwise as she may
think proper during his natural life [illegible]
[illegible] to his children & if the said Jackson
Tyner shall die leaving no children then in
that event the property bequeathed to him
shall be divided between the children of my
two sisters Harriet Youngblood wife of William
Youngblood. Item third It is my will that

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after the death of my wife all of my Real
Estate shall be put up and sold in such manner
as my Executors may deem most to the interest of
the legatees and the proceeds of sale so made to be
equally divided between the children of Cordelia
[illegible] wife of William W. Jones Elizabeth E.
Moore wife of Amasa R. Moore and Eliza
Owens wife of John T. Owens share & share alike
Item fourth. I do hereby nominate & appoint
my wife Sophia Caroline Tyner & my Brother
Jackson Tyner Executrix & Executor of this my
last will & testament & after the death of both
or either of them I nominate & appoint my friends
John M. Brown David Clopton & [illegible]
[illegible] and I do hereby exempt all the persons
in this Item named from giving Bond &c
and security. In testimony whereof I the
said Willis Tyner have hereunto set my hand
and seal this 8th January 1863.
Signed sealed & published
in presence of }
[illegible] Evans }
J. W. Gassoway }
W. J. Hargrove }

Willis Tyner (Seal)

The State of Alabama } In the Probate Court
Russell County } September Term 1863
Personally appeared in Open Court William J.
Hargrove one of the subscribing witnesses to the
foregoing will who after being duly sworn deposeth
& saith that Willis Tyner the testator therein
voluntarily executed the same & declared the same
to be & contain his last will & testament on the
day the same bears date that he subscribed his
name as a witness thereto in presence of the
testator and in the presence of the other witnesses
and that such other witnesses subscribed their
names as such in his and the testators presence
and that in his opinion & belief said testator at the
time of executing said will was of sound & disposing
mind & memory.
Sworn to & subscribed [illegible]

Item 5th after the death of my wife all of mine Real Estate shall be sold in such manner as my Executors may deem most to the interest of the legatees and the proceeds of Sale accurately secured to them the above sums of Credits to wit. to Williams W. Jones Elizabeth C. Moore wife of Ormsby R. Moore and Eliza Jones wife of John S. Jones above referred to

Item 4th I do hereby nominate and constitute my wife Mrs Caroline Lynes Executrix and my Brother in law Lynes Executor of this my last will & Testament & after the death of both of them I nominate & appoint my friends John M. Broom, David Clopton & Thomas D. Jones and I do hereby exempt all the persons in this Item named from giving Bond &c and security for testimony whereof I the said Willis Lynes have hereunto set my hand and seal this 5th January 1863.

Signed sealed & published
in presence of
Thos Ford
W. H. Cargrove
J. A. Cargrove

Willis Lynes

The State of Alabama } In the Probate Court
Russell County } September Term 1863

Personally appeared in open Court William H. Cargrove one of the subscribing witnesses to the foregoing will who after being duly sworn upon oath doth say that Willis Lynes the testator therein voluntarily & in person did sign & declare the same to be & contain his last will & testament on the day the same bears date that he subscribed his name as a witness thereto in presence of the testator and in the presence of the other witnesses and that such other witness subscribed their names as such in his and the testators presence and that in their opinion & belief said testator at the time of executing said will was of sound & disposing mind & memory.

Sworn to & subscribed before me

Last will and Testament of Hannibal Butts dec'd

The State of Alabama } I Hannibal Butts of the
Russell County } State and county aforesaid being of sound mind & memory and in the enjoyment of my usual health do hereby make & publish this my last will and Testament in manner & form following to wit

Item 1st I do hereby will and bequeath to all my children by my late wife Mrs E. Butts among his wife.

Item 2d I do hereby appoint and constitute my said husband H. B. Butts Executor of this my last will and Testament

Item 3d I do hereby grant unto my said husband H. B. Butts the power to sell my entire Estate or any part thereof at such time & upon such terms as he may deem best

Item 4th It is my will and desire that my said husband shall not be required to give Bond & security or make Returns or in any way or manner be held Responsible to the Courts for a faithful discharge of the provisions of this my last will & Testament.

Item 5th If there should be no heirs to him bound unto me after the death of my husband H. B. Butts then & all my Estate remain to my father Francis Bell I do hereby grant unto my husband the power to dispose of & bequeath my Estate to any one or to all of my Children & Brothers as he may think best and in such quantities as he may think advisable.

Item 6th I do hereby revoke & annul all & every other will & Testament which I may have made & sworn to prior to the writing and signing of this my last will and Testament.

In witness whereof
D. H. Banks
J. W. Clenny

Hannibal Butts
August 10th 1863

Last Will and Testament of Hannella Butts

The State of Alabama } I, Hannella Butts of the
Russell County } State and county aforesaid
being of sound mind & memory and in the
enjoyment of my usual health do hereby make
and publish this my Last Will and Testament
Item 1st. I do hereby will and bequeath to
all my estate & effects of every description
& Butts during his life.

Item 2d I do hereby appoint and constitute my said
husband H. B. Butts Sole Executor
of this my Last Will and Testament

Item 3d I do hereby grant unto my
said husband H. B. Butts the power to sell
my entire Estate or any part thereof at
his discretion & may seem best

Item 4th. It is my will and desire that
my said husband shall not be required to
give Bond, Security or make Returns or in
any way or manner be held Responsible to
the Courts for a faithful discharge of the
provisions of this my last will & Testament.

Item 5th If there should be no heirs or
issue, born unto me after the death of
my husband H. B. Butts then & all my
Estate vested in my father Lewis Butts
do hereby grant unto my husband the power
to convey or dispose of my Estate to any one
or to all of my children or Brothers as he may
think best and in such quantities as he
may think advisable.

Item 6th I do hereby revoke & annul all other
& every other will & Testament which I may have
made or caused to be made writing and signing
of this my last will and Testament.

Witnesses
D. M. Banks
J. W. Glenn

Hannella Butts
Request [illegible] 1863

The State of Alabama } In the Probate Court
Russell County } October Term 1863.

Personally comes in open court
Dunlow M. Banks a subscribing witness
to the foregoing will who after being sworn
deposeth and saith that Hannella Butts
the testatrix therein voluntarily executed
and declared the same to be her last will and testament in his
presence and from the presence of the other
subscribing witness on the day the same
bears date that he subscribed his name
as a witness in the presence of said
testatrix and in the presence of the other
witness and that each other witness subscribed
his name as such in his and the testatrix
presence. And that in his opinion and
belief said testatrix at the time of assenting
and will was of sound mind & memory.

Sworn to & subscribed this
12th day of October 1863.

Geo. A. Waddell
Judge of Probate

D. M. Banks.

Recorded 15th day of October 1863.

Geo. A. Waddell
Judge of Probate

The State of Alabama } In the Probate Court
Russell County } October Term 1863.

Personally came in open court Dunstan H. Banks a subscribing witness to the foregoing will who after being sworn deposeth and saith that Kennetta Butler the testatrix therein voluntarily executed and declared the same to be her and contained her last Will and Testament in his presence and that the presence of the other subscribing witness on the day the same bears date that he subscribed his name as a witness in the presence of said testatrix and in the presence of the other witness and that such other witness subscribed his name as such in his and the Testatrix presence. And that in his opinion and belief said Testatrix at the time of executing said Will was of sound mind & memory.

Sworn to & subscribed this 12th day of October 1863.
Geo. A. Waddell
Judge of Probate

D. H. Banks.

Recorded 15th day of October 1863.

Geo. A. Waddell
Judge of Probate

Last Will and Testament of Wm J. Patterson dec'd

Know all men by these presents that I William J. Patterson of the county of Russell and State of Alabama being of sound disposing mind & memory do make this my Last Will and Testament

as to my worldly Estate all the property Real & personal of every kind of which I shall die seized and possessed or to which I shall be entitled at the time of my decease I dispose of by bequeath and dispose thereof in the following manner to wit

First my will is that all my just debts and funeral Expenses shall be paid by my Executor hereinafter named before any distribution of my Estate as soon after my decease as shall be found convenient

2d I give devise & bequeath to my wife Martha J. Patterson all my household & kitchen furniture also one half interest in all my personal Estate consisting of live negroes to wit Mandy & Francis Sales one half stock of goods wares & merchandise and one half of my interest in the crop now growing on the plantation in the county of Russell & State of Alabama to be had & held to her by my Executor named in his Executorship after my debts are paid & to her & her heirs & assigns forever

3d I give devise & bequeath to my son John L. B. Patterson one Sales Shotgun & double Barrel pistol & at the time of a legacy of twenty five dollars all to arise to him on the 1st day of Dec. 1864 & also Calhoun Sales one half interest in all my personal Estate consisting of two negroes to wit Mandy & Francis Sales one half of my stock also 1/2 of a number of sections of land lying in the county of Russell Butler & State of Alabama to be paid to him by my Executor within nine months after my decease to have & to hold the same to him & his heirs & assigns forever

4th I give devise & bequeath to my son Wm J. Patterson one Sales Shotgun & double Barrel pistol & at the time of a legacy of twenty five dollars all to arise to him on the 1st day of Dec. 1864 & also Calhoun Sales one half interest in all my personal Estate consisting of two negroes to wit Mandy & Francis Sales one half of my stock also 1/2 of a number of sections of land lying in the county of Russell Butler & State of Alabama to be paid to him by my Executor within nine months after my decease to have & to hold the same to him & his heirs & assigns forever

5th I give devise & bequeath to my Executor hereinafter named all the residue of my Estate both real & personal of every kind & description to have & to hold the same to him & his heirs & assigns forever

6th I hereby appoint my wife Martha J. Patterson Executrix of this my Last Will & Testament & I hereby revoke all former wills by me made

In witness whereof I have hereunto set my hand & seal this 12th day of October 1863.

Wm J. Patterson

Signed sealed published & declared by the said Wm J. Patterson as his Last Will & Testament 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

D. H. Banks
Jno. Hall

Last Will and Testament of W. J. Patterson

Know all men by these presents that I W. J. Patterson of the county of Russell and State of Alabama being of sound and disposing mind and memory do make this my last Will and Testament

as to my worldly Estate all the property Real Personal & mixed of which I shall die seized and possessed or to which I shall be entitled at the time of my decease I dispose of bequeath and dispose thereof in the following manner to wit

First my will is that all my just debts and funeral Expenses shall be paid by my Executor hereinafter named by said executor as soon after my decease as shall be found convenient

2d I give devise & bequeath to my wife M. J. Patterson all my household and kitchen furniture also one half interest in all my personal Estate consisting of horses mules & negroes to have & to hold the said one half of said property as above mentioned during her life or widowhood in the county of Russell and State of Alabama to be paid to her by my Executor hereinafter named out of the proceeds of my estate as soon as the same can be collected by him

3d I give devise & bequeath to my wife M. J. Patterson all my household and kitchen furniture also one half interest in all my personal Estate consisting of horses mules & negroes to have & to hold the said one half of said property as above mentioned during her life or widowhood in the county of Russell and State of Alabama to be paid to her by my Executor hereinafter named out of the proceeds of my estate as soon as the same can be collected by him

It is my will that should my wife M. J. Patterson survive me upon the above all that I have bequeathed to her I also give and bequeath to my wife Emmeline A. Patterson and should my wife M. J. Patterson die it is my will that all that I have bequeathed to her should go to my son W. B. Patterson should they both die without issue then it is my will that all above named to them as aforesaid and collateral shall be given to Victoria Jane Estelle, and Cordelia Hambrick to be equally divided between them

4th And lastly I do nominate & appoint my friend W. Hamil to be the Executor of this my Last Will and Testament. In Witness whereof I the said William J. Patterson have to this my Last Will and Testament subscribed my name and affixed my seal this 7th day of May 1862 signed sealed and delivered in presence of

Geo. F. Hall
Robt. Jackson.

W. J. Patterson [Seal]

The State of Alabama } In the Probate Court
Russell county } October Term 1863.

Personally came in open Court George F. Hall one of the subscribing witnesses to the foregoing Will who after being sworn deposeth and saith that William J. Patterson the testator therein voluntarily executed the same in his presence on the day that same bears date and that he signed his name thereto and did publish and declare the same as his last Will and Testament in the presence of said witness and he acknowledged in the presence of said witness that the execution thereof and said witness signed his name as a witness in his and the testators presence and that in his opinion the said testator at the time of executing said Will of sound mind and memory

Sworn & subscribed this 12th day of October 1863.

Jno. W. Waddell
Judge of Probate

George F. Hall

6

It is my will that should my wife Cornelia A. Patterson survive me now I do all that I have bequeathed to my wife Cornelia A. Patterson and should my wife not survive then it is my will that all I have bequeathed to her should go to my son W. B. Patterson and should they both die without issue then it is my will that I have willed to them respectively and all estate shall go to Victoria Jane Brooks and Cordelia Hambrick to be equally divided between them

And lastly I do nominate & appoint my friend W Hamil to be the Executor of this my Last Will and Testament In Testimony Whereof I the said William J. Patterson have to this my Last Will and Testament subscribed my name and affixed my seal this 7th day of May 1862 signed sealed and delivered in presence of

George F. Hurt
Oscar Jackson.

W. J. Patterson (Seal)

The State of Alabama } In the Probate Court
Russell County } October Term 1863.

Personally came in Open Court George F. Hurt one of the subscribing witnesses to the foregoing Will who after being sworn deposeth and saith that William J. Patterson the testator therein Voluntarily executed the same in his presence on the day that same bears date and that he signed his name thereto as witness and he acknowledged in the presence of said Jackson the execution thereof and said Jackson signed his name as a witness in his and the testators presence and that in his opinion the said testator at the time of executing said Will of sound mind and memory

Sworn to & subscribed this 12th day of October 1863.

Geo. H. Waddell
Judge of Probate

George F. Hurt

7

The State of Alabama } In the Probate Court
Russell County } October Term 1863.

Personally came in Open Court Oscar Jackson who after being duly sworn deposeth and saith that William J. Patterson the testator voluntarily executed the same in his presence on this day the same bears date and executed the foregoing Will of his own accord and that he signed his name as a witness thereto in the presence and at the request of the said testator and of the other witnesses and that said W. J. Patterson was of sound and disposing mind and memory at the time.

Sworn to & subscribed this 12 October A. D. 1863.

Oscar Jackson

Geo. H. Waddell
Judge of Probate

Recorded 15th October 1863.

Geo. H. Waddell
Judge of Probate

7

The State of Alabama } In the Probate Court
Russell County } October Term 1868.

Personally came in Open Court
October Jackson who after being duly sworn
deposeth and saith that William J Phillips
the testator, voluntarily executed & signed
& published him as his last will & testament
in this deponents presence on the day it bears date that he
did execute the aforegoing paper of his own
accord and that he signed his name as a
witness thereto in the presence and hearing
of the testator and of the other witness and that said W.
J Phillips was of sound and disposing mind
and memory at the time.

Sworn to & subscribed this
12 October A. D. 1868.

Geo. H. Waddell
Judge of Probate

October Jackson

Recorded 15 October 1868.

Geo. H. Waddell
Judge of Probate

Last Will and Testament of James Phillips. dec'd.

In the Name of God Amen.

I James Phillips being of sound mind and disposing memory and feeling that I am but mortal and of that mortality must soon depart and knowing that must should when I die be decently disposed of do make and ordain this my last Will and Testament in manner and form following to wit

Item First. First of all I bequeath my immortal soul to the God who gave it trusting in his mercies to an after life in the Regions of Bliss where all is peace and joy and my body I bequeath to a decent christian burial.

Item second. It is my will that the whole of my Estate Real and Personal shall be divided among my beloved wife Mordecai W Phillips and my eight children (viz) Elizabeth Sarah and her children Mordecai Virginia Margaret James Sorick and George A. Ann in the manner and under the provisions hereinafter mentioned.

Item third. I will & bequeath to my Beloved wife Mordecai W Phillips an equal share of my Estate of which I die seized and possessed to say one third part thereof and to hold the same during her natural life and at her death to go to my said children in equal shares and subject to the same restrictions as the portions herein bequeath to them.

Item third. I will & bequeath to my daughter Elizabeth Lewis wife of Jacob G Lewis only one hundred dollars which I have already given to her in property after her marriage also I give & bequeath to the said Elizabeth one thousand dollars which is to be taken from the shares of Virginia Margaret James Sorick and George A. Ann. To make her portion equal to theirs when they all receive their legacies from the estate of Mordecai Phillips which said only

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Last Will and Testament of James Philips. dec'd.

In the Name of God Amen.

I James Philips being of sound mind and disposing memory and feeling that time but mortal and that mortality must soon season and knowing that must shortly [illegible] to decide the disposition to be made of my worldly goods where this is removed from me doth make and constitute this my last Will and Testament.

Item first. I first of all bequeath my immortal soul to the God who gave it trusting in his mercies to an offering in the Righteous of Christ Where all is peace and my Body I bequeath to a decent christian Burial.

Item second. It my will that the whole of my Estate both Real and personal shall be divided among my beloved wife Mary N. Philips and my youngest children (viz) Elizabeth Lovick and his children Morebo Virginia Morgan James Lovick and George Ann. in the manner and under the provisions herein named.

Item third. It my will & bequeath to my Beloved wife Mary N. Philips an equal share of my Estate of which I die possessed and chattels to say one [illegible] portion of two and to hold her sole and separate use in the term of her natural life and at her death to go to my said children in equal shares and subject to the same restrictions as the portions I now bequeath to them.

Item third. It my will & bequeath to my daughter Elizabeth Lovick wife of Jacob G. Lovick only [illegible] part of my Estate less the sum of four thousand dollars which I advanced to her in property after her marriage also I bequeath to them the additional sum of fifteen thousand dollars which is to be taken from the shares of Virginia Morgan James Lovick and George Ann. to make her portion equal to theirs when they get their legacies from the Estate of Mary N. Philips which said only

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which portion and fifteen thousand dollars to her sole and separate use and not subject to the debts or contracts of her husband but may be managed and controlled by him and he shall not be compelled to account for the Rents increase and profits thereof and at her death the said sums are to descend to her

(Item fourth) It my will is & bequeath to my daughter Sarah Phillips and her children the [illegible] portion of my Estate less the sum of four thousand dollars which I advanced to her at her marriage to be to and invested to her sole and separate use and not subject to the debts or contracts of her husband but to his control in any manner.

(Item 5th) It my will and bequeath to my Mother the one [illegible] portion of my Estate and the additional sum of fifteen thousand dollars which sums is to be taken from the shares of Virginia Morgan James Lovick and George Ann. to make her portion equal to theirs when they get their legacies from the estate of Mary N. Philips and property to be for her sole and separate use and at her death to descend to her children.

(Item 6th) It my will & bequeath to my daughter Virginia Morris wife of Riley P. Morris one [illegible] portion of my Estate less the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of five hundred dollars which is the balance required of her portion to make up the sums given to Elizabeth & Sophia in addition to the [illegible] and property to be to her sole and separate use and free from the debts contracts of her husband but may be managed and controlled by him and he shall not be compelled to account for their increase or profits thereof. at the death of my daughter it is to descend to her children in equal shares one half to her Brothers and Sisters

(Item 7th) It my will that my [illegible]

of such portions and fifteen thousand dollars to her sole and separate use and not subject to the debts or contracts of her husband and may be managed and controlled by him and the receipts not to be compelled to account for the rents issues and profits thereof and at her death the said funds are to descend to her children

(Item fourth) I will and bequeath to my daughter Sarah Butler and her children one ninth portion of my Estate less the sum of six thousand dollars which I advanced to the said Sarah after her marriage to her and issue of this body and separate use and not subject to the debts or contracts of her husband to be under his control in any manner

(Item 5th) I will and bequeath unto the said Martha one ninth portion of my Estate and the additional sum of fifteen thousand dollars which sum is to be taken from the shares of Virginia Margaret James Elmira and Georgia ann to make the portion equal to theirs when they get their legacies from the estate of Pierce A Lewis and properly to be for her sole and separate use and for her death to descend to her children

(Item 6th) I will & Bequeath to my daughter virginia Storrs wife of Wiley P Harris one ninth portion of my Estate less the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of one hundred dollars which is the abatement required of her portion to make up the sums given to Elizabeth and Martha in additions to their respective shares. and properly to be held for her sole and separate use and for her death to descend to her children

(Item 7th) I will & Bequeath to my daughter Georgia Ann Lewis ninth portion of my Estate less the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of one hundred dollars which is the abatement required of her portion to make up the sums given to Elizabeth and Martha and properly to be held for her sole and separate use and for her death to descend to her children

(Item 8th) I will & Bequeath to my daughter Elmira Storrs wife of Willey P Harris one ninth portion of my Estate less the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of one hundred dollars which is the abatement required of her portion to make up the sums given to Elizabeth and Martha in additions to their respective shares and properly to be held for her sole and separate use and for her death to descend to her children and not subject to the debts or contracts of her husband, but may be managed and controlled by him and he shall not be compelled to account for the rents issues or profits thereof. at the death of my daughter it is to descend to her children except the share of one half to her Brothers and Sisters

(Item 9th) I will the remainder of my

Item 10th I will & Bequeath to my daughter Georgia Ann Lewis ninth portion of my Estate the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of one hundred dollars which is the abatement required of her portion to make up the sums given to Elizabeth and Martha and properly to be held for her sole and separate use and for her death to descend to her children.

Item 11th I will & Bequeath to my daughter Elmira Storrs wife of Willey P Harris one ninth portion of my Estate less the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of one hundred dollars which is the abatement required of her portion to make up the sums given to Elizabeth and Martha in additions to their respective shares and properly to be held for her sole and separate use and for her death to descend to her children

Item 12th I will & Bequeath to my daughter Sarah Butler wife of Thomas Butler one ninth portion of my Estate less the sum of six thousand dollars which I advanced to her after her marriage to her and issue of this body and separate use and not subject to the debts or contracts of her husband to be under his control in any manner

Item 13th I will and bequeath to my son James one ninth portion of my Estate less the sum of four thousand dollars which I have advanced to him also less the sum of one hundred dollars the abatement required of this portion to make up the sums given to Elizabeth and Martha and at his death to descend to his children.

Item 14th I will and bequeath to my son Pierce A Lewis ninth portion of my Estate less the sum of two thousand dollars the abatement required of this portion to make up the sums given to Elizabeth and Martha and at his death to descend to his children.

Item 15th I will & Bequeath to my daughter Georgia Ann Lewis ninth portion of my Estate less the sum of two thousand dollars the abatement required of her portion to make up the sums given to Elizabeth and Martha and properly to be held for her sole and separate use not her debts to descend to her children.

Item 16th I will & Bequeath to my daughter Elmira Storrs wife of Willey P Harris one ninth portion of my Estate less the sum of four thousand dollars which I advanced to her after her marriage and also less the sum of one hundred dollars which is the abatement required of her portion to make up the sums given to Elizabeth and Martha in additions to their respective shares and properly to be held for her sole and separate use and for her death to descend to her children and not subject to the debts or contracts of her husband, but may be managed and controlled by him and he shall not be compelled to account for the rents issues or profits thereof. at the death of my daughter it is to descend to her children except the share of one half to her Brothers and Sisters

Item 17th I will the remainder of my Estate both real and personal to be equally divided between my children and the children of my deceased children per stirpes and not per capita

Item 18th I nominate constitute and appoint my son in law Pierce A Lewis and my son Edmund Cornick Phillips the executors to carry out and execute this my last Will & Testament

In testimony Whereof I have set my hand and affixed my seal this the 28th day of September A.D. 1846

In the presence of

Witness my deceased above named to act

Witnesseth this my [illegible] portion of my Estate
[illegible] the sum of Six hundred dollars which is the
abatement required of her portion to make up
the sums given to Elizabeth and Martha in
addition to their respective shares. And I hereby
[illegible] to be for her sole and seperate use and at her
death to descend to her children.

Item 8th I will and bequeath to my son
James one ninth portion of my Estate less the
sum of four thousand dollars which I have
advanced and to him also less the sum of six
hundred dollars the abatement required of this
portion to make up the sums given to Elizabeth
and Martha and at his death to descend to his children.

Item 9th I will and bequeath to my son
Cornelius one ninth portion of my Estate less the
sum of one thousand dollars the abatement
required of this portion to make up the sums
given to Elizabeth and Martha and at his
death to descend to his children.

Item 10th I will & Bequeath to my
daughter Georgia Ann one ninth portion of
my Estate after my debts are paid less the sum of two
hundred dollars the abatement required of her
portion to make up the sums given to Elizabeth
and Martha and I hereby [illegible] to be for her sole and
seperate use and her death to descend to her children.

Item 11th Should any of my children die without
lawful descendants of mine that their portion
herein Bequeathed be distributed amongst
his Brothers and Sisters Except the
provisions made in Item 7th.

I hereby nominate and appoint constitute
my son in law Jacob C. Davis and my sons
James and Cornelius Philips the executors to carry
out and Execute this my Last Will & Testament

In testimony Whereof I have set my
hand and affixed my seal this the 1st day of
July A.D. 1848.

In compliance of
I wish my Executors above named to act
without giving security or else being required of
any thereof.

Sealed in presence of
published & declared
in presence of
Cothn. M. Phillips
William C. Bonnell
Jno. S. Burch

James P. Phillips

The State of Alabama
Russell County

In the name of God
Amen.

Be it known to all men that I James
P. Phelps being of sound mind & understanding & do
hereby hold this to make ordain & declare the
following as my Last Will & Testament here revoking
made and Executed the 1st day of July
A.D. 1848. (1st June 1848) In this and last Will I do
allow & have nominated as one of the Executors to
this same my son in law Jacob C. Davis but in case
the execution of said Will the said J. C. Davis
shall remove from and now is a Resident of the
State of Georgia the time then disqualified
to act as Executor I do by reason of the said
& the great distance he is from this state
I do hereby in the place & stead of said J. C. Davis
nominate & appoint my friend G. H. Lewis as co-
executor of my said Will & do desire & Request
of the County Court of this the county & State
not be Required to give any security for the
faithful discharge of his duties & powers of
Executorship. In Testimony Whereof I have hereunto set my
hand & affixed my seal this the 1st day of July
A.D. 1848.

James P. Phelps

Signed sealed published &
declared in our presence
the day & year above written.

A. Billing
F. M. Thomas
W. C. Howard

In Open Court personally came R. P. Baker
who being sworn says that he saw A. P. Phelps one of the
subscribing witnesses to the last Will and
Testament of James Phelps is a member of Capt.
Ward's Battalion of Cavalry & Artillery which said
company is now in the State of Alabama & knows and
that said A. P. Phelps [illegible]

Sealed in presence of
published & declared
in presence of
John M. Philips
William E. Bornett
John S. Borch

James Philips (Seal)

1

The State of Alabama
Russell County

In the name of God
amen.

Be it known to all men that I James
Philips, being of sound mind & memory though in
feeble health do make ordain & declare the
following as a codicil to my Last Will & Testament heretofore
made and executed (to wit) on the 5th day of
A.D. 1858 (Eleven 11) In the said last will above
allowed I have nominated as one of the Executors to
the same my son in law J. G. Lewis But since
the execution of said will the said J. G. Lewis
has removed to and now is a Resident of the
State of Ala Louisiana & he being thus disqualified
to act as Executor Both by reason of the said
& the great distance he is from the estate
I do hereby in the place & stead of said J. G. Lewis
nominate & appoint my friend J. H. Lewis one of the
executors of my said will & I do desire & Request
of the Court that the said J. H. Lewis shall
not be Required to give any security for the
performance of his duties of such Executor
In testimony whereof I have hereunto set my
hand and affixed my seal this 5th of September 1862
James Philips (Seal)

Signed sealed published &
declared in our presence
the day & year above written

H. Billing
J. M. Tr[illegible]
W. C. Hurt

In Open Court personally came R. P. Baker
who being sworn says that J. M. Philips one of the
subscribing witnesses to the last will and
Testament of James Philips is a member of Major
Barnard Battalion of siege artillery which said
company is now in the state of Alabama Florida and
that said J. M. Philips [illegible]

Said Battallion and was and is beyond the
limits of the State of Alabama also that John S.
Borch an other subscribing witness to said
Will is in the military service and is now
was when heard from beyond the State of
Alabama to wit in the State of Tennessee
R. P. Baker (Seal)

Sworn to & subscribed this
12 day of October 1863.
Geo. H. Waddell
Judge of Probate

In Open court personally came Wilson Williams
who being sworn says that to the best of his
Knowledge information & Belief J. M. Philips
and J. S. Borch two of the subscribing witnesses
to the last Will & Testament of James Philips
are beyond the limits of the State of Ala.
to wit. J. M. Philips is in the military service
of the Confederate States in the state of Fla.
J. S. Borch in the State of Tenn. that W. E.
Bornett is dead that he has examined the
signatures of the above named witnesses
to said last will & Testament of James Philips
that he was acquainted with the hand
writing of said witnesses and that they are
the signatures of said John M. Philips William
E. Bornett & John S. Borch Respectively.
Sworn to & subscribed this
12 day of October 1863.
Geo. H. Waddell
Judge of Probate

Wilson Williams

In open court personally came W. C. Hurt
who being duly sworn says that he was acquainted
with the hand writing of James Philips that he
has examined the last will & testament of said
James Philips herewith presented for Probate
& that the signature of said James Philips to the
same is true and genuine. that he has examined
the codicil to said Last Will that said James
Philips signed the same in his presence in the
presence of the other subscribing witnesses on the
day the same bears date & that such other
witnesses subscribed their names in his presence
and in the presence of said testator on the day
the same bears date and that in his opinion

said Battalion and was and is beyond the limits of the State of Alabama at the time the said J. M. Burch and other subscribing witness to said Will is in the military service under said command where he said Grist was beyond the State of Alabama to wit in the State of Tennessee

R. B. Baker Jr

Sworn to & subscribed this
12 day of October 1863.
Geo. H. Waddell
Judge of Probate

In Open Court personally came Wilson Williams who being sworn says that to the best of his knowledge, information & Belief J. M. Philips and J. M. Burch the two of the subscribing witnesses to the last Will & Testament of James Philips are beyond the limits of the State of Ala. to wit J. M. Philips is in the military service of the Confederate States in the State of Ga. & J. Burch in the State of Tenn. that W. B. Bonnell is dead that he has examined the signatures of the above named witnesses to said last Will & Testament of James Philips that he was acquainted with the hand writing of said witnesses and that they are the signatures of said John M. Philips William B. Bonnell & John J. Burch Respectively.

Sworn to & subscribed this
12 day of October 1863.
Geo. H. Waddell
Judge of Probate

Wilson Williams

In open court personally came W. B. Hurt who being duly sworn says that he was acquainted with the hand writing of James Philips that he has examined the Last Will & Testament of said James Philips herewith exhibited for Probate & that the signature of said James Philips to the same is true and genuine that he was present & saw the said Philips sign the same in his presence on the day of the date of the other subscribing witnesses on the day the same bears date & that such other witnesses subscribed their names in his presence and in the presence of said testator on the day of the same bears date and that in his

said Belief said James Philips at the time of the execution of said Will to said Will was of sound and disposing mind and memory

Sworn to & subscribed this
12 day of October 1863.
Geo. H. Waddell
Judge of Probate

William B. Hurt

and Belief and James P. Phillips at the time of the execution of said will to said will and deposing mind and memory

Sworn to & subscribed this 12 day of October 1863.
Geo. H. Waddell
Judge of Probate

Williams & Lee

Last Will and Testament of Wilson B. Edwards.

The State of Alabama } In the name of God amen:
Russell County } I Wilson B. Edwards being
sound in body and mind and knowing all men
must die. I dispose of my worldly effects as
follows.
Item 1st. I desire first that all of my just debts be
paid out of my estate.
Item 2nd. I desire that as my children become of
age or marry, that my Executor or Executrix make
some small advances as such as the condition of
my estate will admit of without injury to the
principal of the Estate.
Item 3rd. It is my will and desire that my Executor
or Executrix keep all my estate together as it
is now in my lifetime, and raise and educate my
children until my youngest child becomes eighteen
years of age. When it is to be equally divided between
my wife and children. Each one to share and
share alike.
Item 4th. It is my will & I can my wife should
marry that the property be kept together as
above stated and raise and educate my children
if it should be her wish to do so. if not the
estate to be divided as above named.
Item 5th. And lastly, I appoint my wife Ellen A
Edwards and John B. Fuller Executor and
Executrix to carry this my last will into effect
and appointing either my Executor or Executrix to
give security.
Signed and sealed in the presence of this 10th day
of August 1863.

Wilson B. Edwards.

Witness
Wm W. Corprew
Wm W. Bent
John G. Lewis

The State of Alabama } In the Probate Court
Russell County } November Term 1863
Personally appeared in open Court Henry M
Corprew and John G. Lewis two of the subscribing
witnesses to the foregoing instrument who after
being duly sworn depose and say that Wilson B.
Edwards the testator therein voluntarily executed
the same in their presence and in the presence of

Last Will and Testament of Wilson B. Edwards.

The State of Alabama, In the name of God amen:
Russell County. I Wilson B. Edwards being
sound in body and mind, and knowing all men
must die. Do dispose of my worldly effects as
follows.

Item 1st. I desire first that all of my just debts &
funeral out of my estate.

Item 2nd. I direct that as my children become of
age or marry, that my Executor or Executrix make
some small advances, as such as the condition of
my estate will admit of without injury to the
principal of the Estate.

Item 3rd. It is my will and desire that my Executor
or Executrix keep all my estate together as it
is now on my plantation, and raise and educate my
children until my youngest child become eighteen
years of age. When it to be equally divided between
my wife and children. Each one to share and
share alike.

Item 4th. It is my will or can my wife should
marry that the property be kept together as
above stated and raise and educate my children
if it should be her wish to do so. If not the
estate to be divided as above named.

Item 5th. And lastly, I appoint my wife Ellen A
Edwards and John B. Fuller Executor and
Executrix to carry this my last will into effect.
and revoking either my Executor or Executrix to
give security.

Signed and sealed in the presence of this 1st day
of August 1863.

Wilson B. Edwards.

Witness
Wm M Cooper
Wm M Bunt
John H Lewis

The State of Alabama, In the Probate Court
Russell County. November Term 1863

Personally appeared in open Court Henry M
Cooper and John H Lewis two of the subscribing
witnesses to the foregoing instrument who after
being duly sworn depose and say that Wilson B.
Edwards the testator therein named signed and
executed the same in their presence and in the presence of
the other subscribing witness on the day the same
bears date. That they signed their names as witness
thereto in the presence of the testator and of the
other witness. And that such testator subscribed
his name as such in their and the testators
and that in their opinion and belief said testator
at the time of executing said will was of sound
and disposing mind and memory.

Sworn to and subscribed
before me 9th Nov 1863.
Geo H. Waddell
Judge of Probate

Henry M Cooper
John H Lewis

Recorded March 4th 1864.
Geo H. Waddell
Judge of Probate

Last Will & Testament of John W Edwards.

In the name of God amen.

I John W Edwards of the County of Russell &
State of Alabama, do make and ordain this
my will in the manner following.

Item 1st. I will that all of my just debts & funeral
Item 2nd. It is my will that at my decease all
my personal property, both real and personal of
which I may be seized and possessed of all
whatever and gender the condition of leaving
about the Rest all the property that shall remain
after paying my just debts, is for intention for the support of herself and children
dren of my last marriage, till the eldest child shall
become of age, or shall marry, when said child
shall be entitled to it. distribution shall and
and every child shall be entitled to his or her part
alike share of my property, when he or she shall arrive
of age or shall marry. But in case my
wife should marry then her right to enjoy
the property shall cease, and the property
shall be distributed equally among all my
heirs.
Item 3rd I hereby appoint my wife Ellen A
Edwards, and my brother George W Edwards the Executors of this my last will
and testament.

John W Edwards

Test J Lewis + W B Edwards

the other subscribing witness on the day the same bears date. that they signed their names as witnesses thereto in the presence of the testator and of the other witness. and that each other witness subscribed his name as such in their and the testators presence and that in their opinion and belief said testator at the time of executing said will was of sound and disposing mind and memory.

Sworn to and subscribed
Nov 9th 1863.
Geo H. Waddell
Judge of Probate

H. W. Edwards
J. Allen J. Ellis

Recorded March 4th 1864.
Geo H. Waddell
Judge of Probate

Last Will & Testament of John W. Edwards.

In the name of God Amen.

I John W. Edwards of the County of Russell and State of Alabama do make this my last will and testament in the manner following.

Item 1st. I will that all of my just debts be paid

Item 2nd. It is my will that all my [illegible] my property, both real and personal, shall be at the disposal of my beloved wife Mary A. Edwards and I do hereby and herein constitute & appoint that she have all the property that shall remain after paying my just debts, viz. personal & [illegible] mentioned for the support of herself and the children of my marriage, till the eldest child shall become of age or shall marry, when said child shall be entitled to its distributive share, and each and every child shall be entitled to his or her distributive share of any property, when he or she shall arrive of age or shall marry. But in case any such should marry when her right to such share of property shall cease, and her property shall be distributed equally amongst my heirs.

Item 3rd. I hereby appoint my wife Mary A. Edwards, and my brother George W. Edwards the Executors of this my last will and testament.

John W. Edwards

Attest J. Ellis & N.B. Edwards

The State of Alabama } In the Probate Court
Russell County } December Term 1863.

Personally came before the Court Gabriel Ellis one of the witnesses subscribing witness to the foregoing will who after being duly sworn deposeth and saith that John W. Edwards the testator therein & hereinmentioned executed the same and declared the same to be and contain his last will and testament sometime during the month of March 1863 in his presence and in the presence of the other subscribing witnesses. that he subscribed his name as such in the presence of the testator and of the other witnesses. and that each other witness subscribed his name as such in his and the testators presence. and 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 and subscribed
10th Dec 1863.
Geo H. Waddell
Judge of Probate

J. Ellis

Recorded 4th March 1864.
Geo H. Waddell
Judge of Probate

Last Will & Testament of Reuben Thornton.

The State of Alabama } In the name of God Amen.
Russell County. } I Reuben Thornton of the County and State aforesaid being of sound disposing mind and memory, and knowing that it is appointed unto all men to die do make and ordain this my last will and testament.

Item 1st. I ~~[illegible]~~ my body to the dust from which it came and my soul to God who gave it.

Item 2nd. It is my will that all my just debts & funeral [illegible] my burial expences.

Item 3rd. It is my will and desire that my son Robert A. Thornton may child of my second wife [illegible] and retain the half section of land, on which I now reside with all the appurtenances

The State of Alabama } In the Probate Court
Russell County } December Term 1863

Personally came before open Court John H. Dillin one of the subscribing witnesses to the foregoing last will & testament after being duly sworn deposeth and says that John H. Edwards the testator therein & aboundantly executed the same, and declared the same to be and contain his last will and testament, sometime during the month of March 1863 in his presence and in the presence of the other subscribing witnesses that he subscribed his name as such in the presence of the testator and of the other witnesses, and that each other witness subscribed his name as such in and the testators presence, and 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 and subscribed
14th Dec 1863
Geo. H. Waddell
Judge of Probate

J. H. Dillin

Recorded 4th March 1864.
Geo. H. Waddell
Judge of Probate

Last Will & Testament of Reuben Thornton.

The State of Alabama } In the name of God Amen.
Russell County. } I Reuben Thornton of the County and State aforesaid being of sound disposing mind and memory, and knowing that it is appointed unto all men to die do make and ordain this my last will and testament.

Item 1st. I commit my body to the dust from which it came, and my soul to god who gave it.

Item 2nd. It is my will that all my just debts & funeral expenses including my burial expenses

Item 3rd It is my will and desire that my son Robert D. Thornton may child of my second wife [illegible] and retain the said section of land, on [illegible] and reside with all the appurtenances thereunto belonging. My remaining children I desire to be educated by my Executors hereinafter named and the proceeds thereof be equally divided amongst them, viz: Reuben J. Hamilton and Martha Greene of Texas and Caliarien F. Haynes.

Item 4th. It is my will and desire that my Executors have the power & authority to sell and convey the following negroes viz: Jack, Rhoda, Lucy, Mary Ann & Rhoda's children, they being appraised by three disinterested men, and whatsoever be may select shall have also four years to pay for them by paying interest at the rate of eight per cent per annum on the deposit.

Item 5th I hereby give and bequeath to my son Johnathan W. Thornton the following negroes and their increase viz: Moses, Jane and Young Jack and bequeath to my son Reuben J. Hamilton the following negroes and their increase viz: Lucy, Joe, Adeline, Scaborn and Brownell Big Joe and one of my plantations known as Sarah's Quick to be sold and the proceeds thereof divided between my first wife children to wit Johnathan W. Thornton, Reuben J. Hamilton, Martha G. Stapler and Caliarien F. Haynes.

Item 6th I give and bequeath to Ann Gray wife five hundred dollars on bed and bedstead and appurtenances.

Item 7th, I hereby wish five hundred dollars appropriated by my Executors or as much thereof as may be to cover my wife Elizabeth and my own grave.

Item 8th I hereby appoint my sons and the beloved Executors Reuben J. Hamilton and Robert D. Thornton to execute the provisions of this my last will and testament, and ask the Probate Court to grant them letters testamentary without the expense of bond.

The slaves bequeathed in the 5th item I wish delivered by their descendants agent, and the same effect being equal. I wish paid Jack by my executors.

Signed and sealed this 9th day of October 1860
Witness
A. E. Bynum
Joseph McCall
Wm. Hooley

Reuben Thornton [seal]

thereunto belonging. Also remaining portion of my real
property to be sold by my Executors hereinafter named
and the proceeds thereof be equally divided amongst
my first wife's children to wit. Volumbia M. Hamilton
Reuben J. Hamilton and Martha Jane Hamilton
Texas and Caliarem F. Harper
Item 4th. It is my will and desire that my Executors
have the first privilege of selecting any articles
for themself. his wife Bed and Bedding and
three dress dress they being appraised by three disinterested
men. and Schoolmaster he may select shall have
three years to pay for them by paying interest on
the first year and the debt
Item 5th. I hereby give and bequeath to my son
Josiah Marshall M. Hamilton the following negroes and
others viz: Maximus. Jane and Young
Jane and bequeath to my son Reuben J. Hamilton
the following negroes and others viz: Caleb
Sally. Joe. Adeline. Isabella and Brandon
Lucy that are of my slaves to wit. Jane Green and
Sarah. I wish the to be sold and the proceeds
thereof between my first wife's children to wit
Josiah Marshall M. Hamilton. Reuben J. Hamilton
Martha J. Hopkins and Caliarem F. Harper
Item 6th. I give and bequeath to Nancy Jane
wife five hundred dollars one bed and bedstead
and appurtenances
Item 7th. I hereby wish five hundred dollars
donated by my Executors or as much thereof as necessary
to cover my wife Elizabeth and my grave
Item 8th. I hereby appoint my sons Reuben J. Hamilton
Executor. Reuben J. Hamilton and Robt. A. Hamilton
to execute the provisions of this my last will
and testament, and ask the Probate Court to
grant them letters testamentary without the requisite
of a bond.
The slaves bequeathed in the 5th item I have
valued by three disinterested persons, and the same
after being equal. I wish paid back to my estate
Signed and sealed this 9th day of October 1863
Witness
A. C. Bennett
Joseph McCheel
John A. Hodge

Reuben Hamilton [Seal]

Codicil

I give of charges I have against my children
should be considered as a portion of my estate, I
ought not to be made them equal in the
distribution of my estate. It is also my wish
that my wife have five barrels of corn and
my household furniture of part.
Witness
Ac C Bennett
John A Hodge

Reuben Hamilton [Seal]

The State of Alabama } In the Probate Court
Randolph County } January Term 1864.

Personally appeared in Open Court A. C. Bennett and John A. Hodge who after being duly sworn deposes and say that Reuben J. Hamilton the testator in the foregoing instrument subscribing executed the same, also declares the same to be and contain his last Will & Testament on the day the same bears date; that they subscribed their names as witnesses in the presence of the testator, and in the presence of the other witness, and that each of the other witnesses subscribed his name as such in their and the testators presence, and that to the best of their opinion of and belief said testator at the time of executing said will was of sound and disposing mind and memory and said witnesses further being sworn depose and say that said testator voluntarily executed the codicil attached to said will in their presence about a week after the execution of said original will and declared the same to be a codicil thereto, and that they subscribed their names as witnesses in his presence and in the presence of each other, and that said testator was of sound and disposing mind and memory at the time of the execution of said Codicil.
Sworn to and subscribed this
11th January 1864
Geo H. Wadsworth
Judge of Probate

A. C. Bennett
John A. Hodge

Recorded 4th March 1864.
Geo H. Wadsworth
Judge of Probate

Codicil

of Book of charges I have against my children which considered as a portion of my estate, I bequeath unto each as shall enable them equal in the distribution of my estate. It is also my will that my wife have five barrels of corn and one hundred pounds of pork.

Witness
Wm E. Bennett
John A. Hodge

Reuben Herndon

The State of Alabama } In the Probate Court.
Bennett County } January Term 1864.

Personally appeared in Open Court A. E. Bennett and John A. Hodge who after being duly sworn, depose and say that Reuben Herndon the testator in the foregoing instrument of writing executed the same and declared the same to be and contain his last Will & Testament on the day the same bears date; that they subscribed their names as witnesses in the presence of the testator and in the presence of the other witnesses to such as their and the testators presence, and at the request of and belief said testator and in the time of executing said will was of sound and disposing mind and memory. And said testator for the time being seemed then and said that said testator voluntarily executed the Codicil attached to said will in their presence about a week after the execution of said original will and declared the same to be a Codicil thereto, and that they subscribed their names as witnesses in his presence and in the presence of each other, and that said testator was of sound and disposing mind and memory at the time of the execution of said Codicil.

Sworn to and subscribed this
11th January 1864
Geo H. Wadsell
Judge of Probate

A. E. Bennett
John A. Hodge

Recorded 4th March 1864.
Geo H. Wadsell
Judge of Probate

Will of Benjamin B. Parker deceased

The State of Alabama } In the name of God. Amen.
Bennett County } I B. B. Parker of said State and County being of sound mind and disposing memory and feeling it necessary to render the circumstances which at present surround me as favorable as possible, of my property do make and constitute this my last Will and Testament

Item 1st – My soul I commend to God and my body if I should die by the sea or by disease, I desire shall be brought home to my family for burial if it is possible so to do

Item 2nd – I give and bequeath to my beloved wife Eliza Parker all my personal property real and personal and of every other kind or description, including money, notes and accounts, and other evidences of debt, after the payment of my debts during her natural life or her widowhood.

Item 3rd – My will is that if any said property obtained again from them at my said wife's death, said property shall be divided equally among my said wife Eliza and each of my children, share and share alike. I also give the property I may be seized of at my death to my wife Eliza and children, at public or private sale as they may deem best, without the order from the Court or leave of the Court.

Item 4th – My will is that if my said wife Eliza should not remain at her death all of my property and effects of every kind and description must be divided equally amongst said children, share and share alike. I also give my wife Eliza and my said executor hereinafter named full power and authority to sell all or any portion of said property without the order of Court, on such terms, at public or private sale, as they may deem best at such time or times as they may think proper and to execute titles to the purchaser or purchasers of the same, and I also give them the power to do all things necessary and proper in the premises in the same manner as I could do if living and in full possession thereof.

Item 5th – My said wife Eliza shall have full power and authority to sell at private sale all or any of my property, except the property in other property at her discretion, with full power and authority also to barter or exchange any part or portion of my said property for other property as to her discretion may seem best and the property thus purchased or property thus received in barter or exchange shall become the property of my estate, and shall be subject to the same trusts herein before set forth. All the above must be done without an order of Court, and the conveyance made by her to said property shall be good and valid in law and equity.

Item 6th – My executor must have the will proved, and [illegible]

Will of Benjamin H. Baker deceased

The State of Alabama } In the name of God Amen
Russell County } I B. H. Baker of said State and County being of sound mind and disposing memory and feeling it to be necessary in the circumstances which at present surround me to make a disposition of my property do make and constitute this my last Will and Testament

Item 1st – My soul I commend to God and my body if I should die by the sword or by disease I desire shall be brought home my family for burial if it is possible to be done

Item 2nd – I give and bequeath to my beloved wife Eliza Baker all my property real and personal and of every other kind or description, including money, notes and accounts, or other evidences of debt, after the payment of my debts during her natural life, or widowhood,

Item 3rd – My will is that if my said wife should again marry that then my said property shall be divided equally among my two sons and my daughters and each of my children, share and share alike

I request that the property I may be sold at any portion of it may be sold at public or private sale by my Executor and Administrator, at such time as he may think best for the interest of my estate

Item 4th – My will is that if my said wife should not marry that at her death all of my property and effects of every kind and description, must be divided equally amongst my children share and share alike. I request that my Executor and Administrator be clothed with full power and authority to sell all or any portion of said property without an order of Court, on Credit or for cash, at public or private sale, terms of sale made at such time or times as he may think proper, after the time contemplated by the third Item in this will shall be past and sold in law and in Equity

Item 5th – My said wife Eliza shall have full power and authority by will at private sale all or any of my property, and invest the proceeds in other property at her discretion, and she shall have full power and authority also to barter or exchange any part or portion of my said property for other property at her discretion and the property thus purchased and the property thus received in barter or exchange shall become the property of my estate, and shall be subject to the same trusts herein before set forth, all this must be done without the order of Court, and the conveyance made by her to said property shall be good and valid in law and equity

Item 6th – My Executor must have the sole personal estate, debts of deceased and all [illegible]

[illegible]

be sold or exchanged as hereinafter contemplated. Whenever any of the property is sold bartered or exchanged the property received in lieu thereof must be set forth and described, together with the time, circumstance and facts attending the sale or barter and filed with the Court, so that at all times the parties in the case will know the facts as well as the property belonging to the estate. When my said wife marries, or when she dies, then my sole, secret personal Estate must be made and a division made had as before set forth

Item 7th – Having great confidence in the prudence and skill of my said wife Eliza and my son James M. Baker I hereby appoint them Executrix and Executor of this my last Will and Testament. They must not be required to give bond as required by law

Signed and sealed by me this 29th day of April 1861 in presence of

D. Dismukes
W. C. Sears

B. H. Baker (L.S.)

The State of Alabama } Probate Court August Term 1864.
Russell County } In open Court personally came before the D. Dismukes a subscribing witness to the within Will, who being duly sworn deposes and says that the Testator therein B. Benjamin H. Baker executed the same on the day that it bears date in his presence and in the presence of the other subscribing witness Wesley H. Sears that he attested the same in the presence of the Testator, and of said other witness, and such witness signed his name as a witness on his and said Testators presence on the day the same bears date, and that in this opinion and belief said B. Benjamin H. Baker was of sound and disposing mind and memory at the time of the execution thereof

Sworn to and subscribed
August 8th 1864.
Wm H. Waddell
Judge of Probate

J. V. Dismukes

Recorded 24th day August 1864.
Geo. H. Waddell
Judge of Probate

to count or effect when property is sold bartered or exchanged as herein before contemplated. Whenever any of the property is sold bartered or exchanged the property received in lieu thereof must be set forth and described together with the time circumstance and facts attending the sale or barter and filed with the Record, so that at all times the facts in the case will show the fact as well as the property belonging to the estate. When my said wife marries or when she dies then in either event the final settlement must be made and a division made had as before set forth.

Item 7th - Having great confidence in the prudence and skill of my said wife Eliza and my son James M. Baker I hereby appoint them Executrix and Executor of this my last Will and Testament. They must not be required to give bond as required by law.

Signed and sealed by me this 29th day of April 1861 in presence of

D. V. Diemmkes
N. H. Sears

B. H. Baker (SEAL)

The State of Alabama } Probate Court August Term 1864.
Russell County } In Open Court personally came before me D. V. Desmukes a subscribing witness to the within Will, who being duly sworn deposes and says that the Testator therein B. Benjamin H. Baker executed the same on the day that it bears date in his presence and in the presence of the other subscribing witness Nelly H. Sears that he attested the same in the presence of the Testator, and of said other subscribers, and such witness signed his name as a witness in his and said Testator presence on the day the same bears date and that in his opinion and belief said B. Benjamin H. Baker was of sound and disposing mind and memory at the time of the execution thereof.

Sworn to and subscribed
August 8th 1864.
Geo. H. Waddell
Judge of Probate

D. V. Diemmkes

Recorded 24th day of August 1864.
Geo. H. Waddell
Judge of Probate.

Last Will and Testament of Theophilus White

Russell County Alabama April 14th 1865

I Theophilus White do make and ordain this my last will and testament in the following form to wit.

Item - I give and bequeath to my son Thomas D. White two negro girls - Kitty and Hezzy aged eighteen and ten years.

Item - I give to my grand daughter Louisa J. Floyd and Mary Maddin one negro woman Cicily twenty two years old and her boy Caesar five years old.

Item. I give to John A White negro girl Sally aged twenty years and Mary aged eight.

Item. I give to Julia J. White one negro girl Caroline eighteen years old and Caroline ten years old.

Item. I give to my daughter Louisa White one negro girl Sarah about fourteen years old and Georgiana twelve years old.

The above legacies are designed to make the above named children equal with my daughters Hannah Ann Baker and Eliza J. Edwards and my son Theophilus White to whom I have already given similar amounts.

Item. I direct that the above legacies shall remain with my Executor until called for by those of age to wit. Theo D. White, Louisa J. Floyd and Mary Maddin - my grand daughters, and my son John A. White.

Item. The legacies given to my daughters Julia J. White and Louisa White are to remain with their Mother until they become of age or marry.

Item. I give to my wife Louisa White the following negroes during her natural life, to wit. Jake fifty years old. Sythlin aged twenty Big George thirty three years old, Little George fifteen and Edrick fifteen, Milly aged twenty eight and her four children, Both aged eight, Lewis four, Jeff two and Abel one year old - Mulinda aged twenty four and her four youngest children to wit. Celia aged seven years White three, Tom two and infant child six months old. - Betsy twelve years old and Susan ten years old - Randy (colored) - together with their increase; Also the following property to wit One Carriage and Harness, One Buggy and Harness, One Wagon of her choice, all the house hold and Kitchen furniture, Plantation tools, Blacksmiths tools, six choice Cows and calves or yearlings, four choice breeding Sows and thirty head of Stock Hogs, three choice Mules for one years, Also the tract of land I purchased of Robert Jordan in Pike County Ala. with the privileges of exchanging it for the farm on which I now reside, or any other place she may prefer - Consulting with my Executor.

Item - The remainder of my negroes I direct to be hired out until all my debts are settled, at which time I direct that the said remainder of negroes and the money which may be on hand shall be equally divided

Last Will and Testament of Theophilus White

Russell County Alabama April 14th 1865

I Theophilus White do make and ordain this my last will and testament in the following form to wit.

Item – I give and bequeath to my son Thomas B. White two negro girls – Nelly and Lizzy aged sixteen and ten years.

Item – I give to my grand daughter Louisa J. Floyd and Mary Maddin one negro woman Rosetty twenty two years old and her boy Cain five years old.

Item. I give to John A White negro girl Sally aged twenty years and Mary aged eight.

Item. I give to Julia J. White one negro girl Caroline eighteen years old and Caroline ten years old.

Item. I give to my daughter Louisa White one negro girl Frank about fourteen years old and Georgiana twelve years old.

The above legacies are designed to make the above named children equal with my daughters Sarah Ann Bader and Eliza J. Edwards and my son Mordecai White to whom I have already given similar amounts.

Item. I direct that the above legacies shall remain with my note until called for by those of age to wit. Thos B. White, Louisa J. Floyd and Mary Maddin – my grand daughters, and my son John A. White.

Item. the legacies given to my daughters Julia J. White and Louisa White are to remain with their Mother until they become of age or marry.

Item. I give to my wife Louisa White the following negroes during her natural life, to wit. Jake fifty years old. Lyttleton aged twenty Big George thirty three years old, Little George fifteen and Chick fifteen, Milly aged twenty eight and her four children Rich aged eight, Lewis four, Jeff two and Obed one year old – Mahaley aged twenty five and her three youngest children to wit Celia aged seven years White three, Tom two and infant child six months old. – Betsy twenty years old and Susan ten years old – together with their increase. Also the following property to wit One Carriage and Harness, One Buggy and Harness, One Wagon of her choice all the House hold and Kitchen furniture, Plantation tools, Blacksmith's tools, six choice Cows and calves six yearlings, four choice breeding Sows, and thirty head of Stock Hogs, also provisions for one year. Also the tract of land I purchased of Robert Jordan in Pike County Ala. with the privilege of exchanging it for the farm on which I now reside, or any other place she may prefer – consulting with my Executor.

Item – The remainder of my negroes I direct to be hired out until all my debts are settled, at which time I direct that the said remainder of negroes and the money which may be on hand shall be equally divided among all my children to wit Sarah Ann Bader, Eliza J. Edwards Mordecai White, Thomas B. White, John A. White, Julia J. White, Louisa White and my two Grand-daughters Louisa J. Floyd and Mary Maddin – they to receive one share.

Item, The sum of twelve thousand dollars now on hand together with the notes, I direct to be invested in Land for the benefit of my wife in lieu of the land in Pike County in the event that the before mentioned exchange cannot be made, provided further the money cannot be applied to the payment of my debts, and provided also that when such investment of money and notes shall be made, I direct that the land in Pike County be sold by my Executor at such time as he shall deem proper and the proceeds applied to the payment of my debts, or so much thereof as may be necessary.

Item, all my other property not otherwise disposed of I direct to be sold and the proceeds applied to the payment of my debts if necessary

Item. I direct that after the death of my wife the portion which I have given her shall be equally divided among my children, my two Grand ~~children~~ daughters Louisa J. Floyd and Mary Maddin to receive one share.

Item – I appoint Samuel G. Clayton and Thos F. Murphy my Executors of this my last will and testament hereby revoking all other will by me made

Witness my hand and seal the day and date above written.

The words "Andy fourteen" and "four choice heifers" interlined before signed

Test

N. B. Thomas
W. Whitaker
B. R. Borland

The White [L.S.]

~~Recorded December 9th 1865~~

John Hurtsfield
~~Judge of Probate~~

The State of Alabama
Russell County

In Probate Court, October Term 1865.

Personally appeared in open Court B. R. Borland and N. B. Thomas, two of the subscribing witnesses to the foregoing instrument who being duly sworn depose and say that Theo White, the Testator therein specified, the same voluntarily, in their presence, on the day the same bears date, and declared the same to be his last will and testament that they signed the same in the presence of the said Testator and of the other subscribing witness, and that each other subscribing witness signed it in their and the Testator's presence. And they further depose and say that, in their opinion and belief the said Testator

among all my children to wit Sarah Ann Bates, Eliza J. Edwards Mordecai White, Thomas D. White, John A. White, Julia J. White, Louisa White and my two Grand-daughter Louisa J. Floyd and Mary Maddox= they both to receive one share.—

Item, The sum of twelve thousand dollars now on hand together with the notes, I direct to be invested in lands for the benefit of my wife in lieu of the land in Pike County in the event that the before mentioned exchange cannot be made, provided further the money cannot be applied to the payment of my debts, and provided also that, when such investment of money and notes shall be made, I direct that the land in Pike County be sold by my Executor at such time as he shall deem proper and the proceeds applied to the payment of my debts, or so much thereof as may be necessary.

Item, All my other property not otherwise disposed of I direct it be sold and the proceeds applied to the payment of my debts if necessary

Item, I direct that after the death of my wife the portion which I have given her shall be equally divided among my children, my two Grand ~~children~~ daughters Louisa J. Floyd and Mary Maddox to receive one share.

Item, I appoint Samuel G. Clayton and Thos F. Murphy my Executors of this my last will and testament hereby revoking all other wills by me made

Witness my hand and seal the day and date above written.

The Words "Andy fourteen" and "four chairs" Initialed before signed

Test
A. B. Thomas
W. Whitaker
B. R. Berland

The White [L.S.]

~~Recorded December 9th 1865~~
~~Jno Waddell~~
~~Judge of Probate~~

The State of Alabama
Russell County

In Probate Court, October Term 1865.

Personally appeared in open Court B. R. Berland and A. B. Thomas, two of the subscribing witnesses to the foregoing instrument who being duly sworn depose and say that The White, the Testator therein executed the same voluntarily, in their presence, on the day the same bears date, and declared the same to be his last will and testament that they signed the same in the presence of the said Testator and of the other subscribing witness, and that each other subscribing witness signed it in their and the Testators presence. And they further depose and say that, in their opinion and belief the said Testator

at the time of signing the same, was of sound and disposing mind and memory.

Subscribed and sworn to before me this 9th day of October 1865

B. R. Berland
A. B. Thomas

Jno Waddell
Judge of Probate

Recorded December 9th 1865
Jno Waddell
Judge of Probate

Last Will and Testament of Nathan Aldridge Sen.

I Nathan Aldridge Sen. at present of the State of Alabama and County of Russell, Do make this my last Will and Testament it is my will that my wife Eleanor Jane Aldridge have all the House hold and Kitchen furniture that is on hand at the time of my decease, and that my just debts be paid.

And as I have heretofore given all my children a portion of my property to wit To my son Samuel P. Aldridge Adaline, Isabella, Lewis Nina, worth when given, Thirteen Hundred and forty three Dollars $1343.00

To my daughters Mary A. J. Arnold, Caroline and Elizabeth, I my will to my sons Samuel P. and James T. Aldridge in trust for the use of my Daughter Mary A. J. Arnold Ann a girl, Henry and Adaline boy, for the use of my daughter Mary A. J. Arnold, during her life, then to the use of her children all said negroes and when given nineteen hundred and fifty Dollars $1950.00

To my son James T. Aldridge eight Hundred Dollars in Cash, advanced to him while he was attending Doctors prescriptions to his practicing Medicine, also Archimella a girl worth when given eight hundred Dollars and seventy five Cents, making in all sixteen Hundred Dollars and seventy five cents $1675.00

To Lewis G. Davis (my son in law) in trust for my Grand Daughter Nancy Adaline Georgia and her children a negro girl Emily worth when given four hundred and seventy two Dollars $472.00

To my son William K. Aldridge Isabella a girl and Jim a male negro when given seventeen and twenty five Dollars $1725.00

To my daughter Peggy Jane Davis three negroes Dave, Martha and Riley when given two thousand and

at the time of signing the same, was of sound and disposing mind and memory.

Subscribed and sworn to before me this 9th day of October 1845

B. R. Breland

A. B. Kemp

Jno. Waddell
Judge of Probate

Recorded December 9th 1845
Jno. Waddell
Judge of Probate

Last Will and Testament of Nathan Aldridge Sen.

I Nathan Aldridge Sen. at present of the State of Alabama and County of Russell, Do make this my last Will and Testament as it is my will that my wife Eleanor Jane Aldridge have all the House hold and Kitchen furniture that is on hand at the time of my decease, and that my just debts be paid.

And as I have heretofore given all my children a portion of my property to wit. To my son Samuel P. Aldridge, Sidney Aldridge, land Negroes, worth when given, Thirteen hundred and forty three Dollars $1343.00

To my daughter Mary A. J. Arnold, Caroline and Elizabeth, I my will to my sons Samuel P. and James T. Aldridge in trust for the use of my Daughter Mary A. J. Arnold Ann a girl, Henry and Nathan boys for the use of my daughter Mary A. J. Arnold, during her life, then to the use of her children all said negroes and when given seventeen hundred and fifty Dollars $1750.00

To my son James T. Aldridge eight hundred Dollars in Cash advanced to him while he was attending Doctors Institute to his practicing medicine. Also Archinella a girl worth when given eight hundred Dollars and seventy five Cents) making in all eighteen Hundred Dollars and seventy five cents $1800.75

To Lewis G. Davis (my son in Law) in trust for my Grand Daughter Harriet Adaline Perryman's use eight negro children a negro girl Emily, worth when given fifteen hundred and seventy two Dollars $1572.00

To my son William K. Aldridge Isabella a girl and Son a man, worth when given seventeen and twenty five Dollars $1725.00

To my daughter Peggy Jane Davis three negroes Lucy Martha and Reby worth when given two hundred and

Ninety Dollars $1490.00

It is further my will after my decease that the property that I own at the time of my decease both real and personal of Household and Kitchen furniture willed to my wife Eleanor Jane Aldridge in the above as my children and Grand children daughter Harriet A. Perryman so as to make each Ones distributive share equal, as the above named negroes were to be given were not of equal value at the time they were given, The distributive share of my Daughter Mary A. J. Arnold I will, in trust to my sons Samuel P. James T. Aldridge for the use of my daughter Mary A. J. Arnold and her children.

I will in trust the distributive shares of my Grand Daughter Harriet Adaline Perryman, to Lewis G. Davis (my son in Law) for the use of my Grand Daughter Harriet A. Perryman and her children and provided my Grand Daughter Harriet A. Perryman should not live to have Children, It is my will that the property willed to Lewis G. Davis in trust for the use of my Grand Daughter and her children be equaly divided among my several children at her decease.

I do hereby nominate and appoint my son in Law Lewis G. Davis my lawful Executor to carry this my last will and Testament into effect according to the true intent and meaning thereof.

In Witness whereof I Nathan Aldridge Sen. have hereunto subscribed my name and affixed my seal this the first day of September A.D. One Thousand eight hundred and fifty six.

Nathan Aldridge (Seal)

In the presence of
James E. Askew
Jehiel Little
Chas K. Aldridge

Ninety Dollars & 14/100 Cts.

It is further my will after my decease that the property that I own at the time of my decease both real and personal, (Except the house hold and Kitchen furniture willed to my wife Eleanor Jane Aldridge in the above set) be divided among my children and Grand daughter Harriet A. Perryman so as to make each ones distributive share equal, as the above and foregoing named Negroes here to fore given were not of equal value at the time they were given. The distributive share of my Daughter Mary A. J. Arnold I will, in trust to my sons Edward D. Jarrell & Alfred S. Aldridge for the use of my daughter Mary A. J. Arnold and her children.

I will in trust the distributive shares of my Grand Daughter Harriet Adaline Perryman, to Lewis G. Davis (my son in Law) for the use of my Grand Daughter Harriet A. Perryman and her children, and provided my Grand Daughter Harriet A. Perryman should not live to have children. It is my will that the property willed to Lewis G. Davis in trust for the use of my Grand Daughter and her children be equally divided among my several children at her decease.

I do hereby nominate and appoint my son in Law Lewis G. Davis my lawful executor to carry this my last will and Testament into effect according to the true intent and meaning thereof.

In Witness whereof I, Nathan Aldridge the Testator hereunto subscribed my name and affixed my seal this the twenty third day of September A.D. One Thousand eight Hundred and fifty six.

Nathan Aldridge (Seal)

In the presence of
James E. Asbell
Jehiel Lillie
Chas. Aldridge

mind and memory.

Sworn to & Subscribed before me
Jany 7th 1866 J. H. Waddell
Judge of Probate

Edgar Garlick
Wm. Lockwood

Recorded Jany 7th 1866
J. H. Waddell
Judge of Probate

Last Will and Testament of John Dudley

State of Alabama Russell County

In the name of God, Amen I John Dudley of said County, being of sound and disposing mind and memory do make, ordain, Publish and declare the following as my last will and testament.

Item 1st After the payment of my just debts, I give to my beloved wife during her life or widowhood all my property, both real and personal.

Item 2nd It is my will, if my wife should marry again, that all my property, denied from my estate as above divided should be equally divided between my wife and children, each child and my wife taking an equal share.

Item 3rd It is further my will that no separate account shall be kept for the education or expenses of my children, but that as they marry or come at age, my wife shall give off to them, such portion of my estate as she may see fit to be accounted for by each one in the final and general distribution of my estate, after the death of my wife.

Item 4th I will that all of my property undivided at the death of my wife, should she die, without marrying again shall be divided among my children then surviving and the legal representatives of those dead.

Item 5th I do hereby nominate and appoint my

mind and memory.

Sworn to & subscribed before me
Janu 7th 1866 J. F. Waddell
Judge of Probate

Edgar Garlick
W.W. Lockwood

Recorded Janu 7th 1866
J. F. Waddell
Judge of Probate

Last Will and Testament of John Dudley

State of Alabama Russell County
In the name of God. Amen I John Dudley of said County, being of sound and disposing mind and memory do make, ordain, publish and declare the following as my last will and testament.

Item 1st After the payment of my just debts, I give to my beloved wife during her life or widowhood all my property, both real and personal.

Item 2nd It is my will, if my wife should marry again, that all my property, derived from my estate as above divided, should be equally divided, between my wife and children, each child and my wife taking an equal share.

Item 3rd It is further my will that no separate account shall be kept for the education or support of my children, but that as they marry or arrive at age, my wife shall give off to them, such portion of my estate as she may see fit to be accountable for by each one in the final and general distribution of my estate, after the death of my wife.

Item 4th I will that all of my property undivided at the death, of my wife, should she die, without marrying again shall be divided among my children then surviving and the legal representatives of those dead.

Item 5th I do hereby nominate and appoint my wife the executor of this will, and desire that she shall not be required, to give any bond or security as such, and that she shall not be under any obligation, but shall be fully excused from applying to court for any orders of sale or making any returns or accounts thereto.

In testimony whereof, I have hereunto set my hand and affixed my seal this the 13th day of October A.D. 1863

John Dudley (Seal)

Signed in our presence & in the presence of each other, the day and year above written

J.H. Baker
B.T. Lesueur
J.A. Lewis

State of Alabama Russell County
In Probate Court, January Term 1866.

Personally came in open Court J.H. Baker and J.A. Lewis two of the subscribing witnesses to the foregoing instrument, who being duly sworn depose and say that the testator therein named voluntarily executed the same, and declared it to be his last Will and Testament on the day it bears date, in their presence and in the presence of the other subscribing witnesses. That they subscribed their names thereto in the presence of the Testator and the other witnesses, and that such other witnesses subscribed his name in theirs and the Testators presence; And that in their opinion and belief said Testator, at the time of the execution of said Will, was of sound and disposing mind and memory

Sworn to subscribed
this 8th day of Jamary
1866

J.H. Baker
John A. Lewis

J. F. Waddell
Judge of Probate

Recorded Janu 15th 1866
J. F. Waddell
Judge of Probate

wife the executor of this will, and desire that she shall not be required to give any bond or security as such and that she shall not be under any obligation, but shall be fully excused from applying to Court for any orders of sale or making any returns or accounts thereto.

In testimony whereof, I have hereunto set my hand and affixed my seal this the 13th day of October A. D. 1863

John Dudley (Seal)

Signed in our presence & in the presence of each other, the day and year above written

J. M. Baker
D. T. Lesueur
J. A. Lewis

State of Alabama Russell County
In Probate Court, January Term 1866.

Personally came in open Court J. M. Baker and J. A. Lewis, two of the subscribing witnesses to the foregoing instrument, who being duly sworn depose and say that the testator therein named voluntarily executed the same, and declared it to be his last will and Testament on the day it bears date, in their presence and in the presence of the other subscribing witness. That they subscribed their names thereto in the presence of the Testator and the other witness, and that each other witness subscribed his name in theirs and the Testators presence, And that in their opinion and belief said Testator, at the time of the execution of said Will, was of sound and disposing mynd and memory

Sworn to subscribed this 8th day of January 1866

J. M. Baker
John A. Lewis

J. F. Waddell
Judge of Probate

Recorded Jany 18th 1866
J. F. Waddell
Judge of Probate

Last Will and Testament of Reuben Dawkins

State of Alabama } I Reuben Dawkins of the State and
Russell County } County aforesaid, knowing that I must die, dispose of my earthly effects as follows Viz

1st I give to my Wife Elizabeth the following Lands during her life. Viz The North half of Section 21 T18, R28, South East Quarter of section 16, T18, R28, South 80 of the S.W. Qr of Sec 16 T18, R28, and one hundred and ten acres of the E & Qr of Section 21, T18, R28 and the N.W. Corner of South half of Section 22 T18, R28, containing fifty acres and the S.W. Corner of N.W. Qr of Section 22 T18 R28 containing Sixty Five acres in all Containing Five Hundred and Forty Five (545) Acres more or less. I also give and bequeath to my Wife, Elizabeth, my Carriage and Two Mules, for her benefit and that of the three youngest Children, also Five Cows and Calves one years increase & Twenty Head of Sheep.

2nd Second The balance of my Estate both real and personal except my Household & Kitchen Furniture (which I hereby bequeath to my Wife, Elizabeth, to be divided by her as She may think proper) & desire may be equally divided between my Wife Elizabeth and my Six living Children

3rd Third I desire that all my Estate both real and personal, except the portion I have bequeathed to my Wife Elizabeth, be sold and distributed agreeable to the foregoing provisions

4th Fourth I hereby appoint my Wife Elizabeth, and my Son John W. Dawkins, Executors of this my last Will and Testament & do revoke all former Wills by me heretofore made and affirm my Seal, this 21st November A.D. 1865

Witness
Edgar Garlick
Frances B. Ransom
R. W. Lockwood

Reuben his mark Dawkins (L.S.)

State of Alabama } In Probate Court January Term 1866
Russell County } Personally appeared in open Court, Edgar Garlick and R. W. Lockwood, two of the subscribing witnesses to the foregoing instrument, who being duly sworn depose and say that that the Testator therein named executed the same in their presence on the day the same bears date and declared it to be his last will and Testament, that they signed the same in his presence, as subscribing witnesses, and in the presence of the other subscribing witness, and that such other subscribing witness signed it in theirs and the Testators presence. And they further depose and say that said Testator was, at the time he executed the same, of sound & disposing

Last Will and Testament of Reuben Dawkins

State of Alabama } I Reuben Dawkins of the State and
Russell County } County aforesaid, knowing that I must die, dispose of my earthly effects as follows viz

Item 1st I give to my Wife Elizabeth the following Lands during her life. Viz The North half of section 31. T18. R28. South East quarter of section 16. T18. R28. South 80 of the SW. Qr of Sec 16. T18. R28. and one hundred and ten acres of the NE. Qr of Section 21. T18. R28 and the NW. Corner of South half of Section 22 T18. R28. Containing fifty acres and the SW. Corner of NW. Qr of Section 22 T18 R28. Containing Sixty Five acres in all Containing Five Hundred and Forty Five (545) Acres more or less. I also give and bequeath to my Wife Elizabeth, my Carriage and Two Mules, for her benefit and that of the three youngest Children also Four Cows and Calves, one years increase & Twenty Head of Sheep.

Item Second The balance of my Estate both Real and personal except my Household & Kitchen Furniture (which I hereby bequeath to my Wife, Elizabeth, to be divided by her as she may think proper) I desire may be equally divided between my Wife Elizabeth, and my Six living Children

Item Third I desire that all my Estate both real and personal, except the portion I have bequeathed to my Wife Elizabeth, be sold and distributed agreeable to the foregoing provisions

Item fourth I hereby appoint my Wife Elizabeth and my Son John W. Dawkins, Executors of this my Last Will and Testament. In witness whereof I have hereunto set my hand and affixed my seal. this 31st November A.D. 1865

Witness
Edgar Garlick
Frances X her mark Ransom
R.W. Lockhurd

Reuben his mark Dawkins (L.S.)

State of Alabama } In Probate Court January Term 1866
Russell County } Personally appeared in open Court, Edgar Garlick and R.W. Lockhurd two of the subscribing witnesses to the foregoing instrument who being duly sworn depose and say that that the Testator therein named executed the same in their presence on the day the same bears date and declared it to be his last will and testament; that they signed the same in his presence, as subscribing witnesses, and in the presence of the other subscribing witness, and that such other subscribing witness signed it in their and the Testators presence. And they further depose and say that said Testator was, at the time he executed the same, of sound & disposing

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Will of James Vann.

The State of Alabama } In the name of God, amen. I
Russell County } James Vann being of sound mind and disposing memory, do Ordain & ordain this my last will and Testament.

Item 1st I give & bequeath to my son Alex M. Vann the place I at present occupy as a residence on Section two Township fourteen (14) Range twenty nine (29) Containing three hundred & twenty acres more or less & also my entire interest being One half in the South half of Section thirty five (35) Township fifteen (15) and Range twenty nine (29)

Item 2nd I do the Children of my son Alex & Vann I give & bequeath my entire interest in a Tract of land known as the East half of Section five (5) Township fourteen (14) and range thirty (30) Containing three hundred & twenty acres more & less and at present occupied by the Estate of Alex & Vann, and I hereinafter appoint my son W. Henry M. Vann to sell or dispose of this bequest & make an equal distribution among the legatees of above & Vann and to reinvest the proceeds in land or any other property which in his judgement will be conducive to their benefit.

Item 3rd I give my decease, I wish that the part of land called the Vann place and known as the North half of Section five (5) Township fourteen (14) and range thirty (30) containing three hundred and sixty acres more or less to be appraised and sold and the proceeds of the same to go into the fund arising from the sale of my and the property not otherwise herein devised. Also the disposition to be made of the South half of Section eleven (11) Township fourteen (14) and Range twenty nine (29).

Item 4th I also will that all Personable property consisting of horses mules, stock, cattle, waggon, cart, plantation utensils, household and kitchen furniture with such exceptions hereinafter specified to be sold and the proceeds to be merged in the fund provided for in Item third.

Item 5th To Mrs Healey Vann I will and bequeath four thousand (4000) dollars in cash of my Estate to be reserved & loaned at interest. the interest accruing from which to be appropriated to her proper maintainance, & in the event of the interest being made equal to aforesaid purpose that the principal or such portion as may be requisite shall also be appropriated unto the same end. And I further bare to my son W. M. Vann the management & disbursement of aforesaid fund in Trust. I also will to Mrs Vann one bed & bedstead & bed furniture, sufficient as to guarantee comfort. In the event of the decease of my son W. M. Vann after all just expenses and a fair remuneration for the care and trouble imposed upon Henry Vann shall have been paid. I will that the

Will of James Vann

The State of Alabama } In the name of God, amen. I
Russell County } James Vann being of sound mind
and disposing memory, do make & ordain this my last will and
Testament.

Item 1st I give & bequeath to my son Alex McVann
the place I at present occupy as a residence on Section nine
township fourteen (14) Range twenty nine (29) Containing three
hundred & twenty acres more or less Also my entire interest being
one half in the South half of Section thirty five (35) Township
fifteen (15) and Range twenty nine (29)

Item 2nd To the children of my son Asher & Vann I give &
bequeath my entire interest in a tract of land known as the East
half of Section five (5) Township fourteen (14) and range thirty (30)
Containing three hundred & twenty acres more or less and at present
occupied by the Estate of Asher & Vann, and I recommend to my
son Alex McVann to sell or dispose of this bequest to
make an equal distribution among the heirs of Asher & Vann
and to remit the proceeds in land or any other property which in
his judgement it be comes necessary for their benefit.

Item 3rd My son my decease, I wish that the part of land called
the Wynn place and known as the North half of Section five
(5) Township fourteen (14) and range thirty (30) containing three
hundred and twenty acres more or less to be appraised and sold, and the
proceeds of the same to go into the fund arising from the sale of
my and all property not otherwise herein devised. Also the same
disposition to be made of the South half of Section eleven (11)
Township fourteen (14) and range twenty nine (29).

Item 4th I also wish that all perishable property consisting of
horses mules hogs, cattle, wagons cane Plantation utensils House
hold and kitchen furniture with such exceptions hereinafter specified to be sold and the proceeds to be merged in the fund provided for in Item third.

Item 5th To Wesley Vann I will and set apart four thousand
(4000) dollars in Cash of My Estate to be reserved & loaned at
interest the interest accruing from which to be appropriated to
his proper maintainance & in the event of the interest being insufficient
equal to aforesaid purpose that the principal or such portion
as may be requisite shall also be appropriated into the same end.
Also I further bare to my son A McVann the management &
disbursement of aforesaid fund in Trust. I also will to the said
Vann one bed & bedstead & such furniture sufficient as to guarantee
comfort. In the event of the decease of my son A McVann after
just expenses and a fair remuneration for the care and trouble
imposed upon them shall have been paid I will that the

The State of Alabama } Russell County
In Probate Court } Oct Term 1866

Before me James D Waddell Judge of
Probate in and for said County and State personally appeared W L Anderson one of the subscribing witnesses to the foregoing
instrument who being duly sworn deposes and says that the Testator
therein named executed the same Voluntarily on the day the same
bears date and declared the same to be his last will and Testament
that he signed the same in the presence of the Testator
and of the other subscribing witness and that each witness signed
the other in the presence and hearing of the Testator. And further he deposes and says that at the time of signing the
same he was of sound and disposing mind & memory
Sworn to & subscribed before me
Oct 8 1866 J D Waddell W L Anderson
Judge of Probate

Recorded Feby 19 1867
J D Waddell
Probate Judge

Last Will and Testament of William T Slaton

In the Name of God, Amen. I William T Slaton 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 this to be my last will and Testament that is to say first of all my lawful debts are paid and discharged the Executors of My Estate pay and Funeral I give & bequeath and dispose of as follows to wit: to my wife Margaret T Slaton all the lands that I now own as my new & kept my Store house lot in the Village of Silvercreek which she can sell or rent at pleasure the proceeds of the Store house lot is to pay my debts that I now owe or shall die may owe. I bequeath to her all my real estate and a person at Negro Woman Jordan & Negro boy Edmund as Negro Man to have and to hold during her life as long as she remains a Widow if she should Marry or die all the above described property shall be Equally divided among my heirs except William Evans Slaton who is to have one Hundred dollars more than an equal share with the other heirs. My wife Margaret has not the right to dispose of any of the above described Property until the youngest child becomes twenty one years old at which time she may

The State of Alabama
In Probate Court

Russell County
Oct Term 1866

Before Me James D Waddell Judge of
Probate in and for said County and State personally appeared
W P Anderson one of the Subscribing Witnesses to the foregoing
instrument who being duly sworn deposes and says that the Testator
therein named & Subscribed the same Voluntarily on the day the same
bears date and declared the same to be his last will and Testament
that he signed the same as a witness in the presence of the Testator
and of the other Subscribing witness and that each of them Subscribed
Subscribed his name in his and the Testators presence and further
deposes and says that at the time of Signing the
same he was of sound and disposing mind & memory
Sworn to & Subscribed before me
Oct 8 1866 J D Waddell
Judge of Probate

W P Anderson

Recorded Feby 19th 1867
J D Waddell
Probate Judge

Last Will and Testament of William D Slaton

In the Name of God Amen I William D Slaton 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 Ordain Publish and declare this to be my last will and Testament that is to say first after all my lawful debts are Paid and discharged the Executors of My Estate pay and Funeral I give & bequeath and dispose of as follows to wit: To my wife Margaret D Slaton all the lands that I now own as my own except my Store house Lot in the Village of Silvervein which she can sell or rent at her own the proceeds of the Store house Lot is to pay my debts that I now owe or shall be may owe I bequeath to her all my real estate and personal at this D Negro Woman Jordan & Negro boy Edmund or Negro Man he to have and to hold during her life as long as she remains a Widow if she should Marry or die all the above described property shall be Equally divided among my heirs except William Evans Slaton which is to have one hundred dollars more than an Equal Share with the other heirs My wife Margaret has not the right to dispose of any of the above described Property until the Daughter Clara becomes twenty one years old at which time she may

Interest as well as Principal or any portion thereof remaining to be appropriated as designated in Sixthly thereof.

Item 6th I do my Grandson John Curry I bequeath Five Hundred & fifty (550) dollars in Cash

Item 7th I do my Grand daughter Caroline Barnes I bequeath one feather bed & and Five Hundred & fifty (550) dollars in Cash

Item 8th After all the foregoing Cash bequests are liquidated I will & enjoin that any & all Surplus funds arising from property Sold as well as those arising from Crops made in Item 5th to be divided into Seven (7) equal Shares and to be distributed between Legatees (My Son Henry W Slaton the legatee of my Son Joseph W Slaton My Daughter Lucretia the wife of Willy Day and the Legatee of My Son Abner W Slaton the last Mentioned Legatee to draw Four equal Shares of the above specified Funds

Item 9th Whereas on the 15th day of May A D 1864 I made and executed an instrument of writing as my last will and Testament and have since seen proper to change in certain particulars I therefore the following Specification Do bequeath therein made to be null and void that Conflict with Items herein subsequently made since 18 May 1864

Item 10 In the Event the Negroes herein bequethed Should not be emancipated owing to their former State as Slaves I create all the provision as Specified in my former Will and Testament of the 15th May 1864 in reference to their ownership to be observed and accorded as therein bequethed. Otherwise their condition being changed such bequests become negatory

Item 11th I request that My will of the 18 May 1864 be cleaned & preservation become necessary

Item 12th Having full faith and confidence in my son Henry W Slaton and Augustus Howard whom I hereby appoint my Executors and believing they will carry out to its true intent this my last will and Testament I wish & require that they should be released from giving any securities to the Court of Probate or giving bond for the faithful performance of the duties herein reposed before signing. Signed Sealed and delivered this the 29 day of October A D 1866 & Item & Hundred & Sixty five

Test. W P Anderson

James D Slaton
his mark

Signed and published in presence of me this the twenty seventh (27) day of October Eighteen Hundred and Sixty five (1865)

Thos P Howard
Justice Peace

Interest as well as Principal or any portion thereof remaining to be appropriated as designated in fifth Item.

Item 6th I do my Graild Son John Curry I bequeath Two Hundred & fifty (250) dollars in Cash

Item 7th I do my Grand daughter Caroline Barnes I bequeath one feather bed & and Two Hundred & fifty (250) dollars in Cash

Item 8th After all the foregoing cash bequests are liquidated I will & enjoin that any & all surplus funds remaining from property sold as well as those arising from monies made in Item 5th to be divided into Seven (7) equal Shares and to be distributed between legatees My Son Henry M Vann the legatee of my Son Joseph M Vann My daughter Lucretia the wife of Willy Day and the legatees of My Son Abner M Vann the last Mentioned Legatee to draw four equal Shares of the above specified Scale.

Item 9th Whereas on the 15th day of May A D 1864 I made and executed an instrument of writing as my last will and Testament and have since seen proper to change in certain particulars I Marcus the following Specification & Codicil bequests therein made to be null and void that Conflict with Items herein subsequently made since 15 May 1864

Item 10 In the Event the Negroes herein bequethed Should not be emancipated owing to their former State as Slaves I insist on the provision as specified in my former Will and Testament of the 15th May 1864 in reference to their ownership to be observed and accorded unto as therein bequethed. Otherwise their condition being changed such bequests become nugatory

Item 11th I request that My will of the 15 May 1864 be strictly and taken Care of by Executors named in their judgement its longer preservation become unnecessary

Item 12th Having full faith and confidence in my son Henry M Vann and Abigail Howard whom I hereby appoint my Executors and believing they will carry out to its true intent this my last will and Testament I wish & require that they Should be released from giving any returns to the Court of Ordinary or giving bond for the faithful performance of the trust herein reposed. Witnessing &c before signing. Signed Sealed and delivered this the day of October A D Eighteen Hundred Sixty five

James M Vann [seal]

Test. W. A. Wallis

P. D. Anderson

Signed and Published in presence of us this the twenty seventh (27) day of October Eighteen Hundred and Sixty five (1865)

Thos. P. Howard

Justice Peace

Petitioner is appointed Executors the Estate consists of land and Negroes together with stock debts &c. Est valued in the State of Georgia and Alabama supposed to be worth in the aggregate about

Dollars

The only heir at law according to the laws of Georgia being your Petitioner but part of the Estate being located in the State of Alabama and by the laws of said State it may be that other persons may be heirs according to the laws of said State.

The Next of Kin are your Petitioner the Mother of said deceased and Meanie D Barnes a brother who resides in Muscogee County Georgia Nancy Renfroe a Sister who resides in Russell County Alabama and Isabella Bushnell a Sister who resides in Jones County Georgia the aforesaid persons are full brothers & sisters of said deceased. There are also some other persons half brothers & sisters the Names and residence of whom are unknown to your Petitioner. Your Petitioner therefore prays that your Honor Court and order to be issued requiring the witnesses and Parties in Interest in the Estate of said deceased to be and appear on a day to be named for the Return Purpose of said Will and your Petitioner will &c

Laura D Barnes

The State of Georgia } Know all men by these Presents
County of Muscogee } that I James Vann of the State of Georgia and County of Muscogee being of Sound and disposing mind and memory Blessed be & Praised by God for the Same do ordain publish and declare this instrument writing to be my last Will and Testament.

Item 1 I give and bequeath to the Southern Baptist Board for foreign Missions located at Richmond Virginia in the State of One Thousand dollars to be appropriated by said board as they in their discretion may deem best for the cause of Christianity in Foreign Lands

Item 2nd I give and bequeath to the Alabama State Convention located at Marion Alabama the sum of One Thousand dollars to be appropriated by said Convention as their judgement may direct in spreading religious instruction among the State Population of this State of Alabama

Item 3rd I give and bequeath to the Southern Baptist Board for Home Missions the sum of One Thousand dollars to be appropriated by said board as they in their discretion may deem best for the promotion of Christianity among the Indian tribes among how the States & Territories of the United States

Item 4 For the Esteem & love and affection I have and

Petitioner is appointed Executrix the Estate consists of land and Negroes together with stock debts &c. Lit uated in the State of Georgia and Alabama supposed to be worth in the aggregate about

Dollars

The only heir at law according to the laws of Georgia being your Petitioner but part of the Estate being located in the State of Alabama also by the laws of said State it may be that others persons may be heirs according to the laws of said State.

The Petitioner therefore prays that your Honor Court and order be issued requiring the witnesses and parties interested in the Estate of said deceased to be and appear on a day to be named for the return Probate of said Will and your Petitioner will &c

Laura P Comer

The State of Georgia } Know all men by these presents
County of Muscogee } that I James Comer of the State of Georgia and County of Muscogee being of sound and disposing mind and memory Blessed be Almighty God for the same do ordain publish and declare this instrument of writing to be my last Will and Testament.

Item 1 I give and bequeath to the Southern Baptist Board for foreign Missions located at Richmond Virginia the Sum of One Thousand dollars to be appropriated by said Board as they in their discretion may deem best for the cause of Christ among the Heathen family in Foreign Lands

Item 2nd I give and bequeath to the Alabama State Convention located at Marion Alabama the sum of One Thousand dollars to be appropriated by said Convention as their judgement may direct in spreading religious instruction among the Destitute Population of this State of Alabama

Item 3rd I give and bequeath to the Southern Baptist Board for Home Missions the sum of One Thousand dollars to be appropriated by said Board as they in their discretion may deem best for the promotion of Christianity among the Indian Tribes among those the States & Territories of the United States

Item 4 For the natural love and affection I have and

and devote unto my heirs according to the above Statement Likewise I more constitute and appoint my wife Margaret P Starke to be executrix of this my last will also testament hereby revoking all former wills by me made in Witness whereof I have hereunto subscribed my name and affixed my seal the Ninth day of February in the year of our Lord One Thousand eight Hundred and sixty three

William P Starke

The above instrument was subscribed by the said William P Starke in our presence and acknowledged by him to each of us and he at the same time published and declared the above instrument so subscribed to be his last will and Testament and we at the Testators request and in his presence have signed our names as witnesses hereto and written opposite our names our respective places of Residences.

Charles Cubaness Russell County Ala
James M Waddell Russell County Ala
Solomon Daniell his mark Russell County Ala

The State of Alabama } Personally came in Open
Russell County } Court James M Waddell who being duly sworn deposes and say that the foregoing instrument in their presence on the day the same bears date and acknowledges the same to be his last will and Testament. That they signed the same in the presence of each other and of the other subscribing witness and that such other subscribing witness signed it in their and the Testators presence And further they say that said Testator at the time of Signing the same was of Sound and disposing mind and memory

Sworn to & subscribed before me James M Waddell
Jany 4 1867 J D Waddell Judge &c Solomon his mark Daniell

Filed June 13 1866 and Recorded Feb 19th 1867
J D Waddell Judge &c

Will of James Comer

Georgia Muscogee County

To the Ordinary of Said County

The Petition of Laura P Comer shows that James Comer deceased was at the time of his death a resident of said County that he died testate and that by the will of

and devide with my heirs according to the above Statement
Likewise I Hereby constitute and appoint my wife Margaret
V Slate to be executrix of this my last will also Testament hereby
revoking all former wills by me made in Witness whereof I
have hereunto subscribed My Name and affixed my Seal the
Ninth day of February in the year of our Lord One Thousand
eight Hundred and Sixty three

William T Slate

The above instrument was subscribed by the said William
T Slate in our presence and acknowledged by him to each of
us and he at the same time published and declared the above
instrument as subscribed to be his last will and Testament
and we at the Testators request and in his presence have
signed our names as Witnesses hereto and written opposite
our names our respective places of Residences.

Charles Eubanks Russell County Ala
James M Waddaill Russell County Ala
Solomon his mark Daniell Russell County Ala

The State of Alabama Personally came in Open
Russell County Court James M Waddaill and
Solomon Daniell who being duly sworn depose and say that
William T Slate the Testator herein named signed the
foregoing instrument in their presence on the day therein
same bears date and acknowledged the same to be his last
will and Testament. That at they signed the same in the presence
of each other and of the other subscribing witness and
that such other subscribing witness signed it in their
and the Testators presence And further they say that
said Testator at the time of Signing the same was of
Sound and disposing mind and memory James M Waddaill
Sworn to & subscribed before me his mark
Janry 4 1867 J D Waddell Judge & c Solomon Daniell

Filed June 13 1866 and Recorded Feby 19 1867
J D Waddell Judge & c

Will of James Comer

Georgia Muscogee County

To the Ordinary of said County

The Petition of Laura B Comer shows that James Comer
deceased was at the time of his death a resident of said
County that he died testate and that by the will Good

Laura wife Laura B Comer my interest in the land and improvement thereon on which we now reside in this County and one undivided half of all the rest of my Property both real and personal Now it is my will and desire that the said deed of conveyance shall not be considered as an ademption of the legacy & bequest to the said Laura B Comer in said Will but that said Will shall remain good and valid as to the legacies therein made & continued That after the said deed of conveyance is executed as far as to the property contained in it and that the legacies bequeathed in said Will to my connections associations and to other persons besides besides the said Laura B Comer shall be paid out of any remainder of my Property & after payment of them the residue shall go to & belong to the said Laura B Comer as therein provided

In testimony whereof I have hereunto set my hand and Seal the 3rd day of May 1860

James Comer [Seal]

Signed Sealed published and declared as & for the last will & testament of the said James Comer who signed the same as witness in the presence of the testator & in the presence of each other the day and year therein above written

1 D A Stanford
2 W A James
3 W L Clendenin

State of Georgia Court of Ordinary
Muscogee County December Term 1866

Laura B Comer Executrix & Proponder of the will of James Comer deceased

vs

Nathaniel Renfroe & Isabella Postwick Caveators

This Case for the Solemn Probate of the will of James Comer being before the Court and it appearing that the heirs at law have been Cited to attend to this Case & Comer and Isabella Postwick by personal service and Nancy Renfroe and Seven at half brothers & sisters whose names and residences are unknown to Proponder and all other persons interested by two months publication in the Columbus Enquirer a public News paper of this State and now at this Term of the Court Comes Nathaniel Renfroe in right of his wife said Nancy Renfroe and Isabella Postwick by their attorneys James Johnson & Gregory & Thomas and enter their Caveat to against the Probate of said will and the evidence having been rendered and argument of Counsel for Caveators & Proponder been heard It is considered and adjudged by the Court that said Caveat be & is hereby overruled and that

loved wife Laura B Comer my interest in the land and improvements thereon on which we now reside in this County and one undivided half of all the rest of my property both real and personal Now it is my will and desire that the said deed of conveyance shall not be considered as an adeemption of the legacy & bequest to the said Laura B Comer in said Will but that said Will shall remain good and valid as to the legacies therein made & continued that effected by said deed of conveyance except so far as to the property conveyed in it and that the legacies bequeathed in said Will to my colored associations and to other persons besides the said Laura B Comer shall be paid out of any undivided of my property & after payment of them the residue shall go to & belong to the said Laura B Comer as therein provided

In testimony whereof I have hereunto set my hand and seal the 3rd day of May 1860

James Comer (Seal)

Signed Sealed published and declared as & for the last will & testament of the said James Comer in the presence of us who signed the same as witnesses in the presence of the testator & in the presence of each other the day and year therein above written

1 D. F. Stanford
2 W. A. James
3 W. G. Clements

State of Georgia } Court of Ordinary
Muscogee County }

December Term 1860

Laura B Comer executrix & proponnder of the will of James Comer deceased

vs

Nathaniel Renfroe & Izadella Postwick Caveators

This case for the probate in solemn form of the will of James Comer being before the Court and it appearing that the heirs at law have been cited to attend to it &c & Comer and Izadella Postwick by personal service and Nancy Renfroe and seven of half brothers & sisters whose names and residences are unknown to proponnder and all other persons interested by two months publication in the Columbus Enquirer a public newspaper of this State and now at this term of the Court comes Nathaniel Renfroe in right of his wife said Nancy Renfroe and Izadella Postwick by their attorney James Johnson & Griggsby & Thomas and enter their caveat against the probate of said will and the evidence having been pending and argument of Counsel for caveators having been heard it is considered and adjudged by the Court that said caveat be dismissed and will admitted to

bear to my own brother Marcus D Comer I give and bequeath to him the sum of Three Thousand dollars and to his children at his death.

Item 5 For the love and affection I have and bear to Chauncey D Becker brother of my wife I give and bequeath to him the sum of Two Thousand dollars

Item 6 For the affection I have and bear for Elizabeth B Smith a Niece of my wife I give and bequeath the sum of Five Hundred dollars

Item 7 All the remainder of my Estate real and personal of every Nature Ruina and description not disposed of in the 1st preceding Items I give and bequeath to my well beloved wife Laura B Comer forever in fee simple. I think the legality of our Marriage allowance or relation from any cause whatever be disputed or contested in such event I now therein affirm and declare that for the love and affection I have & bear to her whom I now call my wife Laura B Comer I give and bequeath to her as my well beloved friend Laura B wholy in dependent of our marriage all my estate real and personal of every description not disposed of in the 1st preceding Items the same to be in dependent of any other marriage relation that ever has existed or ever may hereafter exist to be subject to her own control forever in fee simple

Item 8th I nominate & appoint my well beloved wife Laura B Comer (or her whom I now esteem my wife legally & rightfully) the sole executrix of this my last will and testament

In testimony whereof I James Comer the Testator have hereunto set my hand and affixed my seal this the 28th day of August Anno Domini One Thousand eight hundred and fifty eight

James Comer (Seal)

Signed Sealed published and declared in presence of us who signed the same as witnesses in the presence of the Testator & in the presence of each other on the day and year therein above written

1 William D Robinson
2 D. F. Stanford
3 Jno. D Manley
4 Lt R. Clements

Georgia Muscogee County } Codicil

I James Comer of the State & County aforesaid being of sound & disposing mind & memory do make this Codicil to my last will and testament dated the thirty first day of August 1858

Item Whereas I have by deed of conveyance dated and executed on the 15th day of March 1860 given and granted to my be-

Last will and Testament of James Comer late of Said County deceased was Exhibited in open Court and in Solemn form of Law proved and admitted to record by the Court of Ordinary for Said County a copy of which is hereunto annexed and administration of the real & personal Estate of said deceased was granted to Laura A Comer the Executrix in & by said will named and appointed she having first taken the oath and performed all other requisites required by law in & by order of said Court and by virtue of these presents is fully authorized to administer the Estate of said deceased according to the true intent of said will & Testament according to law and she is hereby required to render a true and perfect Inventory of all the Estate of said deceased and have the same appraised and returned to said Court according to law and to render a true and correct account to said Court of her acting and doing yearly & every year untill this administration is fully completed. In testimony whereof I have hereunto officially set my hand & seal this 12th day of June 1866

Jno Johnson
Ordinary

State of Georgia
Muscogee County

I John Johnson ordinary in and for said County being the same presiding Magistrate of the Court of Ordinary and Clerk of said Court and Keeper of the Seal and Record thereof the same being a Court of Record using a seal do certify that this and the annexed foregoing nine pages contain a true copy of the will of James Comer deceased late of said County The Probate of said will and a copy of the letters testamentary granted to Laura A Comer to execute said will all which remains of file & record in my office In testimony whereof I have hereunto officially set and order my name and affixed my seal of said Court this 19 day of June 1866

Jno Johnson
Ordinary

Court of Ordinary Muscogee Co Ga

Filed July 5th 1866 Recorded May 20 1867
J. H. Nesbitt
Judge of Probate

Last Will of Rebecca Smith Deceased

The State of Alabama Russell County
In the Name of God amen!

I Rebecca Smith being of Sound and disposing mind and memory and knowing the uncertainty of life and wishing to dispose of my property as seemeth right and proper to me do now make and constitute this my last will and Testament hereby revoking all other wills heretofore made by me

I commit my Soul to God; trusting to him for life everlasting. My will and desire is, that all of My Just debts be paid as soon after my death as possible.

Item first I will and bequeath to my two children Laura A Smith and Julia V Smith each a Bedstead bed and bedding the same as I have given heretofore to my other Children I also give in addition to each of them, two Sheets and four Counterpanes and two bedquilts extra and to each a Wardrobe I also give and bequeath to the said Laura A Smith and Julia V Smith the following real Estate towit: part of the South west corner of the East half of Section twenty three township six teen Range twenty seven containing sixty two and a half acres; part of the West half of the North East quarter of Section twenty three Township six teen Range twenty seven containing eight acres then North west quarter of section thirty two and twenty five acres on the west end of the North west quarter of Section thirty three (less that portion of same thirty two & thirty three sold to Mc Lynn Jones) in Township six teen Range twenty seven, all in Russell County and State of Alabama.

I also give and bequeath to the said Laura A and Julia V Smith one pair of Mules and my Waggon together with all of my household and Kitchen furniture wearing

Item 2nd I give and bequeath all the residue and remainder of my property after having the property above specified in every kind and discription whatever real & personal money notes accounts and other evidences of debt to gether with every other thing of what ever nature to my Second son Charles Lewis Stanley Smith Mary A Gordon wife of J. P. Gordon Charles J Smith Russell J Smith Laura A Smith Julia V Smith and my Grand son Nelson Smith the child of my deceased son George Smith to be divided among them equally Share and Share alike But should Nelson Smith die without issue then in that event his Share thus received from my Estate shall revert back and become the property of my said Children Stanley Charles J

Last Will of Rebecca Smith Deceased

The State of Alabama Russell County.

In the Name of God amen!

I Rebecca Smith being of sound and disposing mind and memory and knowing the uncertainty of life and wishing to dispose of my property as seems right and proper to me do now make and constitute this my last will and Testament hereby revoking all other wills heretofore made by me

I commit my soul to God; trusting to him for life everlasting. My will and desire is, that all of my just debts be paid as soon after my death as possible.

Item first I will and bequeath to my two children Carrie A. Smith and Julia V. Smith each a Bedstead and bedding the same as I have given heretofore to my other children. I also give in addition to each of them, two Chests and four Counterpanes and two bedquilts extra and to Each a Wardrobe. I also give and bequeath to the said Carrie A. Smith and Julia V. Smith the following real Estate towit: East part of the South west corner of the East half of section twenty-three township six teen Range twenty-seven containing sixty two and a half acres, East part of the West half of the North East quarter of section twenty three Township six teen Range twenty seven containing eight acres then North west quarter of section thirty two and twenty five acres on the west end of the North west quarter of section thirty three (less that portion of section thirty two & thirty three west of Mc Dyers road) in Township six teen Range twenty seven, also in Russell County and State of Alabama.

I also give and bequeath to the said Carrie A. and Julia V. Smith one span of Mules and my Roadway together with all of my household and Kitchen furniture necessary

Item 2nd I give and bequeath all the residue and remainder of my property after having the property above specified and every kind and discription whatever real & personal money notes accounts and other evidences of debt to gether with every other thing of what ever nature to my seven children to wit Sidney Smith Mary A. Forbes wife of D. Forbes Charles J. Smith Russell J. Smith Carrie A. Smith Julia V. Smith and my Grand son Melvin Smith the child of my deceased son George Smith to be divided among them equally Share and Share alike Should a never theless if my Grand son Melvin Smith should die with out issue then in that event his Share thus received from my Estate shall revert back and become the property of my said Children Sidney Charles J.

Carrie A. Julia V. and Mary A. R. Forbes to be divided among them equally share and share alike.

Item 3rd For the purpose of a more equal and fair distribution of my property and effects among at my said children, and my said Grand son Melvin Smith I will and desire that my entire real & personal and perishable estate except that herein specified in Item first be sold either at private or public Sale, for Cash or at time as my executors herein after named shall deem most prudent and best for the interest of the estate. No order of Court shall be necessary for such sale, or sales but the same shall be good and valid without application to the Court, or its order. And all deeds bills of sale or other necessary instruments executed by my executors conveying title to property to the purchaser shall be good and valid. The proceeds of the sale must of course must be distributed as directed in the second clause of this will.

Item 4th My will and desire is that this will be proved and an Inventory and appraisement of my estate be made and filed in the office of the Judge of Probate of said County by my executors and that they also file in said office all sale lists of property verified by oath together with a list of names ages and residence of the legatees

My executors shall not be required to make annual returns nor to file any other papers or returns with the court until the time is arrived by law for them to make a final return at which time they must make their final return and settle up the Estate.

I hereby nominate constitute and appoint my son Charles J. Smith and my daughter Carrie A. Smith Executor & Executrix of this my last will and testament.

In Testimony whereof I have hereunto set my hand and affixed my seal this 21st day of April A.D. 1864

Signed Sealed executed and acknowledged in Presence of us this 21st day of April A.D. 1864

J.M. Carter — Rebecca Smith (Seal)

J.V. Dismukes

The State of Alabama Russell County

In the Probate Court January 15th 1867 Personally came in open Court J.V. Dismukes and J.M. Carter and they having been Sworn make oath and say that the paper hereto before filed in said Court on the 3rd day of January 1867 and purporting to be the last will of Mrs Rebecca Smith bearing date April 21st 1864 was duly signed and published by said Mrs Rebecca Smith as her last

I Carrie A Julia V and Mary A R Probate to be divided amongst them equally share and share alike

Item 3rd For the purpose of a more equal and fair distribution of my property and effects amongst my said children and my said Sister I do now by my will and desire that my entire real & personal & perishable estate except that portion specified in Item first be sold either at private or public Sale for cash or at time as my executors hereinafter named shall deem most prudent and best for the interest of the estate No order of Court shall be necessary for such sale or sales but the same shall be good and valid without petition to the Court or its order And all deeds bills of Sale or other necessary writing executed by my executors conveying title to property to the purchaser shall be good and valid. The proceeds of the sale must of course must be distributed as directed in the second clause of this will.

Item 4th My will and desire is that this will be proved and an inventory and appraisement of my estate be made and filed in the office of the Judge of Probate of said County by my executors and that they also file in said office all sale lists of property verified by oath together with account of names ages and residence of the buyers

My executors must not be required to make annual returns nor to file any other papers or returns with the County until the latter answer by law for them to render a final return at which time they must make their final return and settle up the Estate.

I hereby nominate constitute and appoint my Son Charles Lemuel and my daughter Carrie A Smith Executor & Executrix of this my last will and testament.

In Testimony Whereof I have hereunto set my hand and affixed my seal this 21st day of April A D 1864

Signed Sealed executed and acknowledged in Presence of us this 21st day of April A D 1864

J C M Baker
J V Disinukes

Rebecca Smith

The State of Alabama Russell County

In the Probate Court January 15th 1867 Personally came in open Court J V Disinukes and J M Baker and they having been sworn made oath and say that the paper hereinbefore filed in said Court on the 3rd day of January 1867 and purporting to be the last will of Miss Rebecca Smith bearing date April 21st 1864 was duly signed and published by said Miss Rebecca Smith as her last will and testament on the day of its date in their presence that they attested the same and signed their names thereto as subscribing witnesses on the day the same bears date in the presence of said Rebecca Smith and in the presence of each other and that in their opinion and belief she was of sound mind and disposing mind and memory at the time hereto to and subscribed before me in open Court Jany 15 A D 1867

J F Waddell
Judge of Probate

J M Baker
J V Disinukes

Filed for Probate Jany 3rd 1867 & recorded May 21 1867

J F Waddell
Judge of Probate

Will of Patrick Calhoun

The State of Alabama } In the Circuit Court of Probate
Montgomery County } Present David Campbell Judge
November 2nd 1865

This day came Elisha Calhoun and presented for Probate a paper writing purporting to be the last will and testament of Patrick Calhoun late of Montgomery County deceased The said applicant also filed his petition in words as follows towit

State of Alabama }
Montgomery County } To the Honorable David Campbell Judge of the Probate Court of said County

The Petition of Elisha Calhoun respectfully represents unto your Honor that the late Patrick Calhoun who was an Inhabitant of the County in Montgomery County Alabama at the time of his death departed this life on the 31st day of October A D 1865 in the County of Montgomery in said State leaving a last will and testament duly signed and published by him and attested by R H Dickson who resides in Tuskegee Macon County Ala and John C Baskin who resides in Montgomery County Alabama in which your Petitioner is named as Executor which said will is herewith produced to your Honor and your petitioner prays for Probate of Record in this Court

Your petitioner states that decedent died without leaving a wife or children and that the next of kin are his brothers (your petitioner) & his step-brother

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Will and Testament on the day of its date in their presence that they attested the same and signed their names thereto as subscribing witnesses on the day the same bears date in the presence of said Rebecca Smith and in the presence of each other and that in their opinion and belief the was of sound mind and disposing memory and memory at the time Sworn to and subscribed before me in open Court Jan 15 A.D. 1867

J. F. Waddell
Judge of Probate

Jno Bacon
Jo Simmons

Filed for Probate Jan 3rd 1867 & recorded May 20 1867

J. F. Waddell
Judge of Probate

Will of Patrick Calhoun

The State of Alabama } In Circuit Court of Probate
Montgomery County } Present David Campbell Judge
November 2nd 1865

This day came Elisha Calhoun and presented for Probate a paper writing purporting to be the last will and Testament of Patrick Calhoun late of Montgomery County deceased. The said applicant also files his petition in words as follows towit

State of Alabama }
Montgomery County } To the Honorable David Campbell Judge of the Probate Court of said County

The Petition of Elisha Calhoun respectfully represents unto your Honor that the late Patrick Calhoun who was an inhabitant & resident in Montgomery County Alabama at the time of his death departed this life on the 31st day of October A.D. 1865 in the County of Montgomery in said State leaving a last will and testament duly signed and published by him and attested by A. W. Richmond who resides in Macon County Ala and John C. Baskin who resides in Montgomery County Alabama in which your Petitioner is named as Legatee which said will is herewith produced to your Honor and presented for Probate of Record in this County

Your petitioner states that decedent died without leaving a Wife or children and that the heirs of decedent are his brother (your petitioner) & his sisters

to wit Euphimia Howard a married woman over the age of twenty one years wife of Ralf A. Howard a resident of Russell Co Alabama Rhoda Renfroe over the age of twenty one years widow of Alfred Renfroe deceased & a resident of Russell County Alabama & Maria Pitts wife of Richard M. Pitts over the age of twenty one years Petitioner & aforesaid heirs of said decedent together with Patrick Calhoun of Georgia Calhoun the former a resident of Georgia and the latter of Louisiana who are Nephews of decedent are the only Legatees or devisees mentioned in said will and all over the age of twenty one years.

Your Petitioner further shows unto your Honor that the following named persons are heirs at law of the Estate of said decedent who are neither legatees or devisees mentioned in said will towit Dorinda Bischrist wife of John Bischrist over the age of twenty one years who resides in Butler County Alabama. Mary Sims over the age of twenty one years wife of Simms who resides in the State of Missouri Monroe Calhoun over the age of twenty one years who resides in Russell County Alabama. Laura Calhoun a minor over fourteen years of age a resident of the State of Georgia & Edward of your Petitioner Eliza Calhoun over the age of twenty one years in your Petitioner's opinion & belief and a resident of Barbour County Alabama in the family of Mr Simms & Exercise Calhoun a minor over the age of fourteen years & a ward of your Petitioner who resides in Russell County Alabama & all of the aforesaid except your Petitioner & the three last are Nephews and Nieces of decedent being the children of a deceased brother.

Your Petitioner further shows unto your Honor that a day may be set for the hearing of the matters in this petition that Subpoena may be issued to bring in said subscribing witnesses to testify on such day as shall be provided due notice of this application may be given to said legatees and heirs at law of said decedent and that such other proceedings may be requisite & proper to effect the due Probate of said will according to law and as in duty bound your petitioner will ever pray

Subscribed and sworn to
before me this second day of November
1865

Elisha Calhoun

David Campbell
Judge of Probate

It is ordered by the Court that said paper writing be filed forth

to wit Euphilinia D. Howard a married woman over the age of twenty one years wife of Ralf D. Howard a resident of Russell Co Alabama Rhoda Renfroe over the age of twenty one years widow of Alfred Renfroe deceased & a resident of Russell County Alabama & Diana Pitts wife of Richard M. Pitts over the age of twenty one years that your Petitioners & aforesaid Sisters of said decedent together with Patrick Calhoun of Thomas Calhoun the former a resident of Georgia and the latter of Louisiana who are Nephews of decedent are the only legatees or devisees mentioned in said will and all over the age of twenty one years.

Your Petitioner further sheweth unto your Honor that the following named persons are heirs at law of the Estate of said decedent & who are neither legatees or devisees mentioned in said will towit Dorinda Gilchrist wife of John Gilchrist over the age of twenty one years who resides in Butler County Alabama Mary Sims over the age of twenty one years wife of Sims Who resides in the State of Mississippi Monroe Calhoun over the age of twenty one years who resides in Russell County Alabama Laura Calhoun a minor over fourteen years of age a resident of the State of Georgia & ward of your Petitioner Eliza Calhoun over the age of twenty one years in your Petitioner's opinion & belief and a resident of Barbour County Alabama in the family of Mr Shaw & Ezekiel Calhoun a minor over the age of fourteen years & a ward of your Petitioner who resides in Russell County Alabama & all of the aforesaid except your Petitioner & the three heirs are Nephews and Nieces of decedent being the children of a deceased Brother.

In consideration of all which your Petitioner prays that a day may be set for the hearing of the matter in this petition that Subpoenas may be issued to bring in said Subscribing witnesses to testify on such appointed day that due notice of this application may be given to said legatees and heirs at law of said decedent and that such other proceedings may be requisite & proper to effect the due Probate of said will according to law and as in duty bound your Petitioner will ever pray

Subscribed and sworn to
before me this second day of November
1865

Elisha C. Calhoun

David Campbell
Judge of Probate

It is ordered
by the Court that said Prayer writing be filed for the

inspection of all concerned and ordered that the 29th day of November 1865 be set for the hearing of this application

It is therefore ordered by the Court that Notice of this application and the day set for the hearing of the same be given by publication in the Advertiser for three weeks to all the parties above named in the Petition of Elisha Calhoun as heir at law and legatee of Patrick Calhoun deceased Who reside beyond the limits of this State Certifying them and all other persons interested to be and appear before the Court on the 29th day of November 1865 to shew cause (if they have any) Why the said paper writing as propounded by Elisha Calhoun should not be admitted to Probate as and for the last will and Testament of Patrick Calhoun deceased

It is ~~ordered by the Court~~ also ordered and decreed by the Court that D. P. Lindsey be and he is hereby appointed Guardian ad litem for the Minors named above and ordered that he be cited to be and appear before this Court on the 29th day of November 1865 to represent the interests of the Minors concerned in the above petition on the hearing of this application

It is also ordered by the Court that Citations issue to all the parties named in the petition Who resides in the State of Alabama citing them to be and appear before this Court on the 29th day of November 1865 to Shew Cause why said paper writing should not be admitted to Probate as and for the last will and Testament of Patrick Calhoun deceased in the County of Probate of Montgomery County and State of Alabama

It is also ordered and decreed by the Court that the Petitioner issue to A. H. & Hannon and John C. Bradley subpoenas to witnesses to said paper writing summoning them to be & appear before this Court on the 29th day of November 1865 to give evidence in this behalf

This day came Elisha Calhoun and applied for letters of Special Administration on the Estate of Patrick Calhoun late of Montgomery County deceased over the age of twenty one years And it appearing to the Court that it is necessary for said estate to have a legal representative And the Applicant having entered into and with his securities Robert M. Howard and [illegible] Watts as his securities which bond is approved and ordered recorded and the applicant having taken the oath of office to perform well and truly the duties required of him in such administration It is therefore ordered and decreed by the Court that letters issue to him and that he make a return of an Inventory to this Court within sixty days

David Campbell
Judge

inspection of all concerned and ordered that the 29th day of November 1865 be set for the hearing of this application

It is therefore ordered by the Court that notice of this application and the day set for the hearing of the same be given by publication in the advertiser for three weeks to all the parties above named in the Petition of Elisha Calhoun as heir at law and Legatee of Patrick Calhoun deceased Who reside beyond the limits of this State Certifying them and all other persons interested to be and appear before the Court on the 29th day of November 1865 to shew cause (if they have any) Why the said paper writing as propounded by Elisha Calhoun should not be admitted to Probate as and for the last will and Testament of Patrick Calhoun deceased

It is ordered by the Court also ordered and decreed by the Court that D P Lindsey be and he is hereby appointed Guardian ad litem for the minors named above and ordered that he be cited to be and appear before this Court on the 29th day of November 1865 to represent the interest of the Minors mentioned in the above petition on the hearing of this application

It is also ordered by the Court that Citations issue to all the parties named in the petition Who reside in the State of Alabama citing them to be and appear before this Court on the 29th day of November 1865 to shew cause why said paper writing should not be admitted to Probate as and for the last will and Testament of Patrick Calhoun deceased in the County of Montgomery County and State of Alabama

It is also ordered and decreed by the Court that the subpoenas issue to R H McKennon and John L Bashin subpoenaing witnesses to said paper writing summoning them to be and appear before this Court on the 29th day of November 1865 to give evidence in this behalf

This day came Elisha Calhoun and applied for letters of Special Administration on the Estate of Patrick Calhoun late of Montgomery County deceased over the age of twenty one years And it appearing to the Court that it is necessary for said estate to have a legal representative And the applicant having entered into bond in the sum of One Hundred and twenty thousand dollars ($120,000) with Robert H Howard and [illegible] Watts as his securities which bond is approved and ordered recorded and the applicant having taken the oath of office to perform well and truly the duties required of him as such administrator It is therefore ordered and decreed by the Court that letters issue to him and that he make a return of an Inventory to this Court within six

David Campbell
Judge

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

November 29th 1865

Ordered by the court that the consideration of the Probate of the will of Patrick Calhoun deceased be continued to the 15th of December 1865 And ordered that a citation issue to Dorinda Gilchrist and John Gilchrist citing them to be and appear on that day and shew cause why said will should not be admitted to Probate.

David Campbell
Judge.

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

December 15th 1865

In the matter of the Probate of the supposed writing purporting to be the last will and testament of Patrick Calhoun deceased. Came the parties and Dorinda Gilchrist files her written objection to the Probate of said paper. It is ordered that the 3rd Monday in February 1866 be set for the trial of said paper writing; and ordered that a writ issue to the Sheriff of Montgomery commanding him to summon twelve men to sit on said trial

David Campbell
Judge

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

February 19th 1866

The Cause of the contest of the will of Patrick Calhoun deceased in which Elisha Calhoun is the Proponent and Dorinda Gilchrist is the contestant coming on to be heard and the Sheriff having returned the venire facias served on the twelve Jurymen, Came the parties by attorney and the contestant moved the Court for a continuance which motion being heard and understood by the Court it is granted and ordered that the Cause be continued to the 3rd Monday in March 1866 and ordered that the Jury who are now in attendance attend on the 3rd Monday in March 1866 and ordered that subpoenas issue to [illegible] A.

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

November 29th 1865

Ordered by the court that the consideration of the Probate of the will of Patrick Calhoun deceased be continued to the 15th of December 1865 And ordered that a citation issue to Dorinda Gilchrist and John Gilchrist citing them to be and appear on that day and shew cause why said will should not be admitted to Probate.

David Campbell
Judge.

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

December 15th 1865

In the matter of the Probate of the instrument purporting to be the last will and testament of Patrick Calhoun deceased. Came the parties and Dorinda Gilchrist files her written objection to the Probate of said papers. It is ordered that the 3rd Monday in February 1866 be set for the trial of said papers writing; and ordered that a venire issue to the Sheriff of Montgomery commanding him to summon twelve men to sit on said trial

David Campbell
Judge

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

February 19th 1866.

The Cause of the contest of the will of Patrick Calhoun deceased in which Elisha Calhoun is the Proponent and Dorinda Gilchrist is the contestant coming on to be heard and the Sheriff having returned the venire facias served on ten lawful jurymen, came the parties by attorney and the contestant moves the Court for a continuance which motion being heard and understood by the Court it is granted and ordered that the cause be continued to the 3rd Monday in March 1866 and ordered that the jury who are now in attendance attend on the 3rd Monday in March 1866 and ordered that subpoenas issue to M Vann J.P.

Philip Pike and Ed Rose Jr summoning citizens to be and appear before this Court on the 3rd Monday in March 1866 to give evidence in behalf of the contestant

David Campbell
Judge

The State of Alabama } Special Court of Probate
Montgomery County } Present David Campbell Judge

March 19th 1866

Ordered that the consideration of the application to Probate the will of Patrick Calhoun deceased be continued to the 9th of April 1866 and order that the Jury now in attendance do appear on that day to try the issue joined by the parties

David Campbell
Judge

The State of Alabama } Regular Court of Probate
Montgomery County } Present & on David Campbell
Judge

April 9th 1866

In the matter of the Probate of the instrument propounded for Probate as the last will and Testament of Patrick Calhoun deceased.

It appearing to the satisfaction of the Court by sufficient and legal proof that on the 2nd day of November 1865 Elisha Calhoun filed and propounded for probate in this Court an instrument purporting to be the last will and testament of Patrick Calhoun who was over fifty years of age and resided in the said County and that the hearing of said application to prove said will was on the day aforesaid set down by this Court for the 2d day of November 1865 and that notice and publication thereof have been duly given and made and that on and after said last mentioned day the matter of the Probate of said will and the contest arising thereon and all matters relating thereto were and have been duly and regularly Continued in this Court up to this day and that this day has been duly set apart for the hearing and trial of said and all of said matters and that the entries relating to the matter aforesaid on the minutes of this Court are now of record. It is now here ordered by this Court that proper and perfect entries as to the matters aforesaid be made upon the minutes of this Court Nunc pro tunc as follows to wit:

Probate Court of Montgomery County,
Special Term December 15th 1865 In the matter of the

Phillips and Ed Rees to summoning them to be and appear before this Court on the 3rd Monday in March 1866 to give evidence in behalf of the contestants

David Campbell
Judge

The State of Alabama } Special Term of Probate
Montgomery County } David Campbell Judge

March 19th 1866

Ordered that the consideration of the application to Probate the will of Patrick Calhoun deceased be continued to the 9th of April 1866 and order that the Jury summoned in attendance do appear on that day to try the issue joined by the parties

David Campbell
Judge

The State of Alabama } Regular Term of Probate
Montgomery County } Presided over David Campbell
Judge

April 9th 1866

In the matter of the Probate of the instrument propounded for Probate as the last will and Testament of Patrick Calhoun deceased.

It appearing to the satisfaction of the Court by sufficient and legal proof that on the 2nd day of November 1865 Elisha Calhoun filed and propounded for probate in this Court an instrument purporting to be the last will and testament of Patrick Calhoun who was over fifty years of age and resided in the said County and that the hearing of said application to prove said will was on the day aforesaid set down by this Court for the 2nd day of November 1865 and that notice and publication thereof have been duly given and made and that on and after said last mentioned day the matter of the Probate of said will and the contest arising thereon and all matters relating thereto were and have been duly and regularly continued in this Court up to this day and that this day has been duly set apart for the hearing and trial of said and all of said matters and that the minutes relating to the matters aforesaid on the minutes of this Court are now perfect. It is now here ordered by the Court that proper and perfect entries as to the matters aforesaid be made upon the minutes of this Court (Nunc pro tunc) as follows to wit:

Probate Court of Montgomery County,
Special Term December 10-1865. In the matter of the

Probate of the will of Patrick Calhoun dec'd

This being the day heretofore duly and regularly set apart for the hearing of the application made by Elisha Calhoun to prove in this Court the will of Patrick Calhoun who has over fifty years of age at the date of said will and resided in said County of Montgomery up to and at his death and died in October 1865 and it appearing to the Court by sufficient and legal proof that the said Patrick Calhoun left no Widow nor descendants and that his next of kin at the time of his death are and were the following persons towit the said Elisha Calhoun who is the brother of said Patrick Calhoun Euphemia Pratt and wife of Ball Pratt and Maria Pitts wife of Richard M. Pitts and Rhoda Redfore widow of Alfred Redfore deceased who are the Leslies of said Patrick Calhoun the children of Ezekiel Calhoun who was a brother of said Patrick Calhoun and Catherine Pitts who died in the life time of said Patrick the names of said children being as follows towit Patrick Calhoun Thomas Calhoun Dorinda Pitts Christ wife of John Pitts Christ Pratt Lewis wife of — Sims of the State of Mississippi Monroe Calhoun Laura Calhoun Eliza Calhoun and Ezekiel Calhoun and that all of said next of kin reside and are within the State of Alabama except the said Patrick and the said Thomas and the said Mary who reside out of this State and that all of said next of kin are of lawful age except the said Laura and the said Ezekiel who are over the age of fourteen years and that more than ten days notice of said application to prove said has been given to each of said next of kin by citation and Summons duly issued and served upon them except the said Patrick and Thomas and Mary now residents as aforesaid and that notice of said application as to said non residents and all concerned has been given by publication for three successive weeks in the Montgomery Advertiser a newspaper published in said County of Montgomery

The Court duly appointed D. P. Thompson Guardian ad litem for each of said minors towit Ezekiel and Laura Calhoun whereupon the said Patrick Calhoun and his sister Dorinda Pitts Christ by his next friend the said John Pitts Christ contested said will and filed their objection to it being admitted to Probate and made up issue with said Elisha Calhoun as to the validity of said will, under the direction of the Court And the contest and whole matter was continued until the third Monday in January 1866 and a Jury is ordered to be summoned to try the contest at that day.

The State of Alabama } Probate Court of Montgomery County
Montgomery County } Regular Term April 9th 1866

In the matter of the will of Patrick Calhoun and the contest thereof.

Probate of Will of Patrick Calhoun, dec'd

This being the day heretofore duly and regularly set apart for the hearing of the application made by Elisha Calhoun to prove in this Court the will of Patrick Calhoun who has over fifty years of age at the date of said Will and deceased in said County of Montgomery upon to and at his death and died in October 1865 and it appearing to the Court by sufficient and legal proof that the said Patrick Calhoun left no widow nor descendants and that his next of kin at the time of his death were and were the following persons towit the said Elisha Calhoun who is the brother of said Patrick Calhoun Euphemia Howard wife of Bedford Howard Maria Pitts wife of Richard M. Pitts and Rhoda Renfroe widow of Alfred Renfroe deceased who are the sisters of said Patrick Calhoun the children of Ezekiel Calhoun who was a brother of said Patrick Calhoun who died in the life time of said Patrick the names of said children being as follows towit Patrick Calhoun Johnia Calhoun Donnada Calhoun wife of John Gilchrist Mary Lewis wife of — Lewis of the State of Mississippi Monroe Calhoun Laura Calhoun Eliza Calhoun and Eugenia Calhoun and that all of said next of kin are residents of this State and are within the State of Alabama except the said Patrick Calhoun and Johnia and the said Mary who reside out of this State and that all of said next of kin are of lawful age except the said Laura and the said Ezekiel who are over the age of fourteen years, and that more than ten days notice of said application to prove Laura has been given to each of said next of kin by citation and summons duly issued and served upon them except the said Patrick and Theodore and Mary non residents as aforesaid and that notice of said application as to said non residents and all concerned has been given by publication for three successive weeks in the Montgomery Advertiser a newspaper published in said County of Montgomery

The Court duly appointed G. P. Thompson Guardian ad litem for each of said minors towit Eugenia and Laura Calhoun whereupon the said Patrick Calhoun and his sister Donnada Calhoun by her next friend the said John Gilchrist came and said will and filed their objections being admitted to Probate and made up issue with said Elisha Calhoun as to the validity of said will, whereupon the direction of the Court and the contest and whole matter was continued until the third Monday in January 1866 and a jury is ordered to be summoned to try the contest on that day.

The State of Alabama } Probate Court of Montgomery County
Montgomery County } Regular Term June 4th 1866

In the matter of the will of Patrick Calhoun and the contest thereof

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This day came the proponent the said Elisha Calhoun and the contestants the said Patrick Calhoun and his sister Donnada Calhoun by her next friend the said John Gilchrist and this being the day duly set apart by the Court on the last continuance for the hearing and trial of the application for the probate of said will of Patrick Calhoun

And the contest arising thereon thereupon came a Jury of good and lawful men towit: W. H. Osborn and eleven others who being elected impannelled sworn and charged well and truly to try the issue joined between the said proponent and said contestants as to the validity of said will upon their oath do say we the Jury find the several issues in favor of the said proponent and that the said will proponded by the said Elisha Calhoun for Probate is the last will and testament of Patrick Calhoun deceased, and is valid as such and the Court being of the same opinion upon the evidence which has been adduced It is therefore considered by the Court that the said will be and the same is hereby admitted to Probate as the last will and testament of said Patrick Calhoun deceased, and be recorded as such and that the said Elisha Calhoun recover of said contestants Patrick Calhoun and the said John Gilchrist the next friend of the other contestant the said Donnada the cost arising from and accruing upon the said contest for which Execution May issue.

David Clopton
Judge

Last Will of Patrick Calhoun

The State of Alabama } In the name of God amen!
Montgomery County } I Patrick Calhoun of said County being sick and of sound mind and disposing memory and knowing that it is appointed unto all men to die do make, ordain, publish and declare this my last will and testament

1st I give devise and bequeath unto my sister Euphemia Howard Dicy and her wife Retta and her two children Ben and Hester. I also desire that my brother Elisha Calhoun, Rhoda Renfroe and Maria Pitts shall have an equivalent to the above named negroes (Dicy Retta Ben & Hester) and I further desire & will that my negroes shall be kept in families.

2nd I wants my nephew Patrick Calhoun I give devise and

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On this day came the proponent the said Elisha Calhoun and the contestants the said Patrick Calhoun and his Sister Dominda Critchlow by her next friend the said John Critchlow and this being the day duly set apart by the court, on the last continuance for the hearing and trial of the application for the probate of said will of Patrick Calhoun.

And the contest arising thereon thereupon came a Jury of good and lawful men to wit: W^m H Osborne and Elcon Others, who being elected impannelled sworn and charged well and truely to try the issue joined between the said proponent and said contestants as to the validity of said will upon their oath do say, we the Jury find the several issues in favor of the said proponent and that the said will proponded by the said Elisha Calhoun for Probate is the last will and testament of Patrick Calhoun deceased, and is valid as such and the Court being of the same opinion upon the evidence which has been adduced It is therefore considered by the court that the said will be and the same is hereby admitted to Probate as the last will and testament of said Patrick Calhoun deceased, and be recorded as such and that the said Elisha Calhoun receive of said contestants Patrick Calhoun and the said John Critchlow the next friend of the other contestant the said Dominda the cost arising from and accruing upon the said contest for which Execution may issue.

David Campbell
Judge

Last Will & Testament of Patrick Calhoun

The State of Alabama } In the name of God amen!
Montgomery County } I Patrick Calhoun of said County being sick & of sound mind and disposing memory and remembering that it is appointed unto all men to die, do make, ordain, publish and declare this my last will and testament

1st I give devise and bequeath unto my Sister Euphemia Howard Dean and his wife Retta and her children Ben and Hester. I also desire that my brother Elisha Calhoun, Rhoda Renfroe and Maria Pitts shall have an equivalent to the above named negroes (Dean & Retta Ben & Hester) and I further desire & will that my negroes shall be kept in families.

2nd Bequeth my nephew Patrick Calhoun I give devise and

bequeth unto him My Negro man George Reuben

3rd Unto my Nephew Thomas Calhoun I give devise and bequeath unto him my negro man Miles.

4th I desire that the remainder of my effects shall be equally divided between my brother Elisha Calhoun Euphemia Howard and Rhoda Renfroe and Maria Pitts

5th And be it known that I have given this property unto my sisters during their natural life, and then to their Children

Signed Sealed and published and declared on the third day of April A D 1865 in the presence of the Subscribing Witnesses and set witness in the presence of each of them

R H Dennon
John C Baskin

Patrick Calhoun

The State of Alabama } Special Court of Probate
Montgomery County } July 15th 1866
Present David Campbell Judge

This day came Elisha Calhoun and applied for letters of administration with the will annexed on the Estate of Patrick Calhoun deceased And the said Elisha Calhoun having entered into bond in the sum of seventy thousand dollars with Ralph O Howard and Robert McKenzie Howard as his Sureties which bond is approved and ordered record And it is ordered by the Court that letters of administration with the will annexed be issued to him

David Campbell
Judge

Bond

The State of Alabama } Know all men by these presents
Montgomery County } that we Elisha Calhoun Ralph O Howard and Robert McKenzie Howard of the County and State aforesaid are held and firmly bound unto David Campbell Judge of the Court of Probate for said County and his successors in office in the penal sum of Seventy Thousand dollars for which payment well and truly to be made and done we bind ourselves our heirs Executors and Administrators jointly and severally firmly by these presents sealed with our seals and dated this 15th day of July 1866

The condition of the above obligation is such that whereas the above bound Elisha Calhoun has been appointed Administrator with the will annexed of the estate of Patrick Calhoun deceased Now if the said Elisha Calhoun shall well and truly perform all the duties which are or may be by law required

bequeath unto him My Negro man George Abram
3d Unto my Nephew Thomas Calhoun I give desire and
bequeath unto him my negro man Miles.
4th I desire that the remainder of my effects shall be equally
devided between My Brother Elisha Calhoun Eu[illegible]heama Ann
and Rhoda Renfroe and Maria Ott.
5th And be it Known that I have given this property unto
My Children during their natural life and then to their Children
Signed Sealed and published and declared on the third
day of June A D 1865 in the presence of the Subscribing
Witnesses and not viewed in the presence of each of them
R H A Glennon Palmer Calhoun
John L Baskin

The State of Alabama } Special Court of Probate
Montgomery County } July 5th 1866
Present David Campbell Judge

This day came Elisha Calhoun and applied for letters
of administration with the will annexed on the Estate of
Palmer Calhoun deceased And the said Elisha Calhoun
having entered into bond in the sum of seventy thousand
dollars with Ralph O Howard and Robert M Howard
as his Securities which bond is approved and ordered record
and it is ordered by the Court that letters of administration
with the will annexed be issued to him

David Campbell
Judge

Bond

The State of Alabama } Know all men by these pres-
Montgomery County } ents that we Elisha Calhoun
Ralph O Howard and Robert M Howard of the
County and State aforesaid are held and firmly bound
unto David Campbell Judge of the Court of Probate
of said County and his successors in office in the Sum
of Seventy Thousand dollars for which payment well
and truly to be made and done we bind ourselves our heirs
Executors and administrators jointly and severally firmly by
these presents sealed with our seals and dated this 5th day of
July 1866

The condition of the above obligation is such
that whereas the above bound Elisha Calhoun has been
appointed administrator with the will annexed of
the estate of Palmer Calhoun deceased Now if the
said Elisha Calhoun shall well and truly perform
all the duties which are or may be by law required

of him as such administrator then the above obligation is
to be void; otherwise to remain in full force
Taken approved and ordered to be recorded
David Campbell

Elisha Calhoun [seal]
Ralph O Howard [seal]
Robert M Howard [seal]
Judge of Probate

The State of Alabama } Special Court of Probate Session 1866
Montgomery County } Present David Campbell Judge

In the matter of the Estate of Palmer Calhoun dec'd
It appearing to the satisfaction of the Court
by competent and sufficient evidence that the requisite notice of the
time and place of the application of Elisha Calhoun the administrator with the will
annexed of the Estate of said Palmer Calhoun deceased to be
said Elisha Calhoun having been duly appointed as such
administrator by this Court and the said will having been
duly admitted to Probate by this Court) have been filed in this Court
and also in the Probate Court of Russell County Alabama their
written consent to the provisions of the act of the General As-
sembly of said State entitled an act authorizing the transfer of
the estate of Palmer Calhoun deceased from Montgomery
County to Russell County in this State approved December
4th 1865 And the Clerks of said Courts which have accounts
in the the Probate Court of Montgomery having been duly
paid
Dollars of said Costs
having been paid by the Executors John Peachstone and the
Sureties by the said Elisha Calhoun administrator as
aforesaid It is therefore considered and ordered by the
Court that the execution of the said will of the said
Palmer Calhoun and the administration of his estate
be and the same is hereby transferred and removed from this
Court to the Court of Probate of said County of Russell
in accordance with the provisions of said act of the General
Assembly of Alabama and that the said original will
and a certified copy of its Probate in this County and of
this order be transferred to the said Estate be recorded and
filed in said Probate Court of Russell County

The State of Alabama } I David Campbell Judge
Montgomery County } of the Court of Probate in
and for the County and State aforesaid hereby
Certify that the foregoing twenty one pages contain
a full and complete transcript of all the orders
and entries made by the Probate Court of this County
of Montgomery and State of Alabama in the
matter of the Probate of the will of Palmer Calhoun

of him as such admin is trator then the above obligation to be void; otherwise to remain in full force
Taken affirmed and ordered to be recorded
David Campbell
Judge of Probate

Elisha Calhoun &
Ralph P. Howard &
Robert W. Howard &

The State of Alabama } Special Court of Probate December Term 1865
Montgomery County } Present David Campbell Judge

In the matter of the Estate of Palmer Calhoun dec'd
It appearing to the satisfaction of the Court by competent and sufficient evidence that the provisions in the offer bond of Elisha Calhoun the administrator with the will annexed of the Estate of said Palmer Calhoun deceased (to said Elisha Calhoun having been duly appointed as such admin istrator by this Court and the said will having been duly admitted to Probate by this court) have filed in this Court and also in the Probate Court of Russell County Alabama their written consent to the provisions of the act of the General Assembly of said state entitled an act authorizing the transfer of the estate of Palmer Calhoun deceased from Montgomery County to Russell County in this State approved December 14th 1865 And the Court in said estate which have accrued in this the Probate Court of Montgomery having been already paid (
Dollars of said Cost having been paid by the Executor John Geschickt and the balance by the said Elisha Calhoun administrator as aforesaid) It is therefore considered and ordered by the Court that the execution of the said will of the said Palmer Calhoun and the administration of his estate be and the same is hereby transferred and removed from this Court to the Court of Probate of said County of Russell in accordance with the provisions of said act of the General Assembly of Alabama and that the said original will and a certified copy of its Probate in this Court and of this order transferring the said Estate be forwarded and filed in said Probate Court of Russell County

The State of Alabama } I David Campbell Judge
Montgomery County } of the Court of Probate in
and for the County and State aforesaid hereby
Certify that the foregoing twenty one pages contain
a full and Complete transcript of all the orders
and entries made by the Probate Court of this County
of Montgomery and State of Alabama in the
Matter of the Probate of the will of Palmer Calhoun

deceased and the Probate thereof together with the order removing the administration from County of Montgomery to County of Russell County Alabama
Given under my hand this 5 day of December A.D. 1865
David Campbell
Judge of Probate

Recorded Dec 21st 1865
J. P. Waddell
Judge of Probate

Last will of Abel Niblett

The State of Alabama } Know all men by these presents
Russell County } that I am of sound and disposing mind and memory and I want my wife Frances to have forty acres of the South west quarter of Section fourteen lying and being in the North East Section of the North west Quarter also twenty acres of the South west fourth of the North west quarter Commencing at the middle of the South west fourth and running east to the North and South line of the same

To have and to hold expressly for her use during her natural life to live on or to dispose of as she will of the same

Also I want Russell Williams to have One hundred dollars and also I want Matilda Niblett to have One hundred dollars

Also I want Ellen and Niblett to have a certain Negro that he has been at some expense of repairing Also I want my wife Frances Niblett to have my two horse Also I want my wife Frances Niblett to have all of the household and Kitchen furniture that there is about my house at this time Also I want Sarah Niblett and Edmund Niblett to have at Death of my wife Frances Niblett to have One hundred dollars to equally divided between them

Given under my hand this the 2 day of July 1857

Test
Joseph Hoer
George J. Beale

Abel X Niblett (Seal)

The State of Alabama } Personally appeared before
Russell County } me William Kelsey an acting Justice of the Peace in and for said county Abel Niblett whose name is signed to the foregoing conveyance or will and who is known to me acknowledged before me on this day that being

declared and the Probate thereof to gether with the order removing the administration from County of Montgomery to county of Russell County aforesaid Given under my hand this the 5 day of November A.D. 1866

David Conyers
Judge of Probate

Recorded Feby 21st 1867
J. D. Waddell
Judge of Probate

Last will of Abel Niblett

The State of Alabama } Know all men by these presents
Russell County } that this is my first last and only Will and I want my wife Frances to have forty acres of the South west quarter of Section fourteen lying and being in the North East fourth of the North west quarter also twenty acres of the South west fourth of the North west quarter Commencing at the middle of the South west fourth and running east to the North and South line of the same

To have and to hold expressly for her use during her natural life to live on or to dispose of as she will of same

Also I want Russell Williams to have One hundred dollars and also I want Matilda Niblett to have One hundred dollars Also I want Ellen and Niblett to have a certain Negro that he has been at some expense of rearing. Also I want my wife Frances Niblett to have my two horses Also I want my wife Frances Niblett to have all of the household and Kitchen furniture that there is about my house at this time also I want Sarah Niblett and Columbia Niblett to have at Death of my wife Frances Niblett to have One hundred dollars to be equally divided between them

Given under my hand this the 29 day of July 1857

Test
Joseph Hoet
George J Leslie

Abel X Niblett (Seal)

The State of Alabama } Personally appeared before
Russell County } me William Hilsey an acting Justice of the Peace in and for said county Abel Niblett whose name is signed to the foregoing conveyance or will and who is known to me acknowledged before me on this day that being informed of the contents of the conveyance he executed the same voluntarily on the day the same bears date Given under my hand this the 26th day of July 1857

William Hilsey
Justice of the Peace

The State of Alabama Russell County
In Probate Court June Term 1866

Personally came in Open Court Joseph Hoet and George J Leslie the subscribing witnesses to the foregoing instrument who being duly Sworn depose and say that the Testator therein named executed the same voluntarily on the day it bears date and declared the same to be his last will and Testament that they signed the same in the presence of each other and of the Testator and that the Testator signed his name in their presence, and further they depose and say that at the time of signing the same the said Testator was of sound and disposing mind and Memory. Sworn to and Subscribed before me June 1st 1866

George J Leslie
Joseph Hoet

J. D. Waddell
Judge of Probate

Recorded Feby 21st 1867
J. D. Waddell
Judge of Probate

informed of the contents of the conveyance he executed the same voluntarie, on the day the same bears date Given under my hand this the 26th day of July 1867

William Hussey
Justice of the Peace

The State of Alabama Russell County
In Probate Court June Term 1866

Personally came in Open Court Joseph H Holt and George J Lesley the subscribing witness to the foregoing instrument who being duly Sworn depose and say that the Testator therein named executed the same voluntarily on the day it bears date and declared the same to be his last will and Testament that they signed the same in the presence of each other and of the Testator and that the Testator signed his name in their presence, and further they depose and say that at the time of signing the same the said Testator was of sound and disposing mind and Memory. Sworn to and subscribed before me June 11th 1866

George J Lesley
Joseph H Holt

J D Waddell
Judge of Probate

Recorded Feby 21st 1867
J D Waddell
Judge of Probate

Will of Green C Lamb

Georgia, Muscogee County
This 6th day of July 1854

I Green C Lamb of the County aforesaid being of sound mind and disposing memory and being fully persuaded that I must ere long pay the Debt of Nature do make and publish this my last Will and Testament

Item 1st

After the payment of my just debts which I presume will be few as I make it a rule to owe no man I give and bequeath unto my beloved wife Elizabeth the following property viz. Two negroes Celuna a man and Katy a woman also two beds and furniture to and for the same during her natural life and at her death to go to the seperate use and benefit of my Daughter Lebey Slaughter if she be then living if she be then dead leaving a child or children then to such child or children if she be then dead leaving no child or children then to be equally divided among her brothers and sisters then in life and in order to protect the seperate interest and use of said property to my said daughter and to keep it from going to pay the Debts of her Husband I do hereby appoint my son Joseph Marion Lamb a Trustee to protect and preserve the same during her natural life

Item 2d

I give and bequeath unto my said Daughter Lesby Slaughter Fifteen Dollars independant of what she is given her after the death of her Mother

Item 3d

At my death all the balance & residue of my Estate real and personal of every kind whatsoever I wish my Executors herein after to be named to sell to the best advantage to the highest bidder and the proceeds as also the cash money on hand and the Debts due me to be Equally divided among my following named five children viz Alexander Joseph Marion Eaton Washington Mary Ann and Susan Frances Share and Share alike But if any of the said last named children should be dead having left no issue then to be equally divided between the survivors of them but if any be dead leaving issue then such child & children

Will of Green E Lamb

Georgia, Muscogee County.

This 6th day of July 1854

I Green E Lamb of the County aforesaid being of sound mind and disposing memory and being fully persuaded that I must ere long pay the Debt due to Nature do make and Ordain this my last Will and Testament

Item 1st

After the payment of my just debts which I presume will be few as I make it a rule to owe no man I give and bequeath unto my beloved wife Elizabeth the following property viz. Two negroes Reburn a man and Katy a Boy negro also two beds and furniture thereof and to hold the same during her natural life and at her death to go to the separate use and benefit of my Daughter Lefey Slaughter if she be then living if she be then dead leaving a child or children then to such child or children if she be then dead leaving no child or children then to be equally divided among her brothers and sisters then in life and in order to protect the separate interest and use of said property to my said daughter and to keep it from going to pay the Debts of her Husband I do hereby appoint my son Joseph Marion Lamb a Trustee to protect and preserve the same during her natural life

Item 2nd

I give and bequath unto my said Daughter Lefey Slaughter Fifteen Dollars independant of what I have given her after the death of her Mother

Item 3d

At my death all the balance & residue of my Estate real and personal of every kind whatsoever I wish my Executors herein after to be named to sell to the best advantage to the highest bidder and the proceeds as also the credits moneys on hand and the Debts due me to be Equally divided among my following named five Children viz Alexander Joseph M. Marion Eaton Washington Mary Ann and Susan Frances Share and Share alike But if any of the said last named Children should be dead but having left no issue them to be equally divided between the survivors of them but if any be dead leaving issue then such Child or Children

to take the portion of such deceased child in the same way as such child should have taken if living.

Item 4th

I do hereby appoint my two sons Alexander and Joseph Marion my Executors to Execute this my last Will and Testament

In Witness Whereof I have hereunto set my hand and affixed my seal duly publishing and proclaiming the same to be my last Will and Testament hereby revoking and annulling any and all former Wills made by me.

Signed Sealed and published in presence of

John N. Barnett
Aaron Youngblood
Jno B. Wright
E. E. Thomas

Green E Lamb his mark Seal

The State of Alabama

To R. M. Gumby Greeting

I Know Ye

That you having full faith in your prudence and completness have appointed you Commissioner and by these presents do authorize you or any one or more of you at such time and place as you may appoint to Call before you and examine John N. Barnett John B. Wright as witnesses in a cause pending in our Probate Court for the County of Russell and State of Alabama sitting at Cowpens in said County of Russell wherein Alexander & Joseph M. Lamb propounders of the Will of Green E. Lamb deceased

Plaintiff and the Heirs

Defendant in behalf of the Propounders on oath to be by you administered upon interrogatories annexed to this Commission to take and certify the Deposition of the Witness and return the same to the Probate Court to be holden on the 2d Monday in March 1857 under your hands and seals of Witness. J. F. Waddell Judge of our said Court at office this 13th day of Feb A. D. One Thousand Eight Hundred and Sixty four J. F. Waddell Judge of Probate

to take the portion of such deceased child in the same way as such child should have taken if living.

I do hereby appoint my two sons Alexander and Joseph Marion my Executors to Execute this my last Will and Testament.

In Witness Whereof I have hereunto set my hand and affixed my seal, duly publishing and proclaiming the same to be my last Will and Testament, hereby revoking and annulling any and all former Wills made by me.

Signed Sealed and published in presence of

Greene X Lamb (Seal)
his mark

John N. Barnett.
Aaron Ferguson
John B. Wright.
G. E. Thomas.

The State of Alabama

To R. M. Gunby Greeting

You Know Ye,

That you having full faith in your prudence and compitency have appointed you Commissioner and by these presents do authorize you or any one or more of you at such time and place as you may appoint to Cause before you and examine John N. Barnett, John B. Wright as witnesses in a cause pending in our Probate Court for the County of Russell and State of Alabama, sitting at Cowaysford in said County of Russell wherein Alexander Lamb and Joseph M. Lamb propounders of the Will of Green E. Lamb deceased

Plaintiff and the Heirs

Defendant in behalf of the Propounders on oath to be by you administered upon interrogatories annexed to this Commission to take and certify the Deposition of the Witness and return the same to our Probate Court to be holden on the 2d Monday in March 1867 under your hands and seals of Office.

Witness J. F. Waddell Judge of our said Court at office this 13th day of Feb. A. D. One Thousand Eight Hundred and Sixty seven. J. F. Waddell

Judge of Probate

Joseph M. Lamb & Alexander Lamb, Propounders of the Will of Green E. Lamb deceased

vs.

The Heirs at Law and Legatees of said decedent.

In the Probate Court of Russell County Alabama

Term 1867.

Interrogatories to be propounded to John N. Barnett and John B Wright Material witnesses for the plaintiffs in the above stated case, and now pending in Columbus

State of Georgia.

Interrogatory 1st.

Do you know the parties to the above suit.

Interrogatory 2d

Please look upon the instrument herein attached Marked Exhibit A Signed by Green E. Lamb purporting to be his last Will and Testament and attested by each of you and Aaron Ferguson & G. E. Thomas and state whether or not he signed and executed said instrument as his last Will and Testament. Did he execute the same in your presence and in the presence of the other two subscribing Witnesses. And did each of you and the other two subscribing Witnesses attest said instrument as Witnesses in said Testators presence and in the presence of each other? Did he know the contents of said instrument and did he execute the same voluntarily? And was it all done on the day the same bears date? Was said Testator of sound and disposing mind and memory at the time of executing said Will.

Interrogatory 3rd

State all you know going to show that said Testator executed said instrument as his last Will and Testament on the day the same bears date in the presence of the subscribing Witnesses and that they as Witnesses attested the same in his presence and in the presence of each other and that said Testator at the time of executing the same was of sound and disposing mind and memory.

Wilson Williams
Atty for Petitioners.

The State of Alabama
Russell County

In open Court personally came Joseph M. Lamb who being sworn deposes and says that from his personal knowledge and belief the two witnesses

Jos. M. Lamb & Alexander Lamb, Propounders of the Will of Green E. Lamb
vs.
The Heirs at Law and Legatees of said decedent.

In the Probate Court of Russell County Alabama

Term 1867.

Interrogatories to be propounded to John N. Barnett and John B Wright Material witnesses for the plaintiffs in the above plaited case, and who reside in Columbus State of Georgia.

Interrogatory 1st

Do you know the parties to the above suit.

Interrogatory 2d

Please look upon the Instrument herein attached Marked "Exhibit A" & Signed by Green E. Lamb purporting to be his last Will and Testament and attested each of you and Aaron Ferguson & G. E. Thomas and state whether or not he signed and executed said Instrument as his last Will and Testament. Did he execute the same in your presence and in the presence of the other two subscribing Witnesses. And did each of you and the other two subscribing Witnesses attest said Instrument as Witnesses in said Testators presence and in the presence of each other. Did he know the contents of said Instrument and did he execute the same voluntarily. And was it all done on the day the same bears date. Was said Testator of sound and disposing mind and memory at the time of executing said Will

Interrogatory 3d

State all you know going to show that said Testator executed said Instrument as his last Will and Testament on the day the same bears date in the presence of the subscribing witnesses and that they as Witnesses attested the same in his presence and in the presence of each other and that said Testator at the time of executing the same was of sound and disposing Mind and Memory.

Wilson Williams
Atty for Petitioners.

The State of Alabama
Russell County

In open Court personally came Joseph M. Lamb who being sworn deposes and says that from his personal knowledge, information and belief, the two Witnesses John N. Barnett and Jno B Wright reside in Columbus Georgia, and that the other two witnesses are dead.

Joseph M. Lamb.

Sworn to February 13th 1867.

We acknowledge due and legal service of the above Interrogatories, plain service time &c and consent that a Commission issue instanter.

February 13th 1867.

Mary A. Lamb
Sysanus F. Lamb
Leacy Slaughter

Recorded 20 December 1867.

J. T. Waddell
Judge of Probate.

Depositions of Witness sworn & examined this 22d Day of Feby 1867 pursuant & by virtue of a Commission for Russell County in a certain Cause therein pending between Joseph M. Lamb & Alex. Lamb Plaintiffs & the Heirs at Law & Legatees of G. E. Lamb dec'd.

John N. Barnett.

& John B. Wright being duly sworn & examined on the part of plaintiff doth depose & say as follows.

W. J. Stokes $1.50 cents

To the first Interrogatory — We know the plaintiff & Deceased.

To the Second Interrogatory — We answer by their signs and executed in our presence the Instrument Marked A. purporting to be his last Will & Testament each of us attested said Instrument as Witnesses in said Testators presence. Did know the contents of said Instrument to be his last Will & Testament & he did execute the same voluntarily. We believed the Testator to have been of sound & disposing mind & Memory at the time of executing said Will

To the third Interrogatory —

The other two Witnesses G. E. Thomas & Aaron Furgerson are deceased. I John B. Wright saw the Will executed & saw G. E. Thomas sign it as Witness. We know nothing more in the premises.

John N. Barnett
John B. Wright

John N. Barnett and Jno B Wright reside in Columbus Georgia, and that the other two witnesses are dead.
Joseph M. Lamb.
Sworn to February 13th 1867.

We acknowledge due and legal service of the above Interrogatories to have upon time &c and consent that a Commission issue instanter.
February 13th 1867.
Mary A. Lamb
Sydney T. Lamb
Leacy Slaughter.

Recorded 3d December 1867.
J. F. Waddell
Judge of Probate.

Depositions of Witness sworn & examined this 22d day of Feby 1867 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 between Joseph M. Lamb & Alexr Lamb Plaintiffs & the Heirs at Law & Legatees of G. E. Lamb dcd. Defts.
John N. Barnett
& John B. Wright being duly sworn & examined on the part of plaintiff doth depose & say as follows.
U. S. Stamps $1.50 cents

To the first Interrogatory — We know the plaintiff & Deceased.
To the second Interrogatory. — We answer by this that we executed in our presence the instrument Marked A. purporting to be his last Will & Testament each of us attached said instrument as Witnesses in said Testators presence did know the contents of said instrument to be his last Will & Testament & he did execute the same voluntarily — We believed the Testator to have been of sound & disposing mind & Memory at the time of executing said Will
To the third Interrogatory — The other two Witnesses G. E. Thomas & Aaron Furgerson are deceased. I John B. Wright saw the Will executed & saw G. E. Thomas sign it as Witness — We know nothing more in the premises.
John N. Barnett
John B. Wright

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Testimony as above subscribed & sworn to before me this 22d day of February 1867 in the City of Columbus & State of Georgia — the said Witness being personally known & identified by me.
R. W. Gumby. (L.S.)
Commissioner.

Recorded 3d December 1867.
J. F. Waddell
Judge of Probate

Last will and Testament of Ebenezer A. Thom

I Ebenezer A Thom a citizen of the State of Alabama residing in the County of Russell being in ordinary good health and of sound and disposing mind and memory and knowing the uncertainty of the duration of human life do hereby make publish and declare the following as my last will and testament hereby revoking all others by me heretofore made. Item 1. It is my will and I hereby direct that my Executor hereinafter named shall as soon after my decease as the same can be conveniently done pay all my just debts and shall apply the money now on hand at the time of my death together with the proceeds arising from the assets on hand to the payment of the same and if the same shall be insufficient my said Executor shall be and is hereby authorized to sell and dispose at public or private sale as he may deem best of any of my personal property for that purpose. Item 2nd It is my will and I hereby direct that my said Executor after the payment of my just debts shall keep my whole Estate together and work the same for the benefit of my five children to wit John Ebenezer & Thomas Jasper Eliza J. J. Thom Martha Elizabeth Thom Sarah Jane Thom and Willis Alonzo Thom until the youngest child shall become of legal age or married and my said Children and proceeds of the same as long as they may remain unmarried or until the final division of my Estate without any charge being made against them in favor of my estate. If any of my said children should die before said division is made and shall have issue said issue shall in such case receive the portion to which their parent would be entitled if living and for the education of my younger children shall pay over to any married child an equal proportion of the annual profits arising from my said Estate

Testimony as above subscribed & sworn to before me this 22d day of February 1867 in the City of Columbus & State of Georgia — the said Witness being personally known & identified by me.

R. W. Gumby. (L.S.)

Commissioner.

Recorded 3d December 1867.

J. F. Waddell

Judge of Probate

Last will and Testaments of Ebenezer A Thom

I Ebenezer A Thom a citizen of the State of Alabama residing in the County of Russell being in ordinary good health and of sound and disposing mind and memory and knowing the uncertainty of the duration of human life do hereby make publish and declare the following as my last will and testament hereby revoking all others by me heretofore made. Item 1st It is my will and I hereby direct that my Executor hereinafter named shall as soon after my decease can be conveniently done pay all my just debts and shall apply the necessary money for [redacted] at the time of my death for the same and if the proceeds arising from the sale on hand & the payment of the same and if the same shall be insufficient my said Executor shall be and is hereby authorized to sell and dispose at public or private sale as he may deem best of any of my personal property for that purpose. Item 2nd It is my will and I hereby direct that my said Executor after the payment of my just debts shall keep my whole Estate together and work the same for the benefit of my five children to wit: John Ebenezer & Sarah Jane Thom and Hillis Ann Thom until my youngest child shall become of legal age or marries and my said children shall be supported maintained and educated out of the proceeds of the same as long as they may remain unmarried or until the final division of my Estate without any charge being made against them in favor of my estate. If any of my said children should marry before said division is made and should require said support in that event my said Executor after paying the share to him expended and for the education of my youngest children shall pay over to any married child an equal proportion of the surplus profits arising from my said Estate

[redacted] claiming in his hands the monies or proceeds belonging to my [redacted] children for their use and benefit and to be expended [redacted] for them as he may deem best. Item 3rd I hereby give [redacted] wearing apparel of a personal character or kind the same may [redacted] to be equally divided between them at the time and make the remains of the foregoing items of this my said will with the following [redacted] and qualifications to wit I give to each of my daughters [redacted] (after deducting any debts or [redacted] due to be held by my said executor in trust for their sole use and benefit as their sole and separate estate free from the debts or control any husband any one of them may hereafter have and in no way or manner to be made liable for the same. And I [redacted] hereby direct that on the final division of my said estate [redacted] portion of said estate which may be going to any married daughter shall be turned over to her power alone with the right to use the same in raising and providing support for herself and family but she and her husband shall not handle the same [redacted] sell or dispose of the same without the written consent of my said Executor who shall act as Trustee for each of my said daughters or with the last surviving executor in trust who may be legally appointed. And [redacted] the sale of said property or any part of it as herein [redacted] stated the Trustee shall herein reinvest the proceeds arising from the sale of the same in other property either real or personal as which in his and her judgment shall be better suited to her condition and circumstances looking [redacted] to the same in his name as Trustee with all the benefits herein specified. Item 4th It is my will and I hereby [redacted] that upon the death of any of my daughters the property hereby given to them shall go to and be equally divided among their children and in default of any children and in default of any at the time of their death said property shall go to and be equally divided among their brothers and sisters [redacted] have and to hold to them under the trusts aforesaid. Item 5th I hereby constitute and appoint my son John Ebenezer Thom as the Executor of this my last will and testament and as Trustee for my said children with full power to carry out and execute the provisions of the same without any [redacted] and security for his performance of the duties herein required in any State or jurisdiction where and whenever the purpose of a division of said Estate or any one seven [redacted] may shall require it to the majority of my [redacted] children as aforesaid my said Executor the Probate Court concerning shall have the power to sell and dispose of said Estate and divide the proceeds arising from the same among my said children as herein [redacted]

claiming in his hands the monies or positions belonging to my
unmarried children for their use and benefit and to be expended
invested for them as he may deem best. Item 2nd I hereby give
all of personal of every description or kind the same may
to be equally divided between them at the time and under the
remains of the foregoing items of this my said will with the fol-
ing limits and qualifications to wit I give to my daughters
beth (after deducting any amts previously) an equal share of my said
tate to be held by my said executor in trust for their sole use and
nefit as their sole and separate estate free from the debts or contro
any husband any one of them may have and in no
y or manner to be made liable for the same. And
hereby direct that on the final division of my said estate
portions of said estate which may be going to any married
aughter shall be vested over to them separate with the exclusive
rol the same in meeting and providing a support for herself
d family but she and the husband shall not have the
wer to sell or dispose of the same without the written
nsent of my said Executor who shall act as Trustee
r each of my said daughters or with the last surviving
any successor in trust who may be legally appointed. And
rm the sale of said property or any part of it as herein
ove stated the Trustee shall have to reinvest the proceeds
ising from the sale of the same in other property either
al or personal which in his and her judgment shall
best suited to her condition and circumstances having
gard to the same in his name as Trustee with all the powers
herein specified. Item 3rd I desire my will and I hereby
uest that upon the death of any of my daughters the property
reby given to them shall go to and be equally divided a
mong their children and in default of any children
ving at the time of their death said property shall
to and be equally divided among their brothers and sisters
have and to hold to them under the trusts aforesaid
Item 4th I hereby constitute and appoint my son John Thom
C Thom as the Executor of this my last will and testament
d as Trustee for my said children with full power to carry
t and execute the provisions of the same with no surety
nd and security for his performance of the duties herein
quired in any State or jurisdiction whatever and for the
rpose of a division of said Estate or any portion thereof
may shall organize at the majority of any young
ild as aforesaid my said Executor the Probate
urt concurring shall have the power to sell and a
spose of said Estate and divide the proceeds arising
om the same among my said children as herein before

directed should my son aforesaid fail to execute the instrument
he appointed or her successor shall give bond and security
for his performance. In testimony whereof I have hereun-
set my hand and seal on this the 18th day of March
1866 C A Thom [seal]

We whose names are subscribed do certify that Benjamin
A Thom the Testator who is known to us signed sealed
published and declared the foregoing instrument to be his
last will and testament in our presence that at his request
we have subscribed the same as witnesses in his presence
and the presence of each other on this the 18th day of March
1866

Test
Wilson Williams
Charles M Hooper
J. M Baker

The State of Alabama } In Probate Court March
Russell County } Term 1868. Personally
appeared in open Court Wilson Williams Charles M Hooper
and James M Baker the subscribing witnesses to the forgoing
instrument and being sworn depose and say that Col
Thom the Testator there in subscribed and executed the same
declared it to be and contain his last will and testament
on the day the same bears date. That they signed their
names as witnesses there to in the presence of each other
and of the said Testator. And further they depose and
say that said Testator at the time of his signing the
same was of sound and disposing mind and memory

Sworn to and subscribed before me this 9th day of March 1868
J T Haddell
Probate Judge

Wilson Williams
Charles M Hooper
J. M Baker

directs should my son aforesaid fail to execute the instrument he appoints he or her successor shall give bond and security for his performance. In testimony whereof I have hereunto set my hand and seal on this the 18th day of March 1866 C A Thom [seal]

We whose names are subscribed do certify that Charles A Thom the Testator who is known to us signed sealed published and declared the foregoing instrument to be his last will and testament in our presence that at his request we have subscribed the same as witnesses in his presence and the presence of each other on this the 18th day of March 1866

Test
Wilson Williams
Charles M Hooper
J M Baker

The State of Alabama
Russell County

In Probate Court March Term 1866. Present Williams Charles M Hooper

appeared in open Court Wilson Williams and James M Baker the subscribing witnesses to the foregoing instrument and being sworn depose and say that Col Thom the Testator there in voluntarily executed the same and declared it to be and contain his last will and testament on the day the same bears date. That they sign as their names as witnesses there to in the presence of each other and of the said Testator. And further they depose and say that said Testator at the time of his signing the same was of sound and disposing mind and memory

Sworn to and subscribed before me this 9th day of March 1866
J F Haddell
Probate Judge

Wilson Williams
Charles M Hooper
J M Baker

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In the name of God Amen. I James Ferguson of the County of Russell & State of Alabama being of sound and disposing mind but far advanced in life do constitute & make this my last will and Testament revoking any former instrument of this character. Item 1st I desire that at my death my daughter Sarah Catherine Moore shall have a bed & bedsteads Item 2nd I will and desire that at my death my Executor pay to my grandchildren Amanda Moore Dinkfany Moore Daniel Moore & Asbury Moore each two hundred Dollars. Item 3rd I will a bequeath to each of my grandsons Jno Robert Kennedy James P Shenkley & Robert Alexander Kennedy twenty dollars to be paid them by my Executor. Item 4th I will & bequeath to my son Daniel McDougald Ferguson the back log and upon which I reside together with the plantation tools and about premises of every description. Item 5th I will and bequeath to my daughter Amanda Kennedy & to my son Daniel McDougald Ferguson my household & kitchen furniture each to share in the first item to be divided equally between them. Item 6th I do appoint by these presents appoint my son Daniel McDougald Ferguson my Executor to this my last will & Testament. In witness whereof I have hereunto set my hand and seal this 18th day of September 1866 signed sealed published & declared by me

in the presence of
Sshane Ramsey
A S Shaw

witnesses

James Ferguson [seal]

U.S. Stamps $1.50

The State of Alabama
Russell County

In Probate Court of Russell April Term 1867

Personally appeared in open Court Shane Ramsey and A S Shaw the subscribing witnesses to the aforegoing will who being duly sworn depose & say that James Ferguson the Testator there in named voluntarily executed the same voluntarily and declared the same to be and contain his last will & Testament in their presence and in that they say the same bears date that they subscribed same on the day the same bears date as witnesses & that they subscribed their names as witnesses there to

In the name of God Amen - I James Ferguson of the County of Russell & State of Alabama being of sound and disposing mind but far advanced in life do institute & make this my last will and Testament revoking any former instrument of this character. Item 1st I desire that at my death my daughter Sarah Catherine Glover shall have a bed & bedstead. Item 2nd I will and desire that at my death my Executor pay to my grandchildren Amanda Moore Dempsey Moore Jane Moore & Henry Moore each twenty Dollars. Item 3rd I will and bequeath to each of my grandsons John Robert Kennedy James Pinckney & Robert Sherman Kennedy twenty dollars to be paid them by my Executor. Item 4th I will & bequeath to my son Daniel McDougald Ferguson the land upon which I reside together with the plantation tools and stock of every description. Item 5th I will and bequeath to my daughter Amanda Kennedy & to my son Daniel McDougald Ferguson my household & kitchen furniture of every description except the bed and furniture given to Sarah in the first item to be divided equally between them. Item 6th I do hereby constitute & appoint my son Daniel McDougald Ferguson my Executor to this my last will & Testament. In witness whereof I have hereunto set my hand and seal this 18th day of September 1867 in the presence of

Isham Ramsey
A F Shaw

witnesses

James Ferguson (L.S.)

U.S. Stamps $1.50

The State of Alabama
Russell County.

In Probate Court of said County
April Term 1868
Personally appeared in Court Isham Ramsey and A F Shaw the subscribing witnesses to the foregoing will who being duly sworn depose & say that James Ferguson the Testator therein named voluntarily executed the same voluntarily and declared the same to be and contain his last will & Testament in their presence and in their presence the same bears date that they subscribed the same on the day the same bears date as witnesses & that they subscribed their names as witnesses thereto

presence of the Testator and of each other and in the presence of the Testator was at the time of executing said will of sound and disposing mind and memory

Sworn to and subscribed
April 8th 1868

Isham Ramsey
A F Shaw

J H Haddell
Judge of Probate

Recorded 1st April 1868

J H Haddell
Judge of Probate

Last Will and Testament of Royal L Douglas

In the name of God Amen
I Royal L Douglas of the County of Russell County Alabama being of sound and disposing mind and memory and being desirous to settle my worldly affairs while I have strength do do do make and publish this my Last Will and Testament by revoking all wills by me at any time made and first I covenant my soul to God who gave it and my body to earth I dispose of as follows:
First: I give and bequeath to my son Benjamin F. Douglas Ten Dollars. Second I give and bequeath to my daughter Sarah West Ten dollars. Third I will and bequeath to my daughter Eliza Jane Covington Ten Dollars. 4th I will and bequeath to my two unmarried daughters namely to wit: Judith Caroline and Amelia Anne all my Real Estate that is to say my plantation on which I live together with the house hold furniture my stock of horses hogs cattle and sheep also one wagon & buggy all money notes and all things else of personal nature so long as they remain single but my daughter Judith Caroline to the one that remains single. But in case both be married then in that case it is my will and I do will and direct that my Estate be sold and equally divided between my children and I do further ordain and constitute

Will and Testament and do hereby revoke all other wills

presence of the Testator and of each other and in their opinion said Testator was at the time of executing said will of sound and disposing mind and memory.

Sworn to and subscribed
April 8th 1867

J. H. Shaw
Isham Ramsey

J. H. Waddell
Judge of Probate

Recorded 1st April 1868

J. H. Waddell
Judge of Probate

Last Will and Testament of Rory L. Douglas

In the name of God Amen.

I Rory L. Douglas of the County of Russell County Alabama being of sound and disposing mind and memory and being desirous to settle my worldly affairs while I have strength do do do make and publish this my Last Will and Testament hereby revoking all Wills by me at any time made and first I covenant my Soul to God who gave it and my Body to earth I dispose of as follows:

First: I give and bequeath to my son Benjamin L. Douglas Ten Dollars. Second I give and bequeath to Mary Douglas Sarah Mark Ten Dollars. 3rd I will and bequeath to my Daughter Eliza Jane Crenshaw Ten Dollars. 4th I will and bequeath to my two unmarried daughters namely to wit: Elizabeth Caroline and Amelia Anne all my Real Estate that is to say my plantation on which I live together with the house hold furniture my cattle stock of horses hogs cattle and sheep also one wagon 1 buggy all money Notes and all things else whatsoever pertaining to me as long as they remain single but in case either the said daughters to the one that remains single but in case both be married then in that case it is my will and I do will and direct that my Estate be sold and equally divided between my children and I do hereby revoke and annul all other Wills Last and former and constitute

Will and Testament. In Witness whereof I the said Rory L. Douglas to this my will consisting of this the sheet of paper I have set my hand and seal this 10th day of March 1868.

Rory L. Douglas L.S.

Signed sealed published and declared by the above named Rory L. Douglas as his last will and testament in the presence of us who at his request in the presence of each other have subscribed our names as witnesses thereto

J. H. Vandegall
J. B. Thomas

The State of Alabama Russell County
In the Probate Court June Term 1868.

Personally came in the County J. B. Thomas one of the subscribing witnesses to the foregoing instrument who being duly sworn deposes and says that Rory L. Douglas the Testator therein named signed the same as his last will and testament on the day in bears date, that the other subscribing witness and that each other witness signed in this and the Testators presence, and further he deposes and says that at the time of signing the same the mind and memory, of said Testator was of sound

Sworn to and subscribed before me this 10th day of June 1868

J. B. Thomas

J. H. Waddell
Judge of Probate

Recorded 10th day of June 1868.

J. H. Waddell
Judge of Probate

Will and Testament. In Witness whereof I the
said Royy. L. Douglas to this my Will consisting
of this the sheet of paper I have set my hand
and seal this 10th day of March 1865.

Royy. L. Douglas L.S.

Signed sealed published and
declared by the above named
Royy. L. Douglas as his last
Will and Testament in the Presence
of us who at his request do pre-
sence of each other have sub scri-
bed our names as witnesses
thereto

W. M. Mendenhall
J. B. Thomas

The State of Alabama Russell County
In the Probate Court June Term 1865.

This day came in the Court J. B. Thomas
one of the subscribing witnesses to the foregoing instru-
ment who being duly sworn deposes and says that
Royy. L. Douglas the Testator therein named signed the same
as his last Will and Testament on the day it bears date, that he signed
same as a witness in the presence of the said Testator and of the
other subscribing witness and that each other witness signed
in this and the Testators presence. And further he deposes and a
says that at the time of signing the same he was of sound
and disposing mind and memory.

J. B. Thomas

Sworn to and subscribed before
me this 10th day of June 1865

B. Bradley
Judge of Probate

Recorded 30th day of June 1865.
J. Bradley
Judge of Probate

LAST WILL AND TESTAMENT OF Josephus Echols
The last will and testament
of Josephus Echols in my
own hand writing signed
sealed and declared to be my last Will and Testament this
day of March in the year eighteen hundred and
sixty five. Being in feeble health and
aware of the uncertainty of life becomes more uncertain, I make this my last will and
testament & forever my beloved wife from the uncertain
events and
The State of Alabama
Russell County

which is and the husband die intestate leaving a wife
and no children or children but one half the estate or his
real estate
every kind of property to my beloved wife
Nancy A. M. Echols or whether the same be real
personal as above in addition to my life or estate
Sabrina Echols for her sole use and benefit and declare
it to be my will and desire that she shall not
be required to give any security for the faithful
discharge of her duties as such executrix as I
owe no debts and do not expect to owe any which
could be cut against even one for my manage-
ment to be of which I have no knowledge
In case of her death before or after publication
and before the final settlement of the affairs of
my estate my will is that my friends Thomas B Bradley
James R. Jones and Judge John A. Lewis take her
place as my executors unless she should desire and
form in doing her executrix in which event my wife is
that executors so remain and her shall become
also my executors whether they be the persons above
named or any one or more of them or others
In witness whereof I have hereunto set my hand and
seal and declared this to be my last will and testa-
ment this day and year above written in the
presence of the
undersigned witnesses

Jno Torres
R. A. Holland
J. K. Pitman
E. P. Enzkite
A. K. Thomas

Josephus Echols

LAST WILL AND TESTAMENT

The State of Alabama
Russell County

I Josephus Echols of said county being of sound and disposing mind and memory and considering the uncertainty of life and the certainty of death 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 interred in a manner suitable to my condition in life and that my funeral expenses be paid out of my estate.

Second I direct that my executors hereinafter named shall as soon after my decease as practicable collect all debts due me and sell at public or private sale all my property not disposed of by this will and pay my debts out of the proceeds of such sales.

Third I give and bequeath to my beloved wife Rowena M. Echols all the residue of my estate both real and personal of which I may die seized or possessed or to which I may be entitled at the time of my decease to have and to hold the same to her and her heirs forever.

Fourth I nominate and appoint my said wife Rowena M. Echols executrix of this my last will and testament and my friends James Rawdall Jones and Thomas B. Goulding executors of this my last will and testament and I direct that no security be required of them or either of them in the discharge of their duties as such executrix and executors.

In witness whereof I have hereunto set my hand and seal this the 24th day of June 1868.

Josephus Echols

Signed sealed published and declared by the said Josephus Echols as and for his last will and testament in the presence of us who at his request and in his presence and in the presence of each other have hereunto subscribed our names as witnesses.

Jno Cross
A. A. Holland
J. K. Downing
Ellen J. Versville
A. E. Thomas

The State of Alabama
Russell County

I Josephus Echols of said county hereby ratifying and confirming my last will and testament by me previously executed do declare this to be a codicil thereto that is to say in place of leaving my wife Rowena M. Echols my whole estate for life I do constitute and appoint my friend James Rawdall Jones and the said Rowena M. Echols executors and executrix of my last will and testament if they will both act but if circumstances prevent the acting of both these I desire either one of them who can do so to undertake the role executorship of said will and I do expressly declare that it is my desire that no security shall be required of them or of either of them but that they or either of them shall be allowed to act in the executorship of said will with out giving bond or security.

And I do publish & declare this as the codicil of my last will & testament this 24th June 1868.

Executed published and declared in the presence of us (the words "for life & James" being first interlined) this 24th June 1868

Josephus Echols

Rice Crumby
C. A. Hooper

The State of Alabama
Russell County

Ellen J. Versville
A. E. Thomas

At the execution of a commission for the examination of witnesses in the matter of the petition of Rowena M. Echols & James Rawdall Jones for the probate of the Will of Josephus Echols late of said County deceased this paper was produced and sworn to by A. A. Holland and Ellen J. Versville. Anna E. Thomas did not sign. And by them them deposed to before us as witnesses our hands & seals.

S. T. Downing (Seal) Commissioners
T. B. Goulding (Seal) Commissioners

Recorded 30th day of June 1868

James R. Rawdall
Judge of Probate

The State of Alabama }
Russell County } I Josephus Echols of said county
and State aforesaid do hereby ratify ing and confirming
my last will and testament by me heretofore executed
do declare this to be a Codicil to said Instrument
to say in lieu of leaving my wife Rowena M Echols
my sole executrix for life I do constitute and appoint
my friend James Rand all Jones & the said Rowena
M Echols Executor and executrix of my last will
and testament of this will both act out of circum-
stances prevent the acting of by the above named
one of them who can do so to undertake the sole
executorship of said will and I do expressly declare
that to my desire that no security shall be required
of them or of either of them but that they or either
of them shall be allowed to act in the execution
of said will without our giving bond & security
In testimony whereof I do publish & declare this as the Codicil of my last
will & testament this 29th June 1868
Executed published and Josephus Echols
declared in the
presence of the words "for life & James"
being first interlined) this
29th June 1868
Rice Bunby
C. M. Hopkins

The State of Alabama } Ellen J. Versteele
Russell County } H. E. Thomas
At the execution of a commission for the exam-
ination of witnesses in the matter of the Petition of
Rowena M Echols & James Rand daly Jones for the
probate of the Will of Josephus Echols late of said County
deceased this paper was produced and sworn to
before H. A. Strickland Ellen J. Versteele & Hanna E. Thomas wit-
nesses and by them thereon duly sworn to before us as
witnesses our hands & seals.

S. T. Dunning (Seal) Commissioners
T. B. Goulding (Seal) Commissioners

Recorded 30th day of June 1868
James G. Meadows
Judge of Probate

The State of Alabama }
Russell County } Know all men by these
presents that I Henry R. Page of the County of
Russell and State aforesaid. Considering the pre-
carious state of this life and being of sound mind
and memory do make and declare and publish this
my last will and testament. —
First It is my wish that my plantations together with
all the appurtenances thereunto belonging shall remain
as it is under the control and direction of my beloved
wife Lucy A. Page and my son Henry W. Page as
Executor and Executrix during my life or widowhood
and should she not marry during her natural life
and at her marriage or death a equal division is to be
had and equally by and among all my surviving
children or their heirs. My wife having in charge
part thereof as Life Estate should marry —
Except the following special gifts viz To my daughter
Georgia A. Page I give and bequeath a certain negro girl
by the name of Ella about fifteen years old: to my
daughter Lucy A. Page I give and bequeath a certain negro
boy by the name of Bob - fifteen years old: to my
daughter Maria V. Page I give and bequeath a certain
negro girl by the name of Emily about eight years old
and to my daughter Hannah S. Page I give and bequeath
a certain negro girl by the name of Jeanie about
a year old
It is furthermore my wish that these special gifts shall
remain with my estate under the control and direction
of my wife Lucy A. Page and my son Henry W. Page
Col and duly until the general division before provided
for. Furthermore I give my son Thomas J. Page I give and
bequeath a certain boy, Phillip now quite two years old
and to my son Jesse L. Page I give and bequeath a certain
negro girl about four years old which animals
and all shall be subject to these orders —
As regards it is my wish that the next proceeds of present
Crops after full and complete payment of all my debts
be made be turned into the estate found together with the
real proceeds of future crops and all increase in any
way arising from the management of my farm
increase of negroes or otherwise. The negroes specially do-
nated to my children herein named are not to be
considered in any way a part or parcel of my estate
but shall it be subject to any of the provisions of dem

The State of Alabama }
Russell County } Know all men by this
presents that I John R. Page of the County of
Russell and State aforesaid. Considering the uncertainty of this life - and being of sound minds
and memory; do make and declare and publish this
my last will and testament -
First It is my wish that my plantation together with
all the appurtenances thereunto belonging shall remain
as it is under the control and direction of my beloved
wife Lucy M. Page and my son Henry W. Page as
Executor and Executrix during my life or Widowhood
And should the said Lucy marry during her natural life
and at the marriage or death of each one of my
Legal and Equally divided among all my surviving
Children or their heirs. My wife having a Child's
part thereof in case she should marry -
Second The following special gift - viz To my daughter
Lucy M. Page I give and bequeath a certain negro girl
by the name of Ella about Sixteen years old: to my
daughter Lucy M. Page I give and bequeath a certain negro
boy by the name of Bob - Seven years old: to my
daughter Maria J. Page I give and bequeath a certain
negro girl by the name of Emily about eight years old
And to my daughter Frances J. Page I give and bequeath
a certain negro girl by the name of Frances about
a year old
It is furthermore my wish that these special gifts shall
remain with my estate under the controle and direction
of my wife Lucy M. Page and my son Henry W. Page
Estate and duly until the general division before provided
for. Furthermore it is my son Thomas J. Page I give and
bequeath a certain boy, (philip) now quite two years old
And to my son Jesse D. Page I give and bequeath a certain
Sorrel colt about four years old which animals
or Colt shall be subject to their order -
Lastly It is my wish that the net proceeds of present
Crops after full and complete payment of all my debts
be made be turned into the Estate found together with the
net proceeds of future crops and all increase in any
wise arising from the management of my farm
increase of negroes or otherwise. The negroes specially do-
mated to my children herein named are not to be
considered in any wise a part or parcel of my estate
nor shall it be subject to any of the provisions of law

distributing estates Provided the increase of
the negroes thus donated in Children shall be
considered a part of my estate -
In testimony whereof I have to this my last
will and Testament subscribed my name and
set my seal this the 20th day September in the
year of our Lord one thousand eight hundred
and Sixty four

John R. Page Seal

Signed Sealed declared and
published by the said John R. Page as and for
his last will and testament in presence of us
who at his request and in his presence and
in presence of each other have subscribed our
names as witnesses thereto

W. C. Williams
A. B. Bennett
James A Ray

The State of Alabama } In the Probate Court
Russell County } November Term 1864
In open Court personally came James A Ray a
Subscribing witness to the within instrument of writ
being duly Sworn deposes and says that John R. Page
the same executed the within instrument on the day the
same bears date in his presence and in the presence
of the other subscribing witnesses. that he subscribed
his name as a witness in the presence of said
Testator and of the other subscribing witnesses and
that such other witnesses (W. C. Williams & -
A. B. Bennett) subscribed their names as wit-
nesses in his and said Testators presence and that
in his opinion said Testator at the time
of executing said instrument was of sound and sub-
sisting mind and memory and declared the same to be
and contain his last will and testament
Sworn to & subscribed
Nov 14th 1864

James A Ray

Geo W Russell
Judge of Probat

Filed for Record Nov 10 A.D 1868
& Recorded Nov 10th 1868

T. J. Asperby
Judge of Probate

distributing Estates Provided the manumitted negroes thus donated in Children shall be considered a part of my estate —

In testimony whereof I have to this my last Will and Testament Subscribed my name and Set my Seal this the 20th day September in the year of our Lord one thousand eight hundred and Forty four

John R. Page Seal

Signed Sealed declared and published by the said John R. Page as and for his last Will and Testament in presence of us who at his request and in his presence and in presence of each other have Subscribed our names as witnesses thereto

W. L. Williams
A. B. Bennett
James A Ray

The State of Alabama } In the Probate Court
Russell County } November Term 1844

In open Court personally came James A Ray a Subscribing witness to the within instrument who being duly sworn deposeth and says that John R. Page the testator executed the within instrument on the day the same bears date in his presence and in the presence of the other Subscribing witnesses. that he Subscribed his name as a witness in the presence of Testator and of the other Subscribing witnesses and that each of them witnessed A. B. Bennett Subscribed their names as witnesses in his and said Testators presence and that in his opinion and belief said Testator at the time of executing said instrument was of sound and disposing mind and memory and declared the same to be his last will and Testament

Sworn to & Subscribed
Nov 14th 1844
Before Me Caldwell
Judge of Probate

James A Ray

Filed for Record Nov 10 A.D. 1868
& Recorded Nov 10th 1868
T. J. Appleby
Judge of Probate

State of Georgia }
Muscogee County }

I Nathaniel Stockalls of said State and County being of sound mind and Memory and being of advanced age and knowing that I must shortly depart this life. desire straightened and prosper that I should make a disposition of my property. do therefore make publish and declare this to be my last will and testament. hereby revoking all Wills by me heretofore made

I desire and direct that my body be buried in a decent and christian like manner in the burying ground of Columbus Ga by the remains of my beloved Wife and that the remains of my Son William J. Stockalls be removed to said lot. I desire and direct that said lot be enclosed with an iron fence and that monuments be erected over the remains of my wife. myself and my Son William All to be suitable to our circumstances and conditions in life. My soul I trust shall return to rest with God who gave it. as I trust and hope for Eternal Salvation through the merits and atonements of the Blessed Lord and Saviour Jesus Christ

I desire and direct that all my just debts be paid out of any money on hand or collected or to accrue from Sale of any produce of my plantations. or from any Source or income of my Estate If from unforseen cause it may become necessary to sell any property to pay my debts I desire and direct that my personal Executor hereinafter named first from all my property that which can best be spared for that purpose. So as not to interfere with the provisions devised & bequeathed in this my Will.

I hereby Constitute and appoint my Sons Thomas J. Stockalls. Nathaniel F. Stockalls and Joseph J. Stockalls. and my Sons in law. Robert B. Ryals and Henry Marx as Executors of this my last will and Testament

I Constitute my Son Thomas J. Stockalls as principal Executor with the special powers herein granted. In the event of his failure from any cause to act. then the next persons named as Executors to act in the

State of Georgia
Muscogee County

I Nathaniel Stockalls of said State and County being of sound mind and memory and being of advanced age and knowing that I must shortly depart this life, desire to set and prepare that of I should make a disposition of my property, do therefore make publish and declare this to be my last will and testament hereby revoking all wills by me heretofore made

I desire and direct that my body be buried in a decent and christian like manner in my new burial lot in the Cemetary of Columbus Ga by the relations of my beloved Wife and that the remains of My Son William T. Stockalls be removed to said lot. I also desire and direct that said lot be enclosed with an iron fence and that monuments be erected over the remains of my Wife, myself and My Son William All to be suitable to our circumstances and conditions in life. My soul I trust shall return to God who gave it as I trust and hope for Eternal Salvation through the merits and atonements of the Blessed and Lamented Jesus Christ

I desire and direct that all my just debts be paid out of any money on hand or collected or earned from Sale of any produce of my plantations or from any source or means of my Estate if from any unforseen cause it may become necessary to sell any property to pay my debts I desire and direct that my principal Executor select from all my property that which can best be spared for that purpose, so as not to conflict with the provisions devised & bequeathed in this my Will. I hereby Constitute and appoint my Sons Thomas J. Stockalls, Nathaniel A. Stockalls and James J. Stockalls, and my Sons in Law Robt B. Hyde and Henry Marx as Executors of this my last will and testament

I Constitute my Son Thomas J. Stockalls as principal Executor with the special powers herein granted. In the event of his failure from any cause to act, then the next person named as Executor to act in the capacity of principal Executor and so on in the order in which they are named

In the sale of any of my property for any purpose it is my will that my Executors consult and confer together as to the time named and terms of such sale, but it shall be necessary in any and all cases of sale to have the consent of my principal Executor, and my said Executors are authorised to sell any and all of my property real and personal either at public or private sale, as to them may seem most for the interest of my estate without any order of any Court or jurisdiction within which it may become necessary to execute this my last will and testament it is my will and desire and I so direct that my Executors and legal representatives in every State where this will may be executed, after the payment of debts and legal charges and expenses, have and in my principal Executor all moneys notes and effects received by them from Sale of any property Coop. or otherwise to be by said principal Executor paid over and distributed according to the terms and conditions of this my will, No commissions to be allowed for having over such money and Effects by one Executor to another, nor shall the Executor receiving the same have any compensation thereon, that is for receiving the same,

I have given to my Children named in the above Money or property Valued by me at the sums set opposite their names to wit,

To Elizabeth A Ware Four thousand dollars in property $4000.00

To Thomas J. Stockalls Five thousand dollars in money $5000,00

To Nathaniel A Stockalls Five thousand dollars in money $5000,00

To Louisanna A Hawkins Four thousand dollars in property and the further sum of Two thousand in money $6000,00

To Mary E Hyde the sum of Six thousand dollars in property and money $6000,00

To Cornelia L Richardson the sum of Five Thousand dollars in property $5000,00

In all future distributions of my Estate among my Children I desire & direct that the above named Children be charged with the several amounts

capacity of principal Executor and to over see the
orders in which they are named
In the Sale of any of my property for any purpose it is
my will, that the Executors consult and confer together as
to the time named, and terms of such Sale, but it
shall be necessary in any and all cases of Sale to
have the consent of my principal Executor, and the
said Executors are authorized to Sell any and all
of my property real and personal either at public
or private Sale, as to them may seem meet for
the interest of my Estate without any order of any
Court, or jurisdiction within which it may become
necessary to Execute this my Last will and Testament
It is my will and desire, and I do direct, that my
Executors and legal representatives in every State
where this will may be Executed, after the payment
of debts and legal Charges and Expenses, come over
to my principal Executor all money notes and
effects received by them from Sale of any property
Corp. or otherwise to be by said principal Executor
paid over and distributed according to the terms
and Conditions of this my will, for compensation to
be allowed for turning over such money and
Effects by one Executor to another, nor shall
the Executor receiving the same have any com-
plaint thereon, that is for receiving the same,
I have given to my Children named in the Item
Money or property Valued by me, at the same
Set opposite their names to wit.
To Elizabeth A Ware Four thousand dollars in
property $4000.00
To Thomas J. Stockalls Five thousand dollars
in Money $5000,00
To Nathaniel A Stockalls Five thousand
dollars in Money $5000,00
To Louisanna A Hawkins Four thousand
dollars in property and the further sum of two
thousand in Money $6000,00
To Mary E Kyle the sum of Six thousand
dollars in property and money $6000,00
To Bomelia L Richardson the sum of Five
Thousand dollars in property $5000,00
In all future distributions of the Estate among my
Children I desire & direct that the above named
Children be charged with the several amounts

hereto affixed to their names without interest
Item 8 I give bequeath & devise to my Son James F.
Stockalls, the plantation in Bullock County,
Alabama, on which he now resides described
in a deed from George Stewart to me, which
with the improvements is valued by me at Six
Thousand dollars $6000,00
Item 9 I give bequeath & devise to my daughter Louisa
C Faenlan, the plantation in Monroe County
Alabama on which She now resides described
in a deed from Marcus Hall and A H Mackey
Administrators, valued by me at Six thousand
dollars $6000,00
Provided upon the death or contracts or contrale
of her present or any future Husband,
In case of her death without Children, Surviving
him, all property, money or effects other than
said plantation which She may receive from
my Estate, Revert back to my Estate to be distr
ibuted according to the provisions of this my
Will,
And said plantation is to be held by my Executors
& legal representatives, as Security for the return of
the said Money & effects upon the happening of the
event as above Stated in this Item. The year will
or devise said plantation subject to the said
incumbrance.
Item 10 I give bequeath & devise to my Sons. Thomas J.
Stockalls & Nathaniel A. Stockalls the plantation
in Paine Lat Cherokee County Alabama near
Cadesden on which my daughter Emma O. Coy
now resides. More fully described in a deed
from Berry to me valued by me at Six thou
Sand dollars $6000,00
In trust for the use and benefit of my said
daughter Emma O. Coy. Said trustees are
hereby authorized to rent out said plantation
to such persons and upon such terms as they may
deem best to Secure to my daughter Emma O
her family food, Clothing and the comforts of
life Suitable to their conditions & Circumstances in
life
Said trustees are authorized to appoint an
agent for one year at a time, not excluding
her husband from such agency, to act in their

hereto affixed to their names without interest

Item 8 I give bequeath & devise to my son James F. Nuckolls, the plantation in Pulaski County, Alabama on which he now resides described in a deed from George Stewart to me, which with the improvements is valued by me at Six thousand dollars $6000,00

Item 9 I give bequeath & devise to my daughter Laura C. Freeman, the plantation in Choctaw County, Alabama on which she now resides described in a deed from Martin Hall and A.H. Mackey Administrators, valued by me at Six thousand dollars $6000,00

provided the debts or contracts or contracts of her present or any future Husband, in case of her death without Children surviving her, all property, money or effects other than said plantation which she may receive from my Estate, shall back to my Estate to be disposed according to the provisions of this my Will.

And said plantation is to be held by my Executors & Legal representatives, as Security for the return of the said Money & effects upon the happening of the event as above stated in this Item. She may will or devise said plantation subject to the said incumbrance.

Item 10 I give bequeath & devise to my sons Thomas J. Nuckolls & Nathaniel A. Nuckolls the plantation in Paine Cabb Cherokee County Alabama near Gadsden, on which my daughter Emma O. Coxy now resides. more fully described in a deed from Berry to me valued by me at Six thousand dollars $6000,00

It is for the use and benefit of my said daughter Emma O. Coxy, said trustees are hereby authorized to rent out said plantation to such persons and for such sums as they may deem best to secure to my daughter Emma O. her family food, clothing and the comforts of life suitable to their conditions & circumstances in life.

Said trustees are authorized to appoint an agent for one year at a time, not excluding an husband from such agency, to act in their stead. the trustees not to be responsible for the mismanagement of such agents, unless reappointed after having to mismanage the trust confided to him

No waste to be allowed on said plantation. The timber not to be sold, or used for any purpose except the necessary fencing & repairs and for Buildings on the place. No bond to be required of the Trustees above named, in case the should be a vacancy and no acting trustee from any cause, my Executors are requested to act as Trustee or Trustees or if they decline to act they are authorized to appoint a trustee or trustees to manage said trust Estate after paying the amount expences incident to said trust Estate, and the support & maintainance of said Emma O Coxy & her family for the year. the balance to be turned & delivered to said Emma O Coxy, at the end of each & every year, and her receipt therefor to be a good discharge for said trustees It is my will and I do direct that any the money & property to which my said daughter Emma O Coxy may be entitled at the distribution of my Estate be delivered to said Trustees to be by them invested in some safe property, Stock or Bonds or loaned on good and sufficient Security, as they may deem best. and the income arising therefrom to be appropriated as is herein provided, for the income of the plantation

In case of the death of my said daughter Emma O Coxy without Child or Children or their descendents surviving her that all money & property other than the land aforesaid which she may have received from my Estate, shall revert to my Executors to be by them distributed according to the provisions of this my will Said Emma O Coxy may dispose of said land by will

It is my will & I do direct that my personal Executors purchase some Safe Property of equal value to that devised to each of my daughters Laura C. Freeman and Emma O Coxy preference being given to real estate. and convey said property to my daughters Heirs

Stead. the trustees not to be responsible for the mismanagement of such agents, unless reappointed after having to accompanied the trust confided to him.

No waste to be allowed on said plantation. The timber not to be sold, or used for any purpose except the necessary fencing & repairs. And for Buildings on the place. No bond to be required of the Trustees above named, in case the should be a vacancy and no action can be from any cause, my Executors are requested to act as Trustee or Trustees or if they decline to act any one authorised to appoint a Trustee or Trustees to manage said trust Estate after paying the amount Expenses incident to said trust Estate, and the support & maintainance of said Emma A Cook & her family for the year; the balance to be turned over & delivered to said Emma Obary, at the end of each & every year, and her receipt therefor to be a good discharge for said Trustees It is my will and I do direct that any other money or property to which my said daughter Emma O Cook may be entitled in the distribution of my Estate be delivered to said Trustees to be by them invested in Same Safe property, Stock or Bonds or Bank in good and Sufficient Security, as they may deem best and the income arising therefrom to be appropriated as is herein provided, for the income of the Plantation

In case of the death of my said daughter Emma O Cook without Child or Children or their descendants Surviving her that all Money & property - other than the Land aforesaid which she may have received from my Estate, Shall revert to my Executors to be by them distributed according to the provisions of this my will Said Emma A Cook may dispose of said Land by will

It is my will & I do direct that my personal Executors purchase Some Safe property of equal Value to that devised to each of my daughters Laura C. Freeman and Emma A Cook preference being given to Real Estate, and said property to my daughter Shall

L Nicholls. free from the debts & contracts or Controle of any Husband She may hereafter marry. She to have the right to dispose of said property. Subject to encumbrances hereby created by Will. In case She should marry and die without Children. any money or other property She may have received from my Estate other than the property in this Item directed to be purchased and conveyed to her is to amount to my Estate. the Same reversion shall be observed in case she does not marry. The property to be valued at Six Thousand dollars. without regard to the actual cost and my Executors is required in making a Conveyance to said property to retain a lien thereon as Security for the return to my Estate of the money & property. Subject to be returned to my Estate as aforesaid.

In case of her marriage before the investment is made I desire that my Executors in Selecting the investment Consult & Confer as nearly Same Case Safely do So. to the wishes of her husband.

Before any other legacies are paid all is my desire & I do direct that the Sum of One Thousand Dollars, Each be paid to my Children Thomas J McNicholls. Nathaniel A McNicholls & Cornelia L Richardson. and the Sum of One Thousand Dollars to Elizabeth A. Ware and the Sum of One Thousand Dollars to the Children of said Elizabeth A Ware by a former marriage with D Long now deceased this last mentioned One Thousand Dollars to be considered as a part of the distributive Share of Said Elizabeth A. Ware. in the distributions of my Estate

These legacies being all paid. my Children will have received equal Shares from my Estate. which I desire to be done if practicable. without the Sale of property

In Case of partial or total failure of title or encumbrance on any of the Lands herein devised and it Should accrue to the devisee. I direct the loss to be made up from my general Estate

After Equalizing the advances and legacies of my Children as herein before provided for which according to my estimate is Six thousand Dollars I direct that all the residue and

L Strickalls. free from the debts & contracts or Controle of any Husband She may hereafter marry. She to have the right to dispose of said property subject to encumbrances upon it Created by Will. In case She should marry and die without Childrene. any money or other property which She may have derived from my Estate other than the property in this Item directed to be purchased and conveyed to him is to revert to my Estate. the same reversion shall be observed in case She does not marry. The property to be valued at Sixty thousand dollars. without regard to the actual cost. and my Executors is required in making a Conveyance to said property to retain a lein thereon as Security for the return to my Estate of the money & property. Subject to be returned to my Estate as aforesaid. In Case of her marriage before the investment is made I desire that my Executors in Selecting the investment Consult & Confer as nearly as they can Safely do so. to the wishes of her husband.

Before any other legacies are paid all is my desire & I do direct that the Sum of One Thousand Dollars each be paid to my Children Thomas L Strickalls. Nathaniel A Strickalls & Cornelia L Richardson. and the Sum of One Thousand Dollars to Elizabeth. A. Ware. and the Sum of One Thousand Dollars to the Children of said Elizabeth A Ware by a former Marriage with C. D Long now deceased this last mentioned one Thousand Dollars to be considered as a part of the distributive Share of said Elizabeth A. Ware. in the distribution of my Estate

These legacies being all paid. My Children will have received Equal Shares from my Estate. Which I desire to be done if practicable. without the Sale of property

In Case of partial or total failure of title or encumbrance on any of the Lands herein devised and it should accrue to the devisee. I direct the loss to be made up from my general Estate After Equalizing the advances and legacies of my Children as herein before provided for which according to my estimate is Sixty thousand Dollars & I direct that all the Residue and remainder of my estate be divided Equally among all my Children. Subject however to the limitations and restrictions herein provided for. And it is my will & I so direct that in case any of my Children shall die without Children or decendants of Child or Children Surviving. all the money or property. Such Child may have received from my Estate other and above Sixty Thousand dollars as aforesaid. Shall revert to my Estate to be distributed according to the provisions of this my will. and my Executors are required in making distributions of my Estate to take security for the return of all such Estate as may be liable by such recession except such Securities as have been herein already provided for which provisions are not to be distributed in taking such Securities a Lien on real Estate is to be preferred.

All debts due me either on note or open account by any of my Children or their husbands or wifes. to be Collected or the amounts taken into account in the Settlement of any legacies to which they may be entitled in the Settlement of my Estate

I desire and direct that all my property be Kept in good repair and his wearing repairs due regard must be had to future as well as present value. and the prospect of getting back the money expended in making Sale of the property Expended I direct that the Timber on my lands in Russell County Ala. be carefully preserved and that none be Sold or used except what may be necessary for Repairs of my property and improvements on the Lands

In case either of my daughters Lucia L Freeman and Arabella Strickalls shall at any time. desire to Sell the property herein Conveyed. and to be conveyed to them. and upon which a lien attaches for a purchase money interest by and with the consent of my principal Executor Such Sale may be made and titles Executed therefor and the proceeds

remainder of my estate be divided
Equally among all my Children, subject
however to the limitations and restrictions
herein provided for. And it is my will &
I so direct that in case any of my children
shall die without children or descendants of
Child or Children surviving, all the money
or property such Child may have
received from my Estate over and
above Sixty thousand dollars as aforesaid shall revert to my Estate to be distributed
according to the provisions of this my will. and
My Executors are required in making
distributions of my Estate to take security from
the Return of all such Estate as may be liable
to such reversion Except such securities as
have been herein already provided for
which provisions are not to be disturbed
in taking such securities a lien on real
Estate is to be preferred.

All debts due me either on note or open
account by any of my children or husbands
as or noted to the Collateral on the amounts
taken into account in the settlement of any
legacies to which they may be entitled in
the Settlement of my Estate

I desire and direct that all my property
be kept in good repair and in making
repairs due regard must be had to future
as well as present value, and the prospect
of getting back the money expended in
making Sale of the property Expended I
direct that the timber on my lands in
Russell County Ala. be carefully preserved
and that none be Sold or used Except what
may be necessary for repairs of my property
and improvements on the Lands of
the case either of my daughters Emma
C. Freeman and Adelella Pinckard shall
at any time desire to Sell the property herein
Conveyed, and to be conveyed to them, and
upon which a lien attaches for a remainder
interest by and with the consent of my principal Executor Such Sale may be made and
titles Executed therefor, and the proceeds

may be reinvested in other property upon
which the same lien & limitations shall
attach. In case my daughter Emma C. Gray
shall decide to sell the land held by her
trustee herein appointed. said Trustee shall
have the power to Sell said Land. and invest
the proceeds in other real Estate upon which
the same lien & limitations shall attach pro-
vided they shall be satisfied Such Sale and
reinvestment shall be for the best interest of
said Emma C. Gray and her family

Item 18 No Security shall be required of any of my
Executors except upon sufficient cause being
shown that the Estate which they may be entitled
to control would be unsafe in their hands
without Security in which event the Court
having jurisdiction of the case may require
Security

Item 19 I devise and direct that my daughter Adelella
have paid to her the Sum of two Hundred
dollars for the purchase of furniture from
my general estate in addition to what is herein
before given to her

Item 20 It is my will that no interest be charged upon the
advances heretofore made to any of my Children
Having made myself fully acquainted with what
is contained in this and the annexed foregoing
pages I hereby declare the same to be my last
Will and testament

In Witness whereof I hereto have subscribed my
name and affixed my seal in the presence of
the Subscribing witnesses. on this fourteenth
day of September 1868

Words "May" "over" "each" "of" "to" "which"
interlined before Signing "of" erased

Nathaniel McNolls (Seal)

$2.50 Stamp Cancelled
$2.50 Stamp Cancelled
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$2.50 Stamp Cancelled
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$2.50 Stamp Cancelled

may be reinvested in other property upon which the same lien & limitations shall attach. In case my daughter Emma O Cary shall decide to sell the land held by her trustees, three appointed. said Trustees shall have the power to sell said Land. and invest the proceeds in other real Estate. upon which the same lien & limitations shall attach provided they shall be satisfied. such Sale and reinvestment shall be for the best interest of said Emma O. Cary. and her family

Item 18 No Security shall be required of any of my Executors except upon sufficient cause being shown that the Estate which they may be entitled to custody would be unsafe in their hands without Security. in which event the Court having jurisdiction of the Case may require Security

Item 19 I devise and direct that my daughter Adelella have paid to her the Sum of two Hundred dollars for the purchase of Furniture from my general Estate in addition to what is herein before given to her

Item 20 It is my Will that no interest be charged upon the advances heretofore made to any of my Children. Having made my Self fully acquainted with what is contained in this and the annexed foregoing pages I hereby declare the same to be my last Will and testament

In Witness whereof I hereto have subscribed my name and affixed my seal in the presence of the Subscribing witnesses. on this fourteenth day of September 1868

Words "May" "own" "each" "y" "to" "which" interlined before Signing "of" "Erased"

$2.50 Stamp Cancelled | $2.50 Stamp Cancelled | $2.50 Stamp Cancelled | Nathaniel Truckolls (Seal) | 50 cents Stamp Cancelled

$2.50 Stamp Cancelled | $2.50 Stamp Cancelled | $2.50 Stamp Cancelled | $2.50 Stamp Cancelled | $2.50 Stamp Cancelled | $2.50 Stamp Cancelled

The foregoing writing published & declared by Nathaniel Truckolls. as and for his last Will & Testament. and the said testator Subscribed and Sealed the same in our presence and at his instance and request we have hereto Subscribed our names as witness in the presence of said testator and of each other This 14th day of September 1868

L F. Billins
J A Gottlieben
Jno Johnson

State of Georgia }
Muscogee County } To the Honorable ordinary of Said County

The petition of Thomas J. Truckolls respectfully Shows, that Nathaniel Truckolls departed this life. on or about the 24th day of September 1868 that at the time of his death he was a resident of Said County that he died testate leaving a will duly Executed which is herewith to the Court shown that your petitioner is one of the Executors in said will named and appointed. that he is the only Executor named in said will that your resides in the State of Georgia and that he is appointed principal Executor. petitioner further Shows. that the Estate of Said deceased consists of real and personal property and is situated in different States and Jurisdictions that part of Said Estate Subject to administration in Georgia is supposed to be worth in the aggregate about Forty five Thousand dollars

Petitioner therefore prays the probate of Said Will in common form and that letters testamentary may be granted unto him. The legatees named in said will are Mrs E.A. Ware This petitioner Nathaniel J. Truckolls Mrs M. E. Truckolls Mrs L.F. Hawkins Mrs L. P. Richardson Mrs L.L. Pennyer Mrs E.D. Cary James T. Truckolls and Miss Adelella L. Truckolls Said legatees are all of Lawfull age. and all reside in the State of Alabama except your petitioner and Miss Adelella L Truckolls. who reside in the State

the foregoing writing published & declared by Nathaniel Stuckalls as and for his last Will & Testament and the said Testator Subscribed and Sealed the same in our presence and at his instance and request we have hereunto Subscribed our names as witness in the presence of said Testator and of each other This 14th day of September 1865

L A Billings
J A Gustitzen
Jno Johnson

State of Georgia }
Muscogee County }

To the Honorable ordinary of Said County

The petition of Thomas J Stuckalls respectfully Shows, that Nathaniel Stuckalls departed this life on or about the 24th day of September 1865 that at the time of his death he was a resident of Said County that he died testate leaving a Will duly Executed which is herewith to the Court shown that your petitioner is one of the Executors in said Will named and appointed that he is the only Executor named in said Will that same resides in the State of Georgia and that he is appointed principal Executor petitioner further Shows that the Estate of Said deceased consists of real and personal property and is situated in different States and Jurisdictions that part of Said Estate Subject to the administration in Georgia is supposed to be worth in the aggregate about Forty five Thousand dollars

Petitioner therefore prays the probate of said Will in Common form and that letters testamentary may be granted unto him. The legatees named in said Will are Mrs E A Ware Thos petitioner Nathaniel A Stuckalls Mrs M C Stuckalls Mrs L A Carbins Mrs L L Richardson Mrs L G Freeman Mrs E D Cox James T Stuckalls and Miss Adelella L Stuckalls Said legatees are all of Lawfull age and all reside in the State of Alabama Except your petitioner and Miss Adelella L Stuckalls who resides in the State

and County first aforesaid. Said Legatees are also heirs at Law and the only heirs at Law of Said deceased.
And petitioner will ever pr

Thos J Stuckalls

Sworn to and Subscribed before me this 5th October 1865

John N Dean
Ordinary

State of Georgia }
Muscogee County } Court of Ordinary
October Term 1865

The foregoing writing admitted to Probate in Common Form as the Last Will of Nathaniel Stuckalls deceased

John N Dean
Ordinary
& Ex-officio C.C.O.

State of Georgia }
Muscogee County } I John N Dean Ordinary and Ex-officio Clerk of the Court of Ordinary of Said State and County do hereby Certify that the above & foregoing Pages Contain a true and exact Copy of the Last Will & Testament of Nathaniel Stuckalls deceased as the same was admitted to Probate and Record in Said Court as appears on the Records of Wills in my office
Given under my hand & Seal of Office
This 5th day of October 1865

John N Dean
Ordinary
& Ex-officio Clerk C.C.

State of Alabama }
Russell County } I T L Appleby Judge of the Court of Ordinary and for Said County & State do Certify that the within transcript purporting to be the Last Will & testament of Nathaniel Stuckalls deceased was this day in Court before me as the Judge thereof been duly proven to be a true and correct transcript of Said Last Will & testament of Nathaniel Stuckalls admitted to probate and that Said transcript and the proof thereof have

and County first aforesaid. Said Legatees and devisees at Law and the only heirs at Law of said deceased. And petitioners will ever &c

Rhd. J. Nuckolls

Sworn to and Subscribed before me this 5th October 1868

John H Dunn
Ordinary

State of Georgia }
Muscogee County } Court of Ordinary
October Term A.D. 1868

The foregoing writing admitted to Probate in Common form as the last will of Nathaniel Nuckolls deceased

John H Dunn
Ordinary
& Ex-officio C.C.O.

State of Georgia }
Muscogee County } I John H Dunn Ordinary and Ex-officio Clerk of the Court of Ordinary of said State and County do hereby Certify that the above & foregoing pages contain a true and exact Copy of the last Will & Testament of Nathaniel Nuckalls deceased as the same was admitted to Probate and Record in said Court as appears on the Records of Wills in my office

Given under my hand & Seal of office this 5th day of October 1868

John H Dunn
Ordinary
& Ex-officio Clerk C.O.

State of Alabama }
Russell County } I F. L. Appleby Judge of the Court of Probate in and for said County & State aforesaid Certify that the within transcript purporting to be the last Will & testament of Nathaniel Nuckalls deceased was this day in Court & before me as the Judge thereof duly proven [illegible] transcript of said last will & testament of Nathaniel Nuckalls admitted to probate and that said transcript and the proof thereof have been recorded in my office in Book of Wills No. page thereof

Given under my hand this 9th day of Nov A.D. 1868

Recorded in office F. L. Appleby
Recorded Nov. 26th. Judge of Probate
1868

been recorded in my office in Book of Wills No ___ page ___
Given under my hand this 9th day of Nov A.D. 1868
Recived in office T. K. Appleby
Recorded Nov. 26th 1868. Judge of Probate

97

Will of H. B. Thompson

The State of Alabama } January 4th 1868
Russell County }

I H B Thompson Sound in body & mind make this my last will & Testament To my wife Antoinette Virginia I leave all of my property both personal & real during her lifetime, at her death one half of the same is to be equally devided among my brothers & Sisters & the other half should she die intestate to be devided among her own Brothers & Sisters.

To carry this will out I appoint my wife Antoinette Virginia as Executor & my father-in-law E R Flewellen & my brother George H Thompson Executors but they are in no event to be required to give bond & security this will is to take precedence over all others heretofore written

H B Thompson {L S}

Signed Sealed & delivered
in the presence of
J R Flewellen.
M W Murphey.
D V Glenn.
D W Johnston.

The State of Alabama
Russell County

In the Matter of the last Will of Henry B Thompson dec'd

In the Probate Court
Russell County
February Term 1869

Came this day in open Court Michael W Murphey and J R Flewellen who being duly sworn do say that the instrument in writing filed in the Probate Court as the last will and Testament of Henry B Thompson dec'd, is the will of said Thompson; and that he signed the same in their presence as his last will and Testament on the day the same bears date; and that they attested the same by his request and signed the same in his presence; and that the said testator was of sound and disposing mind at the time he signed said will

Sworn to and Subscribed before me this the 4th day of February 1869. J R Flewellen, M W Murphey

77

Will of H. B. Thompson

The State of Alabama } January 4th 1868
Russell County }

I H B Thompson Sound in body & mind make this my last will & Testament To my wife Antoinette Virginia I leave all of my property both personal & real during her lifetime, At her death one half of the same is to be equally devided among my brothers & Sisters & the other half should she die intestate to be devided among her own brothers & sisters.

To carry this will out I appoint my wife Antoinette Virginia as Executrix & my father-in-law E R Flewellen & my brother George H Thompson Executors; but they are in no event to be required to give bond & security this will is to take precedence over all others heretofore written

H B Thompson (L.S.)

Signed Sealed & delivered
in the presence of
J R Flewellen.
M W Murphey.
D V Glenn.
D W Johnston.

The State of Alabama
Russell County

In the matter of the last Will of Henry B Thompson deed

In the Probate Court
Russell County
February Term 1869

Came this day in open Court Michael W Murphey and J R Flewellen who being duly sworn do say that the instrument in writing filed in the Probate Court as the last will and Testament of Henry B Thompson deed, is the will of said Thompson; and that he signed the same in their presence as his last will and Testament on the day the same bears date; and that they attested the same by his request and signed the same in his presence; and that the said testator was of sound and disposing mind at the time he signed said will

Sworn to and Subscribed before me this the 4th day of February 1869 } J R Flewellen
M W Murphey

The State of Alabama
Russell County

In Probate Court
Feby 8th 1869

A J L Appleby Judge of the Probate Court in and for said County and State, do hereby certify that the within instrument of writing was this day in said Court and before me as the Judge thereof duly proven by the proper testimony (on file) to be the genuine last Will and Testament of Henry B. Thompson deceased and that said Will together with the proof thereof have been duly recorded in my office in Book of Wills No. 2 pages 297 & 8.

In testimony whereof I hereunto set my hand this the 8th day of Feby A. D. 1869.

A J L Appleby
Judge of Probate

The State of Alabama } In Probate Court
Russell County } Feby 8th 1869

I J. L. Appleby Judge of the Probate Court in and for said County and State, do hereby certify that the within instrument of writing has this day in said Court and before me as the Judge thereof been duly proven by the proper testimony (on file) to be the genuine last Will and Testament of Henry B. Thompson deceased and that said Will together with the proof thereof have been duly recorded in my office in Book of Wills No. 2 pages 397 & 8.

In testimony whereof I hereunto set my hand this the 8th day of Feby A. D. 1869.

J. L. Appleby
Judge of Probate.

Will of B. H. Harris.

The State of Alabama — Russell County.

I B. H. Harris being at this time sound in mind and in full possession of all my mental faculties and knowing that I have to die and being desirous of having a will and after commending my soul to the mercy and keeping of the Almighty God who gave it desires that my person and property shall after my death be disposed of as follows:

First — That my body be decently interred by my Executors Second — That my Executors pay out of the proceeds of my estate all of my just debts Third — I will and bequeath to my beloved wife Elizabeth Harris all of my estate both real and personal to her own use and benefit and at her death to dispose of as she may think proper Fourth — I hereby appoint my Wife Elizabeth Harris my Sole Executrix of this my last Will and Testament This the 5th day of October 1868.

Signed and sealed in the presence of.
George A Owens
J. L. Bagley
W. W. Bills

Beverly H. Harris (L S)

The State of Alabama
Russell County

In the matter of the
Last Will & Testament
of B. H. Harris decd.

In the Probate
Court, Russell
County.
Feby Term 1869

Came this day in open Court William W. Bills and George A Owens who being duly sworn do say that the instrument in writing filed in the Probate Court, as the Last Will and Testament of B. H. Harris decd is the Will of said Harris and that he signed the same in their presence as his Last Will and Testament on the day the same bears date; and that they attested the same by his request and signed the same in his presence; and that the said testator was of sound and disposing mind at the time

Will of B. H. Harris.

The State of Alabama = Russell County.
I B. H. Harris being at this time sound in mind and in full possession of all my mental faculties and knowing that I have to die and being desirous of leaving a will and after commending my soul to the mercy and keeping of the Almighty God who gave it desires that my person and property shall after my death be disposed of as follows: First= That my body be decently interred by my Executors. Second= That my Executors pay out of the proceeds of my estate all of my just debts. Third= I will and bequeath to my beloved wife Elizabeth Harris all of my estate both real and personal to her own use and benefit and at her death to dispose of as she may think proper. Fourth= I hereby appoint my wife Elizabeth Harris my sole Executrix of this my Last Will and Testament This the 5th day of October 1868.
Signed and sealed in the presence of.
George A Owens
S. L. Bagley
W. W. Pitts

Beverly H. Harris (L.S.)

The State of Alabama
Russell County.

In the Probate Court, Russell County.
Feby Term 1869

In the matter of the Last Will & Testament of B. H. Harris decd.

Came this day in open Court William W. Pitts and George A Owens who being duly sworn do say that the instrument in writing filed in the Probate Court, as the Last Will and Testament of B. H. Harris decd is the Will of said Harris and that he signed the same in their presence as his Last Will and Testament on the day the same bears date; and that they attested the same by his request and signed the same in his presence; and that the said testator was of sound and disposing mind at the time he signed said Will.

Sworn to & subscribed before me this 8th day of Feby 1869

W. W. Pitts
G. A. Owens.

The State of Alabama
Russell County

Probate Court
Feby 8th 1869

I J. L. Appleby, Judge of the court of Probate for said County and State aforesaid by certify that the within instrument of writing has this day in said Court and before me as the Judge thereof been duly proven by the proper testimony (which is on file) to be the Genuine Last Will and Testament of Beverly H. Harris, deceased and that said Will together with said proof thereof have been recorded in my office in Book of Wills No. 2 pages 399-1100

In witness of all which I have hereunto set my hand this the 8th day of Feby A. D. 1869

J. L. Appleby
Judge of Probate

he signed said Will.
Sworn to & subscribed before me this 8th day of Feby 1869

W. W. Pitts
E. S. Owens

The State of Alabama
Russell County

Probate Court
Feby 8th 1869

I, T. L. Appleby, Judge of the court of Probate for said County and State do hereby certify that the within instrument of writing has this day in said Court and before me as the Judge thereof been duly proven by the proper testimony (which is on file) to be the Genuine Last Will and Testament of Beverly H. Harris, deceased and that said Will together with said proof thereof have been recorded in my office in Book of Wills No. 2 pages 399-1100

In witness of all which I have hereunto set my hand this the 8th day of Feby A. D. 1869

T. L. Appleby
Judge of Probate

Ralph O. Howard, Will.

The State of Alabama
Russell County

In the name of God, Amen.

I Ralph O. Howard being of sound mind and memory and being reminded by my advanced age and the infirmities of my body of the approaches of death, do hereby make ordain publish and declare this as my last will and testament, hereby revoking all former wills or wills.

1st I hereby appoint my wife Eugenia Howard, and my four sons Wm J. Howard, Robert N. Howard, James P. Howard and Thomas C. Howard and my daughter Anna M. D. Howard my Executors and Executrixes to carry out their provisions of this my last will and testament.

2d I hereby will and bequeath to my said wife four sons and daughter all of the real and personal property of whatsoever kind I may die seized and possessed of to be equally divided amongst them, but in the division I will that advancements heretofore made in the way of land to my sons be taken into consideration and that my daughter & wife shall be equal to either of my sons.

3rd I hereby will that my property be kept together and the farm &c all things be carried on as though I was living for the benefit of my wife and children and that whenever in the judgment and discretion of a majority of my said Executors and Executrixes it may be deemed necessary to sell or divide the said property they are hereby empowered to do the same and further will that they manage my entire estate in trust of real and personal property hereby bequeathed as they or a majority of them may think to sell, purchase, trade or do whatsoever I could with the same if I were living a majority of them my Executors or Executrixes may exercise.

4th I hereby will that my Executors and Executrixes be exempted from giving bonds as such

Ralph O. Haward, Will.

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

I Ralph O. Haward being sound in Mind and of disposing memory and being reminded by my advanced age and the infirmities of my body of the certainty of death, do hereby make ordain publish and declare this as my last will and testament, hereby revoking all former wills or willes. I hereby appoint my wife Eufalymia Haward, and my four sons Wm. J. Haward, Robert H. Haward, James P. Haward and Thomas C. Haward and my daughter Anna M. E. Haward my Executors, and Executrixes to carry out their provisions of this my last will and testament.

2. I hereby will and bequeath to my said wife four sons and daughter all of the real and personal property of whatsoever Kind I may die seized and possessed of to be equally divided amongst them, but in the division I will that advancements heretofore made in the way of land to my sons be taken into Consideration and that my daughter & wife's shares be equal to either of my sons.

3rd I hereby will that my property be Kept together and the farm his all things be carried on as though I were living for the benefit of my wife and Children and that whenever in the Judgement and discretion of a majority of my said Executors and Executrixes it may be necessary to sell or divide the said property they are hereby empowered to do the same.

4th Further will that they manage my entire estate interest of real and personal property hereby bequeathed as they or a majority of them shall, to sell, purchase, trade or do whatsoever I could with the same if I were living a majority of them my Executors or Executrixes can agree.

5th I hereby will that my Executors and Executrixes be exempted from giving bond as such

to any Courts, or courts and they be empowered to sell or invest as they deem best a majority concurring, any of my property hereby willed or any amount arising therefrom without the order or authority of any Courts or Courts and that they be not required to make any returns of their actings & doings as such Executors and executrixes to any Court or Courts.

Signed and sealed this 9th day of July A.D. 1867.

J. R. Billups, Test.
Wm. H. Pitts

Ralph O. Haward (L.S.)

State of Alabama } I L. L. Apsaley Judge of the
Russell County } Probate Court for said County and State, hereby Certify that this written instrument of writing, his this day in my said County and before me as the Judge thereof, been duly proven by the proper testimony and filed as the Last will and testament of Ralph O. Haward deceased, and that said will together with the proof thereof have been duly recorded in book of wills No 2. on pages 401 & 2

In testimony whereof I have hereunto set my hand this 1st day of February 1870

L. L. Apsaley
Judge of Probate.

to any Courts, or Courts and they be empowered to sell or invest as they deem best a majority concurring, any of my property hereby willed or any amounts arising therefrom without the order or authority of any Courts or Courts and that they be not required to make any returns of their actings & doings as such Executors and executrixes to any Court or Courts.

Signed and sealed this 9th day of July A.D. 1867.

J. R. Billups, Test. Ralph O. Howard (L.S.)
Wm. H. Pitts

State of Alabama
Russell County

I T.L. Apsley Judge of the Probate Court for said County and State, hereby certify that the within instrument of writing, his this day in said County and before me as the Judge thereof, been duly proven by the proper testimony and filed as the genuine last will and testament of Ralph O. Howard deceased, and that said will together with the proof thereof have been duly recorded in book of wills #2 on pages 401 & 2

In testimony whereof I have hereunto set my hand this the 1st day of February 1870

T.L. Apsley
Judge of Probate.

Joseph Dudley's Will.

The State of Alabama Russell County.

In the name of God, Amen.

I Joseph Dudley of the County and state aforesaid being of sound and disposing mind and Memory, do make, ordain, publish and declare this to be my last will and testament, hereby revoking all former wills by me at any time made.

Item First. I bequeath my soul to God who I am having full faith in his Mercies, and my body I request to be buried in a decent and Christian like Manner.

Item Second.

After my death I direct that all my just debts be paid and for this purpose I place in the hands of my wife Sarah Ann Dudley the proceeds growing crops, a large horse Mule Jack for that purpose, if any of the crops is left I bequeath the remainder to my wife Sarah Ann Dudley if said Mule is not used in paying my debts he is disposed of hereafter.

Item Third.

I will and bequeath to my beloved wife Sarah Ann Dudley the following described lands to wit: the south half of North east quarter of section twenty township seventeen and Range twenty eight and all of that portion of section twenty which lies North of the road leading from Crawford to Tuskegee especially three acres off the west end of said piece of land in section twenty north of said road, and west of a lane now running north and south to Mrs. Rebekah Stevens containing about fifteen acres including the house wherein I now reside, two Cows & Calves, two hiffer yearlings, all household and Kitchen furniture, the sheep and all of the stock hogs, one small horse Mule Pete, the Buggy and harness.

Item Fourth.

I will and bequeath to my son John Monroe Dudley one Cow and Calf, one sow hoffer yearling, three shoats and Ox.

Josefph Dudleys, Will.

The State of Alabama Russell Caunty.

In the name of God, Amen.

I Josefph Dudly of the Caunty and state aforesaid being of sound and disposing mind and Memory, do Make, Ordain, Publish and declare this to be my last will and testament, hereby revoking all former wills by me at any time Made.

Item First. I bequeath my soul to God who I am having full faith in his Mercies, and my body I request to be buried in a decent and Christian like Manner.

Item Second.

After my dealth I direct that all my just debts be paid and for this purpose I place in the hands of my wife Sarah Ann Dudly the amount growing crop, a large horse Mule Jack for that purpose, if any of the crop is left I bequeath the remainder to my wife Sarah Ann Dudly if said Mule is not used in paying my debts he is disposed of hereafter.

Item Third.

I will and bequeath to my beloved wife Sarah Ann Dudly the following discribed lands to wit: the south half of north east quarter of section twenty, township seventeen and Range twenty eights and all of that portion of section twenty which is south of the road leading from Crawford to Eustegee reserving three acres off the west end of said piece of land in section twenty north of said road, and west of a lane now rining north and south to said land and Mrs Rebekafe Stevens containing about fifteen acres including the hanges wherein I now reside, two Corn cribs, two hiffer yearlings, all Household and Kitchen furnature, the stacks and all of the stock tools, one small horse Mule Pete. the Buggy and Harness.

Item Fourth.

I will and bequeath to my son John Monroe Dudly one Cow and Calf, one sele hiffer yearling, steer Wagon and Team.

Item Fifth.

I will and bequeath to my Sarah Ann Dudly the remaining portion of my Cattle which is two Cows and calves and one large ox to sell for provisions to finish the present Crop.

Item Sixth.

I will and bequeath to my son Pleasant J. Dudly all that he now owes me, and five dollars in money.

Item Seventh.

I will and bequeath to James A Dudly, W. G Dudley and my daughters Athissa Hill, Mary Ann Devonei, Emily Frances Chisams, and Nancy Jane Stables, I will and bequeath to Emily Frances Childress fifty dollars. Nancy Jane Stables fifty dollars Item to recive an equal portion with James A Dudly, William G. Dudly, Athissa Hill equal portions of my estate not disposed of as above, of real estate and personal property which I direct shall be sold, the Mule Jack mentioned in Item second if not used in paying my debts said and disposed of by this item and the proceeds equally devided among them share and share alike.

Item Eight.

I hereby nominate constitute and appoint my wife Sarah Ann Dudly my Executrix of this my last will and testament.

In testimony whereof I have hereunto set my hand and seal this 27th day of May A.D. 1869.

Test his
Mark X Russell
Mark

Josefph Dudly [SEAL]
his
Mark X
Mark

W.S. Spears.

The State of Alabama } In Probate Court
Russell. } October 11th 1869.

Before me T.S. Apsley Judge of Probate in and for said County personally came Mark Russell and W.S. Spears, who being sworn in open Court, deposes and say that the foregoing instrument of writing purporting to be the last will and testament of Josefph Dudly deceased

Item Fifth.
I will and bequeath to my Sarah Ann Dudley the remaining portion of my Cattle which is two Cows and calves and one large Ox to sell for provisions to finish the present Crop.

Item Sixth.
I will and bequeath to my son Pleasant J Dudley all that he now owes me, and ten dollars in money.

Item Seventh.
I will and bequeath to James A Dudley, W. G Dudley, and my daughter Athissa Hill, Mary Ann Lawrence, Emily Frances Chisham, and Nancy Jane Stables, I will and bequeath to Emily Frances Chisham fifty dollars. Nancy Jane Stables fifty dollars. Item to recive an equal portion with James A Dudley, William G Dudley, Athissa Hill equal portions of my estate not disposed of as above, of real estate and personal property which I direct shall be sold, the Widow Dudley mentioned in Item second if not used in paying my debts said and disposed of by this Item and the proceeds equally divided among them share and share alike.

Item Eighth.
I hereby nominate Constitute and appoint my wife Sarah Ann Dudley my Executrix of this my last will and testament.

In testimony whereof I have hereunto set my hand and seal this May 27th A D 1869.

Jake Pk his Dudley L.S.
mark

Test his
Mark X Russell
mark
W.S. Spears.

The State of Alabama } In Probate Court
Russell. } October 11th 1869.

Before me T. L. Apsley Judge of Probate in and for said County personally came Mark Russell and W.S. Spears, who being sworn in open Court, deposes and says that the foregoing instrument of writing purporting to be the last will and testament of Jacob Dudley deceased was signed by said decedent on the day of its execution in their presence, and that they as subscribing witnesses signed the same in each others presence, and in the presence of the testator.

And further deponents says that at the time of signing the same the said testator was of sound and disposing mind and memory.

Sworn to and subscribed W.S. Spears
before me this 11th day of Mark X Russell
October 1869
T. L. Apsley
Judge of Probate.

The State of Alabama }
Russell County } I, D. A. McDougal

of said County and State do make ordain and publish the following as my last Will and Testament

Item 1st. It is my will and desire that all my just debts be paid by my Executors hereinafter named

Item 2nd After the payment of my debts I will and bequeath all my Estate of Whatsoever nature or Kind to my Wife and children in equal shares and it is my will that the same be kept together until my wife or one of my children become of age, and upon the marriage of either, the property to be divided amongst my legatees; and in the event that my wife should marry during the minority of children or before their marriage I desire nominate

was signed by said decedent on the day of its execution in their presence, and that they as subscribing witnesses signed the same in each others presence, and in the presence of the testator. And further deponents says that at the time of signing the same the said testator was of sound and disposing mind and memory.

Sworn to and subscribed before me this 11th day of October 1869

S. L. Applebey
Judge of Probate.

W. S. Spears
Mark X Russell

The State of Alabama
Russell County

I, D. A. McDougan of said County and State do make ordain and publish the following as my last Will and Testament

Item 1st. It is my will and desire that all my just debts be paid by my Executors hereinafter named

Item 2nd After the payment of my debts I will and bequeath all my Estate of whatsoever nature or kind to my wife and children in equal shares and it is my will that the same be kept together until my wife or one of my children shall marry or one of my children become of age; and upon the marriage of either, the property to be divided amongst my legatees; - and in the event that my wife should marry during the minority of children or before their marriage I desire nominate and appoint my father in law W. G. Flake to be the guardian for my children if he shall then be living and if he be dead, then I nominate and appoint my brother Robt Alexander Kennedy to be the guardian for my children; it is my further will and desire that from the proceeds, income or interest of my Estate my wife and children be supported and the children educated if the same be sufficient and of the income interest or profits shall not be sufficient for the maintenance and support of my wife and children then I authorize my executors while the same shall be kept together or the guardians of my children if the estate shall be divided, as hereinafter provided to draw upon the principle or corpus of my Estate for such an amount as will be necessary with the interest and profits for their support, not to exceed one eighth of the body of such Estate in any one year.

Item 3rd I hereby nominate and appoint my wife Sarah B Ferguson and my father in law W G Flake as the Executors of this my last Will and Testament; And they and each of them are exempted from giving bond for the faithful performance of these duties

In testimony whereof I do have hereunto set my hand and seal this the 3rd day of July 1870; Signed and sealed and published in the presence of Lyndon W Martin James P Russell

D. A. McDougan

and appoint my father in law W. G. Blake to be the Guardian for my children if he shall then be living and if he be dead, then I nominate and appoint my nephew Robt Alexander Esq. to be the Guardian for my children; it is my further will and desire that from the proceeds, income or interest of my Estate my wife and children be respectively and the children Educated if the same be sufficient and if the income interest or proffits shall not be sufficient for the maintainance and support of my wife and children then I authorise my executors while the same shall be kept together or the Guardians of my children if the estate shall be divided, as hereinafter provided to draw upon the principle or corpus of my Estate for such an amount as will be necessary with the interest and proffits for their support, not to exceed one eighth of the body of such Estate in any one year. Item 3rd. I hereby nominate and appoint my wife Sarah B Ferguson and my father in law W G Blake as the Executors of this my last Will and Testament; And they and each of them are exempted from giving bond for the faithfull performance of these duties

In testimony whereof I have hereunto set my hand and seal this the 3rd day of July 1870. Signed and sealed and published in the presence of Lyman W Martin James P Kinsey

D. A. McD Ferguson

The State of Alabama } In Probate Court
Russell County } March 1st 1870

Before me T. L. Apsley Judge of Probate in and for said County personally appeared Lyman W Martin and James P Kinsey who being sworn in open Court deposes and says that the foregoing instrument of writing purporting to be the last will and testament of D A McD Ferguson deceased was signed by said decedent on the day of its execution in their presence and that they as subscribing witness signed the same in each others presence and in the presence of the testator

And further deposeth and says that at the time of signing the same the said testator was of sound and disposing mind and memory

Sworn to and subscribed before me this 1st day of March AD 1870

Lyman W Martin
James P. Kinsey

T. L. Apsley
Judge of Probate

The State of Alabama } In Probate Court
Russell County } March 1st 1870

Before me T. L. Aspaleby Judge of Probate in and for said County personally appeared Lyman W Martin and James P Rumley who being sworn in open Court deposes and says that the foregoing instrument of writing purporting to be the last will and testament of D a Mc D Ferguson deceased was signed by said decedent on the day of its execution in their presence and that they as subscribing witness signed the same in each others presence and in the presence of the testator

And further deposeth and says that at the time of signing the same the said testator was of sound and disposing mind and memory.

Sworn to and subscribed before me this 1st day of March AD 1870.

Lyman W Martin
James P. Rumley

T. L. Aspaleby
Judge of Probate

Last Will of Louisa S Thompson.

In the name of the most Holy Trinity, Father Son and Holy Ghost Amen,

I the undersigned Louisa S Thompson fully convinced of the uncertainty of life and being at present of sound as to mind and Wishing to settle my temporal affairs before I may be overtaken by the hand of death have made the following disposition of what I have, which I hereby declare to be my last will and testament,

Article 1st I by these presents, I do appoint as my executors Executionary, George H Thompson and Lucius H Walker

Article 2nd I will and bequeath to my following named children all I have consisting of money, notes and accounts to be equally divided between George H Thompson, Jesse C Thompson Leonidas S Thompson Victoria Walker and Josephine Walker.

Article 3 To the heirs of my deceased daughter Elizabeth Luckett; I will and bequeath one dollar to each of her children;

In testimony whereof I have this day set my hand and seal

In the presence of Louisa S. Thompson
This the fifth day of June AD 1869.
Witness H. L. Yarbrough
Thomas J. Burke
W A Richardson

The State of Alabama } In Probate Court
Russell County } July Term July 6 1870

Before me T. L. Aspaleby Judge of Probate for said county personally appeared H & J Gordon who being duly sworn deposeth and saith that the foregoing instrument of writing purporting to be the last will and testament of Louisa S Thompson deceased was signed by said decedent on the day of the execution in his presence

Last Will of Louisa S Thompson.

In the name of the most Holy Trinity, Father Son and Holy Ghost Amen,
I the undersigned Louisa S Thompson fully convinced of the uncertainty of life and being at present of sound and disposing mind and memory and wishing to settle my temporal affairs before I may be overtaken by the hand of death, have made the following disposition of what I have, which I hereby declare to be my last will and testament,

Article 1st I by these presents, I do appoint as my executors Executrix, George H Thompson and Luther H Walker

Article 2nd I will and bequeath to my following named children all I have consisting of money, and outstanding accounts to be equally divided between George H Thompson, John C Thompson, Leonidas S Thompson Rebecca Walker and Josephine Walker.

Article 3 To the heirs of my deceased daughter Elizabeth Luckett; I will and bequeath one dollar to each of her children;
In testimony whereof I have this day set my hand and seal
In the presence of Louisa S. Thompson
This the fifth day of July AD 1869.
Witness H. L. Jordan
Thomas J. Burke
W A Richardson

The State of Alabama In Probate Court
Russell County July Term July 6th 1870
Before me T. L. Askelby Judge of Probate for said County; personally appeared H S Jordan who being duly sworn deposeth and saith that the foregoing instrument of writing purporting to be the last will and Testament of Louisa S Thompson deceased was executed signed by said deceased on the day of the execution in his presence and that the other subscribing Witness signed the same in his, and in the presence of each other, and in the presence of the Testator, And I further deposeth and saith that at the time of the signing of the same, the said Testator was of sound and disposing mind and memory.
Sworn to & subscribed H. L. Jordan
before me this the 6th
day of July AD 1870
T. L. Askelby
Judge of Probate

and that the other subscribing Witnesses signed the same in his, and in the presence of each other, and in the presence of the Testator. And I further deposeth and saith that at the time of the signing of the same, the said Testator was of sound and disposing mind and memory

Sworn to & subscribed
before me this the 6th
day of July A.D. 1870

H. L. Jordan

I. L. Ashby
Judge of Probate

Georgia
Dooly County } In the name of God Amen, I Mary R Rase being made in body, and feble and knowing that it is one of points unto all mortals to die, that being desirous of making a disposition of the goods of which a kind Providence has blessed me- And being of sound and disposing memory Do ordain and make this my last Will and Testament hereby revoking all wills by me heretofore made

Item 1st I will and desire that my body be buried in a decent and Christian like manner

Item 2d It is my will and desire that all my just debts be paid by my executor hereinafter named

Item 3d I give and bequeath unto my two Daughters to wit Sarah H Towns and Mary R Lewis and their children for the life time of the said Sarah H. Towns and the said Mary R Lewis and after their death to their Children now living or any, or any future children. The same to be equally divided between the said children Imprimis my Will is all of my real and personal estate consisting of all my lands in Alabama - and wrongfully here else - the said bequest in this item to include all my estate effects rights and titles. Except as herein after directed and excepted, and the same to belong to my said daughters for the term and during their natural lives - not subject to the debts or control of their husbands or husbands or any future husband. And after the death of my said daughters or either of them, then the share herein bequeathed to go to the child or children of the one so dying if more than one child to be equally divided between the children of the one so deceased the meaning and intent of this item being that Mrs Lewis Children shall inherit take her part after her death and Mrs Towns Children shall take her part after her death

Item 4th It is my will and desire that my executor hereinafter to be named pay to my Grand daughter Queen Mary Lewis one thousand dollars out of the above bequeathed estate, I also give my watch and chain to my Grand daughter Queen Mary Lewis

5- As I have heretofore advanced and given to my

Georgia
Coweta County } In the name of God Amen, I Mary R Rose being made in body, and feeling and knowing that it is appointed unto all mortals to die. And being desirous of making a disposition of the goods of which a kind providence has blessed me. And being of sound and disposing memory Do ordain and make this my last Will and Testament hereby revoking all wills by me heretofore made

Item 1st I will and desire that my body be buried in a decent and Christian like manner

Item 2nd It is my will and desire that all my just debts be paid by my executor hereinafter (named)

Item 3rd I give and bequeath unto my two Daughters, to wit Sarah A Towns and Mary R Lewis and their children for the life time of the said Sarah A Towns and the said Mary R Lewis and after their death to their Children now living or any, or any future children. The same to be equally divided between the said children representing per stirpes all of my real and personal estate consisting of all my lands in Alabama - and wherever else - the said bequest in this item to include all my estate effects rights and titles. Except as herein directed and excepted, and the same to belong to my said daughters for the term and during their natural lives not subject to the debts or control of their husbands or husbands or any future husband. And after the death of my said daughters or either of them, then the share herein bequeathed to go to the child or children of the one so dying if more than one child to be equally divided between the children of the one so deceased the meaning and intent of this item being that Mrs Lewis Children shall inherit take her part after her death and Mrs Towns Children shall take her part after her death

Item 4th It is my will and desire that my executor hereinafter to be named pay to my Grands daughter Queen Mary Lewis one thousand dollars out of the above bequeathed estate. I also give my watch and chain to my Grands daughter Queen Mary Lewis

Item 5th As I have heretofore advanced and given to my Son Columbus a portion equal that this day given to my two daughters, I give and bequeath unto him Five dollars

Item 6th As I also have given and advanced unto my Grand Children to wit: Malcom Johnson Kate Johnson and Mark Johnson a portion equal to that bequeathed to my daughters except Mark Johnson to whom I give the sum of five hundred dollars to be paid at the convenience of my executor, I give to them the sum of five dollars each

Item 7th I desire that in the event of the death of either of my daughters Mrs Towns or Lewis and all their Children respectively, the surviving to have the property herein bequeathed

Item 8th It is my will and desire that my said daughters, Shall have the power whenever to their interest to sell, convey convert and reinvest any portion or all of the above bequeathed Estate.

Item 9th I hereby appoint my trusty friend W. H. Hughes of Columbus Georgia as my executor

Signed Sealed and published and declared in the presence of the undersigned this the 14th day of January 1870.

Mary R Rose (L.S.)

J. W. Wiley
A. M. Calhoun
E. C. Alexander
W. F. Wright

Court of Ordenary Coweta County - State of Georgia May Term 1870
Sarah A Towns Legatee & postponder
vs Mark C Johnson
Guardian Ad litem } Caveat Mary R Rose
Mark Johnson }

In the above stated case Columbus A Rose Sarah A Towns, Mary R Lewis Mary R White Malcom Johnson and Mark Johnson Jnr as Guardian Ad litem for Mark C. Johnson Heirs at law of Mary R Rose late of said County deceased having been duly notified to appear at this Court of the last Will and Testament of the said Mary R Rose deceased. And the said

Georgia
Coweta County } In the name of God Amen, I Mary R Rose being made in body, and feeling and knowing that it one is appointed unto all mortals to die. And being desirous of making a disposition of the goods of which a kind providence has blessed me. And being of sound and disposing memory Do ordain and make this my last Will and Testament hereby revoking all wills by me heretofore made

Item 1st I will and desire that my body be buried in a decent and Christianlike manner

Item 2nd It is my will and desire that all my just debts be paid by my executor hereinafter (named)

Item 3rd I give and bequeath unto my two Daughters to wit Sarah A Towns and Mary R Lewis and their Children for the life time of the said Sarah A Towns and the said Mary R Lewis and after their death to their Children now living or any, or any future children. The same to be equally divided between the said children representing per stirpes all of my real and personal estate consisting of all my lands in Alabama - and wherever else - the said bequest in this item to include all my estate effects rights and titles. Except as hereinafter directed and excepted, and the same to belong to my said daughters for the term and during their natural lives not subject to the debts or control of their husbands or husbands or any future husband. And after the death of my said daughters or either of them, then the share herein bequeathed to go to the child or children of the one so dying if more than one child to be equally divided between the children of the one so deceased the meaning and intent of this item being that Mrs Lewis Children shall inherit take her part after her death and Mrs Towns Children shall take her part after her death

Item 4th It is my will and desire that my executor hereinafter to be named pay to my Grand daughter Queen Mary Lewis one thousand dollars out of the above bequeathed estate. I also give my watch and chain to my Grand daughter Queen Mary Lewis

Item 5th As I have heretofore advanced and given to my son Columbus a portion equal to that this day given to my two daughters, I give and bequeath unto him five dollars

Item 6th As I also have given and advanced unto my Grand Children to wit: Malcom Johnson Kate Johnson and Mark Johnson a portion equal to that bequeathed to my daughters except Mark Johnson to whom I give the sum of five hundred dollars to be paid at the convenience of my executor, I give to them the sum of five dollars each

Item 7th I decree that in the event of the death of either of my daughters Mrs Towns or Lewis and all their Children respectively the surviving to have the property herein bequeathed

Item 8th It is my will and desire that my said daughters shall have the power whenever to their interest to sell, convey convert and reinvest any portion or all of the above bequeathed Estate

Item 9th I hereby appoint my trusty friend W. H. Hughes of Columbus Georgia as my executor

Signed Sealed and published and declared in the presence of the undersigned this the 14th day of January 1870.

Mary R Rose (L.S.)

J. W. Wiley
A. M. Calhoun
E. C. Alexander
W. F. Wright

Court of Ordenary Coweta County - State of Georgia May Term 1870
Sarah A Towns Legatee & postponder
vs Mark C Johnson
Guardian Ad litem &
Mark Johnson } Caveat Mary R Rose

In the above stated case Columbus A Rose Sarah A Towns, Mary R Lewis Mary R White Malcom Johnson and Mark Johnson Jnr as Guardian Ad litem for Mark C. Johnson heirs at law of Mary R Rose late of said County deceased having been duly notified to appear at this Court of the last Will and testament of the said Mary R Rose deceased. And the said

Son Columbus a portion equal that this day given to my two daughters. I give and bequeath unto them Five dollars

Item 6th I also have given and advanced unto my grand children to wit: Malcom Johnson Kate Johnson and Mark Johnson a portion equal to that bequeathed to my daughters except Mark Johnson to whom I give the sum of five hundred dollars to be paid at the convenience of my executor. I give to them the sum of five dollars each

Item 7th I desire that on the event of the death of either of my daughters Mrs. Towns or Lewis and all their children respectively the survivor to have the property herein bequeathed

Item 8th It is my will and desire that my said daughters shall have the power whenever to their interest to sell, convey, convert and reinvest any portion or all of the above bequeathed Estate.

Item 9th I hereby appoint my trusty friend W. H. Hughes of Columbus Georgia as my Executor

Signed Sealed and Published and declared as the present of the undersigned this the 14th day of January 1870.

Mary R Rose (L.S.)

J. H. Wiley
B. H. Calhoun
E. C. Alexander
W. F. Wright

Court of Ordinary Coweta County - State of Georgia May Term 1870.

Sarah A Towns Legatee & Propounder
vs Mark C Johnson
Guardian Ad litem
Mark Johnson
} Caveat Mary R Rose

In the above stated case Columbus A Rose Sarah A Towns, Mary R Lewis Mary R White Malcom Johnson and Mark Johnson Jnr as Guardian Ad litem for Mark C. Johnson heirs at law of Mary R Rose late of said County deceased having been duly notified to appear at this Court to Probate of the last Will and testament of the said Mary R Rose deceased. And the said Will, having been produced in open Court and J. H. Wiley, B. H. Calhoun, E. C. Alexander and W. F. Wright the subscribing witness to said Will having appeared in open Court at said Term and having been duly sworn testified that said Will was signed declared and published to be the last Will and Testament by the said Mary R Rose in said County at the time the same bears date in the presence of the said Witness who attested said Will as witnesses at the special instance of the said Mary R Rose in her presence and in the presence of each other. And that the said Mary R Rose at the time of signing said Will was of sound disposing mind and signed the same voluntarily and freely. Therefore it is adjudged by the Court that the said last Will and Testament of the said Mary R Rose deceased has been duly proven in solemn form by all the witnesses to said Will It is therefore ordered that the same admitted to Record.

J. H. Cooke Judge

State of Georgia
Coweta County
} I John H Cooke Judge of the Court of Ordinary in and for said County & ex officio Clerk of said Court & Keeper of the Seal thereof the same being a Court of Record hereby certify that the above and foregoing pages from 1 to inclusive Contains a full true & Complete transcript of the last Will & Testament of Mary R. Rose deceased together with all the Orders Judgments and decrees Papers & records of this Court where by the said Will was admitted to Probate in this Court and further certify that this Copy is made & my allusions thereto is as done

Given under my hand & sealed with the seal of my Court this 17th day of June 1870.

John H Cooke
Judge of Ordinary

Will, having been produced in open Court and J. W. Riley, A. E. Calhoun & C. Alexander and W. F. Wright the subscribing witness to said Will having appeared in open Court at Said Term and having been duly Sworn testified that Said Will was signed declared and published to be her last Will and Testament by the said Mary A. Rose in said County at the time the same bears date in the presence of the said Witnesses who attested said Will as witnesses at the special instance of the said Mary A. Rose in her presence and in the presence of each other, and that the said Mary A. Rose at the time of signing said Will was of sound disposing mind and signed the same voluntarily and freely. It is therefore ordered by the Court here that the said last Will and Testament of the said Mary A. Rose deceased, has been duly proven in solemn form by all the witnesses to said Will. It is therefore ordered that the same admitted to Record.

J. H. Cooke Judge

State of Georgia
Cowetta County

I John H. Cooke Judge of the Court of ordinary in and for said County & ex officio clerk of said Court & keeper of the seal thereof the same being a Court of Record Hereby certify that the above and foregoing pages from 1 to inclusive Contains a full true & Complete transcript of the last Will & Testament of Mary A. Rose deceased together with all the Orders Judgments and decrees Rules & records of this Court whereby the said Will was admitted to Probate in this Court and further certify that this duly scale & my attestation thereto is in due form

Given under my hand & sealed with the seal of my Court this 17th day of June 1870.

John H. Cooke
Judge of Inferior Court

State of Alabama
Russell County

Know all men by these presents that I, A. H. Forsyth of the town of Girard County of Russell and State of Alabama Considering the uncertainty of life, and being of sound mind and memory do declare and publish this my last will and testament.

1st I give and bequeath unto my beloved wife Ellen Forsyth the use usufruct and income of my dwelling house and lot of houses and land and their appurtenance situated in Girard and known and distinguished as Lot No fifty in the west half of No fifty one to have and to hold the same to her for and during her natural life. And I give and bequeath to my daughter five dollars to be paid to her by my executors hereinafter named within six months after my death.

2nd And I also give devise and bequeath my said Brother Robert A. Forsyth the remainder or remainder of my dwelling house houses and lands and their appurtenances situated in Girard known and distinguished as Lot No fifty and the west half of No fifty And all profit in come and advantages that may result therefrom and after the decease of my beloved wife Ellen Forsyth.

3rd I give devise and bequeath to my beloved wife Ellen Forsyth all the residue of my Estate real and personal or mixed of which I shall die seized and possessed or to which I shall be entitled at the time of decease To have and to hold the same to her and her executors and administrators & assigns forever

State of Alabama } Know all men by these
Russell County } presents that I J. W.
Forsyth of the town of Girard County of
Russell & State of Alabama Considering
the uncertainty of life, and being of sound
mind and make declare and publish
this my last will and Testament.

1st I give & bequeath unto my beloved wife
Ellen Forsyth the use improvements and in-
come of my dwelling house & and
houses and land and their appurtenance
situated in Girard and known and dis-
tinguished as lot no fifty in the west
half of No fifty one to have and to hold
the same to her for and during her natural
life. And I give and bequeath to my
daughter five dollars to be paid to her
by my executors hereafter named within
six months after my death.

2d And I also give devise and bequeath my
said Brother Robert A Forsyth the remain
or remainder of my dwelling house-houses
and lands and their appurtenances situated
in Girard known and distinguished as
lot no fifty and the west half of no fifty
and all profits in come and advantages
that may result therefrom and after the
deceased of my beloved wife Ellen Forsyth

3d I give devise and bequeath to my beloved
wife Ellen Forsyth all the residue of my
Estate real and personal or mixed of which
I shall die seized and possessed or to which
I shall be entitled at the time of decease
To have and to hold the same to her and
her executors and administrators & assigns forever.

Forth (4) I do nominate and appoint my Brother
Robert A Forsyth to be executor of this my
last will and Testament
In testimony whereoff I have to this my last
will and Testament contained on the following
sheets of papers and to the same thereoff subscribed
my name and set my seal and to this the
same thereoff I have subscribed my name
and affixed my seal this the twenty seven day
of October in the year of our Lord one thousand
and eight and sixty seven.

James H. Forsyth L. S.

Signed sealed declared and published by
the said James H. Forsyth as and for his last
will and testament in the presence of us
who at his request and in his presence and
in the presence of each other have subscribed
our names as witness hereto

B. M. Smith
J. M. Chambers
J. W. Ryder

State of Alabama } In Probate Court Dec.
Russell County } Term 1870 Before me
T. S. Appleby Judge of Probate for said County
personally appeared J. W. Ryder who being duly
sworn in Open Court Saith that the foregoing
instrument of writing purporting to be the
last will and testament of James H. Forsyth
deceased was signed by said deceased on the
day of its execution in his presence and in the
presence of the other subscribing witnesses. And
that all the witnesses signed together in the
presence of the Grantor
And further Saith that at the time of
signing the same the said testator was of sound
and disposing mind and body

Sworn to & Subscribed } J. W. Ryder
before me Dec 10 1870 }
T. S. Appleby
Judge of Probate

Forsyth(2)

I do nominate and appoint my Brother Robert A Forsyth to be executor of this my last will and Testament.

In testimony whereoff I have to this my will and Testament contained on the following sheets of paper and to the same thereoff subscribed my name and set my seal and to this the same thereof I have subscribed my name and affixed my seal this the twenty fifth day of October in the year of our Lord one thousand eight and eight and sixty nine.

James H. Forsyth L. S.

Signed sealed declared and published by the said James H. Forsyth as and for his last will and testament in the presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witness hereto

B. M. Smith
J. M. Chadwick
J. W. Ryder

State of Alabama
Russell County

In Probate Court Dec'r Term 1870 Before me T. S. Appleby Judge of Probate for said County personally appeared J. W. Ryder who being duly sworn in open Court Saith that the foregoing instrument of writing purporting to be the last will and testament of James H. Forsyth deceased was signed by said deceased on the day of the execution as his presence and in the presence of the other subscribing witnesses. And that all the witnesses signed together in the presence of the Grantor

And further Saith that at the time of signing the same the said testator was of sound and disposing mind and body

Sworn to & subscribed before me Dec 10 1870

T. S. Appleby
Judge of Probate

J. W. Ryder

James A. Chapmans Will.

Georgia
Muscogee County

I James A. Chapman of the County of Muscogee and State of Georgia, of sound mind and disposing memory, do hereby declare and publish this as my last will and testament whilst I am able to do so hereby revoking all other wills.

Item 1. I desire and direct that my Executor shall dispose of my house & lot and home hold furniture in the city of Columbus after my death, either at public or private sale, at such time and upon such terms as may be for the best interest of my estate, also what else cattle may be on hand, I desire and direct to be disposed of in the same manner.

Item 2.

I desire and direct that my Executor may in his discretion, and as he may deem to the interest of the estate, either sell my entire estate in the county of Russell Ala. consisting of my plantations, stocks, horses, hogs, provisions and plantation utensils &c. or he may carry on the farming or planting business for the benefit of the estate and legatees, until such time as said plantations or personal property may be advantageously disposed of.

Item III.

I give and bequeath to my daughter Louisa E. Lee the sum of five thousand dollars to be paid to her from the proceeds of my estate as the money may accrue in the hands of the Executor, and he can do so conveniently with other legacies in this will. I also give and bequeath to her from the proceeds of my estate one years support to the amount of one thousand or twelve hundred dollars.

Item IV.

I give and bequeath unto my son in law John R. Mott, to have and to hold as trustee for my son Henry A Chapman and in trust for him and for his use & benefit and not to be

James A. Chapmans. Will.

Georgia
Muscogee County

I James A. Chapman of the County of Muscogee and State of Georgia. of sound mind and disposing memory, do hereby declare and publish this as my last will and testament whilst I am able to do so hereby revoking all other wills.

Item 1. I desire and direct that my Executor shall dispose of my house & lot and home hold furniture in the city of Columbus after my death, either at public or private sale, at such time and upon such terms as may be for the best interest of my estate, also what cash may be on hand. I desire and direct to be disposed of in the same manner.

Item 2.

I desire and direct that my Executor may in his discretion, and as he may deem to the interest of the estate, either sell my entire estate in the county of Russell Ala. consisting of my plantations, Mules, horses, hogs, implements and plantations utensils &c. or he may carry on the farming or planting business for the benefit of the estate and legatees, until such time as said plantations or personal property may be advantageously disposed of.

Item III-

I give and bequeath to my daughter Louisa E. Lockett the sum of five thousand dollars, to be paid to her from the proceeds of my estate as the money may accrue in the hands of the Executor, and he can do so, rateably with other legacies in this will. I also give and bequeath to her from the proceeds of my estate one years support to the amount of one thousand or twelve hundred dollars.

Item IV-

I give and bequeath unto my son in Law John R. Matt, to have and to hold as his own for my son Henry A. Chapman and in trust for him and for his use & benefit and right heirs of the proceeds of my estate, after the obligations and debts of the estate are settled.

Item V.

I desire and direct that the balance of my estate be divided equally share and share alike between my son-in-law John R. Matt, my daughter Sarah M. Eason, and my daughter Louisa E. Lockett.

Item VI-

I hereby appoint my son-in-law John R. Matt my Executor of this my last will and testament In witness whereof I James A. Chapman do hereby set my hand and affixed my seal this October 14th 1869.

James A. Chapman (L.S.)

Signed Sealed declared & published by the above named James A. Chapman as his last will & testament in the presence of us, who at his request & in presence of each other have subscribed our names thereto as witnesses

$10.00 Stamps cancelled
$5.00 Stamps cancelled
50 cent Stamps cancelled

Robert S. Hardaway.
E. Barnard.
B.H. Crawford.

Georgia Muscogee County -

To the Hon. John N. Dues Judge of Ordinary

The petition of John R. Matt shewith that on the 26th day of October 1869. James A. Chapman of said County departed this life in said County, that one James A. Chapman left a written will, that by said will your petitioner was appointed sole Executor.

That your petitioner submits for probate said will and prays that the same may be proven in Open court and admitted to record. And that letters testamentary may be granted to your petitioner; and as in duty bound, your petitioner will ever pray &c.

John R. Matt.

Georgia Muscogee County
Court of Ordinary for said County
January Term 1870.

Before me, John N Dues Judge of Ordinary

of the proceeds of my estate, after the obligations and debts of the estate are settled.

Item V.

I desire and direct that the balance of my estate be divided equally share and share alike, between my son-in-law John R Matt, my daughter Sarah M Esam, and my daughter Louisa E Lockett.

Item VI.

I hereby appoint my son-in-law John R. Matt my Executor of this my last will and testament. In witness whereof I James A Chapman do hereby set my hand and affixed my seal this October 14th 1869.

James A. Chapman (L.S.)

Signed, Sealed, declared & published by the above named James A Chapman as his last will & testament in the presence of us, who at his request & in presence of each other have subscribed our names thereto as witnesses

$10.00 Stamps cancelled
$5.00 Stamps cancelled
.50 cent Stamps cancelled

Robert S. Hardaway.
E. Barnard.
B.H. Crawford.

Georgia Muscogee County -
To the Hon. John W. Dunn Judge of Ordinary.

The petition of John R. Matt shewith that on the 22d day of October 1869. James A Chapman of said County departed this life in said County, that said James A Chapman left a written will, that by said will your petitioner was appointed sole Executor.

That your petitioner herewith presents said will and prays that the same may be proven in Common form and admitted to record. And that letters testamentary may be granted to your petitioner; and as in duty bound, your petitioner will ever pray &c.

John R. Matt.

Georgia Muscogee County.
Court of Ordinary for said County.
November Term 1869.

Before me, John W Dunn, Judge of Ordinary

for said County, personally came Bennet H. Crawford, who being duly sworn deposeth and saith, that the paper writing now presented for proof, as the last will & testament of James A Chapman, was executed by said Chapman on the day the same bears date, that deponent, Edward Barnard, and Robert S. Hardaway, whose names are signed to said paper as witnesses, were present & witnessed the execution of the same - that deponent saw said James A. Chapman sign said paper as his last will and testament, and in the presence of all of said witness; and deponent signed the same as a witness and saw the said Barnard and the said Hardaway also sign the same as witnesses, and all in the presence of said testator & in the presence of each other - and deponent further says that said James A Chapman was at the time of sound and disposing mind & memory -

Sworn to & subscribed before me this 2nd day of June 1869.

Bennet H Crawford.

John W Dunn
Ordinary.

Georgia Muscogee County.

John R. Matt, the executor named in the writing contains the true last will of the within named James A Chapman deceased, as far as I know or believe, save that I will will and duly execute the same in accordance with the laws of this State, so help me God.

Sworn to & subscribed before me this 2nd day of June, 1869.

John R. Matt.

John W Dunn
Ordinary

In the matter of the last will and testament of James A. Chapman, late of said County deceased.
Court of Ordinary, November Term 1869.

Whereas John R. Matt of said County, has this day presented to the Court his petition in writing praying that he might be allowed to record in said County a copy of the last will and testament of James A Chapman, and whereas, by the oath of B.H. Crawford one of the subscribing witnesses

for said County, personally came Burnett H. Crawford, who being duly sworn deposeth and saith, that the paper writing now presented for proof, as the last will & testament of James A Chapman, was executed by said Chapman on the day the same bears date, that deponent, Edward Barnard, and Robert S. Hardaway whose names are signed to said paper as witnesses, were present & witnessed the execution of the same- that deponent saw said James A. Chapman sign said paper as his last will and testament, and in the presence of all of said witness: and deponent signed the same as a witness, and saw the said Barnard and the said Hardaway also sign the same as witnesses, and all in the presence of said testator in the presence of each other- and deponent further says that said James A Chapman was at the time of sealing and delivering mind & memory-

Sworn to & subscribed before me this 2nd day of June 1869.
John W Dyer
Ordinary.

Burnett H Crawford.

Georgia Muscogee County
John R. Mott, Esq. Executor of the last will and testament of James A. Chapman deceased, on oath doth depose and say that the writing contains the true last will of the within named James A. Chapman deceased, so far as he knows or believes, and that I will well and truly execute the same in accordance with the laws of this State, so help me God.
Sworn to & subscribed before me this 2nd day of June 1869.
John W Dyer
Ordinary

John R. Mott.

In the Matter of the last will and testament of James A. Chapman, late of said County deceased.
Court of Ordinary, November Term 1869.
Whereas John R. Mott of said County, has this day presented to the court his petition in writing praying that he might be allowed to record in Court now here, the last will and testament of James A. Chapman, and whereas, by the oath of B. H. Crawford one of the subscribing witnesses to said will, the same has been duly proven to be the last will & testament of said testator, and it further appearing to the Court, that the said John R. Mott is named as the sole Executor of said will

It is therefore ordered & adjudged that said will has been duly proven, and that the same be admitted to record in this Court and that letters testamentary do issue to the said John R. Mott

John W Dyer
Ordinary.

State of Georgia
Muscogee County

I John W. Dyer, ordinary in and for said County, do hereby Certify that the above and foregoing eight pages contains a full true and Correct Copy of the last will and testament of James A Chapman deceased late of said County together with the Probate thereof, as

Georgia Muscogee County
By John W Dyer, ordinary for said County.

To all whom these presents shall come, Greeting
Know ye that on the second day of November in the year of our Lord Eighteen Hundred and sixty nine, the last will and testament of James A Chapman late of said County, deceased was exhibited in open Court, and in consonance form of law proved and admitted to record by the Court of ordinary for said County, a copy of which is hereto annexed and administration of the real and personal estate of said deceased was granted to John R. Mott the executor named in said will named and appointed he having first taken the oath and performed all other requisites required by law, is by order of said Court and by virtue of these presents, fully authorized to administer the estate of said deceased according to the true and effect of said will and testament, according to law. And he is hereby required to render a true and perfect inventory of all the estate of said deceased, and have the same appraised and returned to said Court according to law, and to render a true and correct account to said Court of his doings

to said will. the same has been duly proven to be the last will & testament of said testator, and it further appearing to the court, that the said John R. Mott is named as the sole Executor of said will

It is therefore ordered & adjudged that said will has been duly proven, and that the same be admitted to record in this court and that letters testamentary do issue to the said John R. Mott

John W Duer
Ordinary.

State of Georgia
Muscogee County

I John W. Duer, ordinary in and for said County, do hereby Certify that the above and foregoing eight pages contains a full, true and Complete Copy of the last will and testament of James A Chapman deceased late of said County together with the Probate thereof, and

Georgia Muscogee County
By John W Duer, ordinary for said County
To all whom these presents shall come, Greeting
Know ye that on the second day of November in the year of our Lord Eighteen Hundred and sixty nine, the last will and testament of James A Chapman late of said County, deceased was by petition in open Court, and in common form of law proved and admitted to record by the Court of ordinary for said County, a copy of which is hereto annexed; and administration of the goods and personal estate of said deceased was granted to John R. Mott the Executor named in said will named and appointed he having first taken the oath and performed all other requisites required by law, is by order of said Court, and by virtue of these presents, legally authorized to administer the estate of said deceased according to the true and effect of said will and testament, according to law. and he is hereby required to render a true and perfect Inventory of all the estate of said deceased, and have the same appraised and returned to said Court according to law; and to render a true and correct account to said Court of his doings

and doings yearly, and every year, until the administration is fully completed.

In witness whereof, I have hereto officially set my hand and seal this twenty second day of November 1869.

John W Duer
Ordinary.

State of Georgia
Muscogee County

I John W Duer, ordinary in and for said County, do hereby Certify that the above and foregoing eight pages contain a full, true and complete Copy of the last will and testament of James A Chapman deceased, late of said County, together with the Probate thereof, and letters testamentary, as appears from the records and files in my office.

That this my attestation is genuine and by the proper officer. and that I am Official Clerk of said Court of ordinary and keeper of the records thereof.

In testimony whereof I have hereto set my hand and the seal of my office this the twenty day of December A.D. 1869

John W. Duer
Ordinary &
Ex officio Clerk C.C.

and doings yearly, and every year, until this administration is fully completed.

In witness whereof, I have hereto officially set my hand and seal this 1st day of November 1869.

John W. Deer
Ordinary.

State of Georgia
Muscogee County

I John W. Deer, ordinary in and for said County do hereby certify that the above and foregoing eight pages contain a full, true and complete copy of the last will and testament of James A. Chapman deceased, late of said County together with the Probate thereof, and bills testamentary, as of same from the records and files in my office.

That this my attestation is genuine and the proper office, and that I am ex officio Clerk of said Court of ordinary and Keeper of the records thereof.

In testimony whereof I have hereto set my hand, given the seal of my office this the fourth day of December A.D. 1869.

John W. Deer
Ordinary &
Ex officio Clerk &c. &c.

Know all men by these presents that I Richard H. Lasser of the county of Russell and state of Alabama, considering the uncertainty of life and being of sound mind and memory, do make declare and publish this my last will and testament;

Item 1st. First I give and bequeath unto my beloved wife Jane, the use, improvement and income of my dwelling house and land stock and all other of my property both real and personal, and all and singular appurtenances situated in Russell county Alabama to have and to hold the same to her during and for her widowhood or her natural life.

Item 2nd. On the event of the marriage of my beloved wife Jane, then at her marriage all the property both real and personal shall be equally divided between her and my children but in the event she remains single & widows she shall retain all the property in and for her own use and control during her natural life.

Item 3rd. At the death the death of my beloved wife Jane if she shall have married or she remains a widow all the property both real and personal I give and bequeath unto my beloved children, who are Sarah Ann Elizabeth, Joseph Johnson, John Madison Millican, Bruce, James Lunsford, Hugh Noah, Silas Lum, Francis Martha Ann, Lucas to be divided equally among them.

Item 4th. I give and bequeath unto David P. King and to Marcus J. King and to James D. Johnson conditionally one Hundred dollars each. The conditions of this bequest is as follows if the said David P. King Marcus J. King and James D. Johnson shall remain with and labor for and faithfully obey my beloved wife Jane, then at their becoming of the age of twenty one years. It shall be her duty to pay to each of them ($100) one hundred dollars but otherwise if the said David P. King

Know all men by these presents that I Richard H Lassiter of the county of Russell and state of Alabama, Considering the uncertainty of life and being of sound mind and memory, do make declare and publish this my last will and testament,

Item 1st. First I give and bequeath unto my beloved wife Jane, the use, improvements and income of my dwelling house and land stock and all other of my property both real and personal, and all their appurtenances situated in Russell county Alabama to have and to hold the same to her during and for her widowhood or her natural life.

Item 2d In the event of the marriage of my beloved wife Jane then at her marriage all the property both real and personal shall be equally divided between her and my children but in the event she remains single a widow she shall retain all the property in and for her own use and control during her natural life

Item 3 At the death the death of my beloved wife Jane if she shall have married or she remains a widow all the property both real and personal I give and bequeath unto my beloved children who are Sarah Ann Elizabeth, Joseph Johnson, John Madison Millican Prescot James Lunsford Hugh Noah, Elias Linn Francis Martha Ann Erica to be divided equally among them

Item 4 I give and bequeath unto David P. King and to Marcus J. D. King and to James D. Johnson conditionally one hundred dollars each. The conditions of this bequest is as follows if the said David P. King Marcus J. D. King and James D. Johnson shall remain work and labor for and faithfully obey my beloved wife Jane, then at their becoming of the age of twenty one years. It shall be her duty to pay to each of them ($100) one hundred dollars but otherwise if the said David P. King Marcus J. D. King and James D. Johnson do not faithfully comply with the condition the is annulled

Item 5th It is my desire and I do so publish that it it shall be the duty of my beloved wife Jane to pay and discharge all the debts which I justly owe out of the proceeds of said property as in her judgement she can most prudently dispose of

Sixth I do nominate and appoint my beloved Jane to be the executor of this my last will and testament

In testimony whereof I have hereunto set my hand & seal to this my last will and testament contained on three sides of one sheet of paper subscribed my name and set my seal this sunday October twenty (20) in the year of our lord eighteen hundred & sixty nine

Richard his H Lassiter (SEAL)
mark

Signed sealed declared and published by the said Richard H Lassiter as and for his last will and testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses hereto—

Wm Haines
A. J. Black
John D Green
J. A. Shiras

Filed Nov 6th 1869.
T. L. Appleby
Judge C

The state of alabama } In the Probate court
Russell County } 3 November Term 1869—

Personally came in open court Wm Haines John D Green and J. A. Shiras Subscribing witness to the foregoing will, who after being duly sworn deposeth and saith that

Marcus, L. L. King and James D Johnson do not faithfully comply with this condition this is annulled

Item 5th It is my desire and I do so publish that it it shall be the duty of my beloved wife Jane to pay and discharge all the debts which I justly owe out of the proceeds of such property as in her judgement she can most prudently dispose of

Sixth I do nominate and appoint my beloved Jane to be the executor of this my last will and testament

In testimony whereof I have hereunto set my hand & seal to this my last will and testament contained on three sides of one sheet of paper subscribed my name and set my seal this sunday October tenth (10th) in the year of our lord eighteen hundred & sixty nine

Richard H Lassen (L.S.)
his mark

Signed sealed declared and published by the said Richard H Lassen as and for his last will and testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses hereto -

Wm Heines
A. J. Black
John D Green
J A Shiva

Filed Nov 6th 1869.
T. L. Appleby
Judge

The state of alabama } In the Probate court
Russell County } November Term 1869-

Personally came in open court Wm Heines John D Green and J. A. Shiva Subscribing witnesses to the forgoing will, who after being duly sworn deposeth and saith that

Marcus, L. L. King and James D Johnson do not faithfully comply with this condition this is annulled

Item 5th It is my desire and I do so publish that it it shall be the duty of my beloved wife Jane to pay and discharge all the debts which I justly owe out of the proceeds of such property as in her judgement she can most prudently dispose of

Sixth I do nominate and appoint my beloved Jane to be the executor of this my last will and testament

In testimony whereof I have hereunto set my hand & seal to this my last will and testament contained on three sides of one sheet of paper subscribed my name and set my seal this sunday October tenth (10th) in the year of our lord eighteen hundred & sixty nine

Richard H Lassen (L.S.)
his mark

Signed sealed declared and published by the said Richard H Lassen as and for his last will and testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses hereto -

Wm Heines
A. J. Black
John D Green
J A Shiva

Filed Nov 6th 1869.
T. L. Appleby
Judge

The state of alabama } In the Probate court
Russell County } November Term 1869-

Personally came in open court Wm Heines John D Green and J. A. Shiva Subscribing witnesses to the forgoing will, who after being duly sworn deposeth and saith that

Marcus J. D. King and James D Johnson do not faithfully comply with this condition the is annulled

Item 5th It is my desire and I do so publish that it it shall be the duty of my beloved wife Jane to pay and discharge all the debts which I justly owe out of the proceeds of said property as in her judgment she can most prudently dispose of

Sixth I do nominate and appoint my beloved Jane to be the executor of this my last will and testament

In testimony whereof I have hereunto set my hand & seal to this my last will and testament contained on three sides of one sheet of paper subscribed my name and set my seal this sunday october tenth (10th) in the year of our lord eighteen hundred & sixty seven

Richard H Sasser his mark (L.S.)

Signed sealed declared and published by the said Richard H Sasser as and for his last will and testament in presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses hereto -

Wm Himes
A. J. Black
John D Green
J A Shinn

Filed Nov 6th 1869.
T. L. Appleby
Judge C

The state of alabama } In the Probate court
Russell County } November Term 1869-

Personally came in open court Wm Himes John D Green and J. A. Shinn Subscribing witnesses to the foregoing will, who after being duly sworn deposeth and saith that Richard H Sasser the testator therein voluntarily executed and declared to be his and contained his last will and testament in their presence & the other subscribing witness on the day the same bears date that they subscribed their names as witnesses in the presence of the testator and of the other witnesses; And that the other subscribing witness as such in their - and the testators presence And that in their opinion and belief that the testator at the time of signing and executing the same was of sound and disposing mind and memory.

T. L. Appleby
Judge of Probate

The last will and testament of Michael Woodruff

Georgia Muscogee County }

I Michael Woodruff of said County, now being in a weak and precarious state of health, & knowing one of the fact that "dust I am and unto dust I must return" and being of sound and disposing mind and memory do hereby make and declare this to be my last will and testament

Item 1st I give my Body to the Earth from which it came and relying upon the great mercy of God have a hope of Salvation beyond the grave through the merits of his Son My Lord and Savior Jesus Christ

Item 2nd My will and desire is, and I hereby direct that my Executrix hereinafter named, shall collect all available means and sums which may be due and owing to me and with the proceeds arising from the same shall pay off all just and legal debts which are of force against me.

Item 3rd My will and desire further is, and I hereby direct that my family shall remain together and use the Property belonging to my Estate for their support and maintenance and for the Education of my Children and that my Executrix shall conduct the whole of my Estate in such manner according to the best of her judgement as shall most conduce to her benefit and the benefit of my children, and for that purpose I hereby give to her full power and Authority to sell any part or portion of my Estate

Richard H Lasser the testator therein voluntarily executed and declared to be his and Contain his last will and testament in their presence of the other subscribing witness on the day the same bears date that they subscribed their names as witnessing in the presence of the testator and of the other witnesses; And that the other subscribing witness as such in their — and the testators presence; And that in their opinion and belief that the testator at the time of signing and executing the same was of sound and disposing mind and memory.

T. L. Apsley
Judge of Probate

The last will and Testament of Michael Woodruff
Georgia Muscogee County }

I Michael Woodruff of said County, now being in a weak and precarious State of health, admonishing me of the fact that I must I am and unto dust I must return and being of sound and disposing mind and memory do hereby make and declare this to be my last will and testament

Item 1st I give my Body to the Earth from which it came and relying upon the great mercy of God have a hope of Salvation beyond the grave through the merits of his Son My Lord and Savior Jesus Christ.

Item 2nd My will and desire is, and I hereby direct that my Executrix hereinafter named, shall collect all available means and sums which may be due and owning to me and with the proceeds arising from the same shall pay off all just and legal debts which are of force against me.

Item 3rd My will and desire further is, and I hereby direct that my family shall remain together and use the Property belonging to my Estate for their support and maintenance and for the Education of my Children and that my Executrix shall conduct the whole of my Estate in such manner according to the best of her judgement as shall most Conduce to her Benefit and the Benefit of my children, and for that purpose I hereby give to her full power and Authority to sell any part or portion of my Estate for cash or otherwise either at public or private sale and if She shall deem it best may reinvest the proceeds in any other property more suited to her wants and necessities and to the interest of my Children.

Item 4th I hereby direct my Executrix to pay to the Widow of Moses Griffith (deceased) the sum of one Hundred Dollars per annum for the term of Seven years without interest making Seven hundred dollars, the first payment to be made twelve month after the Qualification of my Executrix.

Item 5th It is my will and desire that whatever may remain of my Estate at the death of my wife Shall be equally divided among my Children, Share and Share Alike and upon the marriage of any of my daughters my Executrix may set apart for their use and benefit such portions of my property as She may judge necessary and proper, which shall be for their sole use and benefit as their Separate Estate free from the Contracts, Debts and liabilities of their husbands, and all property in any manner accruing to my said daughters from my Estate shall be held by them and each of them to their sole use & benefit as their and each of their Separate Estates as above stated.

Item 6th I hereby appoint my beloved wife Abigail F. Woodruff the Executrix of this my last will and Testament with full power and Authority to Execute the same without giving Security or amount of the same in any Court or Jurisdiction whatsoever and without being required to make returns of her actings and doings to the Court of Ordinary or Rebate Court and having full Confidence in her judgement and disposition to act for the benefit of her self and Children, I intend hereby to invest her with the full power to do so without being trammelled by the legal requirements in the management and control of my Estate, In testimony whereof I have here to set my hand and seal this the first day of October 1853

(Signed) Michael Woodruff (Seal)

Signed, Sealed, published and declared by Michael Woodruff as his last will and testament in our presence who have each Subscribed the same in the presence of the Testator, and in the presence of each other.

Oct 1st 1853. (Signed) John S. Bogden
Wm H. Goldwald
Wiley Williams

for cash or otherwise either at public or private sale and if She shall deem it best may reinvest the proceeds in any other property more suited to her wants and necessities and to the interest of my Children.

Item 4th I hereby direct my Executrix to pay to the Widow of Moses Griffith (deceased) the sum of one Hundred Dollars per annum for the term of Seven years without interest making Seven hundred dollars, the first payment to be made twelve month after the Qualification of my Executrix.

Item 5th It is my will and desire that whatever may remain of my Estate at the death of my wife Shall be equally divided among my children Share and Share alike and upon the marriage of any of my daughters my Executrix may set apart for their use and benefit such portions of my property as She may judge necessary and proper, which shall be for their sole use and benefit (&) as their separate Estate free from the Contracts, Debts and liabilities of their husbands, and all property in any manner accruing to my said daughters from my Estate shall be held by them and each of them to their sole use & benefit as their and each of their separate Estates as above stated.

Item 6th I hereby appoint my beloved wife Abigail F. Woodruff the Executrix of this my last will and Testament with full power and Authority to Execute the same without giving security or amount of the same in any Court of Jurisdiction whatsoever and with out being required to make returns of her Actings and doings to the Court of Ordinary or Probate Court and having full Confidence in her judgement and disposition to act for the benefit of her Self and Children. I intend hereby to invest her with the full power to do so without being trammelled by the legal requirements in the management and control of my Estate. In testimony whereof I have here to set my hand and seal this 1st first day of October 1863

(Signed) Michael Woodruff (Seal)

Signed, Sealed, published and declared by Michael Woodruff as his last will and testament in our presence who have each subscribed the same in the presence of the testator, and in the presence of each other.

Oct 1st 1863. (Signed) John L. Boyden
Wm H. Goldworld
Wiley Williams

Georgia
Muscogee County } Court of Ordinary
May Ter 1870

In Vacation comes Abigail F. Woodruff the Executrix therein named, and propounds the foregoing writing as the last will of Michael Woodruff (deceased) late of said County and Wiley Williams one of the subscribing witnesses to the said writing by way proof and sworn on oath says that he was present when said instrument was executed and published by said Michael Woodruff as his last will and that he subscribed his name in the presence of deponent John Boyden Wm H. Goldworld and Wiley Williams and that witnesses subscribed their names there to in the presence of Testator and each other, deponent further says at the time of executing said writing said Michael Woodruff was of sound and disposing mind and memory and that so far as deponent knows or believes he did it freely of his own accord without any undue influence compulsion or fraud to and subscribed before the this 10th day of May 1870

Signed - Wiley Williams

John H. Duer
Ordinary

I do solemnly swear that this writing contains the true last will of Michael Woodruff (deceased) and that I executed the same in accordance with the laws of this State to help me God

(Signed) Abigail F. Woodruff

Georgia
Muscogee Co } I L. C. Duer Clerk Superior Court of Ordinary do hereby

Georgia
Muscogee County } Court of Ordinary
May 10th 1870.

In vacation comes Abigail T. Woodruff the Executrix therein named and proposes the forgoing writing as the last will of Michal Woodruff (deceased) late of said County and Riley Williams one of the subscribing witnesses to the said writing being present and sworn on oath says that he was present when said instrument was executed and published by said Michael Woodruff as his last will and that he subscribed his name in the presence of deponent Silas Boyden Mrs Griswold and Riley Williams and that witnesses subscribed their names there to in the presence of Testator and each other. deponent further says at the time of executing said writing said Michael Woodruff was of sound and disposing mind and memory and that so far as deponent knows or believes he did it freely of his own accord without any undue influence compulsion sworn to and subscribed before me this 10th day of May 1870.

Signed Riley Williams

John H. Duer
Ordinary

I do solemnly swear that this writing contains the true last will of Michael Woodruff (deceased) and that I will execute the same in accordance with the laws of this State so help me God

(Signed) Abigail T. Woodruff

Georgia
Muscogee Co } I L. C. Duer Clerk Court of Ordinary do hereby

certify that the forgoing is a correct Copy of the "Will" of Michael Woodruff as it appears upon the records in this office

Given under my hand and seal this the 15th day of September 1870.

L. C. Duer
C. C. O. M. C.

Filed in my office for record Sept 15th 1870.

T. S. Appleby
Judge of Probate

certify that the forgoing is a correct
Copy of the "Will" of Michael Modrall
as it appears upon the records in
this office
Given under my hand and seal
this the 15th day of September 1870.

L. L. Dyer.
C. Ct. P. M. C.

Filed in my office for record
Sept 15th 1870

T. L. Apperson
Judge of Probate

Will of B. F. Chapman deceased

The State of Alabama } I Bradford F Chapman
Russell County } being sick and diseased
but of sound mind and disposing mind and
memory and desirous of going to my rest the
control of my effects after my death, do hereby make
the following as my last will and testament hereby
revoking all other wills by me heretofore made
I do hereby constitute and appoint my wife
Mrs Elizabeth A. Chapman as executrix of this
my last will and testament, and I do hereby
give to her the control and management of all
my property and effects of whatsoever character
it may be, and give to her the power and
authority to sell and dispose of the same as she may
think best and make a title to the same, and
do and do and perform all acts which may be
necessary for said purpose, And it is my will
and desire that she shall not be
required to give bond and security for the per-
formance of the powers herein granted.
In testimony I have hereunto set my hand
and seal this the 20th day of July 1870

Bradford F Chapman [seal]

We hereby certify that Bradford F Chapman
signed and published and declared the fore-
going instrument to be his last will and
testament in their presence, and that at his
request we have signed the same as witnesses
in the presence of the testator and in the presence
of each other

William F Williams
Wiley McElvane
James F Mansfield
Wiley Williams

In the Probate court for the County of Russell
in the State of Alabama, Sept 2nd 1870. In the
matter of the Probate of the last will and
testament of B. F. Chapman dec'd. Personally
came this day in open Court William F
Williams and Wiley McElvane and they
having been first duly sworn to

Will of B. F. Chapman deceased

The State of Alabama } B. F. Bradford F. Chapman
Russell County } being sick and deceased
but of sound mind and disposing mind and
memory and desirous of giving & my wife the
control of my effects after my death; do hereby make
the following as my last will and testament hereby
revoking all other wills by me heretofore made
I do hereby constitute and appoint my wife
Mrs Elizabeth A. Chapman as executrix of this
my last will and testament; and I do hereby
give to her the control and management of all
my property and effects of whatsoever character
or it may be; and give to her the power and
authority to sell and dispose of the same as she may
think best and make a title to the same and
do and do and perform all acts which may be
necessary for said purpose. And it is my will
and desire that she shall not be
required to give bond and security for the per-
formance of the powers herein granted
In testimony I have hereunto set my hand
and seal this the 20th day of July 1870

Bradford F. Chapman Sen

We hereby certify that Bradford F. Chapman
signed and published and declared the fore-
going instrument to be his last will and
testament in their presence, and that at his
request we have signed the same as witnesses
in the presence of the testator and in the presence
of each other

Williams, F. Williams
Milly, McKinne
James, F. Mansfield
Miley, Williams

In the Probate court for the County of Russell
in the State of Alabama, Sept 29th 1870. In the
the matter of the Probate of the last will and
testament of B. F. Chapman dec'd. Personally
Came this day in open Court Williams F.
Williams and Miley F. McKinne and it being
having been first duly sworn to say

as follows, That said Bradford F. Chapman
did Execute, by signing his name thereto, and
did publish, and declare in our presence and
in the presence of the other Subscribing witnes
James F. Mansfield and Miley Williams the paper
writing hereto attached, as, and for his last
Will and testament on the day the same bears
date to wit, the 20th day of July 1870 and which
was filed for Probate in said Court on September
8th 1870 by Mrs Elizabeth A. Chapman the Execu
that we find the other Subscribing witnesses
James F. Mansfield and Miley Williams attended
the same on the presence of the said Bradford
F. Chapman, and in the presence of each other
on the day the same bears date by signing our
names as witnesses thereto. And that in our opin
ion and according to our best judgment said
Testator was of sound sane and disposing
mind and memory at the time of the execution
aforesaid

Sworn to and Subscribed before
me in open Court this
September 29th 1870.

Milledg McKinne
Wm F. Williams

F. L. Appleby
Judge of Probate

The State of Alabama } To all whom this may
Russell County } concern. This declaration

Witnesseth that I Reuben Kelly a resident citizen
of the county and state above written hereby
declare this statements in order to legitimate one
William F. Kelly a male child of Amanda
M. Smith now one year one month and
twenty three days old and to render the said
William F. Kelly capable of inheriting my
Estate. Appeal for this purpose I Reuben
Kelly do hereby set forth the name of
William F. Kelly born out lawful Wedlock
Born of Amanda M. Smith his mother
and I hereby recognize the said William F.
as my child and capable of inheriting my

as follows, That said Bradford, T. Chapman did Execute, by Signing his name thereto, and did publish, and declare in our presence and in the presence of the other Subscribing Witness James I Mansfield and Wiley Williams the paper writing here attached, as, and for his last Will and testament on the day the same bears date to wit, the 20th day of July 1870 and which was filed for Probate in said County on September 8th 1870 by Mrs Elizabeth A Chapman the Widow that we did the other Subscribing Witnesses James I Mansfield and Wiley Williams attested the same in the presence of the said Bradford T. Chapman, and in the presence of each other on the day the same bears date, by Signing our names as witnesses thereto, and that in our opinion and according to our best Judgment said Testator was of sound Sane and disposing mind and memory at the time of the execution aforesaid

Sworn to and Subscribed before me in open Court this September 29th 1870.

T. L. Aspalley
Judge of Probate

Milledge McKinne

Wm F Williams

The State of Alabama } To all whom this may
Russell County } concern. This declaration

Witnesseth that I Rubin Tully a resident citizen of the county and state above written Hereby Provide this State ments in order to legitimate one Allegon D Tully a male child of Amanda M. Smith now one year one month and twenty three days old and to render the said William F. Tully capable of inheriting my Estate. Except for this purpose I Rubin Tully do hereby set forth the name of William F. Tully born out lawful Wedlock Born of Amanda M. Smith his mother and I hereby recognize the said William F as my child and capable of inheriting my Estate real and personal as if born in Wedlock In Witness Whereof I Rubin have hereto set my hand and seal at Peake Station this the 18th day of November AD 1870.

Jno B McDonald
C W Gunn

Rubin Tully (Seal)

The State of Alabama } In Probate Court before
Russell County } T. L. Aspalley Judge of Probate for said County do hereby certify that Rubin Tully the declarant above named and whose personal known to me appeared before me this day and acknowledged before me that he signed and sealed the above declaration with a full knowledge of the contents thereof on this day that the same is his full act and deed given under my hand at office this the 8th day of November AD 1870.

T. L. Aspalley
Judge of Probate,

"The last Will & Testament of Rowena M. Echols."

State of Georgia }
Muscogee County } At a regular term of the County Ordinary held in and for said County on Monday the third day of December, in the year A.D. Eighteen hundred & Sixty Six, John Johnson ordinary being present and presiding the following proceedings were had touching & Concerning the last Will of Rowena M. Echols deceased late of said County the Probate thereof and granting of letters Testamentary thereon to wit:

Georgia, Muscogee County }

To the Ordinary of said County.

The Petitioner of Robert S. Lockhart Sheweth that Rowena M. Echols departed this life on or about the day of October 1866. that at the time of her death she was a resident of said County, that she died testate, that your petitioner & Mary J. Thomas are by the will appointed executors. The Estate Consists of Real & personal property situated in Georgia & Alabama, that part situated in Georgia is supposed to be worth in the aggregate about Eight Hundred dollars, your petitioner therefore prays the Probate of said will in common form and that Letters Testamentary may be granted to him & your petitioner will &c. Robt S. Lockhart [illegible] the Last Will & Testament as the last will of Rowena M. Echols as in the [illegible]

Estate real and personal as if born in Bedlock
In Witness Whereof I, D. Rubin have hereunto set
my hand and seal at Peake Station this the
twenty fifth day of November AD 1870.
Test B McDonald
E M Cunn

Rubin Kelly (Seal)

The State of Alabama } I, T. L. Apperson Judge of
Russell County } Probate for said County do hereby certify that Rubin Kelly the declarant above named and whose personality is known to me appeared before me this day and acknowledged before me that he signed and sealed the above declaration with a full knowledge of the contents thereof on the day that the same is his act and deed given under my hand at office this the 8th day of November AD 1870.

T. L. Apperson
Judge of Probate.

"The last Will & Testament of Rowena M. Echols".

State of Georgia }
Muscogee County } At a regular term of the Court of Ordinary held in and for said County, on Monday the third day of December in the year A.D. Eighteen hundred & Sixty Six, John Johnson ordinary being present and presiding the following proceedings were had touching & Concerning the last Will of Rowena M. Echols deceased late of said County the Probate thereof and granting Letters testamentary to wit:

Georgia, Muscogee County } To the Ordinary of said County

The Petitioner of Robert B. Lockhart showeth that Rowena M. Echols departed this life on or about the day of October 1866, that at the time of her death she was a resident of said County, that she died testate, that year, petitioner & Mary J. Thomas are by the will appointed Executors. The Estate consists of Real & personal property situated in Georgia & Alabama, that part situated in Georgia is supposed to be worth in the aggregate about Five hundred dollars, your petitioner therefore prays that Probate of said will in common form and that Letters testamentary may be granted to him & your petitioner will &c. Robt B. Lockhart

The last will & testament of Rowena M. Echols is in the words & figures following to wit:

The last Will and Testament of Rowena M. Echols.

The State of Alabama } In the name of God Amen, I
Russell County. } Rowena M. Echols of the County & State aforesaid, being of sound mind & memory & considering the uncertainty of this frail & transitory life, do therefore make, ordain, publish & declare this to be my last Will & Testament, that is to say if after all my just debts are paid the residue of my Estate both real and personal I give and bequeath as follows.

First I give and bequeath to my sister Mrs Anna E. Thomas the following negro Slaves, Thomas & his wife Jane & their Children Charles, Mary, Nancy & and an Infant Child, Also negroes Henry, Linda & Gim. Also Cassy (Annys daughter) & Bettie Sister) Also the negro woman Silby & her Son John, to have and to hold the the said negros Slaves and their & their increase, to her the said Anna E. Thomas her heirs and assigns & Legal representatives forever.

Secondly — I give and bequeath to my Sister in law Mrs Arabella Lockhart the following negro Slaves, Nelson Martha, Mad & Linda & their Child Rusty, George, & his wife little Hand and their Children, Kate, John, Rose & an Infant Child, Also Harriet to have and to hold the said negro Slaves, & their increase to the said Arabella Lockhart her heirs, assigns & legal representatives forever.

Thirdly — I give and bequeath to my Sister Mrs Caroline Hudson the following negro Slaves, Jake and Rose, Little Mary and her Son Carter, Bob & his wife Lyza and their Children Adam, Nancy & Betty, also Gilt & his Sister Big Maria, to have and to hold the said negro Slaves and their increase to the said Cornelia Hudson her heirs assigns & legal representatives forever.

Fourthly — I give and bequeath to my Sister Mrs Ellen A. Winstelle the following negro Slaves, Dave & his wife Lucy, Jesse & his wife Amanda and their children Washington, Fredrick & Samuel, also Tate and her Son Mingo, also Amelia and her Son Anthony, to have and to hold the said negro Slaves and their increase, to her the said Ellen A. Winstelle, her heirs assigns & legal representatives forever, Fifthly

Fifthly — I give and bequeath to my Brother R. B. Lockhart the following negro Slaves, Venus an old woman Minter & his children Jane, Cudjo & Alex, Also Sam Lymas Son and his wife Pugaline and their children Minner, Bob & Flora, also Monday an old man, to have and to

& figures following to wit:

The last Will and Testament of Rowena M. Echols.

The State of Alabama
Russell County.

In the name of God Amen, I Rowena M. Echols, of the County & State aforesaid, being of sound mind & memory & considering the uncertainty of this frail & transitory life, do therefore make, ordain, publish & declare this to be my last Will & Testament, that is to say, if after all my just debts are paid the residue of my Estate both real and personal, I give and bequeath as follows.

First. I give and bequeath to my Sister Mrs Anna E. Thomas the following negro Slaves, Thomas & his wife Jane & their Children Charles, Mary, Nancy & and an infant Child. Also negros Henry, Simon & Jim. Also Jassy (Anna's daughter) & Bettie's Sister) also the negro Woman Selby & her Son John, to have and to hold the said negros Slaves and their & their increase, to her the said Anna E. Thomas, her heirs and assigns & Legal representatives forever.

Secondly. I give and bequeath to my Sister in Law Mrs Arabella Lockhart the following Negro Slaves, Vulcan Martha, Mad & Linda & their Child Rufus, George, & his wife Little Maud and their Children, Kate, John, Rose & an infant Child. Also Harriet. To have and to hold the said negro Slaves, & their increase to the said Arabella Lockhart her heirs, assigns & legal representatives forever.

Thirdly. I give and bequeath to my Sister Mrs Caroline Hudson the following negro Slaves, Jake and Rose, Little Mary and her Son Carter, Bob & his wife Lyza and their Children Adam, Nancy & Betsy, also Judy & his Sister Big Maria, to have and to hold the said negro Slaves and their increase to the said Cornelia Hudson her heirs, assigns & legal representatives forever.

Fourthly. I give and bequeath to my Sister Mrs Ellen D. Arrostille the following negro Slaves, Dave & his wife Lucy, Jesse & his wife Amanda and their children Washington, Fredrick & Samuel, also Tate and her Son Wingo, also Amelia and her Son Anthony, to have and to hold the said negro Slaves and their increase, to her the said Ellen D. Arrostille, her heirs assigns & legal representatives forever. Fifthly.

Fifthly. I give and bequeath to my Brother R. B. Lockhart the following negro Slaves, Venus an old woman Minter & his children Jane, Cudjo & Alex, also Sam Thomas Son and his wife Angeline and their Children Mumma, Bob & Flora, also Monday an old man, to have and to hold the said negro Slaves, and their increase to him the said R. B. Lockhart his heirs and assigns & legal representatives forever.

Sixthly. I give and bequeath to my Mother Mrs Mary Bunn Lockhart, whatever amount of money may be necessary to discharge all debts which She may owe at the time of my death should She survive me. It is also my express desire, that so far as I may have any interest in the realty of my Father's Estate She shall enjoy the same during her life, or should it be sold the proceeds thereof during her life free of interest. If there should not be enough money belonging to the Estate for this purpose, it is my wish that my niece Mary E. Thomas, shall make Provision for it, either by selling some of the property left to her, She may bring her own Selection or in any other manner She may prefer.

Seventhly. I give devise and bequeath to all my brothers & Sisters who Survive me, and to the descendants of those who do not Survive me, to be for the & & at per capita (that is to say the descendants representing the Ancestor & not Share & Share alike) two thirds in trust in the Water lots along the river Chattahoochee and two thirds in trust in the patent rights and inventions of my deceased husband Pinkney Echols, to have and to hold the said property to them their heirs & legal representatives forever.

Also I give devise & bequeath to all my relations just above mentioned the two thirds in trust in all my right or title to the real Estate of my deceased father & the proceeds thereof to be held in like manner as the two thirds interest in the property just previously mentioned provided always that nothing in this bequest shall be Construed to hinder obstruct or impair my Mothers enjoyment of the interest in my father's real estate or the proceeds thereof during her life.

Eighthly. I give devise and bequeath to all my Nephews & Nieces, who may Survive me one third interest in all the Water lots owned by my deceased husband along the river Chattahoochee & one interest in all his patent rights & Inventions, and one third interest in all my rights & title to my father's real Estate, to have and to hold the same one third interest share & share alike to them, and their heirs & assigns & legal representatives forever.

hold the said negro Slaves, and their increase to him the said R. B. Lockhart his heirs and assigns & legal representatives forever.

Sixthly— I give and bequeath to my Mother Mrs Mary Brown Lockhart whatever amount of money may be necessary to discharge all debts which She may owe at the time of my death Should She survive me. It is also my express desire, that so far as I may have any interest in the realty of my Fathers Estate She shall enjoy the same during her life, or Should it be sold the proceeds thereof during her life free of interest. If there Should not be enough money belonging to the Estate for this purpose, it is my wish that my niece Mary Q. Thomas, Shall make Provision for it either by selling some of the property left to her, She making her own Selection or in any other manner She may prefer.

Seventhly— I give devise and bequeath to all my brothers & Sisters who Survive me, and to the descendants of those who do not Survive me, to take per stirpes & not per Capita (that is to say the descendants representing the Ancestor & not share & share alike) two thirds in interest in the Water lots along the river Chattahoochie, and two thirds interest in the patent rights and inventions of my deceased husband Reuben Echols. to have and to hold the said property to them their heirs & legal representatives forever.

Also I give devise & bequeath to all my relatives pointed above mentioned the two thirds interest in all my right or title to the real estate of my deceased father or the proceeds thereof to be held in like manner as the two thirds interest in the property just previously mentioned provided always that nothing in this bequest shall be Construed to hinder or impair my Mothers enjoyment of the interest in my fathers real estate or the proceeds thereof during her life.

Eighthly— I give devise and bequeath to all my Nephews & Nieces, who may Survive me one third interest in all the Water lots owned by my deceased husband along the river Chattahoochee & one interest in all his patent rights & Inventions and one third interest in all my right or title to my fathers real Estate, to have and to hold the same one third interest share & share alike to them and their heirs & assigns & legal representatives forever.

Ninthly— I give and bequeath to my niece Mary Q. Thomas to her Sole Seperate use & absolutely free from any debts or liabilities of my husband whom She may hereafter marry & free from his Control, Sixty Shares of Eagle Factory Stock & I do appoint whoever She may marry Subject to be trustee of this property to attend to the same & to pay over the dividends to the Support of said Mary when demanded by her at or before the end of each year & otherwise to accumulate & be invested in property to be held in like manner with power to the said trustee, with the written Consent of said Mary to sell said Factory Stock, invest the proceeds in as Stock the principal of the property or of the proceeds are to be employed except for the purpose above mentioned, that is to say the dividend or interest or annual rental to her personal Support.

Tenthly— I give, devise and bequeath to my niece Mary Q. Thomas, the following Negro Slaves John Henry & his wife Mary, Thomas & his children, Douglas & Lewis, Milly & her two Children, Emma & William, Joshua Long Beck Son) & his wife Rhoda & their Children Anna, Sandis (the doctor) & her child Richard & his wife Bag Beck their Children Tom, Betty, Jake, Charles, Lonie, and Celia, Sampson & his wife Betty & their Children Mark, Hannah, Charlotte, Jimmy & an infant child Neptune & his two Children Amy & Phillis Rachel & her children Lena & Jack, Hector & his wife Dinah & her child Daniel, also Little Sallie, Sambo & his wife Syretha, Sharper, Dicky & Caesar, Binah & her brother Carinda & her Children, Sally her infant child & Hales Camilla & her Children, Ida, Ada, Anna & Thersa, also the negros Bill, Dennis & Isaac, now in my Mothers possession, also my residence in Russell County Ala. & lands attached thereto with all the farm or plantation & yard field & appurtenances to have and to hold to her the said Mary Q. Thomas, her heirs assigns & legal representatives forever.

Eleventhly— All the rest & residue of my estate real & personal & every description which may be undisposed of to any other person or which may not pass to any other person under my last will, I do hereby give and bequeath to my said niece Mary Q. Thomas to her & her heirs & assigns forever.

Ninth 9- I give and bequeath to my niece Mary J. Thomas
to her Sole Seperate use & absolutely free from any
rights or liabilities of my husband whom she may
hereafter marry & free from his control, Six Shares
Eagle Factory Stock & I do appoint whoever she may
Select to be trustee of this property to attend to the
same & to pay over the dividends to the Support
of said Mary when demanded by her at or before
the end of each year & otherwise to accumulate & re
invested in property to be held in like manner as
power to the said trustee, with the written Consent of Said
Mary to sell said Factory Stock, invest the proceeds in
as part of the principal of the property or of the proceeds
are to be employed except for the purpose above mentioned
- tioned, that is to say the dividend or interest or
Annual rental to her personal support-

Tenth 10- I give, devise and bequeath to my niece Mary J.
Thomas, the following Negro Slaves, John Henry & his
wife Mary, Lymas & his children, Daily, Las & Lewis, Milly
& her two Children, Emma & William, Joshua, Long Beck
Jone) & his wife Rhuhe & their Children Anna, Candis,
& an infant child also Stepney & his wife Big Becky
(by dontgage) & her child Richard & his wife Chanty &
their Children Tom, Betty, Jake, Charles, Lorrie, and
Celia, Sampson & his wife Betty & their Children
Mary, Hannah, Charlotte, Jenny & an infant
Child Neptune & his two Children Amy & Phillis Ra-
chel & her children Lena & Jack, Hector & his wife Dinah
& pin child Daniel, also little Sallie, Sambo & his wife
Syrentia, Sharper, Sicky & January, Binah & her brother
Carinda & her children, Sally & her infant child & Hale
Cazenilla & her Children, Ida, Ada, Nina & Thesa, also
the negros Bill, Venus & Isaah, now in my Mothers
possession, also my residence in Russell County afore-
said called Belvidere with all the farm or plantation
& lands attached thereto with all the orchards yar-
- yard field & appurtenances to have and to hold
to her the said Mary J. Thomas, her heirs assigns
& legal representatives forever.

Eleventh 11- All the rest & residue of my estate real & personal
of every description which may be undisposed of by any
other person or which may not pass to any other
person under my last will, I do hereby give
And bequeath to my said niece Mary J. Thomas
to her & her heirs & assigns forever.

And I further declare that wherever in this will
any negro slaves are bequeathed specially to any
Lighter which may be at the time of my death in
litigation such legatee can only take the same
under the Condition that he or she shall assume
the responsibility of defraying a portion of the Costs of
litigation proportioned as the value of the property so
bequeathed is proportioned to the whole amount of
value of the negroes in litigation, Likewise I do
make, Constitute & appoint Mary J. Thomas executrix
& Robert B. Lockhart executor of this my last will & testament
& in his place Robt. M. Gunby as executors of
this my last will & testament hereby expressly
declaring my wish that Security shall not be
required from them or any of them for the performance
-ance of duties under this will, whether they all
Act or only one or more Acts.

In testimony of all which I have hereunto signed my
name & affixed my seal this 27th January 1865.

Signed, Sealed, published & declared
in presence of D. L. Livingston, Bonena M. Echols (Seal)
M. Woodruff
Joseph S. Key
Elias Bull
D. P. Ellis.

Georgia Muscogee County } On this the 28th day of November
1866. in Vacation, Comes before me M. Woodruff and D. P.
Ellis two of the subscribing Witnesses to the annexed instru-
-ment who being duly sworn on oath says that they were
present when Bonena M. Echols, then in life but now
deceased, executed, published & declared said instru-
-ment to be her last will, that at the time of the execution
thereof said Bonena M. Was of sound and disposing
mind & memory, and so far as deponants knows or
believe, She did it voluntarily of her own accord
without any undue influence or compulsion that
She signed the same in the presence of deponents &
D. Livingston & Joseph S. Key, who at the request
of said Testatrix, signed the same as witnesses in
the presence of each other & of said Testatrix,
Sworn to & subscribed before } D. P. Ellis.
me the day and year first } M. Woodruff.
aforesaid

John Johnson,
Ordinary. (Continued on)

and I further declare that whereas in this will any negro slaves are bequeathed Specially to any legatee which may be at the time of my death in litigation such legatee can only take the same under the Condition that he or she shall assume the responsibility of defraying a portion of the Costs of litigation proportioned as the value of the property so bequeathed is proportioned to the whole amount of value of the negroes in litigation. Likewise I do make, Constitute & appoint Mary J. Thomas executrix & Robert B. Lockhart executor of this my last will & Testament hereby expressly declaring my wish that Security shall not be required from them or any of them for the performance of duties under this will, whether they all act or only one or more act.

In testimony of all which I have hereunto signed my name & affixed my seal this 24th January 1866.

Signed, Sealed, published & declared
in presence of L. Livingston
M. Woodruff
Joseph S. Key
Elias Hull
D. P. Ellis

Bowena M. Echols (Seal)

Georgia Muscogee County } On this the 28th day of November 1866. in Vacation, Comes before me M. Woodruff and D. P. Ellis two of the Subscribing Witnesses to the annexed instrument who being duly sworn on oath says that they were present when Bowena M. Echols, then in life, but now deceased, executed, published & declared said instrument to be her last will, that at the time of the execution thereof said Bowena M. Was of sound and disposing mind & memory, and so far as deponants know or believe. She did it voluntarily of her own accord without any undue influence or compulsion that she signed the same in the presence of deponents & L. Livingston & Joseph S. Key, who at the request of said testatrix signed the same as witnesses in the presence of each other & of said testatrix.

Sworn to & subscribed before me the day and year first aforesaid.
D. P. Ellis.
M. Woodruff.

John Johnson,
Ordinary.

(Continued on)

The Petition of Robert B. Lockhart as executor & propound of the will of Bowena M. Echols late of said County of Mu- Cogen deceased, for Probate thereof & letters testamentary t executor the same having been read and the instrument propounded appearing to have been duly executed and- whereas, heretofore, to wit: on the 28th day of November 1866, the testimony of D. P. Ellis & M. Woodruff two of the subscribing witnesses to said instrument having been taken in writing, and no objection being made nor Cause to the Contrary shewn it is considered & adjud- by the Court that said instrument be & is hereby declar- to be the true last will of said Bowena M. Echols deceased, and as such is hereby admitted to record and further ordered that said Robert B. Lockhart be authorized to qualify as Executor, and when he shall have taken the oath required by law, that- Letters testamentary issue to him accordingly.

The Petition of Robert B. Lockhart as executor & propound
of the will of Bowena M. Echols, late of said County of Mu
-gee deceased. for Probate thereof & letters testamentary
-ecute the same having been read and the instrument
propounded appearing to have been duly executed, an
whereas, heretofore, to wit: on the 28th day of Novembe
1866, the testimony of D. P. Ellis & M. Woodruff two of th
subscribing witnesses to said instrument having bee
taken in writing, and no objection being made no
cause to the contrary shown it is considered & adju
by the Court that said instrument be & is hereby declar
to be the true last will of said Bowena M. Echol
deceased, and as such is hereby admitted to record
And further ordered that said Robert B. Lockhart
be authorized to qualify as Executor, and when he
shall have taken the oath required by law, that
Letters Testamentary issue to him accordingly.

In the name of God Amen!

I Eby J. Hawick of the County of Russell and State of Alabama being of sound mind and considering the uncertainty of this mortal state and transitory life do make, publish and declare this to be my last Will and Testament, this the 10th day of January A.D. 1872.

All my estate, real and personal whenever & wherever it may be possessed and situated I do have and to hold the same upon the uses trust and conditions following.

First - In trust to pay all my just debts.

Second - I hereby give my Truste full power and authority to sell any or all of my estate at private or public sale and invest the proceeds or to lease or otherwise use the same as he may deem best for the interest of my children, and he acts herein, the advice and consent of my executors viz: my brothers David A. Hawick and Thos J. Hawick whom I hereby appoint executors to this my last Will & Testament.

Third -

I desire my estate to be kept [illegible] of my Trustee and Executors deem it advisable and [illegible] the proceeds thereof to the maintenance and education of my children. To wit: Julia, Henry and Peggie. I commend them to their fatherly care and protection and desire they receive such liberal an education as I have given my daughter Eliza J. Brinson. Secondly I desire the remainder to use it as he may deem advisable.

Fourth -

I direct that at my death I have an accurate list taken by my Trustee and executors of all my estate Real and Personal and the same be recorded in a book to be kept in possession in which is an account between myself and my Trustee and I direct that said Book be kept in my possession of my executors and I desire they preserve the same and use it in keeping accounts with my Trustee.

Fifth -

I direct that my Trustee shall make a return annually to Executors of all sales, profits, rents,

In the name of God Amen!

I Ely S Hancock of the County of Russell and State of Alabama being of sound mind and considering the uncertainty of this mortal state do make publish and declare this to be my last Will and Testament, this the 15th day of January A.D. 1872.

I give and devise all my estate real and personal wherever it may be possessed and state to have and to hold the same upon the uses trust and conditions following.

First - It is my will to pay all my just debts.

Second - I hereby give my Trustee full power and authority to sell any or all of my estate at private or public sale and invest the proceeds, or to lease or otherwise use the same as he may deem best for the interest of my Children, as he acts with the advice and consent of my executors viz: my brothers David S. Hadley and Thos J. Hadley whom I hereby appoint executors to this my last Will and Testament.

Third -

I desire my estate to be kept [illegible] as my Trustee and Executors deem it advisable and best for the maintenance and education of my children to wit: Julia, Henry and Lizzie. I command them to their father's care and protection and desire they receive as liberal an education as I have given my daughter Eliza J Brinson. Secondly I direct the remainder to be equally divided

Fourth -

I direct that at my death I have an account taken by my Trustee and executors of all my estate Real and Personal and the same be recorded in a book now in my possession in which is an account between myself and my wife Mary and I direct that said Book be kept in my possession of my executors and I request that my Trustee use the same and use it in keeping accounts with my Trustee

Fifth -

I direct that my Trustee shall make a return annually to my Executors of all sales profits, rents,

Receipts, expenses, donations &c. and that my executors keep a correct a/c of same in said book.

Sixth -

My Trustee is hereby authorized with advice and consent of my executors to convert any money that may arise from profits, rents or otherwise in such property as he may deem best or he may give the same or any part of it to such of my Children as are married and age, the same to be charged to such child or children and to be accounted to them at the final division of my estate

Seventh -

I desire that my Trustee with the consent of my executors give my Children as they become of age or many such amounts as circumstances will afford provided he thinks it best or he may place the same in the hands of a Trustee or Guardian for their use and benefit in all cases however to act with the advice and consent of my executors.

~~Eighth~~ -

~~It is my will that this my last Will and Testament be recorded in the Probate Court~~

Eighth -

It is my desire that a final division of my estate shall be made when my youngest child shall marry or become of age provided my Trustee deems it advisable and I hereby authorize him to dispose of my estate when and as he may think best for the interest of my children or their heirs and when such division is made I direct that it be just and equal between all my Children and if my Trustee deem it best to appoint for any one or all of them a Trustee or Trustees it is at his option. In every case however he must have the consent of my executors

Ninth -

It is my will that this my last will and Testament be recorded in the Probate Court and it shall there that no bonds shall be required and no returns made to said Court that my Trustee with the approbation of my executors is hereby empowered to take possession, manage, direct and control as I would

Receipts, expenses, donations recd and that my executors keep a correct a/c of same in said book.

Sixth -

My Trustee is hereby authorized with advice and consent of my Executors to invest any money that may arise from proceeds rents or otherwise in such property as he may deem best or he may give the same or any part of it to such of my Children as are married or age, the same to be charged to such child or children and to be accounted to them at the final division of my estate

Seventh -

I desire that my Trustee with the consent of my Executors give my Children as they become of age or marry such amounts as circumstances will allow provided he thinks it best or he may place the same in the hands of a Trustee or Guardian for their use and benefit in all cases however to act with the advice and Consent of my executors.

~~Eighth~~ -

~~It is my will that this my last Will and Testament be recorded in the Probate Court~~

Eighth -

It is my desire that a final division of my estate shall be made when the Youngest Child shall marry or become of age provided my Trustee deem it advisable and I hereby authorize him to dispose of my estate when and as he may think best for the interest of my Children or their heirs, and when such division is made I direct that it be just and equal between all my Children, and if my Trustee deem it best to appoint for any one or all of them a Trustee or Trustees it is at his option, In every case however he must have the Consent of my executors

Ninth -

It is my will that this my last will and Testament be recorded in the Probate Court and that no bonds shall be required of my Trustee and no returns made to said Court that my Trustee with the approbation of my executors is hereby empowered to take possession, manage, direct and control as I would

impute to buy, to give, to sell or dispose of all my estate or any part thereof the profits, rents, or emoluments as he may think best without having to account to any one for his acts except my Executors.

Tenth -

It is my will that in the event of the death of any one of my Children without heirs his or her portion of my estate shall be divided equally among my surviving children, or their heirs

Eleventh -

In the event of the death or resignation of my Trustee or either of my Executors the other two are hereby empowered to appoint another to fill such vacancy and I recommend some one of my brothers to fill such vacancy and in case my Trustee or either of my Executors will not consent to carry out the provisions of this my will all the other two are hereby empowered to dismiss him and appoint one in his place and in case my Trustee and Executors disagree he may act with the consent of one of them but if both differ with him he must be governed by their direction.

Twelfth -

I direct that in no case shall my executors receive pay out or in any manner handle any money belonging to my estate, My Trustee shall from all such duties and shall account to my Executors for the same,

In witness whereof I have hereunto subscribed my name and affixed my seal the 15th day of January in the year of Our Lord One Thousand eight hundred and seventy two

E. J. Glavier (L.S.)

The above written instrument was subscribed by the said Ely A. Glavier in our presence and acknowledged by her to each of us and she at the same time published & declared the above instrument so to be to be her last Will and Testament and we at the testatrix request and in her presence have signed our names as witnesses this day & year above written.

Test C. L. Lewis
" A. B. Mitchell
" J. N. Birdsall

mpel to buy, to give, to sell or dispose of all my estate or any part thereof, the profits, rents, or emoluments as he may think best without having to account to any one for his acts except my Executors.

Tenth =

It is my will that in the event of the death of any one of my Children without heirs, his or her portion of my estate shall be divided equally among my surviving children or their heirs.

Eleventh =

In the event of the death or resignation of my Trustee or either of my Executors the other two are hereby empowered to appoint another to fill such vacancy and I recommend some one of my brothers to fill such vacancy and in case my Trustee or either of my Executors wilfully neglect to carry out the provisions of this my Will the other two are hereby empowered to dismiss him and appoint another in his place and in case one Trustee and Executor dies again, he may act with the consent of one of them but if both refuse with him he must be governed by their direction.

Twelvth =

I direct that in no case shall my Executors receive pay out or in any manner handle any money belonging to my estate, My Trustee shall perform all such duties and shall account to my Executors for the same.

In witness whereof I have hereunto subscribed my name and affixed my seal the 15th day of January in the year of Our Lord One Thousand eight hundred and Seventy two

E. A. Hamrick (Seal)

The above written instrument was subscribed by the said Ely A. Hamrick in our presence and acknowledged by her to each of us and she at the same time published & declared the above instrument to be to be her last Will and Testament and we at the request and in her presence have signed our names as witnesses thereto day & year above written.

Test C. L. Lewis
A. B. Mitchell
J. M. Bickerstaff

In the matter of the last Will & Testament of Elizabeth A. Hamrick deceased

In the Probate Court of Russell County January 25th 1873.

Testimony of A. B. Mitchell and James M. Bickerstaff two of the subscribing witnesses to said Will A. B. Mitchell and Jas. M. Bickerstaff being duly Sworn deposes and say that the instrument like writing purporting to be and is known to be the witnesses is the last will of Elizabeth A. Hamrick. That said Testator was of sound mind and disposing memory at the time of the execution of said will. Said that said Testator signed the same in their presence and in the presence of the other subscribing witness and that they attested the same as subscribing witness in the presence of the testator.

A. B. Mitchell
J. M. Bickerstaff

Sworn to and subscribed before me this the 25th day of January 1873.

T. L. Appleby
Judge of Probate

The State of Alabama
Russell County

I T. L. Appleby Judge of Probate in and for said County do hereby certify that the within "Will" and Testament of E. A. Hamrick deceased has this day been duly Probated upon the Testimony A. B. Mitchell and J. M. Bickerstaff and duly recorded with the testimony in Book of Wills Book "2" Pages 484 5 6 Vol 2 &c. Given under my hand this the 25th day of January A.D. 1873.

T. L. Appleby
Judge of Probate

In the matter of the last Will & Testament of Elizabeth A. Peacock deceased

In the Probate Court of Russell County January 25th 1875.

It Beckerstaff one of the subscribing witness to said Will N.B. Mitchell after Jas H. Beckerstaff being duly Sworn deposes and says that the instrument this writing produced in Court and known to be purchases is the last will of Elizabeth A. Peacock. That said Testator was of sound mind and disposing memory at the time of execution of said will: and that said Testator signed the same in their presence and in the presence of the other subscribing witnesses and that they attested the same as subscribing witness in the presence of the testator.

N. B. Mitchell

J. H. Beckerstaff

Sworn to and subscribed before me the 25th day of January 1875.

T. L. Appleby
Judge of Probate

The State of Alabama
Russell County

I T. L. Appleby Judge of Probate in and for said County do hereby certify that the within "Will" and Testament of E. A. Peacock deceased has this day been duly probated upon the testimony N.B. Mitchell and J.H. Beckerstaff and duly recorded with the testimony in Book of Wills Book "2" Pages 484 & 5 & 6

Given under my hand this the 25th day of January A.D. 1875.

T. L. Appleby
Judge of Probate

The last Will & Testament of William Wood deceased

State of Alabama:
Russell County: In the name of God Amen! I William Wood being of sound and disposing mind and knowing that it was appointed to all men to die, and desiring to make a disposition of my effects I commend my soul to God who gave it and my body to the earth from whence it came by a kind providence, do make and ordain and make this my last Will and Testament hereby revoking all Wills heretofore by me made.

Item 1st I will and desire that my body be buried in a decent and Christian like manner.

Item 2nd It is my will and desire that all my just debts be paid by my Executor hereinafter named.

Item 3rd I give and bequeath to my four daughters viz: Izabella Wood, Hettie Wood, Ophelia Wood, and Missouri Wood all the property real and personal that I may die seized of or with at my death, Except as hereinafter mentioned.

Item 4th I will and bequeath to my son William H. Wood Five Dollars in good and current money. Also my son Lemuel Wood and Mary Mott wife of A. J. Mott Five Dollars in current money.

Item 5th I hereby appoint my son William H. Wood as my Executor to all intents and purposes.

Item 6th It is further my will that the said property so bequeathed shall be held together until Missouri Wood my youngest daughter child becomes of age or marries or dies.

Item 7th It is my will that my executor take charge of my property so willed and loaned and collect the debts due me and apply the same to the support and maintenance of my said four daughters in their support.

Item 8th It is further my will that this will be recorded and that my said executor shall not be forced to make any settlement of the estate until the division is made and that my said executor shall be supported from the proceeds of said property during his executorship.

Given

Last Will & Testament of William Wood dec'd

State of Alabama:
Russell County: } In the name of God Amen! I William Wood being of sound and disposing mind and knowing that it was appointed to all men to die, and desiring to make a disposition of my effects bestowed on me by a kind providence; Do hereby make and make this my last Will and Testament hereby revoking all Wills heretofore by me made.

Item 1st I Will and desire that my body be buried in a decent and Christian like manner.

Item 2nd To my Will and desire that all my just debts be paid by my Executor hereinafter named.

Item 3rd I give and bequeath to my four daughters: Izabella Wood, Hettie Wood, Phebia Wood, and Missouri Wood all the property both real and personal that I may be seized of or entitled at my death. Also I will and bequeath to my son William H. Wood Five Dollars in good and current money. Also my son Linsay Wood and Mary Wolf wife of A. J. Wolf Five Dollars in current money.

Item 4th I hereby appoint my son William H. Wood as my Executor to all intents and purposes.

Item 5th It is further my will that the said property so bequeathed shall be held together until Missouri Wood my youngest daughter Child becomes of age or marries, or dies.

Item 6th It is my will that my Executor take charge of the property so willed and loaned to the best of his ability to protect the said four daughters in their support.

Item 7th It is further my will that this will be recorded and that my said Executor shall not be forced to make any settlement of the Estate until the division is made, and that my said Executor shall be supported from the proceeds of said property during his Executorship.

Owen

In Witness whereof I have hereunto set my hand and Seale this the 22nd day of December A. D. 1878. William X Wood mark (L.S.)

William H. Wood
Test D. McGehee
G. W. Hughley
T. L. Hobbs
Judge of Probate

Know all men by these presents that I Richard H. Lasseter of the county of Russell and state of Alabama, Considering the uncertainty of life and being of sound mind and memory, do make declare and publish this my last will and testament,

Item 1st. First I give and bequeath unto my beloved wife Jane, the use, improvement and income of my dwelling house and land stock and all other of my property both real and personal, and all their appurtenances situated in Russell county Alabama to have and to hold the same to her during and for her widowhood or her natural life.

Item 2nd. In the event of the marriage of my beloved wife Jane then at her marriage all the property both real and personal shall be equally divided between her and my children but in the event she remains single & a widow she shall retain all the property in and for her own use and control during her natural life

Item 3rd. At the death the death of my beloved wife Jane if she shall have married or if she remains a widow all the property both real and personal I give and bequath unto my beloved children who are Sarah Ann Elizabeth, Joseph Johnson, John Madison, William Pierce, James Lunsford, Hugh Noah, Christian Francis, Martha Ann, Lucinda to be divided equally among them

Item 4th. I give and bequath unto David P. King and to Marcus J. King and to James D. Johnson conditionally one hundred dollars each. The conditions of this bequest is as follows if the said David P. King Marcus J. King and James D. Johnson shall remain with and labor for and faithfully obey my beloved wife Jane, then at their becoming of the age of twenty one years, it shall be her duty to pay to each of them ($100) one hundred dollars but otherwise if the said David P. King

Richard H. Lasseter the testator therein & hereto by executed and declared to be his and contain this last will and testament in their presence & the other subscribing witness on the day the same bears date that they subscribed their names as witnesses in the presence of the testator and of the other witnes; And that the other subscribing witness as such in their — And the testator at the time of signing and executing the same was of sound and disposing mind and memory.

T. L. Appleby
Judge of Probate

The last will and Testament of Michael Woodruff

Georgia Muscogee County }

I Michael Woodruff of said County, now being in a weak and precarious State of health, Admonishing me of the fact that I must & am and am to die & I must return and being of sound and disposing mind and memory do hereby make and declare this to be my last will and testament

Item 1st I give my Body to the Earth from which it came and relying upon the great mercy of God have hope of Salvation beyond the grave through the merits of his Son My Lord and Savior Jesus Christ.

Item 2nd My will and desire is, and I hereby direct that my Executrix hereinafter named, shall collect all available means and sums which may be due and owning to me and with the proceeds arising from the same shall pay off all just and legal debts which are of force against me.

Item 3rd My will and desire further is, and I hereby direct that my family shall remain together and use the Property belonging to my Estate for their support and maintenance and for the Education of my children and that my Executrix shall control the whole of my Estate in such manner according to the best of her judgement as shall most Conduce to her Benefit and the Benefit of my children, and to that purpose I hereby give to her full power and Authority to sell any part or portion of my Estate

Richard H Lasser the testator therein voluntarily executed and declared to be his and contained his last will and testament in their presence of the other subscribing witness on the day the same bears date that they subscribed their names as witness in the presence of the testator and of the other witness; And that the other subscribing witness as such in their — And the testator that the testator at the time of signing and executing the same was of sound and disposing mind and memory.

T. L. Asaphly
Judge of Probate.

The last will and testament of Michael Woodruff

Georgia Muscogee County } ss

I Michael Woodruff of said County, now being in a weak and precarious state of health, admonishing one of the facts that I must I am and unto dust I must return and being of sound and disposing mind and memory do hereby make and declare this to be my last will and testament

Item 1st I give my Body to the earth from which it came and relying upon the great mercy of God have a hope of Salvation beyond the grave through the merits of his Son My Lord and Savior Jesus Christ.

Item 2nd My will and desire is, and I hereby direct that my Executrix hereinafter named, shall collect all available means and sums which may be due and owning to me and with the proceeds arising from the same shall pay off all just and legal debts which are of force against me.

Item 3rd My will and desire further is, and I hereby direct that my family shall remain together and use the Property belonging to my Estate for their support and maintenance and for the Education of my children and that my Executrix shall conduct the whole of my Estate in such manner accordingly the best of her judgement as shall most Conduce to her Benefit and the Benefit of my children, and for that purpose I hereby give to her full power and Authority to sell any part or portion of my Estate

Georgia
Muscogee County } ss

Court of Ordinary
May 10th 1870.

In Vacation comes Abigail F. Woodruff the Executrix therein named, and propounds the foregoing writing as the last will of Michael Woodruff (deceased) late of said County and Riley Williams one of the subscribing witnesses to the said writing being present and sworn on oath says that he was present when said instrument was executed and published by said Michael Woodruff as his last will and that he subscribed his name in the presence of deponent Adam Boyden Jr Griswold and Riley Williams and that witnesses subscribed their names there to in the presence of Testator and each other, deponent further says at the time of executing said writing said Michael Woodruff was of sound and disposing mind and memory and that so far as deponent knows or believes he did it freely of his own accord without any undue influence compulsion sworn to and subscribed before me this 10th day of may 1870 Signed Riley Williams

John H. Duer
Ordinary

I do solemnly swear that this writing contains the true last will of Michael Woodruff (deceased) and that I executed the same in accordance with the laws of this State so help me God

(Signed) Abigail F. Woodruff

Georgia
Muscogee Co } I L. C. Duer Clerk Court of Ordinary do hereby

Georgia
Muscogee County } Court of Ordinary
May 10th 1870.

In vacation comes Abigail T. Woodruff the Executrix therein named and propounds the following writing as the last will of Michal Woodruff (deceased) late of said County and Wiley Williams one of the subscribing witnesses to the said writing being present and sworn on oath says that he was present when said instrument was executed and published by said Michael Woodruff as his last will and that he subscribed his name in the presence of deponent Adam Boyden Wm Greenwood and Wiley Williams and that witnesses subscribed their names there to in the presence of Testator and each other; deponent further says at the time of executing said writing said Michael Woodruff was of sound and disposing mind and memory and that so far as deponent knows or believes he did it freely of his own accord without any undue influence compulsion sworn to and subscribed before me this 10th day of May 1870

Signed
John W. Duer
Ordinary

Wiley Williams

Georgia
Muscogee Co } I L. C. Duer Clerk Court of Ordinary do hereby

I do solemnly swear that this writing contains the true last will of Michael Woodruff (deceased) and that I execute the same in accordance with the laws of this State to help me God

(Signed) Abigail T. Woodruff

Will of B. T. Chapman deceased

The State of Alabama } I Bradford T Chapman
Russell County } being sick and diseased but of sound mind and disposing mind and memory and desirous of giving to my wife the control of my effects after my death, do hereby make the following as my last will and testament hereby revoking all other wills by me heretofore made I do hereby constitute and appoint my wife Mrs Elizabeth A. Chapman as executrix of this my last will and testament; and I do hereby give to her the control and management of all my property and effects of what soever character or it may be, and give to her the power and authority to sell and dispose of the same as she may think best and make a title to the same, and do and do and perform all acts which may be necessary for said purpose, And it is my will and desire I so direct that she shall not be required to give bond and security for the performance of the powers herein granted

In testimony of Have hereunto set my hand and seal this the 20th day of July 1870

Bradford T Chapman [seal]

We hereby certify that Bradford T. Chapman signed and published and declared the foregoing instrument to be his last will and testament in their presence, and that at his request we have signed the same as witnesses in the presence of the testator and in the presence of each other

William D. Williams
Wiley M. Kenie
James T. Mansfield
Wiley Williams

In the Probate court for the County of Russell in the State of Alabama, Sept 21st 1870. In the matter of the Probate of the last will and testament of B. T. Chapman dec'd. Personally came this day in open Court William D. Williams and Wiley M. McKenie and they having been first duly sworn to

Will of B. F. Chapman deceased

The State of Alabama } I Bradford F Chapman
Russell County } being sick and diseased
but of sound mind and disposing mind and
memory and desirous of giving to my wife the
contents of my effects after my death, do hereby make
the following as my last will and testament hereby
revoking all other wills by me heretofore made
I do hereby constitute and appoint my wife
Mrs Elizabeth A. Chapman as executrix of this
my last will and testament, and I do hereby
give to her the control and management of all
my property and effects of what character
or it may be. And give to her the power and
authority to sell and dispose of the same as she may
think best and make a title to the same, and
do and do and perform all acts which may be
necessary for said purpose. And it is my will
and desire I so direct that she shall not be
required to give bond and security for the per-
formance of the powers herein granted
In testimony of Have hereunto set my hand
and seal this the 20th day of July 1870

Bradford F Chapman [Seal]

We hereby certify that Bradford F. Chapman
signed and published and declared the fore-
going instrument to be his last will and
testament in their presence, and that at his
request we have signed the same as witnesses
in the presence of the testator and in the presence
of each other

William F. Williams
Wiley M. Stone
James F. Mansfield
Wiley M. Williams

In the Probate court for the County of Russell
in the State of Alabama, Sept 29th 1870. In the
matter of the Probate of the last will and
testament of B. F. Chapman dec'd. Personally
Came this day in open Court William F.
Williams and Wiley M. Stone and they
having been first duly sworn take

Estate real and personal as it seems in said
In witness whereof I Rubin Kelly have hereto set
my hand and seal at Peak Station this the
eighth day of November AD 1870.

Jno B McDonald
C W Grimes

Rubin Kelly [Seal]

The State of Alabama } I T. S. Apperson judge
Russell County } of Probate for said
County do hereby certify that Rubin Kelly the
declarant above named and whose person is
known to me appeared before me this day and
acknowledged to me that he signed
and sealed the above declaration with a
full knowledge of the contents thereof and
says that the same is his free act and deed
Given under my hand at office this the 8th
day of November AD 1870.

T. S. Apperson
Judge of Probate

"The last will & Testament of Rowena M. Echols"

State of Georgia }
Muscogee County } At a regular Term of the Court of Ordinary
held in and for said County on Monday the
third day of December in the year A.D. Eighteen hundred
& Sixty Six, John Johnson ordinary being present and pre-
siding the following proceedings were had touching &
Concerning the last will of Rowena M. Echols deceased
late of said County the Probate thereof and granting
letters testamentary to dit:

Georgia, Muscogee County } To the Ordinary of said County
The Petitioners of Robert B. Lockhart Sherwell that
Rowena M. Echols departed this life on or about the
day of October 1866. that at the time of her death she
was a resident of said County, that she died testate, that
your petitioner & Mary J. Thomas are by the will appointed
executors, the Estate Consists of Real & personal property
situated in Georgia & Alabama, that part situated in
Georgia is supposed to be worth in the aggregate about
hundred dollars, your petitioner therefore prays that the
in common form and that Letters testamentary may be granted to him &
your petitioner will &c. Robt B. Lockhart

Proponded as the last will of Rowena M. Echols in the

Estate real and personal as I have power in Witness Whereof I Reuben Kelly have hereto set my hand and seal at Cusseta Station this the Eighth day of November AD 1870.

Jno B McDonald
E H Timms

Reuben Kelly (L.S.)

The State of Alabama } I T. L. Apperson Judge of
Russell County } Probate for said County do hereby certify that Reuben Kelly the declarant above named and whose person is known to me appeared before me this day and acknowledged upon me that he signed and sealed the above declaration with a full knowledge of the contents thereof and that the same is his voluntary act and deed given under my hand and official seal this the 8th day of November AD 1870.

T. L. Apperson
Judge of Probate

"The Last Will & Testament of Rowena M. Echols"

State of Georgia }
Muscogee County } At a regular Term of the Court of Ordinary held in and for said County, on Monday the third day of December in the year A.D. Eighteen hundred & Sixty Six, John Johnson Ordinary being present and presiding the following proceedings were had touching & concerning the last will of Rowena M. Echols deceased late of said County the Probate thereof and granting Letters Testamentary to wit:

Georgia, Muscogee County }

To the Ordinary of said County

The Petitioner of Robert B. Lockhart Sheweth that Rowena M. Echols departed this life on or about the day of October 1866. that at the time of her death she was a resident of said County, Echols deceased died testate, that year, petitioner & Mary J. Thomas are by the will appointed Executors. The Estate Consists of Real & personal property situated in Georgia & Alabama, that part situated in Georgia is supposed to be worth in the aggregate about Two hundred dollars your petitioner therefore prays that the Probate of said will in common form and that Letters Testamentary may be issued to him & your petitioner will &c. Robt B. Lockhart

Which the Court granted and ordered as the last will & Testament of Rowena M. Echols in the above petition mentioned

hold the said negro Slaves, and their increase to him the said R. B. Lockhart his heirs and assigns & legal representatives forever.

Sixthly- I give and bequeath to my Mother Mrs Mary Brown Lockhart whatever amount of money may be necessary to discharge all debts which She may owe at the time of my death should She survive me. It is also my express desire, that so far as I may have any interest in the realty of my Fathers Estate She shall enjoy the same during her life, & Should it be sold the proceeds thereof during her life for interest. If there Should not be enough money belonging to the Estate for this purpose, it is my will that my sister Mary J. Thomas, Shall make Provision for it either by selling some of the property left to her, She may in her own Selection or in any other manner She may prefer.

Seventhly- I give devise and bequeath to all my brothers & Sisters who Survive me, and to the descendants of those who do not Survive me, to be Equally & not per Capita (that is to say the descendants representing the Ancestor & not Share & Share alike) two thirds in interest in the Water Lots along the river Chattahoochee and two thirds in interest in the patent rights and inventions of my deceased husband Reuben Echols, to have and to hold the said property to them their heirs & Legal representatives forever.

Also I give devise & bequeath to all my relatives just above mentioned the two thirds in interest in all my right or title to the real Estate of my deceased father or the proceeds thereof to be held in like manner as the two thirds in interest in the property just previously mentioned provided always that nothing in this Bequest shall be Construed to hinder or impair my Mothers enjoyment of the interest in my father's real Estate or the proceeds thereof during her life.

Eighthly- I give devise and bequeath to all my Nephews & Nieces, who may Survive me one third interest in all the Water Lots owned by my deceased husband along the river Chattahoochee & one interest in all his patent rights & Inventions, and one third interest in all my right or title to my father's Real Estate, to have and to hold, the said one third interest Share & Share alike to them and their heirs & assigns & legal representatives forever.

hold the said negro Slaves, and their increase to him the said R. W. Lockhart his heirs and assigns & legal representatives forever.

Sixthly- I give and bequeath to my Mother Mrs Mary Ann Lockhart, whatever amount of money may be necessary to discharge all debts which She may owe at the time of my death should She survive me. It is also my express desire, that so far as I may have any interest in the realty of my Fathers Estate She shall enjoy the same during her life, or should it be sold the proceeds thereof during her life free of interest. If there should not be enough money belonging to the Estate for this purpose, it is my wish that my sister Mary E. Thomas, shall make Provision for it either by selling some of the property left to her, She may in her own Selection or in any other manner She may prefer.

Seventhly- I give devise and bequeath to all my brothers & Sisters who Survive me, and to the descendants of those who do not Survive me, to be for their & not per capita (that is to say the descendants representing the ancestor & not Share & Share alike) two thirds interest in the Water lots along the river Chattahoochie, and two thirds interest in the patent rights and inventions of my deceased husband forever. To them their heirs & legal representatives forever.

Also I give devise & bequeath to all my relations mentioned above mentioned the two thirds interest in all my right or title to the real Estate of my deceased father or the proceeds thereof to be held in like manner as the two thirds interest in the property first previously mentioned provided always that nothing in this Bequest shall be Construed to hinder or impair my Mothers enjoyment of the interest in my fathers real Estate or the proceeds thereof during her life.

Eighthly- I give devise and bequeath to all my Nephews & Nieces, who may Survive me one third interest in all the Water lots owned by my deceased husband along the river Chattahoochie & one interest in all his patent rights & inventions, and one third interest in all my right or title to my fathers real Estate, to have and to hold the said one third interest Share & Share alike to them and their heirs & assigns & legal representatives forever.

And I further declare that wherever in this will any negro Slaves are bequeathed Specially to any Legatee which may be at the time of my death the litigation such Legatee can only take the same under the Condition that he or She shall assume the responsibility of defraying a portion of the Costs of litigation proportioned as the value of the property so bequeathed is proportioned to the whole amount of value of the negroes in litigation. Likewise I do make, Constitute & appoint Mary J. Thomas executrix & Robert R. Lockhart executor of & to be Executors in his place Robt. M. Gunby as executors of this my last will & testament hereby expressly declaring my wish that Security shall not be required from them or any of them for the performance of duties under this Will, whether they all Act or only one or more act.

In Testimony of all which I have hereunto signed my name & affixed my Seal this 27th January 1865.

Signed, Sealed, published & declared
in presence of L. Livingston } Rowena M. Echols (Seal)
M. Woodruff
Joseph S. Key
Elias Hewell
D. P. Ellis.

Georgia Muscogee County } On this the 28th day of November 1866. in Vacation, Comes before me M. Woodruff and D. P. Ellis two of the Subscribing Witnesses to the annexed instrument who being duly Sworn on oath says that they were present when Rowena M. Echols, then in life, and now deceased, executed, published & declared said instrument to be her last will, that at the time of the execution thereof said Rowena M. was of sound and disposing mind & memory, and so far as deponants know or believe. She did it voluntarily of her own accord without any undue influence or compulsion that She signed the same in the presence of deponents & L. Livingston & Joseph S. Key, who at the Request of said Testatrix, Signed the same as witnesses in the presence of each other & of said Testatrix.

Sworn to & Subscribed before me the day and year first aforesaid } D. P. Ellis
M. Woodruff.

John Johnson,
Ordinary.

(Continued on)

and I further declare that whereas in this will any negro slaves are bequeathed specially to any lighter which may be at the time of my death in litigation such litigated Can only take the same under the Condition that he or she shall upon the responsibility of defraying a portion of the Costs of litigation proportioned as the value of the property so bequeathed is proportioned to the whole amount of value of the negro so in litigation. Likewise I do make, Constitute & appoint Mary J. Thomas executrix & Robert B. Lockhart executor of this my last will & Testament hereby expressing my wish that Security shall not be required from them or any of them for the performance of duties under this will whether they all Act or only one or more acts

In Testimony of all which I have hereunto signed my name & affixed my Seal this 27th January 1863.

Signed, Sealed, published & declared
in presence of L. L. Livingston
M. Woodruff
Joseph S. Key
Elias Bull
D. P. Ellis

Bowena M. Echols (Seal)

Georgia Muscogee County } On this the 28th day of November 1866. in Vacation, Comes before me M. Woodruff and D. P. Ellis two of the subscribing Witnesses to the Annexed instrument who being duly sworn on oath says that they were present when Bowena M. Echols, then in life but now deceased, executed, published & declared said instrument to be her last will, that at the time of the execution thereof said Bowena M. was of sound and disposing mind & memory, and so far as deponents knew or believe. She did it voluntarily of her own accord without any undue influence or compulsion that she signed the same in the presence of deponents & L. Livingston & Joseph S. Key, who at the request of said testatrix signed the same as witnesses in the presence of each other & of said testatrix, sworn to & subscribed before me the day and year first aforesaid

D. P. Ellis
M. Woodruff

John Johnson
Ordinary

(Continued on...

In the name of God Amen!

I Eliza J. Pawick of the County of Russell and State of Alabama being of sound mind and considering the uncertainty of this frail state do hereby make, publish and declare this to be my last Will & Testament, this the 15th day of January A.D. 62.

I give and devise all my estate real and personal wherever it may be to be possessed by my brother William T. Huding of the above named county and state. To have and to hold the same upon the uses trusts and conditions following.

First - I direct my trustee to pay all my just debts.

Second - I hereby give my Trustee full power and authority to sell any or all of my estate at private or public sale and invest the proceeds, or to keep or otherwise use the same as he may deem best for the interest of my children, and he acts by with the advice and consent of my executor viz: my brothers David A. Huding and Thos J. Huding whom I hereby appoint executors to this my last Will & Testament.

Third -

I desire my estate to be kept [illegible] if my Trustee and Executor deem it advisable and [illegible] rents &c to the maintenance and education of my children To wit: Julia, Henry and Lizzie & commend them to their father by care and protection and desire they attain as liberal an education as I have given my daughter Elcar J. Driver. Secondly I desire he administer to me it as reasonable directed

Fourth -

I direct that at my death I have an inventory taken by my Trustee and executor of all my estate Real and Personal and the same be recorded in a book now in my possession in which is an account between [illegible] and myself and I direct that said book be kept in my possession of my executors and at my decease the same handed over in keeping accounts with my Trustee

Fifth -

I direct that my Trustee shall make a [illegible] annually to my Executors of all sales, profits, rents

In the name of God Amen!

I Ely T. Trawick of the County of Russell and State of Alabama being of sound mind and considering the uncertainty of this frail and all vanishing life do make publish and declare this to be my last Will and Testament, this the 15th day of January A.D. 1872.

I give and devise all my estate real and personal wheresoever it may be found to my brother William P. Hudley of the above named County and State. To have and to hold the same upon the uses trust and conditions following.

First - In trust to pay all my just debts.

Second - I hereby give my Truste full power and authority to sell any or all of my Estate at private or public sale and invest the proceeds or to lease or otherwise use the same as he may deem best for the interest of my Children upon he acts by with the advice and consent of my executors viz: my brothers David P. Hudley and Thos J. Hudley whom I hereby appoint executors to this my last Will and Testament.

Third -

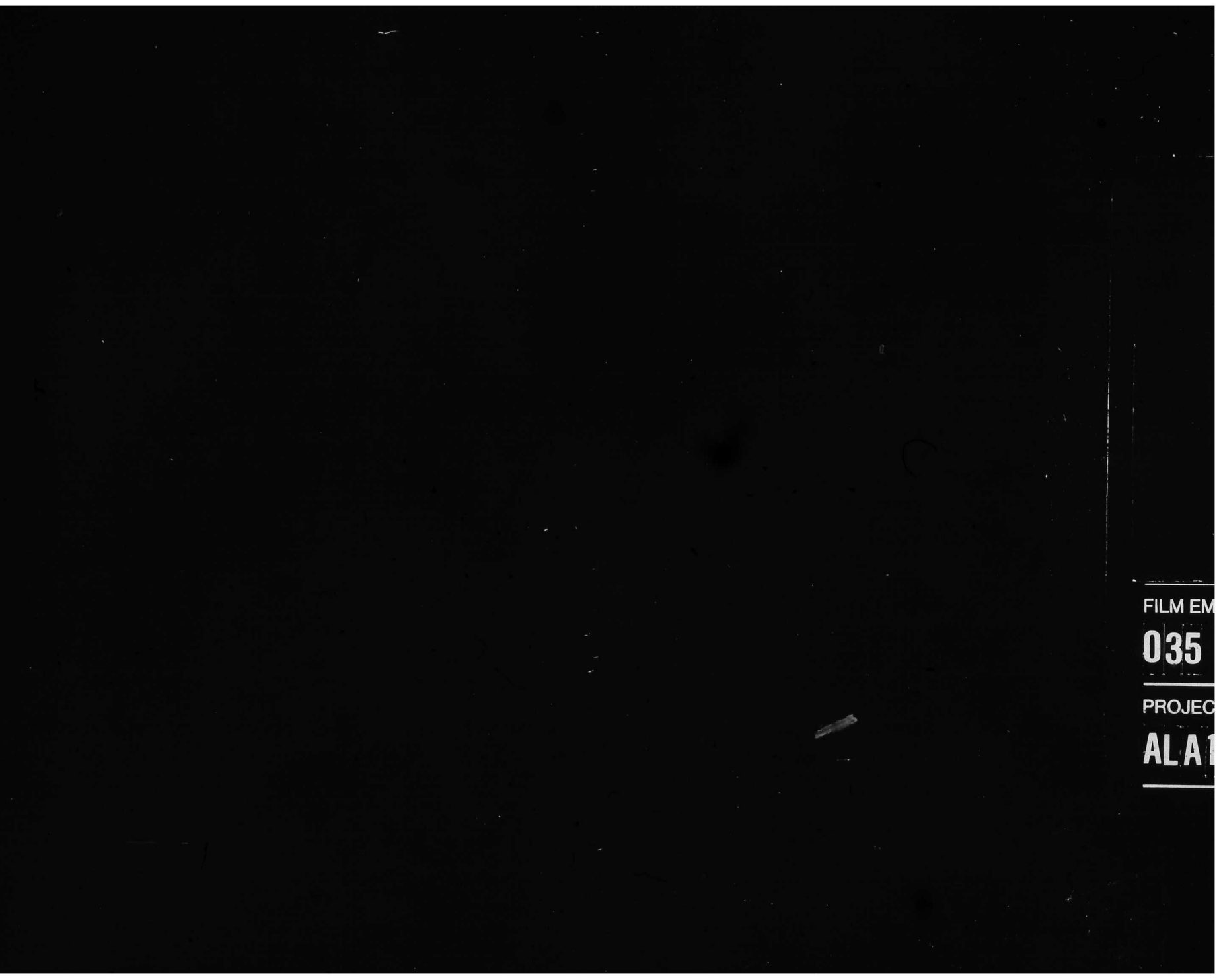
I desire my estate to be kept [illegible] if my Trustee and Executors deem it advisable and that the proceeds be used for the maintenance and education of my children Fenith, Julia, Henry and Lizzie. I command them to their fatherly care and protection and desire they allow them as liberal an education as I have given my daughter Elvira J. Driscoll. Secondly I direct he shall manage to use it as he may be directed.

Fourth -

I direct that at my death there an inventory be taken by my Trustee and executors of all my estate Real and Personal and the same be recorded in a book to be kept for the purpose in which is an account between Mr. Hudley and myself and I direct that said Book be kept in my possession of my executors and desire they preserve the same and have it in keeping accordingly with my Trustee.

Fifth -

I direct that my Trustee shall make a return annually to my Executors of all sales, profits, rents,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PROJECT NUMBER	**ROLL NUMBER**
ALA1 — 057	13

END

FILM EMULSION NUMBER
035 7652 15 01

FILM UNIT SER. NO.
GS1 009

PROJECT NUMBER
ALA1 — 057

ROLL NUMBER
13

LOCALITY OF RECO
RUSSELL

TITLE OF RECORD
WILL

ITEM NUM