

Webb

Merry

men have or an overseer and of any land that they can not cultivate is to be rented out and the proceeds to go to said widow and minor heirs. And also all my small notes and money in hand to be given to my wife and minor heirs, also to give and bequeath to my two daughters (to wit) of an acre each when they become of lawful age or marry to have a good bed and fixtures each also one horse and saddle to each to be worth one hundred dollars. Also an good cow and calf each also eight dollars ready for furnishing them horses. I also give and bequeath my black girl Anna to my two sons Robert and David the use of said girl to my wife and minor heirs until they shall arrive at the age of twenty one years. Registered with the Office of said Orphans if necessary, to wit that my black boy John be sold under the same restriction of twenty one until the death of my wife or absence of widowhood, then said boy to be sold to the highest bidder, after I give and bequeath to my few sons and son Tobias Lewis, Mary Lewis & Robert & William Lewis, all my land in Blount County, to be equally divided when my son David arrives at the age of twenty one years, if the above named parties agree, subject to be submitted to referee all my land below the line to the first cross fence to be occupied by my son Henry, and from the cross fence down to be occupied by my son David, & last let to my sons with said black and Henry pay the taxes on said land annually and keep up the fences in good repair in the premises. I further direct that my three sons to wit Henry & Jacob and Henry pay the taxes on said land annually and keep up the fences in good repair in the premises. I further direct that all my horses both the two goods Mares & colts to be brought to sale to the highest bidder the two horses and colts then named to go to the use of my wife and minor heirs, also all my stock hogs and sheep to also go to the use of my wife and minor heirs. I further give and bequeath to my daughter Rosalyn ten hundred dollars, also to my daughter Nancy twenty five dollars also to my daughter Anna one hundred and fifty dollars, also to my daughter Eliza about one hundred dollars and fifty to be paid as her share may demand. Also my two daughters (to wit) Jane and Eveline three hundred each, also to be my intent that the balance of my money of eight hundred dollars with the interest accruing together with the sale of my negro boy John to be equally divided between my two daughters Robert, Rosalyn, Nancy, & Anna. Minus the use and Eveline I also give and bequeath to my son Henry one hundred and twenty five dollars as a compensation of a certain sum due to be paid when David arrives at the

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age of twenty one years. I further direct that the sum and dollars be deducted out of the eight hundred dollars that I have above bequeathed to my six daughters to be sufficient for the horses and saddles each to be worth one hundred dollars for the use of my ten sons. First Robert and David, also my wagon and all my farming tools to go to the use of my wife and minor heirs. I hereby nominate and appoint my two sons Merry and Henry Webb and George Smiley Executives of this my last will and testament. In witness whereof I do set my hand and seal this 1<sup>st</sup> day of January 1862. *Merry Webb* <sup>no</sup> Seal  
Signed George Frederick  
Signed Jacob Frederick

Malcolm  
Sylvia

In the name of God Amen. I Silas Malcolm of the County of Blount and State of Tennessee being sick and weak of body but of sound mind and disposing memory for which I thank God and calling to mind the uncertainty of human life and being desirous to dispose of all such worldly substance as it hath pleased God to bless me with to give and bequeath the same in manner following that is to say I desire that all my debts in this proceeding if any there are & should be paid together with my funeral expenses. I do give to my wife Mary Malcolm all my estate of property as it now consist, except as herein after specified. I do give to my brother William Malcolm my Gold Medal of Ash and Spine, A. I. I give to my brother Joseph Malcolm my Gun & Oak. I do give to my brother Alexander Malcolm my Hunting Gold Watch and it is my desire that my said brother Alexander pay to my brother George Smiley five dollars worth per year after my decease, also it is my will and desire that if there be anything due to me from either of my brothers that they retain it in their hands, until lastly of my death, to settle and appoint my wife Mary Malcolm Executrix of this my last will and testament hereby revoking all other former wills or testaments by me before made. In witness whereof I have hereunto set my hand and seal this eighth day of April in the year of our Lord 1862.

Signed sealed published and declared to be the last will and testament of the above named Silas Malcolm in presence of us who at his request and in his presence in due form subscribed our names as witnesses to the same.

James Givens  
Charles H. Speable

State of Tennessee, 1<sup>st</sup> day of April 1862. Faust Clerk of the Court of Pleas and