

JULY TERM 1919.

This September 10th 1892.

Mary A. McIlvaine.

The above will was wigned by the said Mary A. McIlvaine and acknowledged, declared and published by her to be her last will and testament in the presence of the said testatrix and in each of our presence, and at her request we affix our signatures hereto in her presence and that each of us, as subscribing witnesses to the same on this the 10th day of September, 1892.

R. S. Walker

Will A. McTeer.

I, Mary A. McIlvaine, widow, of Blount County, Tennessee, do hereby make ordain and publish this codicil to my will which was made on the 10th day of September 1892, that is to say:-

First:- Since making my will I have received from the estate of my brother, Robert Alexander, the sum of four hundred and fifty dollars. This sum is at interest, and from that amount I retain fifty dollars for any necessary personal expenses that I may incur, including sickness and funeral, and it is my will, and I hereby bequeath the remaining four hundred dollars equally to my eight children, that is, fifty dollars to each.

Second:- I hereby amend and change the second clause of my will hereinabove referred to, so that it may show that my son, Joseph I. McIlvaine, since the same was made, has paid to each of my other children, the sum of one hundred <sup>dollars</sup> as advancements to them, making in all the sum of seven hundred dollars paid by him as such advancements: and in consideration of such payments it is my will, I hereby give, bequeath and devise to my son, <sup>the said Joseph I. McIlvaine</sup> all the property, personal, real and mixed as shown in the said second clause of my will as originally written.

With these amendments and changes I readopt and affirm my will as at first written, making the changes only as herein shown.

In witness whereof, I hereunto affix my signature on this the 25th day of August, 1900.

Mrs. Mary McIlvaine

JULY TERM 1919.

We, the undersigned, subscribing witnesses, state that we are personally acquainted with Mary A. McIlvaine, the testatrix and that the same was signed by her in our presence and in the presence of each other, and was by her acknowledged, declared and published to be a codicil and part of her last will and testament, and in the presence of the testatrix and of each other, and at her request we affix our signatures hereto as subscribing witnesses to the same, on this the 25th day of August, 1900.

D. H. Griffiths.

Will A. McTeer.

WILL OF GEO. W. MONTGOMERY

Will of Geo. W. Montgomery.

I George W. Montgomery of Blount County Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this my last will and testament, hereby revoking and declaring void any and all other wills or codicils thereto heretofore made by me.

First. - I direct that my Executors pay my funeral and burial expenses, and all of my just debts, out of the first money that may come into their hands, and as soon as the exigencies of the administration of the estate will permit.

Second. - I hereby will, give and devise unto my wife Mollie Montgomery the farm and tract of land where I now live, situated in the 1st Civil District of Blount County, Tennessee, containing about 154 acres, and being that part of the Gillespy Montgomery place set apart to Mrs. M. J. Gillespy as her homestead and dower (except that portion south of the "Five Mile Road" <sup>and 12 acres</sup> which I make other disposition of) for and during the period of her natural life; and at her death the remainder interest in fee, I hereby give and devise to my four children viz - R. C. Montgomery, Ioy Montgomery, George Montgomery and Gracie Montgomery in equal shares.

And I further will and bequeath to my said wife that part and share in my personal estate to which under the laws of the state she would be entitled had I died intestate, under the exemption laws, and the laws providing for years support.

Third. - I hereby will, give and devise to my son Roy C. Montgomery and to my daughter Ioy Montgomery Hutton jointly share and share alike my farm and tract of

JULY TERM 1919.

land containing 175 acres more or less, lying on Baker's Creek purchased by me from J. M. Rorex and John B. Henry.

Fourth - I hereby will, give and devise to my son Roy C. Montgomery my farm and tract of land containing 150 acres, more or less, situated in the 1st Civil District of Blount County, Tennessee, and being the farm where said Roy C. Montgomery now lives, including about 12 acres of the M. J. Gillispy dower tract lying between Roy C. Montgomery and Martin Geddard which I hereby will and devise to my son Roy C. Montgomery in order to make his line extend straight on to Geddard's. But there is excluded from the above farm, all that part lying South of the "Nine Mile Road" which I hereinafter make other disposition of. I hereby direct and will that said Roy C. Montgomery shall pay to my said daughter Ioy Montgomery Hutton \$3750.00; and said Roy C. Montgomery shall also assume and pay off the mortgage indebtedness of \$1500.00 on the "Creek or Rorex Place" - and the two above amounts shall be and remain a charge on the said farm here willed to said Roy C. Montgomery until they are fully paid.

Fifth - I also will, give and bequeath unto my said son Roy C. Montgomery and to my daughter Ioy Montgomery Hutton all my right, title and claims to the amount of a life insurance policy which I hold in the Massachusetts Mutual Life Insurance Company of Springfield Mass., being Policy No. 112321, for \$1000.00 payable to M. A. Montgomery.

Sixth - I hereby will, give and bequeath unto my four children - viz Roy C, Ioy, George and Lucile Montgomery equally all my right, title and claim in and to the amount of a life insurance policy I hold in the New York Life Insurance Co. of N. Y. amounting to \$1000.00.

Seventh - I hereby direct and empower my Executors to sell my timber land lying South of the "Nine Mile Road", and being off of the "Dower Tract" and the remainder of the Gillispy Montgomery tract, containing by estimation about 60 acres. They are directed to either sell as a whole or sell the timber and then sell the land according as they can sell for the best price and advantage to the estate - my said Executors are hereby empowered to make and deliver all necessary deeds for same and they shall use the money derived from the sale of said tract of timber land for paying off any of my indebtedness, not heretofore provided for - and the remainder shall be divided equally between my said four children.

JULY TERM 1919.

Eighth - My said Executors are hereby empowered and directed to sell the best advantage and price they can, my two houses and lots and also vacant lot - situated in Lonsdale - Knox Co. - Tenn - They shall also sell my house and lot in Mountain View - Knox Co. Tenn. They shall divide the proceeds of said sales equally between my said four children - My said Executors are hereby empowered to execute proper deeds for said property when sold - They shall also have the right to sell said property mentioned in items 7th and 8th either publicly or privately, as they may deem advisable and best.

Ninth - I direct that my Executors reduce to money my personal property, after provision is made for my wife according to Item 2nd above. They shall sell either at private or public sale as they deem best the stock and grain and farming implements on the farm which Roy C. Montgomery and I own jointly - There is some machinery etc. which I own by myself - which Roy can designate. After deducting the expenses of sale my said Executors shall divide the proceeds from my part of the property equally among my said four children.

Tenth - Any other property, real or personal not hereinbefore mentioned, I direct to be equally divided among my said four children.

Eleventh - It is my wish, that in case of the death of any of my said children who might leave no bodily heirs, that whatever property they may leave coming through me, shall go to my heirs at law - However this shall not interfere or hinder the free use and disposition of said property by any of the said beneficiaries under this will.

Twelfth - I hereby nominate and appoint my son Roy C. Montgomery and my daughter Ioy Montgomery Hutton Joint Executors of this my last will and testament; and I hereby release them from giving bond as such executors as required by law. Witness my hand and seal on this June 6th 1919.

Geo. W. Montgomery (L. S.)

The foregoing instrument was signed and published by the said George W. Montgomery as his last will and testament in our presence, and in his presence and in the presence of each other we have hereto subscribed our names as attesting witnesses at his request.

Jno. C. Crawford.

J. C. Belinger.