

set my hand and seal this 24th day
of May 1878 Henry Trotter ^{Seal}

Signed sealed and published in our
presence and we have subscribed our names
hereto in the presence of the Testator and at his request
this 24th day of May 1878

A. F. Shultz ^{Seal}
Sampson Cooper ^{Seal}
A. R. Potts ^{Seal}

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Monday 5th Sept 1881
Came A. R. Potts and

Sampson Cooper with an instrument of writing
purporting to be the last Will and Testament
of Henry Trotter deceased from which it appears
that they are the subscribing witnesses thereto
who after being duly sworn each deposed
and said that they were acquainted with
Henry Trotter the Testator in his lifetime
that he departed this life on the 8th day of
August 1881 that he was in his proper mind
and senses at the time of signing the same
that he signed and acknowledged the same
in each of their presence as his last Will
and Testament that they signed the same
as witnesses in his presence and at his
request and in the presence of each other
The same is therefore admitted to probate
and is ordered to be recorded.

Will of Caleb Bedwell

I Caleb Bedwell being of sound mind and in
feeble health do make and publish this my last
Will and Testament

1st My will is that my beloved wife Feresa Ann is
to have all my personal property of every desc
ription and she is to pay all my just debts and
funeral expenses also for erecting Tombstones to my
grave and the grave of my former wife and my son
J. R. Bedwell.

2nd My Will is that my beloved wife Feresa Ann
and my son Squire is to have 160 acres of land
to wit it being the North East quarter section thirteen
Township one Range one west of the basis line
Coosa District Bradley County Tennessee it being the
quarter that I now live on. I mean that I will that
my wife Feresa Ann shall have a life interest in said
quarter and at her death or should she marry
again then and in that event my will is that all
of said quarter shall go to my son Squire

3rd My Will is that the balance of my land to wit
80 acres that I bought of J. B. Miller shall go to
the heirs of my deceased son H. F. Bedwell by his
widow Feresa Bedwell

4th I hereby appoint John Moore my Administrator
and I hereby authorize and empower that John
Moore to make or cause to be made the deeds and
transfers that is necessary in carrying out this
my last Will. I further release the said Admin
istrator from giving being required to execute
an Administrator's bond

Given under my hand this 23rd day of
May 1881. Caleb Bedwell

in the presence of
J. F. Knox
John Moore
John H. Briggs
myself attested J. F. Knox

County Court Monday 6-Sept 1881

Came into open Court J. P. Knop and brought with him an instrument of writing purporting to be the last Will and Testament of Col. B. B. Russell second and with said Knop came John Moore and it appearing that said Knop & Moore are two of the subscribing witnesses to said Will who after being duly sworn each deposed and that Col. B. Russell the Testator signed said instrument in their presence as his last Will & Testament that they were well acquainted with the Testator that he was of sound mind and memory at the time of signing the same that they signed the same as subscribing witnesses at his request and in his presence and in the presence of each other. That he departed this life on the 24th day of June 1881. It is therefore ordered and decreed by the Court that said instrument be admitted to probate and recorded in the Will book and it appearing from inspection of said Will that John Moore is the chosen executor but he being in open Court declares said test Thompson came into open Court Treasurer Bidwell widow of said deceased and gave bond and security approved by the Court and qualified as the administratrix with the will annexed of the estate of said Col. B. B. Russell deceased thereupon the Court ordered that Letters of Administration issue to her to wit;

J. H. Rusker Clk

Will of J. S. With Deceased

I J. S. With do make and publish this as my last Will and Testament hereby revoking and making void all other wills by me at any time made, (first) I direct that my funeral expenses and all my debts be paid as soon as possible out of my money that I may die possessed of or may first come into the hands of my Executor (Secondly) I give and bequeath to my two sons J. M. With and J. B. With all my landed estate with all of the improvements thereon together with all my personal property or moneys that I may have at my death by their paying M. W. Robertson formerly M. W. With one hundred dollars to her bidily heirs, also G. W. With fifty dollars to him or his heirs Also S. E. With one hundred & twenty five also fifty five dollars I have heretofore paid her in a wagon also A. P. Carver one hundred and seventy dollars also Eighty dollars a balance on horse which she has been paid The Money to be paid to these heirs by my two sons J. M. & J. B. With they shall pay one half in twelve months after my death and the other half in two years from my death. Moreover J. M. With is to pay one hundred and fifty dollars more than my son J. B. With. I do hereby nominate and appoint my two sons J. M. & J. B. With my Executors In witness whereof I do to this my will set my hand and seal this 10th 24th 1881
Signed sealed and published J. S. With Seal
in our presents and we have subscribed our names hereto in the presence of the Testator this Nov 24th 1881

R. H. McPherson
John McPherson

County Court Monday 5 Dec 1881
 Came into open Court John McPherson
 and Henry McPherson with an instrument of
 writing signed by J S With as his last Will &
 Testament. They being the subscribing witnesses
 thereto who after being duly sworn deposed
 and said that J S With departed this life on the
 29th day of November 1881 - that they were acquaint-
 ed with him in his lifetime - that he was
 in his proper mind and senses at the time
 of signing said Will - that he signed and
 acknowledged the same in presence of his
 last Will and Testament - that they signed the
 same as attesting witnesses in the presence of
 the Testator and at his request and in the pres-
 ence of each other. The same is therefore ad-
 mitted to probate and is ordered to be recorded
 in the Will Book. The 5 December 1881.

J. H. Tucker Clerk

I Benjamin McCarty a citizen of
 Bradley County and State of Tennessee
 being of sound mind and disposing
 one may make this my last Will &
 Testament.

For the love and affection I have for
 my wife Mary Ann McCarty do will
 and bequeath to her a certain tract or
 parcel of land bounded as follows;
 commencing at the corner of the yard
 fence near the cohen house, running
 South straight with the yard and garden
 fences to Wm Reynolds line Thence
 west with said line to John Collins
 line thence North with said line to the
 lane running by the house running
 east with said lane to the beginning
 corner containing fourteen acres more
 or less. Also ten acres of land north of
 the Georgetown road in a square com-
 mencing at the corner of John McCarty's
 land at the Georgetown road. To have
 and to hold during her natural life
 I also will my daughter Bell a brace
 best saddle and bridle and the balance
 of my land to be sold first paying
 my indebtedness and the balance to
 be equally divided among my heirs
 to wit Charlotte Deutch heirs
 Cynthia Bates heirs Timothy McCarty
 Nancy Harrison Thomas C McCarty
 and Martha Bell McCarty; the father
 or the owners of the land that is to be
 sold is to have free access to the
 spring & spring house where I and
 Thomas McCarty now use. This will

I make instead of a dower
I hereby appoint Thomas L. Bates to see that
this will is carried out and make all
necessary titles This November 22nd 1881

Witness Benjamin^W McElarty
John D. Lowrey
George Lowrey

County Court 5th December 1881

Came John D. Lowrey and George Lowrey with an instrument of writing purporting to be the last will and Testament of Benjamin McElarty deceased and it appearing that they are the subscribing witnesses thereto who after being duly sworn deposed and said that Benjamin McElarty of Bradley County Tennessee at his residence on the 23 day of November 1881 that they were acquainted with him in his lifetime that he was in his proper mind and senses at the time of executing and acknowledging said will - that he acknowledged said will in their presence and that they each signed said will in the presence of the Testator and at his request and in the presence of the Testator and in the presence of each other. The same is therefore admitted to probate and is ordered to be recorded in the Probate Book 5-December 1881.

J. H. Puckler Clerk

I Nancy Humphreys of the County of Bradley and State of Tennessee do make and publish this my last will and Testament hereby revoking and making void 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.

As to such worldly estate as it has pleased God to intrust me with

Secondly I give and bequeath to my son V. B. Humphreys all the money obtained in the sale of the lands of my deceased husband James Humphreys or any other money that I may have had otherwise by my son

V. B. Humphreys paying all debts and funeral expenses that I have and to hold forever; for him to keep or dispose of as he may choose. I do this because I have lived with and been provided for by my son V. B. Humphreys. Thirdly I give unto my Grand daughter Elvira Beard one bedstead and one Counterpane and one Blanket & one quilt, Also my Grand daughter Ellis Beard one feather bed & one Blanket Also to my Grand daughter Emeline Beard two bed quilts and one Blanket Also to my Grand son Wm. Beard one quilt and one Counterpane Also to my Grand son J. A. Humphreys one bureau. Also to my Grand son J. F. Humphreys one trunk and one bed quilt. Also to my Grand daughter Hetta Ann Humphreys one cupboard. Also my Grand daughter Fanny one quilt and one small Table I do hereby make ordain and appoint my beloved son V. B. Humphreys Executor

of this my last Will and Testament, in witness
whereof I have signed my name the said Testator
have to this my will written on one sheet of
paper set my hand and seal this 10th day of
August 1876

Signed, sealed and published in
presence of us who have subscribed
in the presence of the Testator and
of each other

Banney Humphreys
(Sigs)

Lewis Griffin

A Shipley died 21 Nov 1881

Copy of Probate, Lewis Griffin
came into open court from the town of
Hampden with an instrument of writing
purporting to be the last Will and Testament of
Banney Humphreys, deceased and they appear-
ing to be the subscribing witnesses thereto each
being duly sworn in open court deposed
and said that they are acquainted with
Banney Humphreys of Bradley County Tenn
and in her lifetime that she signed and
acknowledged said last Will as her last Will
and Testament, in each of their presence as
her last Will & Testament, that she was in her
proper mind and senses at the time of sign-
ing the same and capable of disposing
of her property, that they signed the same
as attesting witnesses at her request and
in her presence and in the presence of each
other. The same is therefore admitted to
probate and is ordered to be recorded in
the Will book

J. H. Kucher Clerk

I M. N. Smith being of disposing mind
and admonished by the state of my health
that I am likely to depart this life perhaps
shortly.

I therefore make and publish this will.
first, that there is coming to me about
five hundred dollars and that the money
is in the hands of Walter Howard my father
being money left by my mother's brother
for her children and my distributive
share of said money is about five hundred
dollars as above stated that it is my will
and I hereby direct that D. H. Smith
my true friend shall have that money
whatever may be the amount this 1st
day of June 1881.

M. N. Smith

B. A. Davis
S. E. Smith

Monday, 3 Oct 1881

Came into open court B. A. Davis and S. E. Smith
with an instrument of writing purporting to be the
last Will and Testament of M. N. Smith deceased
and at appearing that they are the subscribing wit-
nesses thereto who each of them being duly sworn
deposed and said that they were acquainted M.
N. Smith the Testator in her lifetime that
she is now deceased that she was in her
proper mind and senses at the time of sign-
ing said instrument that she signed and
acknowledged the same in their presence and
that they signed the same as witnesses in
her presence and at her request and in
the presence of each other the same
is therefore admitted to probate & is
ordered to be recorded in the Will book

G. R. Hambright's Will

I G. R. Hambright of the County of Bradley and State of Tennessee residing in the 5th Civil District of said County and State aforesaid being in sound mind and in general good health at the writing hereof do make publish and declare this my last Will and Testament.

In the name of God Amen.

Item 1st I will and bequeath unto my beloved wife Eliza S. Hambright all of my household and kitchen furniture with the fixtures appertaining thereto during her natural life and also that the said Eliza S. Hambright wife as aforesaid have a sufficiency of the produce of my farm during her life for her support.

Item 2nd It is my will and so declare that my three single daughters now living with me during their singleness also have a sufficiency off of the farm that I now own to wit: Etta A. Hambright, Verta J. Hambright and Martha Hambright. But it is my will and so declare that on the marriage of either of them then it is my will that they or either of them each have one good horse and saddle, one good cow each to come out of my real or personal effects and that they each have all their bedding and fixtures each on hand at this writing and now in my possession or in my dwelling house on my farm and also to have each all additional effects that they may each add thereto up to my death.

Item 3rd It is my will and so declare and publish that the following named five children lawful heirs of my body be excluded from any portion or parts

tion of my real or personal effects belonging as I honestly do that they have heretofore and before the writing hereof already received their proportion or distributive share each of all my real and personal effects to wit: B. F. Hambright, Mary Jane Hambright, Penelope Hambright, J. R. Hambright and J. T. Hambright. But at the same time I give unto each of the above named heirs of my body five dollars each in money to be paid out of any personal or real effects.

It is my will and desire and so declare that at my death and also at the death of my wife Eliza S. Hambright aforesaid that all my debts and burial expenses be paid of my self also that of my wife to be paid first out of any of my personal effects or real estate.

Item 5- It is my will and so declare that at my son John S. Hambright have paid to him \$20 over and above the aforesaid mentioned five dollars for erecting or building a house on my farm out of his own and that said twenty dollars to be paid out of my personal or real effects of mine after my death. In witness whereof I G. R.

Hambright have hereunto set my hand and seal in presence of January 5th 1882.

Ed. Burgess
Joseph W. Hicks

G. R. Hambright

(See Will Book No. 3)
(for correct copy)
Monday 6th March 1882. Page 570.
Case into open Court J. W. Hicks and Ed. Burgess with an instrument of writing purporting to be the last

Will and Testament of G. R. Hambright
 Deceased and it appearing that they are
 the subscribing witnesses thereto who
 each after being duly sworn depose and
 said that G. R. Hambright the Testator signed
 and acknowledged said Will in their
 presence as his last Will and Testament
 that he was in his proper mind and
 senses at the time of signing the same
 - that they signed the same as witnesses
 at the request of the Testator and in his
 presence and in the presence of each other.
 that the said G. R. Hambright departed
 this life on the 16th day of February 1882.
 The same is therefore admitted to probate
 and is ordered to be recorded in the Will
 Book.

I Amos J. Immann of the County of Bradley
 and State of Tennessee being of sound
 mind and disposing memory and being
 well apprised of the uncertainty of life
 and the certainty of death and wishing to
 make a disposition of my property that
 I may die possessed of while I am living
 do make and publish this my last
 Will & Testament hereby revoking all
 former wills by me made.

Item 1st I will that all my just debts and funeral
 expenses be paid by my Executor here
 named as soon after my death
 as possible.

Item 2 I will bequeath and devise to my three
 daughters now living to wit: Rhoda
 Ann Morgan wife of J. L. Morgan
 Mary Elizabeth Hayes wife of Edwin
 Hayes and Myra A. Immann who
 is yet unmarried all the rest and
 residue of my estate be it either
 real or personal property which I
 may die possessed of after first
 paying all my just debts and funeral
 expenses as directed in item 1st
 of this my will and my will is that
 the same be equally divided out
 between my said three daughters
 above named. share and share alike
 and my Executor is hereby directed
 to make said division between them
 by sale or otherwise.

But my will
 is that the share of my estate which I
 here give to each and every one of my
 said three daughters above named
 shall be vested and I hereby vest

the same in them for their sole, separate and exclusive use and benefit free from the debts, contracts and liabilities of their respective husbands which they or either of them now have or may hereafter have

Item 3^d My will is that at the death of either of my said daughters above named, that all her part of my estate which she may die possessed of shall vest in and go to the children or issue of her body by any husband she may have and then belong to her children as a class

Item 4th My will is that in case either of my said daughters above named should die without children or issue of their body as above provided that the share falling to such deceased daughter shall go to and be paid and delivered to my daughter Rhoda Ann Morgan to be held used and enjoyed by her for her sole and separate use free from the debts, contracts & liabilities of her husband and in the event she should not be living then the same to vest the shares of my other daughters dying without children or issue of their bodies shall go to the children or issue of my daughter Rhoda Ann and in any event the same is to go to her as a class at her death

Item 5- I have heretofore given my deceased daughter Martha A. Carter wife of John B. Carter by way of advancement all her share of my estate and hence I do not give her children any part of my estate at my death.

Item 6th Lastly I do hereby ordain and appoint to my son in law John B. Carter my Executor of this my last Will and Testament and hope and have every confidence to believe that he will faithfully execute and carry out the same. This done I herewith subscribe my name and affix my seal, and sign my name to the same in the presence of who subscribe their names as such and they will depose the same at my request this the 26th day of May 1874.

Attest
J. H. Gault
W. J. Hughes

Amr J. Imman

County Court Monday 6th March 1882.
Came into open Court J. H. Gault and W. J. Hughes with an instrument of writing purporting to be the last Will and Testament of Amr J. Imman deceased and it appearing that they are the subscribing witnesses thereto who each being duly sworn in open Court deposed and said that they are acquainted with Amr J. Imman the Testatrix in her lifetime on the 26th day of February 1882 that she signed and acknowledged the same in their presence as her last Will and Testament that she was in her proper mind and senses at the time of signing the same that they signed the same as subscribing witnesses at her request and in her presence and in the presence of each other on the day it bears date. The same is therefore admitted and

To probate and is ordered to be recorded
at full length on the will Book

Record Page 569

I Henry B. Davis being of Sound disposing
mind and memory do make declare and
publish this as my last Will & Testament:
First I will and direct that all my just
debts be paid as soon after my death as
practicable

Second I will devise and bequeath to Mrs Mary
Davis my wife for and during the term
of her natural life our home place where
I now live in the Cleveland & Charleston
Road consisting of eighty three acres more
or less I also give to her all the live stock
Sheep, hogs, cattle, horses and mules, wagons
buggy and all farming implements and
utensils kept or used on said place and
all the furniture household and kitchen
kept or used at said home place

Third: I will and bequeath to each of my
children the sum of Three Thousand dollars
but from this amount is to be deducted
such advancements as I have already or
may during my life time make them
and for which I have or may hereafter
take their respective receipts. I have
advanced to John P. Davis the sum of twenty
two hundred and fifty dollars and have
taken his receipts therefor. I have advanced
to ^{my} daughter Mrs Emma C. Ruggs twenty
six hundred and twenty five dollars and
have taken hers and her husbands receipts

for the same

I have advanced to my daughter Mrs Lillie
A Thomas three hundred and fifty dollars
and have taken hers and her husbands receipt
therefor And I have advanced to my daughter
Mrs Saloma J. Cleveland one hundred dollars
and have taken hers and her husbands receipt
therefor I have made no advancement
to my daughter Mary as yet and I mean
deducting advancements made or to be made
as already shown that each of my said children
shall be paid as soon sufficient to make
three thousand dollars

Fourth I will and bequeath to John P. Davis in
trust two thousand dollars of and out of the
Stock which I have of the Capital Stock in
the first National Bank at Rome Georgia
of which Bank John H. Reynolds is now President
My will is that said trustee or his successor in
trust shall hold said stock in trust for the use
and benefit of Dora Ann Davis and Henry B.
Davis children of mine by Mrs Mary Ann
Lemmon and who are named as above shown
or may be called Dora Ann Lemmon and
Henry B. Lemmon and my wish is to provide
for their decent raising and education and
I will and direct that the income to be derived
from said stock or fund shall be applied
to this purpose and for the use and benefit
of their mother and themselves and that
said Trustee may pay the same over to
said Mary Ann Lemmon while she
remains single but said Trustee is to
have a discretion in this behalf and if
she should marry or not conduct herself
properly he may refuse and decline

at his discretion to pay over said income to her I wish only the interest or income to be used for the benefit of said children and that the principal shall not be used except upon the strongest of reasons or urgent want and when said children shall arrive at age respectively I wish their respective shares of the principal paid over to them. But during their minority the income in any event is to be applied for their benefit and believing their mother will use it properly I am desirous that she shall have the management of it so long as remaining single and can do nothing herself properly.

Fifth I will devise and bequeath all the the remainders and residue of my estate real and personal to my five children mentioned in the third clause of my will but in the division of the personal estate after paying the legacies and bequests hereinbefore made Mrs Nancy Davis is to share with my said children in the division of the remainder or in other words to have a sixth part thereof and at her death I will that said home place may be sold and divided equally between my said five children. In case either of my children should die leaving children or issue alive I wish the issue to take the interest the parent would have taken in case he or she had survived but in the event either of my said children should die without leaving issue I wish my surviving children or their issue to take the interest of such one as may die

without issue surviving I hereby nominate and appoint John P. Davis Executor of this my last will and Testament.

In witness whereof on this the 28th day of December 1881 I have hereunto set my hand in the presence of the undersigned witnesses who at my request and in my presence and in the presence of each other sign their names hereto as attesting witnesses to this my last Will and Testament.

Interdications made before signing
A. D. Serruggs Henry B. Davis
P. B. Mayfield

I Fanny Brown of the County of Bradley and State of Tennessee being of sound disposing mind and memory and conscious of the number and quality of this life do make declare and publish this as my last will & Testament revoking and annulling all and every former last will & Testament by me made

First I will and direct that my funeral expenses and all my just debts shall be paid.

Second I will and direct that my Executor hereinafter named shall cause to be erected at my grave a suitable tombstone and a like tombstone at the grave of Mrs Sarah Hardwick - the late wife of F. C. Hardwick and that the expenses in this behalf and the debts and liabilities mentioned in the first clause of my will shall be and constitute a primary charge upon my estate.

Third I will and bequeath to Martha Westmoreland

in consideration of her kindness to me and her faithful services in waiting on me the sum of three Hundred dollars

Fourth I will and bequeath to Minnie Low infant daughter of Powell Low and wife Fanny Low all the rest and residue of my estate real and personal.

Fifth I direct and empower my executor at my decease to take charge of my estate real and personal and I empower him to sell the same in such way and manner as he may think best and he will so sell the house and lot where I now live in Cleveland and out of the proceeds he will first pay the primary charges before herein made and next the will pay the specific legacy to Martha Martindale and for the management and control of the remainder on behalf of Minnie Low I appoint him Testamentary Guardian and request that he act as such and control the same until she shall have arrived at age.

Sixth I hereby nominate and appoint Thomas L. Kate as Executor of this my last Will & Testament and trusting to his fidelity I excuse him from entering into bond with security for the faithful performance of his duties.

Seventh I expressly revoke and annul all former wills by me made.

In witness whereof I have on this the 30 day of June 1880 in the presence of the undersigned witnesses hereunto set my hand name declaring this to be my last will & Testament and said witnesses at my instance and request and

request and in my presence and in the presence of each other hereunto set their names as subscribing witnesses and Testaments of my witnesses

David Thompson
W. E. McConnell
P. B. Mayfield

Fannie Brown

State of Tennessee Probate of the last Will & Testament of Mrs Fannie Brown

Be it remembered that on the 1st Monday of June 1882 being the 5th day of said month Thomas L. Kate produced in open Court a paper writing purporting to be the last Will & Testament of Mrs Fannie Brown and asked that the same be probated and thereupon came into open Court David Thompson and W. E. McConnell two of the subscribing witnesses to said Will who after being duly sworn according to law the Truth to depose in the matter upon their oaths do say that they were each acquainted with Mrs Fannie Brown prior to and at the time of the execution of the same, has departed this life that she signed the name to said Will after the same had been read over to and under clouds by her in the presence of both said witnesses - that at the time of executing the same she was of sound mind and disposing memory & in every way capable of disposing of her property - That each of said witnesses signed his name as a subscribing witness thereto at the request of the Testatrix and in her presence and in the presence of each other as appears on said Will It is therefore ordered by the Court that said Will be and the same is hereby admitted

to probate and it is further ordered by the Court that said Will and this order of probate be recorded in the Book of Wills for said County and that this order be spread of record on the records of said County Court.

I William E. Cannon being of sound mind but in feeble bodily health and recognizing the uncertainty of death do make and publish this my last Will and Testament hereby annulling and revoking any and all other Wills heretofore made by me at any time: I desire that all my just debts be paid as promptly as possible out of any monies collected or received that is due me or my estate. Second I hereby will bequeath and devise all of my estate both real and personal of every kind and character wherever situated to my beloved mother Mahala Cannon during her lifetime and at her death all of my said estate both real and personal to become the property of and become vested in my nephew Matthew Nelson Cannon Son of John O. Cannon if living or his issue. If he should be dead at the death of my mother. But if my said nephew Matthew Nelson Cannon above mentioned should die before my mother and leave no living issue of his body as his legal heirs then it is my will, wish and desire that all my property above bequeathed to my mother should at her death descend to to and become the property of the issue of the body of Mrs. Mollie Barnett Lee wife of Pryor Lee in as full and ample manner

as though they were my heirs under the Statute of descent and distribution and to that end I will and bequeath it (all my property) to him if said Matthew Nelson Cannon Son of John O. Cannon, should die before any another and leave no living legal issue of his body. It being my express wish and desire that my mother should have hold and enjoy all my property both personal and real for and during her natural life and after her death to descend and become vested as above stated and in the order named.

It is my wish and desire that my mother Mrs. Mahala Cannon should act as Executrix of my estate and I expressly desire that no bond of security be required of her for that purpose. Witness my hand and seal this June 8th 1877 Signed William E. Cannon

The above will was read over by the Testator Wm E. Cannon who signed the same in our presence on the 8th day of June 1877 and at his request and in his presence thereafter and in the presence of each other we sign this certificate attesting witnesses to the same June 18th 1877. J. B. Hayes
J. A. Brown

State of Tennessee, Probate of the Last Will and Testament of Wm E. Cannon Deceased.

Be it remembered that on this the 1st Monday of June 1882 being the 5th day of said month W. E. Cannon produced in open Court in the County Court of said County the last will and Testament of Wm E. Cannon Deceased and moved

that the same be admitted to probate And
thereupon came into Court H. B. Hayes and J. A.
Cowan such acting witnesses as to said will
who after being duly sworn according to law
the truth to say in this regard upon their
oaths do say that they were acquainted with
the Testator William E. Garrison before and at
the time of making and publishing said last
will and Testament That said Testator signed and
published said last Will & Testament in their pres-
ence after making reading and understanding the
same That at the time of signing the same was
in his right mind and was every way capa-
ble of disposing of his property. That they the
said witnesses each signed the same as
attesting witnesses thereto at the request of the
Testator and in his presence and in the presence
of each other They further testify that Mrs
Mahala Garrison who was nominated in said
Will as executrix thereof is also dead as well
as the testator himself It is therefore ordered
by the Court that said Will be and the same
is hereby probated and it is further ordered by
the Court that said will and this probate
be recorded in the books of Wills for said
County together with that this order be spread
of record on the records of said County Court
And it also appearing to the Court that said
Wm E Garrison the Testator is dead and that Mrs
Mahala Garrison the party named in said Will
as executrix is also dead an application
of said M. N. Garrison it is ordered by the
Court that said M. N. Garrison be and he is
hereby appointed administrator with the
will annexed of said Wm E Garrison deceased
and Letters of Administration issue
to him which is done see Reg 585-

Leander's Creek Farm Jan the 1st 1873
Rebecca C. Lea's Will

As my brother's children
and Leallaway Campbell have homes I feel that
it is my duty to give what I may have to those
children that have been living with me the 3
girls & John 2 quarter sections of land and the
piece from the back of the garden to the old lane
now across the creek I do not recollect the amount.
Clurgans title will show Judge Gault made the
title papers conveyance to me. my wish is that Ann
must have a liberal education and that she and
John is to have the farm I live on. My copper
intrest with J. O. Hunt to John M. Lea and the Crutahfield
be divided between the 3 girls and John. my home
furniture and any thing else that I may have
to be divided equal between the 4. My wish is
that they all remain here if I should be removed
soon at least until they are grown

R. C. Lea
M. A. Bradford
H. L. Ogles

The copper intrest appearing in my will to be divided
with the girls. I let John M. Lea have to pay
a debt thereupon that part is cancelled
voids
Rebecca C. Lea

Came into open Court M. A. Bradford with an
instrument of writing purporting to be the last
Will and Testament of Rebecca C. Lea who as
she says on oath deposes this life on the 25th
day of June 1882. and who after being duly sworn
deposed and said that she was acquainted
with the Testator in her life time that she
was in her proper mind and senses at the

time of signing the same that she signed and acknowledged the same in her presence as her last will and Testament that said instrument is in her own proper handwriting as well as her signature that she signed the same as subscribing witness to the request of the Testator the same is therefore admitted to probate and is ordered to be recorded together with this probate

J. H. Tucker cl

I Penelope Smith of Bradley County Tennessee being now of sound mind and disposing memory and being desirous to make a disposition of my property while I am living do make a disposition of my property while I am living do make and publish this my last Will and Testament revoking all other wills by me made.

Item 1st As I have made my home at the house of my brother in law William J. Hughes for many years and during which time he has furnished me with my dresses and provisions and for which I actually owe him between eleven and twelve hundred dollars. I do therefore give bequeath and devise my house and lot in Cleveland in Bradley County Tennessee upon which William J. Hughes now lives to my sister Ada Hughes and to Mallie Hughes Adelia Hughes and to Frank Hughes the three children of Ada Hughes my funeral expenses are of course to be first paid out of it. I wish if they so desire that they sell said house and lot and invest the proceeds in other

property to be held in the same way. I leave this entirely to their own discretion and wish if they think it best to sell the house and lot and invest the proceeds in other property to hold in the same way. I wish them to do so Item 2nd I give and bequeath to my sister Ada Hughes and her children above named to wit Mallie Adelia Hughes and Frank Hughes all other property I may have or possess at my death be it real or personal or other personal property just as I give to them my house and lot and I give the house and lot and all my personal property to them free from any debts or liabilities of my Hughes the husband of my sister Ada Hughes And lastly I do hereby nominate and appoint P. D. Mayfield my executor of this my last Will & Testament and having every confidence in him. I desire and will that he act as my Executor without bond or security. In Testimony whereof I hereunto subscribe my name and affix my seal on this the 12th day of May 1882 and the witnesses who subscribe their names as doers do so at my request.

Attest
W. E. McConnell
David Thompson

Penelope Smith
mark

County Court Monday 7 Aug 1882
Appeared in open Court W. E. McConnell and David Thompson with an instrument of writing purporting to be the last Will & Testament of Penelope Smith deceased who after being duly sworn deposed

and said that they are acquainted with the Testator that she was in her proper mind and senses at the time of signing said will. that she signed the same in their presence as her last will and Testament and that they signed the same as subscribing witnesses in the presence of the Testator in and at her request and in the presence of each other. the same is therefore admitted to probate and is ordered to be recorded. the Testatrix having departed this life on the 19th day of May 1882.

J. H. Rucker Secy

In the name of God Amen
I David A Bell formerly of the County of Warren and State of Tennessee but now of Bradley County Tennessee being now in usual health and of sound mind and disposing memory and well knowing the uncertainty of life and of the certainty of death and being desirous while living to make a permanent disposition of my estate do make and publish this my last will & Testament and I do hereby entirely and forever revoke all other Wills by me at any time heretofore made.

And first I will and bequeath my Soul to God who gave it. I will that my body at my death shall be buried in a metallic ^{and} casket and in decent Christian like and becoming manner: there to remain in hope of the Resurrection of the Just.

Item 1st I will that all my just debts which I may owe at my death if any and all my funeral and burial expenses shall be paid out of my estate.

Item Second I will and devise to my dear beloved wife Eliza Ann Bell for and during her natural life the following described lands lying in James County Tennessee to wit: The South West quarter of section 28 and the South half of the North West quarter of section 28 Also the North East quarter of section 33 Also the north half or seventy six acres more or less of the north west fractional quarter of section 33 Also the tract of land known as the Russell Ferry tract or fractions of sixty four acres more or less being all of the South East fractional quarter of fractional section 29 on the South side of Colliwah creek and it adjoins my other lands Also a small fraction of three fourths of an acre more or less adjoining the lands above named and described tract which was deeded by Thomas Sherry to J. H. Johnston on the 29 day of October 1859 and deeded by him

is one on the 23 day of January 1867 and it lies on the bank of the Tennessee River and all of said lands are situated in the fourth fractional Township, 3rd Range north of the basis line in the Cooper District and extends to Tennessee River and adjoins the lands of Samuel S. Watkins and what once belonged to William James and the lands of M. R. Allen deceased where Howell Hodge now lives and kept a ferry and the number of acres is 520 more or less. Also the north East quarter of section Two in the 5th fractional Township, 3rd Range west of the basis line in the Cooper District.

And at the death of my dear beloved wife Eliza Ann Bell it is my will and I do hereby will and devise that all the above described lands hereby and herein given to my wife for and during her natural life as above provided shall be equally divided between my children to wit; Mary Jane Smartt Sydney A. Lamar Eliza R. Kate James S. Bell and Nancy E. Burnes if it can be divided to the satisfaction of all of them but if it cannot satisfactorily divided in land then I wish my Executors who may then be living to sell the same in such manner as will likely command the best price in his or their judgment and make title to the purchaser or purchasers of the same and divide the proceeds thereof equally amongst my five children above named share and share alike. Or in case either of my said children above named shall then be dead the share of such deceased child will be paid to the legal descendants or heirs of such deceased child above named.

I also give and bequeath to my dear beloved wife Eliza Ann Bell Seven Thousand dollars \$7000.00 in cash out of my estate and direct that the same be paid to her as fast as it can be collected or obtained by my Executors after

my death That is my ^{said} Executors will pay to her and to each of my said children above named their specific legacies hereafter named part out of my estate as fast as they can realize the same by collections or otherwise until my wife shall receive her full Seven Thousand dollars and each of my said children above named shall receive Five Thousand dollars out of my estate but in case there should not be enough of my estate to pay my wife the sum of Seven Thousand dollars and each of my children Five Thousand dollars then my will is that my said wife shall in any event have seven Thousand dollars in cash to be paid to her out of my estate as above stated and in that case my children above named will each only get an equal share of the remainder to be paid to them as above described if there be such remainder. If not then my children shall not any of said five thousand dollars.

I also give and bequeath to my wife Eliza Ann Bell all my household and kitchen furniture including the beds bedding and bedsteads Bureaus and any wagons farming tools and live stock I may have at my death and give her full power to use control and dispose of the same as she may choose for her own use during her life time and at her death if it or any of the Seven Thousand dollars I have given her ^{shall} still remain on hand my said Executors will take the same into their hands or possession as a part of my estate to be converted into cash and be divided equally amongst my said children share and share alike or the descendants of such as may be dead.

Item Third I have heretofore given my daughter

Mary Jane Smarts wife of William H. Smarts of Warren County Tennessee my farm in Warren County Tennessee at the price of Nine thousand dollars on a scrip of 626 Acres which I conveyed to her in October 1874 and for a true description of the same reference is hereby made to my said deed to her it being the same farm I purchased at a Chancery sale from the Chancery Court at McMinnville Tennessee which was sold as the property of William C. Smarts deceased. And my will is that my said daughter Mary Jane Smarts be charged with said sum of nine thousand dollars the value of said farm on the settlement of my estate. I have already given my said daughter Mary Jane Smarts Two thousand dollars to go that far towards making her lands equal in value with the lands I have given to my other children and she will be charged with the same on settlement of my estate. And as my great object and intention is to make all my children equal my will is that my executors pay to my daughter Mary Jane Smarts out of my estate the further sum of Four thousand dollars to fully make her equal in land and money with each of my other children's land. It is however my intention to pay said sum of Four thousand dollars to her myself while I am living and in that event I will make a minute of it in a book or on some paper. And as my executors will not pay it to her but she will be charged with it on settlement of my estate without interest however and she will not be charged interest on the same already paid.

Item Fourth I will and devise to my daughter Sydney Ann Laman for her sole separate and exclusive use benefit and behoof free

from the debts, contracts and liabilities of her present or any future husband for and during her natural life the following described land in Hamilton County Tennessee to wit: The upper end of all the flat land on the Gymnasium farm except all the flat land on the north west forty acres of the north west quarter of section 8 in the 5th fractional Township 3rd Range West of the basis line in the Ogee District and is West of the house where James Lowe now lives Also 28 acres of the upper side and joining what is called now the Shermore land and next to the Tennessee River which is called the Bassett Tract which I bought of Shoemaker Also the ridge land 160 acres the South East quarter of section Fifth Also the balance of the South West quarter of section five which was not included in the flat land Also 40 acres which I bought from A. W. Prescott called the Callaway land and is the north west 40 acres of the North East quarter of section 8 Also the balance of the North half of the North West quarter of section eight which was not included in the flat land all situated in the 5th fractional Township 3rd Range West of the basis line in the Ogee District. The flat land is supposed to contain 353 acres and the ridge land 420 acres and is supposed to contain 775 acres. And I give said land to my daughter Sydney Ann Laman as above stated at the price of Fifteen thousand dollars and for which sum she will be charged on settlement of my estate. At the death of my said daughter Sydney Ann Laman my will is that said land above described which I have given to her as above shall then go to the children or issue of her body or de cede of such of them as may be dead and their heirs forever in fee simple.

If my Executors shall deem it manifestly to the interest of the children or issue of my daughter Sydney Ann Laman to sell said land after the death of their mother they are directed to sell the same in whatever way their interest demands and make the purchaser of it a title and divide the proceeds thereof equally amongst her children and in case they are dead leaving issue as children they take the share of their deceased parent.

Item Fifth I will and devise to my daughter Eliza H. Cato wife of Gus A. Cato for her sole and separate use, benefit and behoof free from the debts, contracts and liabilities of her said husband the following described land in Hamilton County Tennessee to wit: The farm known and called the William L. Shoemaker farm said to contain 320 acres which includes the one half of the Bassett tract just as the deeds from Shoemakers and Walkers described it. Also 10 acres off of the East end of the Bassett tract that I bought from William Shoemaker joining the Chapman land to run or join to the Cymarus tract which I give to my daughter Sydney Ann Laman as above shown. Also 80 acres the South half of the South East quarter of section eight. Also 40 acres of the North East quarter of section eight and it is the South west 1/4 of said quarter. Also the balance of the North half of the North West quarter that was not included in the flat land supposed to contain about 65 acres. Also the South west quarter of section eight all where James Lee now lives and it all lies in the 5th fractional Township. 3rd Range West of the Basis line in the Coce District the flat land is supposed to contain 310 acres and the ridge land 360 acres in all 670 acres. and I give and devise said land to Eliza H. Cato for her sole and separate use for and during her natural life at the price of fifteen thousand

dollars for which sum she will be charged on settlement of my estate. At her death however I will and devise said land to the children and issue of her body and their descendants forever in fee simple.

Item Sixth

I will and devise to my fourth daughter Nancy E. Bumes for and during her natural life for her sole and separate use, benefit and behoof free from the debts, contracts and liabilities of her present or future husband the following lands in Marion County Tennessee to wit: An Island in the Tennessee River between the mouth of Siquahey river and the mouth of Battle creek described in the Grants from the State of Tennessee as Island No 11 and known also as Lowery's Island containing by estimation 224 acres more or less said Island was granted to Samuel Williams by three grants Nos 103, 109 & 110 dated 28th and 29th days of January 1839 under and by virtue of entries Nos 41, 42 & 43 made in the Entry Takers Office of the Coce District on the 5th day of November 1838 and recorded in said office on the 2nd day of April 1839 and also Registered in the Register's Office of Marion County Tennessee on the 16th day of March 1872 in Book K Pages 152, 53 and 54 into the Island was conveyed to me by Samuel Williams and wife on the 5th day of November 1875 - in which they warrant and defend the title and especially waive all claims or right to lower and Homestead thereon which deed was acknowledged on the 6th day of November 1875 - before the Clerk of the County Court of Hamilton County Tennessee and registered on the 12th day of November 1875 in Book L Pages 102. Also the following land conveyed to me by Samuel Williams and wife and W. L. Whiteside now W. L. Gaskill, Executors of

of James A. Whiteside deceased to wit: lying and being on the south side of the Tennessee River in the County of Marion in the State of Tennessee and being the West half of the South East quarter of section 21 and the West fourth of the North East quarter of said section and the North East fourth of said East mentioned quarter sections except five acres off of the South side of said fourth sold to find the same being in Town one Range Seven west of the basis line in the Ocoee District the whole containing by estimation 153 acres the vendors warrant the title and guarantee that he will never claim any Homestead thereon and relinquish all right to do so thereon and I gave said lands including said Island No 11 to Nancy E. Boyins as above at the price of Fifteen Thousand dollars for which sum she will be charged on settlement of my estate.

At her death I wish and devise said lands to the children and issue of her body forever in fee simple but in default of such issue leaving them to her brothers and sisters in fee.

Item Seventh.

I have heretofore given to my only son James S. Bell the sum of Fifteen Thousand dollars to pay on the Fort Farm on the Tennessee River in Hamilton County Tennessee adjoining the lands of Thomas Crutchfields and John King & others which was sold by a decree of the Chancery Court at Chattanooga Tennessee and at the sale the same was purchased by my son James S. Bell and the title thereto vested in him and my will is that he be charged with said sum of Fifteen Thousand dollars without interest ^{thereon} that sum was paid to him by me to make him equal with my other children to whom I have given Fifteen Thousand dollars worth of land by this my will.

Item Eighth

I will and direct that all my bank stock and Railroad stock and all my Bonds either upon the State of Tennessee or upon the Government of the United States or any other Stock or Bonds I may own at my death and all other property I may die possessed of not hereinbefore specially bequeathed shall be sold and disposed of by my executors as soon after my death as possible so as not to make a sacrifice of the same but at such time and place and in such manner as to command the most money for the same and the proceeds thereof will go into my general estate to be equally divided out amongst my children share and share alike after first paying and discharging all my specific legacies hereinbefore enumerated and the specific legacy of Seven Thousand dollars to my wife bequeathed to her out of my estate in Item second must be paid to her in any event as soon as possible.

However if the proceeds of my Bank and Railroad stock and Bonds shall not be enough to pay off legacies and if they or any of them can amicably be divided out amongst my children or any of them they are at liberty to do so without a sale provided they take them a fair cash valuation otherwise they will be sold as above directed.

In like manner I wish all my notes accounts or claims due to me at my death collected as soon as possible after my death and the proceeds of the same to go into my general estate to be applied to pay off legacies until they are discharged and the residue if any to be equally divided amongst my children it being

my intention and wish that all special legacies shall be first paid before any ^{disposition} is made.

Item Ninth

I have heretofore given and advanced each of my children above named Four Thousand dollars and they will be charged with the same as well as with any other advancements I may make without interest in settlement of my estate. My object being to make all my children equal in my estate including advancements and therefore in cases where some of them have got more than others in winding up my estate as hereinbefore directed, my will is that those who have got more than others shall be charged with such excess and that they shall contribute to the others until all are made equal. All improvements any of my children may make on lands I have given them by this my will will be made at their own expense.

Item Tenth

Lastly I do hereby nominate constitute and appoint my son-in-law William H. Sargent and my son James S. Bell Executors of this my last Will & Testament having revoked all other wills by me heretofore made and made and earnestly request that they accept this trust and that they will faithfully execute and carry out its provisions and directions and I direct that they be not required to give any security as such executors in the execution of this trust unless those heirs and legatees and devisees who are interested are willing to and will sign a bond as their security otherwise I only wish my executors

to sign a bond without security conditioned to faithfully execute this trust and do not wish them to be required to give security unless said heirs and legatees are willing to sign said bond as such security.

In Testimony whereof I have subscribed my name and affixed my seal on this thirtieth day of October 1878 within the 25 page as my last Will and Testament in the presence of us who subscribe our names as such witnesses hereto at the request of the Testator and we subscribe our names in his presence.

Attest J. H. Gault
My Wife

David A. Bell Seal

Codicil

Whereas I David A. Bell died on the 30th day of October 1878 made and published the foregoing as his last Will and Testament and whereas I now wish and desire while I am still of sound mind and disposing memory to add to my Codicil to my said aforesaid last Will and Testament and do hereby make this Codicil a part and parcel of the same as follows to wit:

I hereby authorize will and direct that my said Executors mentioned and named as such in my said last Will and Testament aforesaid shall take and hold in trust all the fund or share of my estate which I give to my daughter Sojour Ann Larnan and her children at her death by the fourth item of my said Will and subsequent provisions therein and they will hold in trust all the share or part going to the children of the said Sojour Ann Larnan until they respectively arrive at ^{the} age of Twenty one years old or in case of the girl Rosal and Sarah B. Larnan until they respectively get married or in case they get married before

they are twenty one years old then my Executors shall pay to the girls their respective shares provided they shall believe it would be judicious to do so and they are allowed to exercise a proper discretion and only pay it to them in case they see it to their interest to have it. If there should not be enough of rents arising from the farm given to my daughter Sydney Ann Larnan to support and educate David, Walter Rosa Ellen and Annette Blanch Larnan the three children of the Sydney Ann then I direct that my Executors pay such sum for that purpose as they may think proper and right and ought to be applied that way and for this special Trust I will and direct that my Executors shall have a reasonable compensation but I do not require them to give any bond or security as such trustees In Testimony whereof I do Hereto subscribe my name and affix my seal and publish this as a part of my said last Will and Testament and I subscribe my name to the same in the presence of the witnesses who subscribe their names as such at my request on this the Seventh day of October 1880.

Attest
J. H. Gault
Wm. Cato

David H. Bell

Codicil No 2

Whereas I David H. Bell did on the 30th day of October 1879 make and publish the foregoing as his last Will & Testament and whereas I now wish and desire while I am still of sound mind and disposing memory to add thereto my codicil to my said aforesaid last Will and Testament and do hereby make this Codicil a part and parcel of the same as follows to wit;

I hereby authorize, will and direct that my

Executors shall not be chargeable with interest on any funds which may come into their hands until it shall be distributed nor shall they be charged with interest on the special fund or share of any estate falling to Sydney & Larnan - my daughter or her children while they hold the same except such as they are willing to pay & think the children ought to have. In case a bond with security should be given with interested parties as executors and they should at any time and for any reason surrender the Executors or withdraw from the bond then the Executors shall not be required to give any security. In case of loss Executors to be liable only through neglect.

Attest Wm. Cato

David H. Bell Seal

" J. W. Brock

Whereas I David H. Bell made and published the foregoing last Will and Testament bearing date the 30th day of October 1879 and my codicils thereto made since and whereas in my said original last Will & Testament of the date aforesaid and in and by the second clause thereof I gave and devised to my dear beloved wife Eliza Ann Bell the lands described in said second clause of my said original Will for and during her natural life and at her death the same to be equally divided amongst my children as therein provided. Now I wish to change my request and devise in my second clause of this my will aforesaid in this I now give bequeath and devise to my dear beloved wife Eliza Ann Bell said lands described in my said second clause of my original will aforesaid in fee simple to be held used and enjoyed by her as her absolute property and to be disposed of by her as she may choose with this change of only that part of my said will & Testament. I publish this as my additional codicil thereto

and hereto subscribe my name and affix my seal in the presence of the witnesses who attest the same at my request in my presence on the 14th day of May 1881.

Attest J. H. Gault
Eus Cate

David N. Bell Seal

Whereas I David N. Bell did on the 30th day of October 1878 make & publish the foregoing will as his last Will & Testament and whereas I now wish & desire while I am still of sound mind and disposing memory to add this my codicil to my said foregoing last Will & Testament and do hereby make this codicil a part & parcel of the same as follows to wit; In my will I spoke of special legacies to my wife & children but as they have been provided for otherwise by advancements and all being made equal I desire that my executors pay the remainder of my estate to my children equally or to their descendants & hold fund of S. A. Lendon's children as directed in the preceding will or codicil.

Attest
E. A. Bell

David N. Bell Seal

David N. Bell's Will

Be it remembered that the last Will & Testament of David N. Bell was produced in open Court in Bradley County Tennessee at its September Term 1882 and his appearing to the Court that David N. Bell departed this life testate leaving a last Will and Testament on the 16th day of April 1882 and thereupon appeared J. H. Gault and William Cate the two subscribing witnesses to said original last Will & Testament of David N. Bell deceased the 30th day of October 1878 who being duly sworn depose and say that they were acquainted with David N. Bell in his lifetime that

they saw him sign and subscribe his name to his said last Will and Testament and that they each witnessed the same at his request and in his presence and in the presence of each other and that he was in his proper mind and disposing memory at the time he subscribed his name thereto and at the time he declared it to be his last Will and Testament And thereupon also came William Cate and J. H. Gault the two subscribing witnesses to the codicil of David N. Bell to his last Will and Testament dated the 7th day of October 1880 who also testify that David N. Bell signed his name and subscribed his name thereto in their presence and that they subscribed their respective names thereto as witnesses at his request and in his presence and in the presence of each other that he was in his proper mind at the time he did so and also William Cate and J. W. Brock and Eus Cate and E. A. Bell all being duly sworn who also depose and say that David N. Bell subscribed his name to the codicil to his will and that they each signed the same as witnesses in the presence of the testator and at his request and in the presence of each other as before stated at the time each codicil bears date and that he was in his proper mind and disposing memory when he did so and said Will is therefore declared to be the last Will & Testament of David N. Bell deceased and the same is therefore ordered by the Court to be spread at length and recorded in the Will Book and the Testator having nominated and appointed in his will William H. Durrant and James S. Bell Executors who gave bond and qualified according to law and the provisions of said Will That Letters Testamentary issued &c

54.00
5.00
59.00
9.41

I J S Witt do make and publish this as my last Will and Testament solely writing and making over all other Wills by me at time made first I direct that my funeral expenses and all my debts be paid as soon as possible out of any money that I may be possessed of or may first come into the hands of my executors secondly.

I give and bequeath to my two sons J M Witt and J B Witt all my landed estate with all improvements thereon together with all my personal property or monies that I may have at my death by their payee M M Robertson formerly M M Witt one hundred dollars to her bodily heirs Also S W Witt fifty dollars to him or his heirs Also S E Ross one hundred and ninety five - Also fifty five dollars I have heretofore paid her in a wagon Also A P Brown one hundred and seventy dollars also eighty dollars a balance on horse which she has been paid. The money to be paid to these by my two sons J M & J B Witt they shall pay one half in two months after my death and the other half in two years from my death. My son J M Witt is to pay one hundred and fifty dollars more than my son J B Witt I do hereby nominate and appoint my two sons J M & J B Witt my Executors in witnesses whereof I do to this my will set my hand and seal this 24th 1881.

J. S. Witt (Seal)

Signal read and published in our presence and one of our subscribers our names wrote in the presence of the Testator this 24th 1881.

W. H. McPherson
John McPherson

Monday September 4th 1882
State of Tennessee

Pleas at the Court house in the Town of Cleveland County of Bradley & State of Tennessee

on the 4th day of September in the year of Our Lord one Thousand Eight Hundred and Eighty Two A.D. of Tennessee Independence the 100th present & following the Honorable D C Trewhitt one of the Judges of the State of Tennessee and assigned to hold the Courts of the said judicial Circuits in said State. When the following proceedings were had to wit:

J M & J B Witt } Said the said plainiffs came & say
vs } that the proper writing purporting to
N G. Ross & wife } be the last will and testament of
J S Witt deceased certified to this Court by the Clerk of the County Court of Bradley County and filed in this cause is the last will and testament of the said J S Witt deceased and prays that the same may be inquired into by the country and the defendants come and for plea say that said proper writing is not the last will & testament of J S Witt deceased and of this they put themselves upon the country and the plainiffs do the like.

Thursday Sept 7th 1882 Court met pursuant to adjournment present & presiding the Hon D C Trewhitt Judge &c when the following proceedings were had to wit:

J M & J B Witt } Contested Will
Executors of J S Witt } Came the parties by their
vs } attorneys and thereupon to
N G. Ross & wife } try issue joined between
S E Ross } the parties. Came the following
in jury to wit: 1 J M Bates
2 J P. Clavrage 3 John Spriggs 4 Wm White 5 A W Gray
6 Joseph Taylor 7 Wm Stephenson 8 Levi Trewhitt 9 John McCall 10 G B Hayes 11 James Denton 12 J A Julian
all good and lawful men citizens of Bradley County who being duly elected tried and sworn to well & truly try the issue joined between the parties and a true verdict render according to law and evidence

having heard all the evidence, arguments of counsel and received the charge of the Court, upon their oaths do say they find the issue in favor of the plaintiffs and the jurors aforesaid upon their oaths aforesaid do further find and say that the paper writing purporting to be the last Will and Testament of J. S. Will deceased signed by said J. S. Will on the 25th day of November 1881 and attested by R. H. McPherson and John McPherson on the date aforesaid and certified to this Court by the Court Clerk of Bradley County and on file in this court is the last Will & Testament of said J. S. Will deceased. It is therefore adjudged by the Court that said paper writing purporting to be the last Will and Testament of said J. S. Will deceased as aforesaid is in truth and fact the last Will and Testament of the said J. S. Will deceased. It is further ordered and adjudged by the Court that the Clerk of this Court return said last Will & Testament to the Clerk of the County Court of Bradley County together with a certified copy of this verdict and judgment and that the same be recorded in the book of Wills in said County and that Letters Testamentary issue to said J. M. & J. B. Will Executors named in said will if the same has not already been done and that said will and Testament be executed in said County Court according to law. It is further adjudged by the Court that the defendants and their security pay all the cost of this case for which execution may issue.

State of Tennessee }
 I R. W. Selwidge Clerk of the Circuit Court of Bradley County Tennessee do hereby certify that the foregoing is a full true and perfect transcript of the issue delivered and now in the case of J. M. & J. B. Will vs. J. R. & wife and the verdict and judgment of the Court therein as now appears and remains of record in my office Witness my hand and seal of office this 22 day of Sept 1882.

I Andrew J. Leate being possessed of sound and disposing mind and ordinary though in feeble health do make declare and publish this as my last Will and Testament.

I will and desire that all my just debts be paid as soon after my death as practicable.

I will and bequeath to my daughter Mary Waterhouse two hundred and fifty dollars in money on account of the kindness and dutiful attention given by her to her mother in her last illness and also gives to me and this sum I give to her in addition to the bequest heretofore made. Her mother having requested this to be done.

I have heretofore given to my children John T. Leate W. L. Leate R. L. Leate and Martha A. Leate one thousand dollars each and hold their respective receipts for said amount.

I have given to Mary Waterhouse about six hundred dollars and to Millard F. Leate about seventy five dollars and I charge my said children respectively with said sums though I have taken no receipts therefor and I have also paid and discharged for my son P. W. Leate seven hundred and eight dollars and ninety five cents and have also let him have a horse of the value of one hundred dollars and I charge said P. W. Leate with the amount of eight hundred and eighteen dollars and ninety five cents but have not taken his receipt for the same.

Now I wish my children excepting the gift of two hundred and fifty dollars to Mary Waterhouse to be made equal and that they each and all shall be paid a sum sufficient in deducting the amounts before herein charged them to make respectively one thousand dollars and having all been made equal in the receipt of one

thousand dollars and the two hundred and fifty dollars paid to Mary Waterhouse as already then the remainder of all my estate of every kind and description I will and direct shall be divided equally between my children.

I have not charged my daughter Alice Shugart with any amount and she will be paid the one thousand dollars in full.

Fourth I will empower and direct my executor hereinafter named to sell and convey all my estate real and personal and I authorize him to sell and convey the real estate in such pieces, lots and parcels as may be deemed to the best interest and after the payment of my debts and lawful charges he will distribute the remainder as hereinbefore directed. I authorize and empower my executor to sell any interest in the mill property owned between myself and my brother J. B. Cate to said J. B. Cate and if they can agree upon the value my executor may sell the same privately. I have contracted for sale of certain lots and parcels of real estate near Cleveland Tennessee with J. C. Hunt Alexander Larrison, John Tibbles and George Immensen and perhaps others and have given them receipts for payments and I authorize my Executor to execute said contracts and quitdeeds.

Fifth I wish the notes which I may hold on any of my children at my decease made chargeable upon any interest which such child may have in my estate. I have some notes on my son in law J. B. Hays for the loan made him and wife and these notes are to be collected as part of my estate.

Sixth I nominate and appoint A. J. White as executor of this my last Will & Testament and request that he accept the appointment and execute this Will.

Seventh I appoint my friend A. J. White as trustee

of any fund which may arise under the provisions of this will for my son J. B. Cate and direct that said Trustee hold and manage said fund for the sole use and benefit of my said son who is a confirmed invalid unable to take care of himself and said fund is not to be liable for his debts or contracts: it being my intention to provide in as far as I may for his maintenance in his helpless condition and that in no event the fund if any shall be devoted from other purpose by him or any one else.

Witness my hand in the presence of the undersigned witnesses and who sign in my presence on this the 21 day of September 1882.

Witness P. B. Mayfield

Signed A. J. Cate

John B. Cate

Monday 2 Oct 1882.

Came into Open Court P. B. Mayfield and J. B. Cate with an instrument of writing purporting to be the Last Will & Testament of A. J. Cate deceased and each of whom after being duly sworn according to law deposed and said that they were acquainted with A. J. Cate the Testator in his lifetime that he was in his proper mind and senses at the time of signing this will. that his signature appearing thereto is in his own proper handwriting that he signed and acknowledged the same in their presence and that they signed the same as subscribing witnesses in the presence of the Testator and at his request and in the presence of each other and that said A. J. Cate departed this life on the 24th day of September 1882. the said instrument is therefore admitted to probate and received as the last Will & Testament of said A. J. Cate deceased and

that the same be spread & record in the will
Book And it appearing that A. J. White is the
Chosen executor thereof he declining to
act, appears William Purcell and at the request
of some of the heirs of said estate said William Purcell
kindly accepts the trust and agrees to give bond
and qualify as Administrator with the Will
annexed of said estate which is accepted.
Thereupon came William Purcell and gave bond
and security approved by the Court and took and
subscribed to the oaths required by law as such
Administrator Thereupon the Court ordered that
Letters of Administration issue to him, etc.
Record Page 10

I Mrs Mahala Cannon of Bradley County
Tennessee being of sound and disposing
mind and memory but knowing the uncertain-
ity of human life and desiring to dispose of
my property to suit my own wishes do hereby
make and publish this my last Will and Testa-
ment never having made any will heretofore
1st it is my will that all my just debts be paid
as soon as possible practicable after my decease
if I owe any out of any money that may be on
hand or out of the first money that may
come to the hands of my executor, first &
before all I desire decent and Christian
sepulchre and all proper expenses therefor
properly paid.

2nd I give and bequeath to my brother James
Forbit Gehan and one bedstead bed and
bed clothing to be delivered to him by my
executor I give and bequeath to my
nephew William Roberts one bedstead

bed and bed clothing. Also a large looking glass
a wash bowl and pitcher two glass candlesticks
and a wash stand These articles mentioned after
the word "also" are articles left by said Willie
Roberts mother and are properly his property.
It is my will and I so direct that my executor
hereinafter named shall whenever he in his
judgment shall believe that my real estate will
command a full and fair price shall sell my
entire real estate being the farm and improve-
ments where I now reside in Bradley County
for the best available price and said Executor
shall be also the Trustee of said fund realized
for the farm and as such shall loan the money
on unquestioned security with interest payable
annually and it shall be his duty as such
Trustee to collect the interest annually and
when collected shall pay to the Pastor of the
Methodist Episcopal Church South for clergy
and Station of said church one half of the
interest annually arising from said fund
and the Executor is made the Trustee for this
purpose and said Trustee will add annually
the other half of said interest to the principal
and keep that sum of interest as a continuous
fund for the benefit of the Pastor of said church
whenever he may be without limit one half
of the entire interest being payable to the Pastor
annually.

3rd It is my will and I so direct that my brother
James Forbit be allowed to cultivate and use
for his own benefit so much of my said farm
as he may desire to cultivate until such time
as my executor shall sell the same as above
directed, the balance of the farm not cultivated
by James Forbit shall be rented out by my Executor
annually and the sum of one hundred dollars