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Johnathan Carpenter
To
Will

State of Tennessee
Payette County I Johnathan Carpenter being of
sound mind & publish this my last Will & 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 just debts be paid
as soon after my death as practicable out of any moneys that I may
die possessor of or may first come into the hands of my Executors
- "Secondly I leave my perishable property together with three Negroes
(to wit) Edmond, Delilah & Anderson to be sold to pay my debts &
support my wife Mary C. should she be the longest living of my natural
life, should there be any left, to be divided into four parts equally
amongst the legatees
- "Thirdly I leave all the Negroes that I hold in my possession at the
time of my death that above from the estate of James Goodman
decd of Hanover, Co. Va. to be divided in four parts share & share
equally amongst my legatees
- "Fourthly I give and bequeath to Martha F. Carpenter wife of my son
Fountain Carpenter this one fourth part of all my personal estate
after the one half of my land with the exception of 150 acres I
lately bought of Hugh Bradshaw for her life and support and
and for the better maintenance & support of her and her family
children during her natural life. the same at her death to be equ-
ally divided share & share alike to and amongst the children of
the said Martha F. Carpenter born to her in law full wedlock
with the said Fountain Carpenter
- Also I give to the same the interest said Fountain had in and to a
certain legacy left to his Mother Mary C. and her heirs by one Saml
Goodman of Hanover Co. Va now decd, which said interest was trans-
ferred to me by purchase on 12 Decr 1844
- "Fifthly I give and bequeath to my daughter Lora A. A. Ragan
the one fourth part of my personal estate
- "Sixthly I give and bequeath to my daughter Lora A. A. Ragan
the one fourth part of my personal estate, the same at her death
to be equally divided amongst her children.
- "Seventhly I give and bequeath to my daughter Mary Edmonson the
same at her death to be equally divided share & share alike to &
amongst her children to wit: One Negro woman Molly her child
& this I increased a Negro woman my daughter her child & this
increase, also one fourth part of all my personal estate after
one half of my land exclusive of 150 acres I lately bought
of H. Bradshaw including the premises on which I now

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live at: the said one hundred and fifty acres of land I bought of
H. Bradshaw.

"Eighthly Martha F. Carpenter is hereby authorized & I give her the privilege
of retaining all her improvements in dividing said land betwixt May
D. Simmons & herself

"Ninthly In the event of disagreement in dividing the said land betwixt
M. F. Carpenter & M. D. Simmons after my death each may choose two
disinterested men to make a division & they the 5th whose united voices
or a majority shall pass a division which shall be final. M. F. Carpenters
improvements are not to be rated. But the land rate was in its natural
state.

"Tenthly I do hereby nominate and appoint my two sons Fountain
& G. M. Carpenter & my son in law S. P. Simms my lawful Executors
in all things whereof I have bequeathed in this my last will
set my hand and affix my seal this 16th day
of January in the year of our Lord Eight hundred & forty
five. (1845) Johnathan Carpenter (Seal)

Acknowledged in
the presence of
M. D. L. Summer this the 18th of Jan 1845
N. H. Schell this the 21st of Jan 1845
Nathaniel Blair do do do do

State of Tennessee April Term of County Court 1845 it being the 7th day of
Payette County I say of said month the following appears of Record
A written instrument purporting to be the last Will & Testament of Johnathan
Carpenter deceased was produced into open Court & thereupon came into
open Court M. D. L. Summer & N. H. Schell subscribing witnesses thereto who
being first duly sworn depose and say that they were acquainted with John-
athan Carpenter the testator and that he acknowledged the same in their
presence to be his last will and testament & that they believe he was in sound
and disposing mind and memory at the time of a acknowledging the same
& that they signed the same in his presence as witnesses

And thereupon came into Court G. M. Carpenter & S. P. Simms
two of the Executors appointed in said last will & entered into
Bond themselves as principals and gave Wm Littlejohn & James W
Thomas as his securities in the sum of five thousand dollars
as the law directs and was duly qualified as the law prescribes
S. P. Bonds was Read by the Court and ordered to be entered
of Record.

Read & Confirmed W. C. Loring
Clerk

Elizabeth Carroll
Will.

In the name of God Amen I Elizabeth Carroll of the County of Fayette and State of Tennessee being of sound mind and disposing memory do hereby make public and declare this my last Will and Testament to which I do subscribe and append

my beloved sons John M. Carroll and Elias Carroll my Executors.

"First - And principally I recommend my immortal spirit to God who gave it and my body to the dust from whence it was taken to be buried decently at the discretion of my Executors and my worldly estate I give dispose of as follows

Item first - My Will and desire is that after my decease my negro man named Jacob be valued by three disinterested arbitrators to be called in by my Executors. The one half of his value I give to my son Joseph Carroll with the privilege of keeping said negro forever provided he pay over or otherwise secure the payment of the other half of said boy's value to a debt due and owing by Abner Carroll to the Estate of James Watson deceased which will appear by reference to the records of this County. in case of failure on the part of my son Joseph to take said boy and pay to Abner Carroll's debt as aforesaid the one half of his value my Will & desire is that said boy be sold either by the Consent and Joint action of my sons Abner and Joseph either privately or publicly or by my Executors the one half of his value to go to Joseph Carroll and the other to the debt aforesaid and owing as aforesaid.

"Item 2^d - My Will and desire is that whereas there are unsettled accounts standing between the Estate of my late husband Saml Carroll deceased and George B. Durham my son in law which I have good reason to believe and do believe are all paid and should have been cancelled. Therefore my wish is that the said George B. Durham be requested by my Executors to cancel all such notes or accounts as he may have against said Estate and that receipts be passed in full by each party upon the performance of said condition by said Durham I give and bequeath to his wife Elizabeth Durham & my daughter and her heirs the one half of the value of a negro woman named Phillis and the other half of the value of said woman I give and bequeath to my daughter Ruthy McFadden and her heirs. In case of failure on the part of said George B. Durham to perform said condition my Will is that whatever amount he may recover against the Estate of my husband as aforesaid or against my Estate be paid out of the same provisionally allotted to his wife the division in said woman to be made by agreement between the parties or in case of disagreement between them by three arbitrators to be called in by my Executors who shall determine the value

of said girl and if my daughter Ruthy McFadden pay over or causes to be paid over or otherwise secure the same for the purpose hereinbefore mentioned the one half of the value of said woman my wish is for her to have her forever. Otherwise my daughter Elizabeth Durham is empowered with the same privilege and in case of failure of both to comply my Executors are required to call her and apply the proceeds as above pointed out.

"Item 3^d I give and bequeath to my beloved son John M. Carroll his heirs forever the tract of land whereon I now live containing One Hundred Acres more or less adjoining the lands of Al Thompson George B. Perry & others also one negro Girl named Vilet with her future increase he paying to Nathaniel Carroll of Texas the sum of Six hundred & dollars which is in part to constitute his legacy to be come due immediately after the probate of this instrument.

"Item 4th I give and bequeath to my beloved son Samuel Carroll a negro Girl named Caroline with her future increase to him and his heirs forever.

"Item 5th I give and bequeath to my beloved son Elias Carroll a negro man named Frank to him and his heirs forever he paying to his Valuation to Nathaniel Carroll of Texas the sum of Two Hundred Dollars in order to constitute the balance of his legacy of Four hundred Dollars which sum I give to him and his heirs forever to be due immediately after the probate of this instrument and to be collected and held by my Executors subject to his order or application in person representative or Attorney.

"Item 6th I give to my sons Abner Joseph John M. and Saml Carroll in addition to the legacies above bequeathed a bed bedstead & common furniture each.

"Item 7th My Will and desire is that all the balance of my property not otherwise disposed of be sold after my decease and from the proceeds all my just debts & funeral expenses be paid the balance of proceeds if any except forty Dollars I wish to be equally divided between my sons Abner Joseph John M. Saml & Elias Carroll.

"Item 8th - The forty Dollars reserved & excepted in the above Item I give in trust to my Executors to be laid out by them at such time as they may think best in educating the children of Josiah Carroll deceased.

"Item 9th - To my Grand Children sons and daughters of Henry and Rachael his wife and my daughter I give the sum of Six pence each I hereby publish and declare this to be my last Will and testament on a day and signed this the

5th day of March in the year of our Lord 1845-

Signed & sealed in presence of

of us as witnesses

H. W. Sharp
Sami Ketchum.

Elizabeth Carroll (deceased)

State of Tennessee April Term of County Court 1845 it being
Payette County 7th day of said month the following appears of
Record

A written instrument purporting to be the last will and testament of Elizabeth Carroll deceased was produced into open Court and thereupon came into open Court Lewis Ketchum one of the subscribing witnesses thereto who being first duly sworn deposes and say that he is acquainted with Elizabeth Carroll the testatrix and that she acknowledged the same in his presence to be her last will & testament and that he believes she was in sound and disposing mind and memory at the time of signing the same and he signed the same in her presence as a witness and ordered by the Court to be so certified for further proof etc
N. C. Loving, Clerk

State of Tennessee April Term of County Court 1845 it being
Payette County the 7th day of said month the following
appears of Record

A written instrument purporting to be the last will & testament of Elizabeth Carroll was produced into open Court & thereupon came into open Court Hardy W. Sharp one of the subscribing witnesses who being first duly sworn deposes and say that he is acquainted with Elizabeth Carroll the testatrix and that she acknowledged the same in his presence to be her last will and testament and that he believes she was in sound and disposing mind and memory at the time acknowledging the same and that he signed the same in her presence as a witness and ordered by the Court to be so certified.

A copy list of the Records in my office

Re. W. C. Loving
Clerk

James Horner Clerk

Chas Churchill

W. C.

The State of Tennessee This is to certify to all whom it may
Payette County Concerns that all the unassigned
being with and in the presence of Chas Churchill (deceased)
late of Payette County, State of Tennessee did hear him
during his last sickness and on his death bed to act
on the 29th day of January A.D. 1845 made the
following verbal disposition or will of his property
and during that the same should be carried into effect (viz)

First, his Negro man Jefferson he said he desired his wife Matilda
to keep him to help raise the children unless the said Negro man
became unruly and if he became unruly ^{then} to hire or sell, The little
Negro girl Lora he said was entirely at his wife's disposal either to keep
or sell just as she saw proper with regard to the disposition of
his land that he lately purchased from John S. Borch as it con-
sisted of two parcels, one containing Sixty Acres and the other
one Acre and fifteen, the Sixty Acre parcel he said he wished
that to be sold to pay for itself and the other for his wife and
family provided they were pleased with it and it proved
unprofitable if otherwise to sell it and buy another ^{property} to Curtis Johnson
with regard to the sum of Five Hundred & fifty Dollars more or less
that is due him in North Carolina more or less he wished to expend
in the Education of his children, saying he wished them taught to
read the Scriptures, write and cast up accounts.

He went on to state further that in case his wife married again he
wished his children to have the benefit of the property then in hand
and further that it was his wish for Curtis Johnson to be his Executor and one
the said C. Johnson Refused he then said that he wished that Johnson and
his wife to manage the estate the one becoming Executor and his wife Matilda
and to manage the estate under and by the directions of C. Johnson &
B. Branch

Test

Curtis Johnson

W. H. C. Johnson July 5th 1845

May Crowett

State of Tennessee April Term of County Court 1845 it being the 7th day of
Payette County said month the following appears of Record

This day came on to be heard the proof in relation to the will of Chas Churchill
deceased and it appearing to the Court that a citation had been issued to Matilda
Churchill widow of Chas Churchill deceased & some B Churchill
Harriet Churchill James Churchill W^m Churchill Curtis Churchill
Mary Churchill Mary Victoria Churchill minor children of

the said Chas Churchill deceased under the age of 21 years and his heirs & distributees.

And that the said Citations or notices has been served upon all of them the proceedings to hear proof when Curtis Johnson & W. C. Johnson the subscribing witnesses to the nonexecutive will of Chas Churchill deceased being sworn according to law sworn and depose that he Chas Churchill shortly before he died on his death bed to wit on the 29th day of January A.D. 1885 called upon them to notice the disposition of his effects and that he disposed of them as mentioned in the will and that after common view such disposition to writing and that the said Chas Churchill stated that he intended as his last will and testament & that they were especially called upon to notice the same they further depose that the said Chas Churchill was at that time of sound and disposing mind and memory. It is therefore ordered by the Court that it is considered by them as the last will and testament of said Chas Churchill & therefore a decree to probate, W. C. Loving Clerk, James H. Jones Clerk,

Richd Hattley
Will.

State of Tennessee } I Richard Hattley do make & publish
Fayette County } this as my last will & testament
hereby revoking & annulling void all other wills or any time made by me.

- First, I direct that my expenses and all my debts be paid as soon after my death 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 beloved wife Mary all of my lands that now have to wit Four hundred acres lying in Washington County Arkansas in Town & Ship N^o 14, South of Range N^o 19 west to have & hold the same during her natural life to keep to gather and raise our children but in the event she should die the above described lands to be divided in two equal parts she to retain one half and the other to be divided equally between my children.
- I also give & bequeath to my beloved wife Mary one third of my slaves in value to wit Peter Bunch & his wife Kitty & her children Isaac, Harriet, Sally, Amanda, Henry & Eliza Ann, Bob Bunch, Adam Bunch, Jack & his wife Harriet & children Cinthy & Lucy Molly & her children Esther & Julius & Mary & her children in value of my farm house and outbuildings and to have and to hold the same during her natural life and at her death to gather with the above prescribed lands that may be allotted to her in the event that she should die to be equally divided between my children to wit Martha Ann, William Maria Caroline, Mary Jane, Mary Ann, Elizabeth, Malissa Temple, & Roberta Harrison.
- The other two thirds of my slaves in value to be equally divided against as soon as convenient after my

death between my children above named the one third in value as above set forth & allotments to my children to be made by five Commissioners appointed by my Executors hereinafter to be named.

Also direct that my Executors hereinafter mentioned provide for my beloved wife and family the present year in the event that she should desire to move to the above described land in the State of Arkansas she are fully authorized & required to provide ample means to enable her & family to do as & furnish them with provisions clothing &c. for one year after they get there out of the proceeds of any unencumbered property that may remain on hand not included in the above bequest to make sale of all property not disposed of above Collect all notes Bills single or other assets & after having made the above described provisions for my beloved wife & family the present year be removed the next year the balance of money or proceeds of sale to be equally divided among my beloved wife Mary & our children above set forth each having an equal share.

Lastly I do hereby nominate and appoint my beloved wife Mary J. H. Bogan & John Hattley my Executors & require of them no securities. In witness whereof I do to this my last will set my hand & seal this 1st day of April 1885. Richd Hattley (Seal)

Attest
Eli T Craig,
John McAlexander

State of Tennessee } May Term of County Court 1885
Fayette County } being the 5th day of said month the following
appear of Record

A written instrument purporting to be the last will & testament of Richd Hattley deceased was produced into open Court & thereupon came into open Court Eli T Craig & John McAlexander Subscribing witnesses thereto who being first duly sworn depose & say that they were acquainted with Richd Hattley the testator & that they saw him sign seal and publish the same to be his last will & testament & they believe he was in sound & disposing mind & memory at the time of signing the same & they signed the same in his presence as witnesses and ordered by the Court to be so Certified & entered of Record

(A Copy test)

I Know Clerk

W. C. Loving Clerk

Elizabeth Durham
Will

In the name of God Amen
I Elizabeth Durham of the County of
Payette and State of Tennessee being of sound mind
and disposing memory do make publish and order

this my last Will and Testament in manner and form following to wit:
" First and principally I recommend my immortal Spirit to God who
gave it and my body to be buried decently at the discretion of my executor
As to what I do hereby Estate I give and dispose of as follows
Item 1st I give and bequeath to my beloved Nephew John M. Durham at
my death all my property of every description real and personal in-
cluding a tract of land containing One Hundred and fifty acres and four-
teen Negro Slaves to wit: Ann, Eliza, Anthony, Jack, Peggy, Robert, Anne,
Joe, Mack, Richard, Rachel, Nancy, Emma and Sam together with
their future increase to him and his heirs forever.

An I hereby nominate and appoint my said Nephew John M. Durham
Executor to this my last Will and Testament hereby revoking all others by
me made or caused to be made.

In testimony whereof I have hereunto set my hand

and seal the 25th September A.D. 1844

In presence of, Henry W. Sharp
and M. R. Garrett

Elizabeth Durham (Seal)

State of Tennessee, June Term of County Court 1845 the following appears of Record
Payette County: A written Instrument purporting to be the last Will and Testament
of Elizabeth Durham deceased was produced into Open Court and thereupon
into Open Court Hardy W. Sharp and M. R. Garrett subscribing Witnesses
there to who being first duly sworn depose and say that they were acquainted with
Elizabeth Durham the testatrix and that they saw her sign the same by making
mark and that she acknowledged the same to be her last Will and Testa-
ment and that they believe she was in sound and disposing mind and mem-
ory at the time of signing the same and they signed the same in
his presence as witnesses and ordered by the Court to be so certified.
And thereupon came into Open Court John M. Durham the executor to the last
Will and Testament and entered into bond himself as principal and gave
Hardy W. Sharp & M. R. Garrett as his securities in the sum of Five
Thousand five Hundred dollars conditioned as the law directs and was duly
qualified as the law provides and was sworn by the Court and ordered
to be entered of Record. This is a true copy of the Will and Testa-
ment now in my office

W. C. Loving Clerk

Mary M. Dugan
Will

Being aware that soon I must depart this life I hereby
make and publish this as my last Will and Testament
hereby revoking and declaring all other wills by me
previous void.

First it is my will that my executor James D. Woffin shall
pay my funeral Expenses and all of my debts so soon as he can after
my death out of any money I may be possessed of have or he may
Collect for me. Secondly - I give and bequeath to my Grand son James
D. Woffin in fee simple the following named Negroes to wit: Phil, Henry
Henry Phil jr - Martha Phillis, Patsience, Harriet, Sam, Grace, Ann, Anna,
Maddie, Major, Theba, Malina, Sarah, Virginia, Anne, Rachel, William, Betsey,
Henry, Ann, Francis, Peter, Sally, Becca, Mary, Gelsus, Estman,
Patrick & Son.

Thirdly I give and bequeath to W. Woffin and James D. Woffin in trust for
my Grand Daughter, Mary & Tucker, the following property and the man-
agement of all the negroes hereinafter mentioned and bequeathed in trust for said
Mary & Tucker (to wit) Sally & her two Children, Betty & Son, Betty & her
Children, Virginia & Peter, Rose, Clotilda, Caroline, Lucy, Pick, Ann,
Bob, Alfred, Diana, Peggy, Horatio, Becca & her Children, Ned & Russell,
Day and Ann Eliza. One House and Lot in Lagrange One Carriage &
2 Horses also what Stock and furniture I may have on said Lot at my
death. It is my will that my Grand Daughter, Mary & Tucker, have the
use and benefit of the property bequeathed and have the right to dispose
of and convey any of it at any time with the Consent of the Trustees above
named. It is my will further that at the death of my said Grand Daughter
that she may dispose of said property by gift or otherwise as she shall
deem fit with the Consent of the Trustees above named that during her
life she is to make no conveyance or transfer of any of it without obtaining
the Consent of said Trustees expressed in writing.

Fourthly, It is my will that should there be any money notes or any other
evidences of Debt in the hands of my executor after paying my debts
that it be equally divided between James D. Woffin and Mary &
Tucker in witness whereof I have hereunto set my hand and affixed
my seal at Lagrange Tennessee this the 12th day of February 1845

In presence of

Witness

Wm. J. Sumner

W. J. Taylor

Mary M. Dugan (Seal)

State of Tennessee, July Term of County Court 1845
Payette County: Present the undersigned W. C. Loving Clerk

July Term 1845

Henry & J. H. Harris Esqs. Judges of the peace in and for said County the following appears of Record:

A Written Instrument purporting to be the last Will and Testament was produced in the Court of Mary H. Dugar and thereupon came into open Court W. S. Sumner & H. S. Taylor subscribing witnesses thereto who being duly sworn depose and say that they were acquainted with the said M. Dugar the Testatrix and that she signed and acknowledged the same in their presence to be her last Will and Testament and that they signed the same as witnesses to the same, and ordered by the Court to be so Certified.

W. S. Sumner

Samon Hooper Clerk

Lewis Irwin
Will.

I Lewis Irwin of the County of Fayette and State of Tennessee do this day make my last will and Testament. I want all my property to remain unsold, and to be kept together until my youngest child Etheldred J. Irwin is nineteen years old, and then to be equally divided between my children with this exception, that is to say, I have given charity A Mason as much as I think I have to give to the rest. To wit: Joseph M. Raney, James J. Irwin, Nathaniel W. Irwin, William C. Irwin, Harriet J. Irwin, Nancy E. A. Irwin, John J. Irwin, Etheldred J. Irwin. I wish my Executors to wit James J. Irwin, Nathaniel W. Irwin to keep the children all together on my farm that I live on until they are of age and school them out of my estate and all live on the land and work the land till the youngest is of age with this exception Joseph M. Raney is to live where he now lives till the first of January 1847. I do appoint James J. Irwin Nathaniel W. Irwin my executors to this will a next as witness my hand and seal this 31 day of July 1845

Alexander Blain
Milliam W. Peels
mark

Lewis Irwin Seal

State of Tennessee, September Term of the Fayette County. County Court of said County 1845 first day of the term. The following appears of Record:

A Written Instrument purporting to be the

last will and Testament of Lewis Irwin decd. was produced into open Court, and thereupon came into open Court Alexander Blain and W. W. Peels subscribing witnesses thereto who being first duly sworn, depose and say that they were acquainted with Lewis Irwin the Testator, and that they saw him sign and heard him acknowledge the same to be his last will and Testament, and that they signed the same in his presence as witnesses to the same, and ordered by the Court to be entered of record.

J. Hooper Clerk

Thomas Jones Cooke
Will.

August 10. 1839. I Thomas Jones Cooke to my daughter Martha Ann Minton I give the Negro woman Eliza Ann Child & future increase. To my daughter Amy Elizabeth Higgason I give the Negro woman Betty & Boy Thomas Jefferson. I also give to them two thousand dollars apiece to be paid from my estate in two annual instalments. The interest remainder of my property I give to my three sons, James Nicholson, Stephen William and Thomas Richard, my property of all and every description whatever, real or personal, to be equally divided between them. That portion which may be allotted to my son Stephen William I give upon the express condition that only the male progenies shall be subject to his use, and that of his child or children. If the at any time, he and my two sons James and Thomas should believe, that the property could at any time be invested in permanent property of more value it is my will and desire that it be so invested, but always under the same restrictions. The property thing given to my son Stephen William shall be held in trust by my sons James Nicholson & Thomas Richard, or should the be any other mode that it can be more securely held for his use as above it is my will it should be adopted.

If any differences of opinion should arise between my children as to the distribution of my property, it shall be submitted to the plain common sense decision of two disinterested persons to determine what was the intention and design of the Testator, who upon disagreement shall call in a third person whose decision shall be conclusive, nor shall there being lawyer called upon to change by law points or otherwise its proper intention. Or should any of my children institute suit for the purpose of altering or changing or destroying

This my last Will & Testament Thomas Jones Cooke

this my will, then in that case that portion which would have been their portion I do hereby withdraw my gift, and will consent that it be equally divided amongst the remainder. This memorandum I shall and do make part of my will Aug. 15. 1839.

Thos. J. Cooke

My intention is to procure some practical lawyer to revise this my will to more perfect form, yet by no means to alter or change its intention. Aug. 15. 1839

Thos. J. Cooke

In thus making a distinction between my children it is not from any kind of feeling towards the others, but from an imperative sense of duty. It has been all my life a settled determination with me to place each in as comfortable a situation as my own would admit of should their conditions have been changed. I should have made the same difference in their favor, for I never would have consented to have seen to have seen one without the comforts of life although it might have been by their own improvidence, and the distressing easy circumstances. And I ask all parents when our children are under our immediate control if we do not give to those who are succeeding, and withhold from those who are struggling, without any preference of the one over the other, and this has been the principal feeling which has governed me in this case, which memorandum I wish made a part of my will. Aug. 15. 1839.

Thos. J. Cooke

State of Tennessee, October Term of the County
Fayette County, 3 Court of said county Monday
October 6. 1845. The following appears of Record

An Instrument in paper writing on two pieces of paper purporting to be the last will and testament of Thomas James Cooke, who departed this life in this county in the month of August 1845. in which county he resided at the time of his death, was produced to court for probate thereof, and thereupon it was proved by the oaths of George W. Drotter, William Burton, Edwin Dickinson and Abner M. Appleberry, that they are acquainted with the hand writing of the said Thomas James Cooke deceased, that said hand writing is

generally known by the acquaintances of the deceased, and that they the said George W. Drotter, William Burton, Edwin Dickinson and Abner M. Appleberry do hereby believe said will and every part thereof is in the hand writing of said Thomas James Cooke and it being further proven by the oaths of George W. Drotter aforesaid that such will was found after the death of the said Thomas James Cooke among his valuable papers and other valuable effects, and the court being of opinion that such instrument or paper writing on two pieces of paper as aforesaid is what it purports to be, (to wit) the last will and testament of said Thomas James Cooke deceased, and that the same has been fully proven and established according to the act of assembly in such case made and provided and it further appearing to the court that a summons issued by the court of this county signed by the clerk has been duly served by the sheriff of this county on the 30th of September 1845 upon Josiah Higginson and his wife Mary Elizabeth Higginson and upon Edmund Winslow on the 18th of September 1845, requiring them to appear at this term of the court and see proceedings in the proving of said will or to contest the same according to law. The court therefore doth order and declare the said instrument of writing on two pieces of paper as aforesaid is the last will and testament of the said Thomas James Cooke deceased and order further that the said will be recorded. And thereupon the court appointed Thomas R. Cooke Administrator with the will annexed of the Estate of the said Thomas James Cooke deceased and came into court and gave bond in the sum of thirty two thousand dollars conditioned according to law for the performance of his trust with James N. Cooke and James Mayo as his securities and made oath and was qualified as the law directs. A copy.

J. Hooper Clerk

Robert Jackson
Will.

I Robert Jackson of the county of Fayette & State of Tennessee do make and publish this my last will and testament, hereby revoking and making void all other wills by me at any time made. First I give to my son Frederick J. Jackson one hundred & twenty five acres of land

lying on the west side of the Bolivar road, to be cut off to him by running a straight line from said road fifteen degrees north of west till it strikes the north fork of Wolf river, leaving him 125 acres on the south side of said line & adjoining his that he lives on. I also give him the following slaves, Sam. Ellick, Daniel, Eliza & her child Alastha together with their future increase to him and his heirs forever. Secondly I give to my son Henry S. Jackson the following slaves, Russell, Viney, and their four youngest children to wit, Warner, Araminta, Edmund, & Elizabeth together with their future increase, to him and his heirs forever. Thirdly I give to my son Ruben S. Jackson fifty dollars to him and his heirs forever. Fourthly I give to my son Robert E. Jackson my half of a section of land that I own jointly with Mary A. Pugh in the County of Desoto Mississippi also one quarter section that I own in said County & State, lying near Bolivar, Mores containing one hundred and sixty acres. I also give him the house and I own in Townsville on which Samuel Bate at present resides. I also give him the following named slaves, Kindolph, Sam. Jacob, Anderson, John M. Gary, Surry, Hannah, Minerva, Patience, Julia, Sarah, Lucinda & Eliza together with their future increase. I also give him my two Gray horses, three out of my six best mules, one cotton gin, one Secretary & book case, all his school books, three beds, Steads and furniture, half my sitting chairs, half my Table furniture, one Living & one Dressing table, half my Kitchen furniture, half my Plantation tools, one wagon one ox cart & wheels, two yoke of oxen ten head of sheep, ten head of cattle, thirty head of hogs, half of my fowls, corn fodder & Pork enough to last him one year, to him and his heirs forever. Fifthly I give to my son James R. Jackson the entire tract of land on which I at present reside, except the 125 acres above directed to be cut off to my son Frederick, which I suppose will then contain 699 acres be the same more or less. I also give him the following named slaves, Billy, Boling, Lewis, Perry, Albert, Manson, John Jr. Edwin, Charlotte, Lucy, Martha, Mary, Caroline & Margaret, also one cotton gin, my riding horse saddle and bridle, one young bay mare, three out of my six best mules, my chestboard all his school books, three beds, Steads & furniture, half my sitting chairs, half my table furniture, one Dining & one Dressing table, half my Kitchen furniture, half my plantation tools, one wagon, one ox cart & wheels

two yoke of oxen, one head of sheep, ten head of cattle, thirty head of hogs, half my fowls, my watch & clock, and corn and fodder and pork enough to last ^{him} one year, to him and his heirs forever. Sixthly I give to my grand daughter, Louisa Leatham Jackson, one girl slave by the name of Louisa, to her and her heirs forever. Seventhly, all the balance of my estate after paying all my just debts I give to be equally divided between my following named sons to wit, I name Frederick S. Jackson, Robert E. Jackson & James R. Jackson to them and their heirs forever. It is my wish that my four sons to whom I have given property above should give to their brother brother Ruben S. Jackson thirty dollars each annually as long as he may live, commencing twelve month after my decease and to give it to him and not to any debts that he may owe. Lastly I do hereby nominate and appoint Frederick S. Jackson, Robert E. Jackson & James R. Jackson Executors to this my last will, and wish them to be admitted to qualify without giving security. In witness whereof I do to this my will set my hand and seal this the third day of February one thousand eight hundred and forty five

Test
H. S. Williams
John C. Walker
C. J. Pleasants

Robert Jackson Dead

State of Tennessee, November Term of the County
of Fayette County. Court of said County, Monday
November 3rd 1845. The following appears of Record

This day was produced into open court a paper purporting to be the last will and testament of Robert Jackson dec'd. and thereupon came into open court John Walker and C. J. Pleasants, subscribing witnesses thereto, who being first duly sworn, depose and say that they were acquainted with Robert Jackson the testator, and that he acknowledged in their presence that he executed the said paper writing to be his last will and testament and they believe he was in sound and disposing mind and memory at the time of signing the same and that they signed the same in his presence as witnesses, and ordered by the court to be entered of Record. And thereupon came into open court Robert E. Jackson and James R. Jackson two of

The Executor appointed in said will, and was duly qualified as Executor of said will of Robert Jackson Decd. and so ordered by the Court to be entered of Record

W. C. Loring Clerk

True copy from the Minutes
J. Kooner Clerk
By Geo. W. Adams Seal

William M. May
will

I William M. May do make and publish this as my last will and testament, hereby ordering and making void all other wills by

me at any other time made

1st I direct all my debts to be paid as soon after my death as possible out of any money that I may die possessed of or may first come into the hands of my Executors & Exor

2nd I give and bequeath to my son Marcellus A. May and Charles May one negro each of the value of six hundred dollars each, or the amount in money, whichever in the judgment of my Executors & Exor may think most convenient to the interest of the estate.

3rd I give and bequeath to my daughter Mary S. May also one negro of the same value or amount in money, subject in like manner to the discretion of my Executors & Exor as stated above.

4th It is my will and desire that the foregoing legacies be allowed off & paid over to my sons Marcellus A. and Charles May to my daughter Mary S. May by my Executors & Exor by the 25th day of next or as soon thereafter as the present crop may be brought to a close.

5th It is my will and desire that all the remaining portion of my estate, both real and personal be kept together by my Executors & Exor to be managed by them as heretofore for the support & maintenance of the family & for the education of such of my children who remain uneducated at this time.

6th It is my will & desire that each of my children not named as above upon their arriving at the age of twenty one years or intermarries, be entitled to receive from my Executors & Exor one negro each of the value of six hundred dollars, or the amount in money as in their judgment may seem best to conform with the interest of the estate.

7th It is my will and desire that the part of the inheritance of my wife Catherine M. May that she be only entitled to one third of the remaining portion

of my estate during her natural life & the balance to be equally divided between my surviving children viz Marcellus A. M., Samuel P. M., William May, also my daughters Mary S. Lucy E. Nancy M. Virginia M. & Catherine M. May

8th It is my will and desire that upon the death of my wife Catherine M. May that all the remaining property of the estate be equally divided between all my children as before named.

9th It is my will and desire that my grand daughter Mary E. Anderson be entitled to and receive from my Executors & Exor the same portion and in the same manner of my estate as any other children before named.

10th And lastly I do nominate and appoint my wife Catherine M. May & my son Samuel May my Executors and Executor to this my last will and testament, and for the love and confidence I repose in them it is my will and desire that the Court do not hold them to give security for the faithful & performance of the trust herein reposed.

In witness whereof I do to this my will set my hand and seal this 9th day of August 1845

Signed sealed and published in our presence & we have sub-

scribed our names thereto in the presence of the testator this

9th day of August 1845

A. L. Green

W. M. Poor

Collier Turner

State of Tennessee, November Term of the County of Fayette County. Court of said County Monday November 3rd 1845 The following appears of Record.

A written instrument purporting to be the last will and testament of William M. May Decd. was produced into open court and the execution thereof duly proven by the oaths of A. L. Green and W. M. Poor subscribing witnesses thereto they first being duly sworn, depose and say that they were acquainted with the said William M. May testator and that he acknowledged the same in their presence to be his last will and testament, and they believe he was in sound and disposing mind and memory at the time of signing the same.

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The Executors appointed in said will, and were duly qualified as Executors of said will of Robert Jackson Decd. and so ordered by the Court to be entered of Record

True copy from the Minutes
J. Rousebelle
By Rev. W. Adams Bell

William M. May
Will
I William M. May do make and publish this as my last will and testament, hereby owning and making void all other wills by me at any other time made

1st I direct all my debts to be paid as soon after my death as possible out of any money that I may die possessed of or may first come into the hands of my Executors & Exor

2nd I give and bequeath to my son Marcelles A. May and Charles May one negro each of the value of six hundred dollars each, or the amount in money, whichever in the judgment of my Executors & Exor may think most conducive to the interest of the estate.

3rd I give and bequeath to my daughter Mary P. May also one negro of the same value or amount in money, subject in like manner to the discretion of my Executors & Exor as stated above.

4th It is my will and desire that the foregoing legacies be allowed off & paid over to my sons Marcelles A. and Charles May with to my daughter Mary P. May by my Executors & Exor by the 25th day Decr next or as soon thereafter as the present crop may be brought to a close

5th It is my will and desire that all the remaining portion of my estate, both real and personal be kept together by my Executors & Exor to be managed by them as heretofore for the support & maintenance of the family & for the education of such of my children who remain uneducated at this time

6th It is my will & desire that each of my children not named as above upon their arriving at the age of twenty one years or intermarries, be entitled to or receive from my Executors & Exor one negro each of the value of six hundred dollars, or the amount in money as in their judgment may seem best to comport with the interest of the estate

7th It is my will and desire that the writ of dower marriage of my wife Catharine M. May that she be only entitled to one third of the remaining portion

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of my estate during her natural life & the balance to be equally divided between my surviving children viz Marcelles A. Bell, Samuel Foubertum & William May, also my daughters Mary P. Lucy E. Nancy M. Virginia M. & Catharine M. May

8th It is my will and desire that upon the death of my wife Catharine M. May that all the remaining property of the estate be equally divided between all my children as before named

9th It is my will and desire that my grand daughter Mary E. Anderson be entitled to and receive from my Executors & Exor the same portion and in the same manner of my estate as any other children before named

10th And finally I do nominate and appoint my wife Catharine M. May & my son Samuel May my Executors and Executor to this my last will and testament, and for the love and confidence I repose in them it is my will and desire that the Court do not hold them to give security for the faithful performance of the trust herein reposed

In witness whereof I do to this my will set my hand and seal this 9th day of August 1845

Signed sealed and published in our presence & we have subscribed our names thereto in the presence of the testator this 9th day of August 1845
A. L. Green
W. M. Poor
Collier Turner

State of Tennessee, November Term of the County of Davidson County.
3 Court of said County Monday November 3rd 1845 The following appears of Record

A written instrument purporting to be the last will and testament of William M. May Decd was produced into open court and the execution thereof duly proven by the oaths of A. L. Green and W. M. Poor subscribing witnesses thereto they first being duly sworn, depose and say that they were acquainted with the said William M. May testator and that he acknowledged the same in their presence to be his last will and testament, and they believe he was in sound and disposing mind and memory at the time of signing the same

and that they signed the same in his presence as witnesses. And thereupon came into open court Nathaniel M. May Executor and Samuel M. May Executor appointed in said bill of William M. May decd. and was duly qualified to act as Executor of said Will, and ordered to be entered of Record.

W. L. Loving clk.

A true copy from the minutes
J. Kooner clk
By Geo. W. Adams S. C. C.

William Batte
Will

I William Batte do make and publish this as my last Will and Testament, hereby revoking and making void all other wills at any time by me made. First I direct my funeral expenses and all my debts to be paid as soon after my death as possible out of any monies that I may die possessed of or may first come into the hands of my Executor. Secondly I give and bequeath to Henry B. Batte two thirds of all I may be entitled to by my son James J. Batte that was killed in Texas to him his heirs and assigns forever. Thirdly I give and bequeath to Sarah Francis Batte one third the remainder of all I may be entitled to by my son James J. Batte that was killed in Texas, to her and her heirs forever. Fourthly I give and bequeath to my two above named named children Henry B. Batte and Sarah Francis Batte one fourth man left and by my son Henry B. Batte, and all the money that remains in Mr. Webb hands unpaid to me. Lastly I hereby nominate and appoint William C. Finney my Executor. In witness whereof I do to this my will put my hand and seal this 18th March 1841

Witness
William P. Palmer
Peter P. Myche

William Batte Seal

State of Tennessee
November Term of the County
Dainger County.
November 3rd 1845. The following appeared of Record.

A written Instrument purporting to be the last will and testament of William Batte decd. was produced into open court, and thereupon came into open court Peter Myche one of the witnesses to said paper writing and also first being duly sworn depose and say that he was acquainted with W. Batte the testator and that he saw him sign seal and execute

the same to be his last will and testament, and he advised he was in sound and disposing mind and memory at the time of signing the same. And thereupon came into open court W. L. Loving and P. Branch and who being first duly sworn depose and say that they believe the signature purporting to be William P. Palmer the other subscribing witness to said paper writing is the hand writing of the said W. P. Palmer and is now deceased, and ordered by the court to be entered of Record. A true copy from the minutes
W. L. Loving clk.
J. Kooner clk
By Geo. W. Adams S. C. C.

Elizabeth Parham
Will

In the name of God Amen
I, Elizabeth Parham of the County of Dainger and State of Tennessee, being in feeble health but of sound mind and duly sensible of the uncertainty of human life, do make this my last will and testament, hereby revoking all other wills made by me. 1st I loan to Henrietta Elizabeth Parham, wife of Richard H. Parham during her natural life, and after her death to be equally divided among her children, Rose & her increase, Robert, Sterling, Allen, Delphur, and the children and future increase of Barbara, Frederick, Anna, Cornelia & James, also fifteen hundred dollars to be vested in property & at her death to be equally divided among her children, also my chamber bed &stead & furniture and clock.

2nd I give to Mary Elizabeth Parham, Juniors, Fanny, & Horace, all my silver spoons, ladle, Tea pot & all other silver ware of every kind, all my glass ware brought from Virginia, one bed &stead & furniture, and the sum of five hundred dollars in money.

3rd I give to Harriet W. Parham, negro woman Regina her children and future increase, negro man Dick and his two children, Ann & Amy, one bureau & window blinds, one bed andstead & furniture, all table blue china & all white and black tea china, one hundred dollars in money, and all home furniture not mentioned in this will and disposed of by gift to be equally divided between Harriet W. Parham and Robert H. Booth.

4th I give to Martha William Parham, Peggy and her increase, man Solomon and one bed &stead & furniture

5th I give to Booth negro boy Adolphus
6th I give to Elizabeth Ann Booth, Phillis & her children

7th I give to Richard Smith Parham my riding horse Betty.

8th I give to Sarah Rebecca Parham, negro woman, a shawl and fifty dollars in money.

9th I leave to Robert Henry Booth during his natural life, and at his death to be equally divided among his children, Martha

9th & Rebecca, one thousand dollars in money, my carriage horses, three beds & heads of furniture, all my plantation utensils, wagon &c. and all house furniture not disposed of in this will, to be equally divided between Robert H. Booth & Harriet M. Parham.

10th I give to Ann Vance two hundred dollars in money.

11th I give to Charles L. Mitchell, son of Saml. & Sally Mitchell formerly Sally Booth, the sum of five hundred dollars.

12th All monies from all sources over and above, after the payment of all my debts, all expenses of administration & all charges incident thereto, and the several legacies in money hereinbefore mentioned in this my last will and testament I give to the following persons, Viz. Robert William Booth, William Boyer Booth, Maria Louisa Booth, Indiana Elizabeth Booth, children of Ruf. Booth. Wade (formerly Booth) James Severy son of Martha Ann Severy (formerly Booth) Wm. Henry Mitchell, son of Saml. & Sally Mitchell (formerly Booth) Martha Ann Eliza Wade, William Hamblein Wade, Daniel Wade, children of Charlotte Wade (now white) to be divided equally them, & in the event of the death of any of them before the division, equally among the survivors. Notwithstanding the payment shall not be demanded of my Executor until two years after the law demands the foregoing legacies in money in this my will to be paid.

Lastly I nominate and appoint Richard H. Parham & Robert H. Booth to be executors of this my last will and testament.

In testimony whereof I have hereunto set my hand & seal this 8 day of October 1844.

Witness

Jno. D. Baskerville

Rich. H. Malone

J. A. Locke

Elizabeth Parham *(Seal)*

State of Tennessee, November term of the county court
Shayler County, of said county, Monetary Minutes 3rd
1845. The following appears of Record

A written instrument purporting to be the last will

and testament of Elizabeth Parham Dec. was produced into open court, and thereupon came into open court John D. Baskerville and Richard H. Malone, subscribing witnesses to said paper writing, and also being first duly sworn, depose and say that they were acquainted Elizabeth Parham Testatrix, and that they saw her sign seal and publish the same to be her last will and testament, and that they signed the same in her presence as witnesses, and they believe she was in sound and disposing mind and memory at the time of signing the same and ordered by the court to be entered of record.

A true copy from the minutes

J. Nooner Clk.

By Geo. W. Adams D.Ck.

Rhoda Gill
Will

State of Tennessee, I Rhoda Gill do
Shayler County, make and publish
this as my last will and testament, hereby
revoaking 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 after my death as possible out of my monies that I may be possessed of or may first come into the hands of my Executor.

Secondly I give and bequeath unto my son John C. Gill my negro man Joice.

Thirdly. All the household and kitchen furniture that I now am possessed of.

Fourthly. All the horses that I am possessed of consisting of one bay mare and a black colt.

Fifthly. The remainder of my flock of cows, sheep and hogs that may be left after paying my debts.

Sixthly. The remainder of my crop after paying the expenses of gathering.

Lastly I do hereby nominate and appoint John C. Gill my Executor. In testimony whereof I do to this my Will set my hand and seal this 29th day of August 1845.

Rhoda Gill *(Seal)*

Signed sealed and published in our presence and who have subscribed our names hereunto in presence of the Testatrix this 29th August 1845

E. H. Hogg

A. M. Johnson

State of Tennessee, January Term of the County
 Fayette County. 3 Court of said County being
 Monday January 5th 1846. The following appears ordered viz
 A written Instrument purporting to be the last Will and
 Testament of Rhoda Gill dec'd was produced into open court
 and the execution duly proven by the oaths of Eli M. Hagg
 and A. M. Johnson subscribing witnesses thereto who being
 first duly sworn depose and say that they were acquainted
 with Rhoda Gill the Testatrix, and that she acknowledged
 the same in their presence to be her last Will and Testament
 and that they believe she was in sound and disposing mind
 and memory when she signed the same, and that they signed
 the same as witnesses in her presence, and ordered by
 the Court to be entered of record. And thereupon came into
 court John Gill the Executor appointed in said Will, and
 entered into bond himself as principal and gave Mrs.
 A. Latis, A. M. Johnson and Eli M. Hagg and S. J.
 Jernigan as his securities in the sum of Eighteen hun-
 dred Dollars conditioned as the law directs, and was
 qualified as the law prescribes. And bond was re-
 ceived by the Court and ordered to be entered of record
 (copy from the minutes) German Rooney Clk
By Geo. W. Adams D. Clk

Phoebe Sims
 Will

I Phoebe Sims being of perfect mind and
 memory, do make and publish this my
 last Will and Testament in manner
 and form following. First I bequeath unto my be-
 loved father Ephraim Sims all my land together with
 my other freehold estate whatsoever, to hold to him
 the said Ephraim Sims, his heirs and assigns forever
 whom I hereby appoint my sole Administrator of
 this my last Will and Testament, hereby revoking all
 former wills by me made. In witness whereof
 I have hereunto set my hand and affixed my Seal
 11th day of September 1839.

Phoebe X Sims
 mark

Signed Sealed published and declared by the above named
 Phoebe Sims to be her last will and testament in the
 presence of us who have hereunto subscribed our names
 as witnesses in the presence of the testator.

Wm. B. Porter B. Rivers
 J. Dickinson

State of Tennessee, January Term of the County Court
 Fayette County. 3 of said County, being Monday
 January 5th 1846. Present Worshipful Wilson L. Loving Chair-
 man Objah Healy, Joel A. Jones, Geo. W. Rivers and other
 Justices of the Peace in and for said County, the following
 appears ordered viz.

A written Instrument purporting to be the last will and
 Testament of Phoebe Sims deceased was produced into open
 court, and the execution thereof duly proven by the oaths of
 J. Dickinson and B. Rivers subscribing witnesses thereto
 who being first duly sworn depose and say that they were
 personally acquainted with Phoebe the Testatrix, and that
 she acknowledged the same in their presence to be her
 last Will and Testament, and that they believe she was
 of sound and disposing mind and memory when
 she signed the same, and that they signed the same in her
 presence as witnesses. It was therefore ordered by the
 Court to be entered of record (A true copy from the minutes)
German Rooney Clk
By Geo. W. Adams D. Clk

Hamlin Allen
 Will

I Hamlin Allen 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 ex-
 penses and all my debts be paid soon after my death as
 possible out of any monies that I may die possessed of, or
 may first come into the hands of my Executor. Secondly
 I give unto my wife Silvier Allen all and every part or
 portion of my property of every kind whatever to do with as
 she may think proper, except my land, and that I lend to
 her during her life, and at her death I give it (the land)
 to my youngest son William F. Allen. Lastly I do hereby
 nominate and appoint my wife Silvier Allen my Exe-
 cutrix, and it is my desire that she be not required to
 give security for the performance thereof. In witness
 whereof I do to this, my last will set my hand and seal
 this 9th day of March 1843 Fayette County Tennessee
Hamlin X Allen Seal
 mark

Signed Sealed and published in our presence, and we
 have subscribed our names hereto in presence of the
 Testator this 9th day of March 1843
Readjust Pross
James A. Henry
Benjamin H. H. H.

State of Tennessee January Term of the County
 Fayette County. Court of said County, being
 Monday January 5th 1846. Present Worshipful Wilson
 C. Looking, Chairman, Elijah Henley, J. D. Jones and
 Geo. M. Reeves and others, justices of the peace in and
 for said County. The following appears of record.

A written instrument purporting to be the last Will
 and Testament of Hamilton Allen deceased was pro-
 duced into open court, and the execution thereof duly
 proven by the Oaths of Tobias Reelick and Benja-
 min Ketter subscribing witnesses thereto, who be-
 ing first duly sworn depose and say that they were
 personally acquainted with Hamilton Allen the Tes-
 tator, and that he acknowledged this same in their
 presence to be his last Will and Testament, and that
 they believe he was in sound and disposing mind
 and memory when he signed the same, and that they
 signed the same as witnesses in his presence. It was
 therefore ordered by the Court to be entered of record.

(A true copy from the minutes)

Given under my hand
 By Geo. M. Adams Clerk

Henry M. Sale
 Will

I Henry M. Sale of the County of Fayette
 and State of Tennessee do hereby make
 constitute and appoint this my last Will
 and Testament, hereby revoking and making void all
 other Wills by me at any time heretofore made.

It is my desire that all my property real and personal be
 kept together and managed so that the proceeds be appropriated
 to the support of my wife and children, and education of
 my children, named as follows Viz. my daughter Mary
 Louisa - Virginia Frances - Martha Owen - Frank Owen -
 Owen - Keating Thompson - Ann Allen and
 seven in all. Should the proceeds of my Estate be more
 than necessary for the support of my wife and children
 and education &c. as above, the said surplus to be loaned
 out at lawful interest well secured and collected with
 with the interest, and released with the interest from
 year to year or oftener till either or all of my children
 become of age or marry or till my wife shall marry, and
 if my wife shall marry it is my desire that a portion of
 my property be allotted to her for her support equal to one
 child's part counting her as one child, to be returned at her

death to be divided between my children if they leave any, but should
 the proceeds of my Estate be not sufficient to support the fam-
 ily and educate my children, then to sell such of my prop-
 erty as can be best spared whether it be land or other prop-
 erty, and from year to year to sell the surplus crop, or at
 any other time to any surplus stock or other property, and
 proceeds after furnishing support to the surplus loaned out
 at interest, released once a year or oftener. It is my desire that as
 soon as either of my children become of age or marry and be so, he
 request their portion, that him or her receive their portion of my Estate.
 The balance to remain for the support of my wife and other chil-
 dren as long as my wife live my widow, the balance of my
 Estate to remain together till either of my children marry or
 become of age and request their portion, when all my chil-
 dren marry or become of age then each one to receive
 their full portion, except such portion as my wife may
 have, being a child's part, her portion to remain in her pos-
 session as long as she live, then to be returned and divided as
 the other of my property amongst all my children that shall
 be alive, or if dead to their child or children if they leave
 any. In allotting my negroes to my children it is my
 desire that my daughter Mary Louisa receive my negro
 woman Matilda and her children, and that my
 daughter Virginia Frances receive my negro wo-
 man Betsey and her children, and other negroes of my
 estate to make her portion equal to Mary Louisa's portion
 and that my other children each have the privilege of
 choosing amongst my negroes a negro woman and children
 so as to make each one's portion equal to Mary Louisa's
 portion, keeping them in families as much as possible
 but if my estate is not sufficient to make all my children's
 portion equal to the portion allotted to Mary Louisa, or in
 other words equal to the negro woman Matilda and her
 children, then Mary Louisa's portion be reduced so as
 to make all equal, or for each of my children to have
 an equal part of my Estate, counting my wife as
 a child. But if Matilda or Betsey shall die before
 allotted to my daughters Mary Louisa, or Virginia
 Frances, then they shall share equal with my other
 children as though said negroes never lived. Again
 if my wife and majority of my children shall wish
 any part of my land sold, or the whole of it sold, both
 in this Fayette County and DePue County, or any

or elsewhere I hereby authorize my Executor and assign him to sell any part or the whole of my land as above and vest the proceeds of sale in other lands, or so much as necessary, and the balance paid out at Interest collected with Interest and retained annually or oftener, the lands to be sold for a part one fourth in hand and the balance on long credits, notes well secured. Should my wife live till all my children marry or become of age then she shall be at liberty to distribute to each of my children if alive, or if dead to his or her child or children, to each their full child's part reserving for herself a competency for support during life.

State of Tennessee, January Term of the County Court
Payette County. 3 of said County being duly sworn
Henry M. Pale, Present Most Honorable Wilson M. Loving, Chairman
The D. Court and Geo. M. Reeves Esquires justices of the peace
in and for said County, the following appears of record viz

A paper was produced in open court, and offered for probate as the last Will and Testament of Henry M. Pale deceased, and it appearing to the court that Henry M. Pale resident of the County of Payette at the time of his decease which it appears took place in the month of December 1844 at his home in said County, and appearing by the oaths of R. D. Broadnax and D. E. Gibson, credible witnesses, that the said Instrument was after the decease of the said Henry M. Pale, found amongst his valuable papers, in his dwelling house, and there being no subscribing witnesses thereto, nor the name of the said Henry M. Pale subscribed thereon, but his name appears in the body of said Will and it being proven by the oaths of R. D. Broadnax and D. E. Gibson, and also by James E. Mason Esq. all credible witnesses, that they are acquainted therewith, and that the whole of the said Instrument or Will is in the proper handwriting of the said Henry M. Pale deceased, and that they truly believe the same to be, and every part thereof, in the hand writing of the said Henry M. Pale whose will it appears to be. And the court also being of opinion that the hand write thereof is generally known to the acquainted ones of said deceased as his,

It is therefore ordered by the court, that the same be received and admitted to probate, and established

as the last Will and Testament of the said Henry M. Pale deceased
(True copy from the Minutes)

James M. Reeves Clerk
By Geo. M. Reeves Clerk

Willie Ozier
Will

In the name of God amen I Willie Ozier of the County of Payette and State of Tennessee being good and sound disposing mind, and memory, blessed be God, do make and contain this my last will and Testament hereby revoking all others heretofore by me made

1st I commend my soul to God who gave it and my body to be decently interred

2nd As regards my worldly Estate, it is my will that all my just debts be paid first out of my estate

3rd It is my will and desire that my beloved wife Mary Ozier have all my land lying and being on the west side of the foreign road including all the buildings and appurtenances thereto attached, and belonging.

4th I give and bequeath all my land on the East side of the foreign road to my brother John Ozier and his heirs forever

5th As regards my personal property I will and desire my Executors to sell my negro Girl Esther and my negro woman Hannah and all her children except Caroline, and the proceeds of said sale to be divided in other young negroes by my executors.

6th I give and bequeath unto my wife Mary Ozier, my negro Girl Caroline and my negro boy George to be valued, and enough of my other property to amount to one half of my estate including said negroes to her and her heirs forever

7th I give and bequeath the residue of my Estate which is one half of my personal, and scattered property to my brother John Ozier and his heirs forever

8th I do hereby, nominate and appoint, my brother John Ozier and my friend William D. Bonner my Executors to this my last will and Testament. In witness whereof I have hereunto set my hand and seal this 5th August 1844

Test. John H. Smith
R. A. A. Moorman

Willie X Ozier
mark

State of Tennessee, February Term of the County Court
Payette County. 3 1845, it being the 3rd day of said month
Present the Most Honorable W. M. Loving, J. D. Evans and Elizabeth H. H. H.

Egans Justice of the peace in and for said County the following appears of record

A written instrument purporting to be the last will and testament of M. W. Egger deceased was produced into open Court, and thereupon came into open Court John H. Smith one of the subscribing witnesses to the said last will and testament of said M. W. Egger deceased and when being first duly sworn depose and say that he saw the said M. W. Egger the testator acknowledge the same to be his last will and testament in his presence, and that he believes he was in sound mind and memory at the time of signing the same, and he signed the same as a witness in his presence and orders by the Court to be entered of record

(A copy test.)

Jamison Thomas Clerk

State of Tennessee February Term of the County Court Fayette County. 3 of said County, being February 2nd 1846. Present Worshipful Wilson L. Young Chairman the D. Jones and Geo. W. Reeves Esquires Justices of the peace in and for said County. The following appears of record Viz.

A written instrument purporting to be the last will and testament of M. W. Egger dec. was produced into open Court and thereupon came into open Court R. A. A. Moorman one of the subscribing witnesses thereto, and when being first duly sworn depose and say that he was acquainted with M. W. Egger dec. The Testator, and that he acknowledged the execution of the same in his presence to be his last will and testament, and he believes he was in sound and disposing mind and memory at the time of executing the same, and that he signed the same as a witness in his presence and orders to be entered of record.

(A true copy from the Minutes.)

Jamison Thomas Clerk
By Geo. W. Reeves dec.

Patsy Cooper
Will

I, Patsy Cooper do make and publish this 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 after my death as possible out of any monies that I may die possessed of or may first come into the hands of my Executor. Secondly I bequeath to my daughter Minerva Jones

my woman Louisa and the following articles viz my gold watch seals and goods belonging thereto the portrait of my daughter Ann Leticia and all of my wearing apparel of every description. Thirdly I give and bequeath to my son John B. Cooper all of the residue of my property and effects out of which he is to pay all my debts of every description and funeral expenses. Lastly I do hereby nominate and appoint my son John B. Cooper my Executor.

In witness whereof I do to this my will set my hand and seal this 9th day of October 1845.

Signed sealed and published in our presence, and we have subscribed our names thereto in the presence of the Testator. This 9th day of Oct. 1845

Patsy Cooper (Test)

Test
A. W. Appleberry
J. L. Pulliam

State of Tennessee February Term of the County Fayette County. 3 of said County, being Monday February 2nd 1846. Present Worshipful Wilson L. Young Chairman Geo. W. Davis and Thomas D. Jones Esquires Justices of the peace in and for said County. The following appears of record Viz.

A written instrument purporting to be the last will and testament of Patsy Cooper deceased was produced into open Court, and thereupon came A. W. Appleberry and J. L. Pulliam subscribing witnesses thereto, who being first duly sworn depose and say that they were acquainted with Patsy Cooper the Testatrix, and that they saw her sign seal and deliver the same as her last will and testament, and that she was in sound and disposing mind and memory. And thereupon came into open Court John B. Cooper Executor appointed in said will and gave bond himself as principal, and gave Joel D. Jones as his security in the sum of Ten thousand dollars conditioned as the law directs and was duly qualified as the law prescribes. Said bond was received by the Court and ordered to be entered of record (A true copy from the Minutes)

Jamison Thomas Clerk
By Geo. W. Reeves dec.

William C Harris
Will

In the name of God Amen. I William
C Harris of the County of Fayette and
State of Tennessee, being of sound

disposing mind and memory do make and constitute
this my last will and testament in manner and form following
Viz. First I will and bequeath my soul to God who gave
it, and my to be decently buried, and after my funeral
charges and all other just debts are paid, I desire the
following disposition made of my estate.

I will and bequeath unto my beloved wife Charlotte
during her natural life or widowhood, all of my land consisting
of about three hundred and sixty five acres, and should she
and my Executor (hereafter to be named) at any time deem
it most conducive to the interest of the estate, or otherwise
think proper to sell the land, I wish them so to do. I fur-
ther will and bequeath to my beloved wife a span of Gray
horses and carriage, my silver watch which I wish her to
wear as a memento, also I will to her a child's part of
the personal and perishable property, in fee simple to
dispose of as she may think proper, and to be set apart
at her pleasure, but I wish the property to be kept together
as common stock for the benefit and support of the fam-
ily, out of which I desire the younger children to be
educated. I will and bequeath to my beloved children
an equal portion (with their mother) of the personal and
perishable property, the respective interests of each
to be set apart upon application, as he or she may become
of lawful age or marry, also the land when it shall revert
to them, or its proceeds, to be equally divided among them.
It is my wish in the event the land should (as heretofore pro-
vided for) that any wife be reimbursed out of the proceeds
of sale, an amount equal to her dower interest. It is also my
desire (should it be his pleasure) that my esteemed friend
and brother in law John Goodrich, continue to live as a
member in common with my, as long as he choose free
of charge. I do hereby constitute and appoint my
highly esteemed and trusty friend John W. Jones
Executor to this my last will and testament.

I, testimony whereof I hereunto set my hand
and affix my seal. This 14th July. 1845
Signed in the presence of W. C. Harris
E. W. Harris, John Goodrich
Benjamin Matton.

P. O. August 27th 1845. I hereby further appoint my trusty friend
and brother in law David E. Putney as one of my Executors
to the foregoing.
W. C. Harris
Attest. E. W. Harris
John Goodrich

State of Tennessee - December Term of the County Court
Fayette County. - 3 of said County, being Monday
Dec. 8th 1845. Present (Monsieur) Wilson L. Loving Chairman
Elijah Henley and Thomas L. Greer Esquires Justices of the
peace in and for said County. The following appears of
record Viz. This day was produced into open court a paper
writing, purporting to be the last Will and Testament of
William C. Harris deceased, and thereupon came into
open court John Goodrich one of the subscribing wit-
nesses thereto, and who being first duly sworn depose
and say that he was acquainted with William C. Harris
the Testator, and that he saw him sign seal and publish
the said paper writing to be his last Will and Testament
and that he believes he was in sound and disposing mind
and memory at the time of signing the same, and ordered
by the Court to be entered of record.

And thereupon came into open court David E.
Putney one of the Executors appointed in the last Will and
Testament of William C. Harris deceased, and entered
into bond himself as principal and gave John W.
Jones as his security in the sum of Twenty three and
dollar conditioned as the law directs, and was qualified
as the law prescribes. Said bond was received by the
court and ordered to be entered of record. And John
W. Jones one of the executors in said will refused
to qualify. (A true copy from the Minutes.)

James Kivner Clk
By Geo. W. Harris D. Clk.

State of Tennessee - February Term of the County Court
Fayette County. - 3 of said County, being Monday -
February 2nd 1846. Present Wilson L. Loving Chairman Tho-
mas L. Greer and Geo. W. Kivner Esquires Justices of the
peace in and for said County. The following appears
of record Viz. A written Instrument purporting to be
the last Will and Testament of William C. Harris
deceased was produced into open Court, and there-

upon came into open court Bambery Watson one of the subscribing witnesses thereto, and who being first duly sworn depose and say that he was acquainted with William B. Harris the Dictator and that he saw him sign the same to be his last will and Testament, and he believes he was in sound mind and memory at the time of signing the same, and that he signed the same in his presence as a witness, and ordered by the court to be entered of record. (Now copy from the Minutes)

James Koonce Clerk
By Geo. W. Adams Clerk

John B Rhodes
Will

The undersigned were called upon by John B. Rhodes on Saturday the 20th day of December 1845, when he made the following verbal Will. First it was his wish that his family and property should all remain together during the life time or widowhood of his wife Sally Rhodes, and in the event of her marriage she is to receive one third part of his real Estate, and then elevenths ($\frac{11}{100}$) of his personal property during her natural life, then to go to his children. Secondly as his children arrive at the age of twenty one years, or marry off, they are to receive $\frac{11}{100}$ part of his personal property (one eleventh part) Thirdly. It is my wish that any part or portion of my children should be taken from home, and placed at such business as shall be best calculated to promote their temporal and eternal interest. &c. It is my wish and desire that my brother William Rhodes should manage the business of my Estate

H. Owen
J. M. Parks

On the same day the said John B. Rhodes made to me the following statement. That if there was more stock on the farm than was necessary, that the surplus should be sold, as well as any thing not needed on the premises. The said John B. Rhodes said that he was willing, that if the funds of the Estate would hereafter justify it, that his said manager should lay out any surplus money in the purchase of negroes. He also wishes that said manager should sell any negro or negroes on the plantation, and buy others, if in doing so it is to promote the comfort and happiness of his family, or any portion of them, and interest of

of his Estate. He also requested that a slip of land should be purchased from John M. Parks, lying on the south part of his plantation. His object in making this request is that timber is scarce to keep up fences. &c. &c.

H. Owen

State of Tennessee - February Term of the County of Fayette County - Court of said County, being February 2nd 1846. Present Worshipful Wilson C. Leving Chairman Tho. D. Brew and Geo. W. Davis Esquires Justices of the peace in and for said County. The following appears of record Viz

This day came on the petition of William Rhodes for the probate of the nuncupative will of John Rhodes deceased and it appearing to the satisfaction of the court that citation has issued to, and by the return of the Sheriff executed upon Sally Rhodes the widow, and to his next of kin Viz Mary E. Leonidas St. - William J. - Martha A. Sarah Jane - & ages 0 - Felix B. - and James Rhodes minors under the age of 21 years, his children and distributees of John Rhodes deceased, who have answered by their Guardian ad litem A. W. Appleberry and it appeared also to the satisfaction of the court from proof that the nuncupative will made by John Rhodes in his life time, and signed on the 20th day of December A. D. 1845 by H. Owen and John M. Parks was made by him in his last illness, and whilst the said John Rhodes was in sound and disposing mind and memory and capable of making a Will, and also another part of said will signed by H. Owen, the court being satisfied from the testimony and oath of said Owen that at the time of making of the same, the said John Rhodes was of sound disposing mind and memory, the court doth therefor order that said nuncupative will so signed be admitted to probate, and that the same be the last will and Testament of the said John Rhodes and that William Rhodes be and is hereby appointed Executor of said last Will and Testament of John Rhodes deceased, he having given bond and security as required by law Viz. H. Owen and Henry Joby in his securities in the sum of Twelve thousand dollars, conditioned as the law directs, and was qualified as such. (A copy from the Minutes.)

James Koonce Clerk
By Geo. W. Adams Clerk

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Peter M. Drake
Will

In the name of God amen I
Peter M. Drake of the county of Halifax
and State of North Carolina on the
29th day of June in the year of our Lord one thousand
and eight hundred and thirty four, being of sound
mind and disposing memory doth make and ordain
this to be my last Will and Testament in manner fol-
lowing Viz

1st It is my wish and desire that all of my just
debts should be paid.

2nd I give and bequeath unto my loving & affec-
tionate wife Martha all of the balance of my
estate both real & personal to her & her heirs
forever

Lastly I constitute and appoint my loving
wife Executor to this my last Will and Testa-
ment. As given under my hand & seal the day
& date above written.

Signed sealed & delivered
in presence of us

Peter M. Drake (Seal)

L. Gray
G. W. Joly

State of Tennessee, April Term of the County
Haystack County - 3 Court of said County being
Sunday April 1st 1846. Present the Worshipful Wil-
son H. Loving Chairman Thomas D. Green and
Geo. W. Reeves Esquires Justices of the peace in and
for said County. The following appears of record.

Ex parte application to prove and establish the
last Will and Testament of Peter M. Drake deceased

This day was produced to the Court a paper writing
purporting to be the last Will and Testament of Peter
M. Drake deceased, late of the County of Fayette and
State of Tennessee, and the same offered them and
them to be proved and established as such last Will
and Testament. And thereupon the following
witnesses were then and there introduced, and all
and every of them having been duly sworn in
open Court depose and say as follows. Amos
H. Campbell states that he and Willie R. Powell
were requested, a day or two or a few days after
the death of the deceased to examine the valuable

papers of the deceased, and that they found among the
valuable papers of said deceased, the said last Will and
Testament of the deceased now before the Court. This
further states that he was well acquainted with the
deceased and intimate with him, and that he heard
the deceased frequently say within a year or so before
his death, that he intended to devise and had devised his
whole estate to his wife, as he had no children.

Witness Willie R. Powell upon being requested as above
stated to examine the valuable papers of the deceased
found among his valuable papers the above mentioned last
Will and Testament as stated by Amos H. Campbell.

Witness William A. Brown states that he resided near
the deceased who lived in the County of Fayette and State
of Tennessee aforesaid, that he was well acquainted with
the deceased and on terms of intimacy with him, that he
heard the deceased say he had made his will, and had it ready
and that he had devised his whole estate of every kind to
his wife, and that he intended she should have his whole
estate if she should be the longest liver, or survive him
and that this was said at the house of the deceased in this County
a very great while before his death. Witness Dr. William F. Best
states that he was acquainted with Littleberry Gray a subscribing
witness to said last Will and Testament, and with the
hand writing of said Gray, and that the signature
"L. Gray" upon said last Will and Testament is in the
hand writing of said Gray. Witness further states that
said Gray is now dead, having died some time since
in the State of North Carolina. Amos H. Campbell
being again called states that he was informed by the de-
ceased, he had made said last Will and Testa-
ment during a spell of sickness and that the sig-
nature of the deceased to said Will resembled the hand
writing of the deceased, but that the deceased when in
good health wrote in a much better hand writing. And
thereupon the Court was moved that said last Will and
Testament be received by the Court, and recorded, and
that the above statement and testimony be entered on
the minutes of this Court and declared testimony as far
as it goes to establish said last Will and Testament
and further that a subpoena issue from this
Court commanding Robert Joly to be and ap-
pear at the next term of this Court, and give

Peter W. Drake
Will

In the name of God amen, I
Peter W. Drake of the county of Halifax
and State of North Carolina on the
29th day of June in the year of our Lord one thousand
and eight hundred and thirty four, being of sound
mind and disposing memory doth make and ordain
this to be my last Will and Testament in manner fol-
lowing Viz

1st It is my wish and desire that all of my just
debts should be paid.

2nd I give and bequeath unto my loving & affec-
tionate wife Martha all of the balance of my
estate both real & personal to her & her heirs
forever

Lastly I constitute and appoint my loving
wife Executrix to this my last Will and Testa-
ment. As given under my hand & seal the day
& date above written.

Signed Sealed & delivered
in presence of us

L. Gray
G. W. Jolly

Peter W. Drake (Seal)

State of Tennessee, April Term of the County
Chancery Court - 3 Court of said County being
Tuesday April 1st 1846. Present the Worshipful Wil-
son R. Loving Chairman Thomas D. Greer and
Geo. W. Reeves Esquiers Justices of the peace in and
for said County. The following appears of record.

Ex parte Application to prove and establish the
last Will and Testament of Peter W. Drake deceased.

This day was produced to the Court a paper writing
purporting to be the last Will and Testament of Peter
W. Drake deceased, late of the County of Fayette and
State of Tennessee, and the same offered them and
them to be proved and established as such last Will
and Testament. And thereupon the following
witnesses were then and there introduced, and all
and every of them having been duly sworn in
open Court depose and say as follows. Andrew
M. Campbell states that he and Willie R. Powell
were requested, a day or two or a few days after
the death of the deceased to examine the valuable

papers of the deceased, and that they found among the
valuable papers of said deceased, the said last Will and
Testament of the deceased now before the Court. This
Andrew states that he was well acquainted with the
deceased and intimate with him, and that he heard
the deceased frequently say within a year or so before
his death, that he intended to die and had devised his
whole estate to his wife, as he had no children.

Witness Willie R. Powell upon being requested as above
stated to examine the valuable papers of the deceased
found among his valuable papers the above mentioned last
Will and Testament as stated by Andrew M. Campbell.

Witness William A. Brown states that he resides near
the deceased who lived in the County of Fayette and State
of Tennessee aforesaid, that he was well acquainted with
the deceased and on terms of intimacy with him, that he
heard the deceased say he had made his will, and had it ready
and that he had devised his whole estate of every kind to
his wife, and that he intended she should have his whole
estate if she should be the longest liver, or survive him
and that this was said at the house of the deceased in this County
a very great while before his death. Witness Dr. William S. Best
states that he was acquainted with Littleberry Gray a subscribing
witness to said last Will and Testament, and with the
hand writing of said Gray, and that the signature
"L. Gray" upon said last Will and Testament is in the
hand writing of said Gray. Witness further states that
said Gray is now dead, having died some time since
in the State of North Carolina. Andrew M. Campbell
being again called states that he was informed by the de-
ceased, he had made said last Will and Testa-
ment during a spell of sickness and that the sig-
nature of the deceased to said Will resembled the hand
writing of the deceased, but that the deceased when in
good health wrote in a much better hand writing. And
thereupon the Court was moved that said last Will and
Testament be received by the Court, and recorded, and
that the above statement and testimony be entered on
the minutes of this Court and declared testimony as for
as it goes to establish said last Will and Testament
and further that a subpoena issue from this
Court commanding Robert Jolly to be and ap-
pear at the next term of this Court, and give

your testimony touching the execution of said last Will and Testament, all of which several motions were by the Court sustained, and on further motion it was ordered by the Court that this cause stand continued for further proof until the next term of this Court. (A copy from the Minutes) Jamison Koonce Clk.
By Geo. W. Adams Dclk

State of Tennessee, Jefferson County Court
Fayette County — 3 of said County being summoned
May 5th 1846. Present the Worshipful Wilson D. Loring
Chairman Tho. D. Green and Geo. W. Reeves Esquires Justices
of the peace in and for said County. The following appears
of record.

This day came into open Court Robert Jory and
who being sworn on the Holy Evangelist of God, de-
poseth and saith that he has seen Littleberry Gray
(a subscribing witness to a paper writing of P. W. Drake
produced as his last Will and Testament) frequently with
and he knows the signature of said paper writing or
Will to be his signature. Deponent further states
and swears that said L. Gray has since the date
of said paper writing departed this life. Said wit-
ness further swears that he knows the hand writ-
ing of R. Jory another witness to said Will,
and he knows the same to be his signature, and
that the said witness lives in the State of North Caro-
lina. The Court therefore order the said statement
to be entered on the minutes of Court as testimony
to establish said last Will and Testament. The
Court further order that said case stand open
until the next term of this Court for further proof
(A copy from the Minutes) Jamison Koonce Clk.
By Geo. W. Adams Dclk

State of Tennessee, Jefferson County Court
Fayette County — 3 Court of said County being
summoned June 1st 1846. Present the Worshipful Wil-
son D. Loring Chairman, Thomas D. Green and
Geo. W. Reeves Esquires Justices of the peace in and
for said County, the following appears of record
Ex parte application to prove and establish the
last Will and Testament of Peter W. Drake dec'd.

This day this cause came on further to be heard
by the Court upon the proof heretofore produced and
spread upon the minutes of this Court touching the
execution of said last Will and Testament of said
Peter W. Drake dec'd, and the Court being of opinion
from said proof so heard and spread upon the minutes
of the Court that said paper writing so produced and filed
and purporting to be the last will and Testament of
said Peter W. Drake dec'd is such his the said Peter W. Drake's
last Will and Testament. It is then ordered by the Court
that the same declared and established as such last
will and Testament of Peter W. Drake dec'd and be now
recorded. And thereupon on motion and application
to the Court it was ordered that Martha R. Drake the Ex-
ecutrix appointed in the said last Will and Testament
of Peter W. Drake dec'd be permitted to qualify a such
Executrix, who intend into bond herself as principal
and John G. B. Kerr and J. H. Campbell as her
securities in the sum of sixteen hundred dol-
lars conditioned as the law directs and was
qualified as the law prescribes. Said bond was
received by the Court and ordered to be entered of
record. (A copy from the Minutes) Jamison Koonce Clk.
By Geo. W. Adams Dclk

Robert A. Bailey
Will

Robert A. Bailey's dying request.
I suppose myself to be dying or
at best to be dangerously ill. I am
in debt and wish all claims against me settled. The fol-
lowing are the chief items of my indebtedness.

1. To the Branch Bank at Fannerville I owe one hundred dollars.
2. To Mrs. Leanna Anderson I owe one hundred dollars.
3. I owe various other small accounts.
4. I request brethren John Roberts and L. H. Middleton in the event of my death to write to my bro. W. Bailey at Washington City and also to Mr. Goodwin of Richmond Virginia. I request them to take charge of these claims and of what other means I may have and to settle if possible all just claims against me, also to save for Mrs. Bailey whatever they may be able consistently

your testimony touching the execution of said last Will and Testament, all of which several motions were by the Court sustained, and on further motion it was ordered by the Court that this cause stand continued for further proof until the next term of this Court.
(A copy from the Minutes) Jamison Kooner Clk
By Geo. W. Adams Dclk

State of Tennessee, Henry Term of the County Court
Fayette County — 3 of said County being summoned
May 5th 1846. Present the Worshippful Wilson & Loving
Chairman Tho. D. Greer and Geo. W. Reeves Esquires Justices
of the peace in and for said County. The following appears
of record.

This day came into open Court Robert Gray and
also being sworn on the Holy Evangelists of God, de-
posed and testified that he has seen Littleberry Gray
(a subscribing witness to a paper writing of P. W. Drake
produced as his last Will and Testament) frequently write
and he knows the signature of said paper writing or
Will to be his signature. Deponent further states
and swears that said L. Gray has since the date
of said paper writing departed this life. Said Wit-
ness further swears that he knows the hand writ-
ting of G. W. Jory another witness to said Will,
and he knows the same to be his signature, and
that the said witness lives in the State of North Caro-
lina. The Court therefore orders the said statement
to be entered on the minutes of Court as testimony
to establish said last Will and Testament. The
Court further orders that said case stand open
until the next term of this Court for further proof.
(A copy from the Minutes) Jamison Kooner Clk
By Geo. W. Adams Dclk

State of Tennessee, June Term of the County
Fayette County — 3 Court of said County being
summoned June 1st 1846. Present The Worshippful Wil-
son & Loving Chairman, Thomas D. Greer and
Geo. W. Reeves Esquires Justices of the peace in and
for said County, the following appears of record
Ex parte application to prove and establish the
last Will and Testament of Peter W. Drake dec'd.

This day this cause came on further to be heard
by the Court upon the proof heretofore produced and
spread upon the minutes of this Court touching the
execution of said last Will and Testament of said
Peter W. Drake dec'd., and the Court being of opinion
from said proof so heard and spread upon the minutes
of the Court that said paper writing so produced and filed
and purporting to be the last will and Testament of
said Peter W. Drake dec'd. is such his the said Peter W. Drake's
last Will and Testament. It is then ordered by the Court
that the same be declared and established as such last
will and Testament of Peter W. Drake dec'd. and be now
recorded. And thereupon on motion and application
to the Court it was ordered that Martha K. Drake the ex-
ecutrix appointed in the said last Will and Testament
of Peter W. Drake dec'd. be permitted to qualify as such
Executrix, who intends to bond herself as principal
and join J. P. Kerr and A. Campbell as her
securities in the sum of sixteen hundred dol-
lars conditioned as the law directs and was
qualified as the law prescribes. Said bond was
received by the Court and ordered to be entered of
record. (A copy from the minutes)

Jamison Kooner Clk
By Geo. W. Adams Dclk

Robert A. Bailey
Will

Robert A. Bailey's dying request.
I suppose myself to be dying or
at best to be dangerously ill. I am
in debt and wish all claims against me settled. The fol-
lowing are the chief items of my indebtedness.

1. To the Branch Bank at Fomerille I owe one hundred dollars.
2. To Mrs. Leanna Anderson I owe one hundred dollars.
3. I also owe various other small accounts.
4. I request brethren John Roberts and L. H. McElhatten in the event of my death to write word to my bro. W. Bailey at Washington City and also to Mr. Goodrich of Richmond Virginia. I request them to take charge of these claims and of what other means I may have and to settle if possible all just claims against me, also to save for Mrs. Bailey whatever they may be able consistently

289 to return. Sincerely hope the matter will be so arranged as that my endeavors shall not suffer. I hope money will be paid to pay all the debts. After the payment and discharge of all my just debts I give and bequeath to my wife Angelina W. Bailey all the residue of my estate of every description including all claims then here as in Virginia or elsewhere. Witness my hand and seal this 3rd day of July 1846
 Thos. B. Firth R. A. Bailey Esq.
 H. C. Arbuckle.

State of Tennessee July Term of the County
 Hayti County - 3 Court of said County held
 Tuesday July 7th 1846. Present Worshipful Wilson C.
 Loring, Chairman, Thomas D. Greer and Geo. W. Reers
 Esquires Justices of the peace in and for said County.
 the following appears of record.

This day was produced into open Court a paper writing purporting to be the last will and testament of R. A. Bailey deceased, and thereupon came into Court Thos. B. Firth and H. C. Arbuckle subscribing witnesses thereto, who being first duly sworn depose and say that they were acquainted with R. A. Bailey the Testator, that they saw him sign and seal and execute the same to be his last will and testament, and that they believe he was in sound and disposing mind and memory at the time he signed the same, and that they signed the same as witnesses in his presence.

It was therefore ordered by the Court that the same be declared established as the last will and testament of the said deceased, and be entered of record. And thereupon came into Court John Roberts who was appointed Executor in said Will and entered into bond himself as principal and gave A. M. Adams and Thos. B. Firth as his securities in the sum of Eight hundred dollars conditioned as the law directs, and was qualified as the law prescribes. Said bond was received by the Court and ordered to be entered of record. (A copy from the Minutes).

James H. Adams, Clerk
 By Geo. W. Adams, Atty.

290
 Martin Times - In the name of God Amen
 Will 3 I, Martin Times of the County
 of Hayti State of Tennessee
 appointed to be my last Will and Testament
 After my debts are paid I give one fifth of my
 land to the heirs of James Times deceased, one fifth
 to the heirs of Peter C. Bedford deceased, one fifth to
 the heirs of Margaret C. Cuthbertson deceased, one fifth
 to Nancy Dickinson and one fifth to Priscilla
 Ains in consideration of the services she has rendered
 me and my family.

I desire my Executors in the exercise of their discretion either to lease or sell this land and keep in their hands the proceeds thereof and give the heirs their portions as they become twenty one years, and whatever may be left after the payment of my debts I desire that it be sold and the division made among the heirs above mentioned in like manner with this land.

I desire and hereby appoint A. M. Littlejohn and William E. Palmer my Executors. Witness my hand and seal Sept. 21st 1846
 Charles P. Lemons
 Thomas G. Overton.
 Martin Times his living Seal
 mark

State of Tennessee Oct. Term of the County
 Hayti County - 3 Court of said County, being
 Monday October 5th 1846, the following appears of record.
 viz. This day was produced in to open Court a paper writing purporting to be the last Will and Testament of Martin Times deceased, and thereupon came into Court Charles P. Lemons and Thomas G. Overton subscribing witnesses thereto who being first duly sworn depose and say that they were personally acquainted with Martin Times the testator, that they saw him sign and seal and publish the same to be his last will and testament, and that they believe he was of sound and disposing mind and memory at the time he signed the same, and that they signed the same in his presence as witnesses. It is therefore ordered by the Court that the said paper writing be declared established the last Will and Testament of the said deceased and entered of record. And

And thereupon came into court A. M. Blythe and William E. Palmer the Executors appointed in said Will who entered into bond themselves as principals and gave Charles P. Remons and A. H. Rainback as their sureties in the sum of four hundred dollars conditioned as the law directs and was qualified as the law prescribes. Said bond was received by the court and ordered to be entered of record. (A copy from the minutes.)

James McKee
By Jas. M. Adams & Co.

James McKee of the County of Davidson, State of Tennessee, do will this my last will and testament that of my estate all my just debts shall be paid, after which I will to my daughter Emily Dec 29th 1839 two sons William McKee and James H. McKee a tract of land containing one hundred and eighty three acres held by title bond from James Hunter on conditions that the said Wm McKee and James H. McKee pay all my just debts and render a comfortable support to my wife Dorcas McKee and my two daughters Jane McKee and Martha McKee so long as they are single and live with them. I do also will that all my stock shall remain together so long as the above named members of my family remain together, and be used for the support of them all, and in the event one or more of them should marry that the stock then existing shall be equally divided between the four children above named and my wife Dorcas McKee. I do will that so long as my wife and daughters remain members of this same family render all reasonable assistance in their power for the mutual comfort and welfare of the family. I also will that so much of the present crop as can be spared after leaving enough for the support of my family I wish to be disposed of for the payment of my debts. I also will that my household and kitchen furniture shall remain together so long as the above named members of my family remain together and be used for their mutual good, and in the event that one or more of them should marry that there be an equal division of the same between them by valuation. I also will to

Martha Lowe, and Sarah Ann Patton my daughters and David McKee my son five dollars in money each to be paid to them by William McKee and James H. McKee so soon as it can be collected from my debts. I also will that all my farming tools go to the use of William McKee and James H. McKee Jane McKee, Maria and Dorcas McKee my wife, and in the event one or more of them should marry that there be an equal division of said farming tools between the five last named members of my family. I make this my last will and testament in witness whereof I hereunto annex my hand and affix my seal in the presence of witnesses. Day and date above written

Test
Attest
Attest
Eli D. Craig

James McKee Seal

State of Tennessee - October Term of the County of Davidson being - 3 Court of said County being formally October 5th 1846, The following appears of record. This day was procured into open court a paper writing purporting to be the last will and testament of James McKee deceased, and thereupon came into court J. H. Bayless and Eli D. Craig subscribers of witnesses there to who being first duly sworn depose and say that they were personally acquainted with James McKee the Testator, and that they saw him sign and publish the same to be his last will and testament, and that they believe he was in sound and disposing mind and memory at the time he signed the same, and that they signed the same in his presence as witnesses.

It was thereupon ordered by the court that the said paper writing be declared established the last will and testament of the said deceased and entered of record. And thereupon came into court James H. McKee who upon application to the court was appointed Administrator with the will annexed of the last will and testament of the said James McKee deceased and entered into bond himself as principal and gave Bartley Style and Bennett Hogue as his securities in the sum of one thousand dollars conditioned as the law directs as was qualified as the law prescribes. Said bond was received by the court and ordered to be entered

And thereupon came into court A. M. Littlejohn and William E. Palmer the Executors appointed in said Will who entered into four thousand dollars as principals and gave Charles P. Simmons and A. H. Hamback as their sureties in the sum of four thousand dollars conditioned as the law directs and was qualified as the law prescribes. Said bond was received by the court and ordered to be entered of record. (A copy from the minutes.)
 James H. Moore Clerk
 By Jas. M. Adams Clerk

James M. Kee & I, James M. Kee in my right mind do will this my last will and testament: That of my estate all my just debts shall be paid, after which I will to my Sayelle County Dec 29th 1837, two sons William M. Kee and James M. Kee a tract of land contain- ing one hundred and eighty three acres held by title bond from James Hunter on conditions that the said M. Kee and James M. Kee pay all my just debts and render a comfortable support to my wife Dorcas M. Kee and my two daughters Jane M. Kee and Maria M. Kee so long as they are single and live with them. I do also will that all my stock shall remain together so long as the above named members of my family remain together, and be used for the support of them all, and in the event one or more of them should marry that the stock then existing shall be equally divided between the four children above named and my wife Dorcas M. Kee. I do will that so long as my wife and daughters remain members of this same family render all reasonable assistance in their power for the mutual comfort and welfare of this family. I also will that so much of the present crop as can be spared after leaving enough for the support of my family I wish to be disposed of for the payment of my debts. I also will that my household and kitchen furniture shall remain together so long as the above named members of my family remain together and be used for their mutual good, and in the event that one or more of them should marry that there be an equal division of the same between them by valuation. I also will to

Martha Lowe, and Sarah Ann Matthis my daughters and Dorcas M. Kee my son five dollars in money each to be paid to them by William M. Kee and James M. Kee so soon as it can be collected from my debts. I also will that all my farming tools go to the use of William M. Kee and James M. Kee from M. Kee, Maria and Dorcas M. Kee my wife, and in the event one or more of them should marry that there be an equal division of said farming tools between the five last named members of my family. I make this my last will and testament in witness whereof I hereunto annex my hand and affix my seal in the presence of witnesses. Day and date above written
 Jas
 James M. Kee Seal
 W. H. Baylies
 Eli D. Craig

State of Tennessee, October Term of the County Fayette County Ky - 3 Court of said County being hereby October 5th 1846, The following appears of record This day was procured into open court a paper writing purporting to be the last will and testament of James M. Kee deceased, and thereupon came into court J. H. Baylies and Eli D. Craig subscribing witnesses there to who being first duly sworn depose and say that they were personally acquainted with James M. Kee the Testator, and that they saw him sign and publish the same to be his last will and testament, and that they believe he was in sound and disposing mind and memory at the time he signed the same, and that they signed the same in his presence as witnesses.
 It was thereupon ordered by the court that the said paper writing be declared established the last will and testament of the said deceased and entered of record. And thereupon came into court James M. Kee who upon application to the court was appointed Administrator with the will annexed of the last will and testament of the said James M. Kee deceased and entered into bond himself as principal and gave Bartley Style and Bernell Hogue as his securities in the sum of one thousand dollars conditioned as the law directs as was qualified as the law prescribes. Said bond was received by the court and ordered to be en-

book of record (A copy from the Minutes)

James Hooner Edk
By Geo. M. Adams Dkls

John M. Bourdeaux
Will

The last will and testament of John
M. Bourdeaux a citizen of Ten-
nesssee and resident in Haystack County
being in sound mind and body.

1. Thankful to God for all his mercies, my will is
that my wife Thessa Bourdeaux have the use and en-
joyment of all my property, real, personal, and mixed
whether lands, slaves, stock, money, bonds, notes, accounts
or whatever else, meaning as well such as I may have at
the time of my death, as such as I now have - for and
during her natural life and no longer.

2. After the death of my wife I give and bequeath
the same property and the increase of the slaves
to my friend Miles M. Cully his heirs & in trust that
he shall hold the same for the separate use and
benefit of my children, share and share alike
and subject to the control, contracts, debts or liabilities
of the respective husbands of my daughters Mary (com-
monly called Polly) and Martha, meaning as well the
husbands they may have at any time after the death of
my wife as any they may at that time or now have.

In case of the death of any of my children be-
fore the death of my wife, leaving no issue
at the time living at the time of her death, the share
of such deceased child shall go to the surviving
child or children.

In case of the death of either or any of my chil-
dren before the death of my wife, leaving issue living
at the time of her death, such issue shall take the
share or shares that would fall to their respective
parents if living at the time of the death of my
wife.

In case none of my children or their descend-
ent or descendants be living at the time of the
death of my wife, two thirds of the property shall
go to my next of kin in regular course of dis-
tribution and descent, and one third shall go
to Miles M. Cully's children.

I desire the trustees to permit my children to have

The use, enjoyment, and possession of the property falling
to them, taking care only to protect it against being de-
stroyed or destroyed by their husbands. My daughters
while unmarried shall have no power to sell dispose
of or change any of the property falling to them, directly
or indirectly, whereby to be deprived of the use, possession or
enjoyment of the same or for any purpose whatever.

In witness whereof I have signed said and published this
my last will and testament in the presence of Henry G.
Smith and Samuel P. Rayner this 18th day of August
A.D. 1846, and I do appoint my wife Thessa to be the
executor of my will, expressly desiring that she shall
give no bond and security therefor.

Henry G. Smith
Samuel P. Rayner

John M. Bourdeaux (Edk)

18th Aug. 1846

In case both of my children die leaving no
issue living at the time of the death of the last surviving
it is my further will that my property go to my next of kin
according to the laws of descent and distribution, and
if none of my children or their issue be living at the
time of the death of my wife it is my will that my
property go to my heirs and distribute according
to the laws of descent and distribution. Aug. 26. 1846

Test
A. Rhodes
E. Dickinson

John M. Bourdeaux

Item. It is my will and desire that after paying
all my just debts and settling up my estate, all
monies, notes, accounts, and other choses in action
and all other personal property (excepting of course
the negroes who with this land must go as directed in
the above will) be given my wife Thessa absolutely
and in her own right forever. Nov. 3rd 1846

Witness
W. A. Henderson
J. G. Cole

Signed J. M. Bourdeaux

State of Tennessee, December Term of the County
Haystack County - 3 Court of said County, being
Monday December 7th 1846. Present the Worshipful
Wilson C. Loring Chairman, Thomas D. Greer and
Geo. W. Rivers Esquires Justices of the peace in and
for said County, the following among other things

Terms of record (A copy from the Minutes)

Jameson Moore, Attk
By Geo. M. Adams, Attk

John W. Bourdeaux
Will

The last will and testament of John
W. Bourdeaux a citizen of Tennes-
see and resident in Haystack County

being in sound mind and body.

1. Thankful to God for all his mercies my will is
that my wife Thessa Bourdeaux have the use and en-
joyment of all my property, real, personal, and mixed
whether lands, slaves, stock, money, bonds, notes, accounts
or whatever else, meaning as well such as I may have at
the time of my death, as such as I now have - for and
during her natural life and no longer.

2. After the death of my wife, I give and bequeath
the same property and the increase of the slaves
to my friend Miles McCully his heirs & in trust that
he shall hold the same for the separate use and
benefit of my children, share and share alike
and subject to the control, contracts, debts or liabilities
of the respective husbands of my daughters Mary (com-
monly called Polly) and Mintha, meaning as well the
husbands they may have at any time after the death of
my wife as any they may at that time or now have.

In case of the death of any of my children be-
fore the death of my wife, leaving no issue
at the time living at the time of her death, the share
of such deceased child shall go to the surviving
child or children.

In case of the death of either or any of my chil-
dren before the death of my wife, leaving issue living
at the time of her death, such issue shall take the
share or shares that would fall to their respective
parents if living at the time of the death of my
wife.

In case none of my children or their descend-
ent or dependents be living at the time of the
death of my wife, two thirds of the property shall
go to my next of kin in regular course of dis-
tribution and descent, and one third shall go
to Miles McCully's children.

I desire the Executor to permit my children to have

the free enjoyment, and possession of the property falling
to them, taking care only to protect it against being de-
stroyed or destroyed by their husbands. My daughters
while unmarried shall have no power to sell dispose
of or change any of the property falling to them, directly
or indirectly, whereby to be deprived of the use, possession or
enjoyment of the same or for any purpose whatever.

In witness whereof I have signed sealed and published this
my last will and testament in the presence of Henry D.
Smith and Samuel P. Rayner this 18th day of August
A.D. 1841, and I do appoint my wife Thessa to be the
executor of my will, expressly desiring that she shall
give no bond and security therefor.

Henry D. Smith
Samuel P. Rayner
18th Aug. 1841

John W. Bourdeaux

In case both of my children die leaving no
issue living at the time of the death of the last surviving
it is my further will that my property go to my next of kin
according to the laws of descent and distribution, and
if none of my children or their issue be living at the
time of the death of my wife it is my will that my
property go to my heirs and distributees according
to the laws of descent and distribution. Aug. 20. 1841

Just
N. Rhodes
E. Dickinson

John W. Bourdeaux

Item. It is my will and desire that after paying
all my just debts and settling up my estate, all
monies, notes, accounts, and other choses in action
and all other personal property (excepting of course
the negroes who with the land must go as directed in
the above will) be given my wife Thessa absolutely
and in her own right forever. Nov. 3^d. 1841

Witness
W. A. Henderson
J. D. Cole

Signed J. W. Bourdeaux

State of Tennessee, December Term of the County
Haystack County - 3 Court of said County, being
Monday December 7th 1841. Present the Worshipful
Wilson C. Loving Chairman, Thomas D. Greer and
Geo. W. Rivers Esquires Justices of the peace in and
for said County, The following among other things

appears of record viz

This day was produced into open court a paper writing purporting to be the last Will and Testament of John W. Bourdeaux deceased and the same was offered for probate by Thoma Bourdeaux the widow and relict of the said John W. Bourdeaux deceased. Asberry Warren was called and duly sworn who testified that he is acquainted with the hand writing of Samuel P. Rayner a subscribing witness purporting to be the last Will and Testament of the said John W. Bourdeaux deceased, that he has seen said Samuel P. Rayner write often, and sign his name, and from his knowledge of his hand writing he believes the said signature as witness to said paper writing to be in the hand writing of the said Samuel P. Rayner, and furthermore says that he, the said Samuel P. Rayner has departed this life.

Edwin Dickinson a subscribing witness to the Codicil to said paper writing purporting to be the last will and Testament of the said John W. Bourdeaux, and which is dated the 26th of August 1862 and who being duly sworn states that he either saw the said John W. Bourdeaux deceased sign said Codicil, or heard him acknowledge that he had signed his name thereto for the purposes therein expressed on the day it bears date, and that he the said John W. Bourdeaux was at that time of sound and disposing mind and memory and that he signed said Codicil as witness thereto.

William A. Henderson being sworn says that he is a subscribing witness witness to said paper writing purporting to be an additional Codicil to the last Will and Testament of the said John W. Bourdeaux deceased and which is dated 3rd day of November 1846. that said John W. Bourdeaux directed him to draw up said Codicil, and that at the time the said last mentioned Codicil viz on the 3rd day of November 1846. The said John W. Bourdeaux was of sound and disposing mind and memory, and capable of attending to business and making a last will and Testament, that said John W. Bourdeaux signed the same on the day it bears date, and also that the said John W. Bourdeaux republished the Original Will at

the time aforesaid.

J. E. Redefining, Clerk of Court states that he is a subscribing witness to the last mentioned Codicil dated 3rd November 1846 to the last will and Testament of John W. Bourdeaux deceased, that he saw said John W. Bourdeaux sign said Codicil on the day it bears date, that said John W. Bourdeaux was at that time of sound and disposing mind and memory and capable of making a will that he was the attending physician on said John W. Bourdeaux and knows his condition well, and that the said John W. Bourdeaux republished the original Will in his presence. The court therefore orders that the testimony of said Witnesses be entered on the records of this court, but in as much as Henry G. Smith a subscribing witness to the said paper writing purporting to be the last Will and Testament of the said John W. Bourdeaux, and A. Rhodes a subscribing witness to the Codicil of date 26th August 1862, these are neither in attendance on this court, but are both absent from the County of Fayette, the court therefore orders that said paper writing purporting to be the last will and Testament of the said John W. Bourdeaux deceased with the several Codicils thereto attached be read and be continued until the next term of this court for further probate (A copy from the minutes)

For further proceedings and action of proof see page

Francis Hally
Will

I Francis Hally 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 all my funeral expenses and all my just debts be paid as soon after my death as possible out of any money that I did possessed off or may first come into the hands of any executor arising from debts due or from the sale of the crop and such other property as may become necessary. Secondly I bequeath to my beloved wife Elizabeth Hally my negro man Noble and my negro woman Letty. Thirdly the balance of my Estate to be equally divided between my lawful heirs (to wit) my sons Paschal C. Hally, Robert H. Hally, and Thomas J. Hally, and to my daughter Elizabeth H. Belote, Pamela J. Gaines

Mitilda D. Snow, Lucy H. Hally, and their agents to the lawful heirs of their bodies. Finally to Henry B. Lott the son of Nancy H. Lott. The portion of Henry B. Lott to remain in the hands of my Executor until he Henry B. Lott becomes of age. Lastly I do hereby nominate and appoint Paschal C. Hally my Executor. I witness where of I do to this my will set my hand and seal this fifth day of October 1846

his
J. X. Hally *Seal*
mark

Signed sealed and published in our presence, and we have subscribed our names hereto in the presence of the Testator this fifth day of October 1846

M. D. Stewart
E. A. Biles
J. J. Bufford

State of Tennessee December Term of the County
Haystack County - 3 Court of said County, being
Monday December 7th 1846. Present the Worshipful Wilson
C. Loving Chairman, Thomas D. Greer and Geo. W. Reeves
Esquires Justices of the peace in and for said County, the
following among other things appears of record viz.

This day was produced into open court a paper writing purporting to be the last Will and Testament of Francis Hally deceased, and thereupon came into court M. D. Stewart and J. J. Bufford subscribing witnesses thereto, who being first duly sworn depose and say that they were personally acquainted with the said Francis Hally the Testator, that they saw him sign seal and publish the same to be his last Will and Testament, and that they believe he was of sound and disposing mind and memory at the time and that they signed the same as witnesses in his presence. It was then for ordered by the court that said paper writing be declared established the last Will and Testament of the said Francis Hally deceased, and that the same be entered of record. And thereupon came into court Paschal C. Hally the executor appointed in said Will and entered into bond himself as principal and gave James Spurdough and Mountstuart Scott as his sureties in the sum of Eight thousand dollars conditioned as the law directs, and was qualified as the law prescribes. Said bond was recorded by the court and ordered to be a true and correct copy from the minutes

Mary E. Tucker
Will

Lab. Fayette County Tennessee
Sept. 15th 1846

I Mary E. Tucker being of sound mind and disposing memory knowing the uncertainty of human life and the certainty of death make this my last Will and Testament.

I give unto and bequeath to my dear children six in number (to wit) Margaret, Sally, William, Mary Eliza, Adolphus Dutton, and Agnes Magott Tucker all my personal and real estate, the same given me by my affectionate grandmother Mary M. Meyer. I wish my husband A. J. Tucker to control and manage the same for our children without giving security to court, and when either of them marry or become of age they are to have their proportion. The lot in Le Grange I leave optional with him to dispose of. Given under my hand and seal this day and date above written, and in the presence of witnesses.

J. N. Crocker
M. Spencer Green M.D.

Mary Eliza ^{her} Tucker *Seal*
mark

State of Tennessee December Term of the County
Fayette County - 3 Court of said County being
Monday December 7th 1846. Present the Worshipful
Wilson C. Loving Chairman, Thomas D. Greer and
Geo. W. Reeves Esquires Justices of the peace in and
for said County, the following among other things
appears of record viz.

This day was produced into open court a paper writing purporting to be the last will and testament of Mary Eliza Tucker deceased, and thereupon came into court J. N. Crocker and M. Spencer Green M.D. subscribing witnesses thereto, who being first duly sworn depose and say that they were personally acquainted with Mary Eliza Tucker the Testator, that they saw her sign seal and publish the same to be her last will and testament, and that they believe she was of sound and disposing mind and memory at the time, and that they signed the same as witnesses in her presence. It is therefore ordered by the court that said paper writing be declared established the last will and testament of the said Eliza Tucker deceased, and entered of record (A copy from the minutes)

James Moore Clerk
By Geo. W. Adams Deput.

Samuel M. Williamson
Will

The following dispositive of
his estate The Rev. Samuel
M. Williamson made in our
presence & hearing this 6th day of July A.D. 1846. To wit
I give all my property real & personal to my beloved
wife, Mary Jane I desire that my brother Samuel
Williamson my friend Richard Watts be my Executors
to this my nuncupative will that they be not re-
quired to give any security for the faithful perform-
ance of their trust.

Jos. B. Littlejohn
R. O'Connell
John W. Matthews

State of Tennessee
Fayette County

January Term County Court 1847

The following appears of Record
Court met according to adjournment present the Honorable
full Nelson C. Spring Chairman Sec. W. Rev. Joel L. Jones
Esquire Justice of the peace in and for said County.

A paper writing purporting to be the last will and
testament of Samuel M. Williamson deceased was presented to the
Court and the execution thereof proved by the Oaths of Jos-
eph B. Littlejohn and Henderson O'Connell. Subscribing witnesses
thence be proved to the satisfaction of the Court that
said will was written by witness Jos. B. Littlejohn in
the presence of the Testator at his request and was
read over to him and by him approved and that
they signed their names thereto as witnesses thereof in
the presence of the Testator and at his request. With
a belief as they believe of sound and disposing mind
and thereupon the Court ordered that said last will
and testament be recorded. And Lewis D. Williamson
one of the Executors therein named was duly qualified
as such Executor by taking the Oath required by Law.

The said will dispensing with the County and
thereupon letters testamentary was granted to him
and thereupon came into Court Mary Jane Williamson
widow and executrix of the said Samuel M. Williamson
and assigned the provisions of said will and
did show and there before the said Court declare
her descent thereto and she was admitted hereby by Order
of the Court duly entered.

W. C. J. T. J.

J. K. Rouse clerk

In the name of god Amen

I William Henshaw of the County of Fayette and State
of Tennessee on 12th day of April in the year of our Lord
two thousand eight hundred and forty six being of sound mind
and disposing memory do make and Ordain this to be
my last will and testament to wit —

I give and bequeath unto my brother & dearest son
Thomas and his wife Caladonia all my property both per-
sonal and Real and I do hereby nominate and appoint
my said brother address Henshaw Executor of my last will
and testament signed sealed and delivered
in presence of

W. C. Thomas

William Henshaw

State of Tennessee December Term of the County Court of
Fayette County 3rd said County being Tuesday December 8th
1846 Present, Worshipful Judge L. Jones Chairman Justice
D. Jones and Dr. W. C. Jones Esquires Justices of the peace in and
for said County the following among other things appear
of record viz

A paper writing purporting to be the last will and Testament
of William Henshaw deceased and thereupon came into Court
William W. Thomas one of the subscribing witnesses to said will
who being first duly sworn and says that he was person-
ally acquainted with William Henshaw the Testator that he
saw him sign seal and publish the same to be his last
will and Testament and that he believes he was of sound
disposing mind and memory at the time of signing the
same the same and that he signed the same as a witness in
his presence The Court thereupon ordered that the testimony
of the said William W. Thomas be entered of record and
that the said paper writing purporting to be the last will
and Testament of William Henshaw deceased lie on and be
continued to the next term of this Court for further probate
A copy from the records.

J. K. Rouse clerk

Sy. J. M. Adams D. Clerk

State of Tennessee February Term 1847
Fayette County 3rd paper writing purporting to be the last will
and Testament of William Henshaw deceased was again pro-
duced into open Court and thereupon came into open Court
Andrew M. Campbell and who being first duly sworn
and says he was acquainted with W. Henshaw one of the