

George H. Pearn  
Will

I, George Cooper Pearn, of the County of Haywood and State of Tennessee, do Make and Ordain this my last and Only Will and Testament: And first I do hereby appoint, Considerate, and Ordain my beloved wife, Elizabeth Williams Pearn,

my Executrix, With the power and authority to take in Charge, Manage and Control, for the benefit of my family, my Estate, To collect and receive all money due my Estate, and pay all just claims against the same; To defend any and all suits that may at present exist, or that may hereafter be instituted against my Estate; and to institute and prosecute any and all suits that may be necessary to collect and possess my Estate of its just dues; To Manage, Support and Control my Children, giving to each one of them a sound practical Education; and I do hereby direct that no security shall be required of her for the performance of her duties as my Executrix, and that she shall continue to act in that capacity during her widowhood, or so long as she shall Possess entire Capacity for the discharge of said duties, or until it shall be thought advisable and to the interest of my family to have a division of my Estate. And Second, it is my wish and intention that my Estate shall be kept together until my Oldest Child becomes of age, where he shall be entitled to withdraw one interest or portion, and so on in Succession, as my Children become of age; and in the event of my wife's Marriage, she shall likewise be entitled to withdraw an interest in child, part from the common and joint Estate. In Testimony Whereof, I have hereunto set my hand and seal this 20<sup>th</sup> Decr. 1854, in the presence of,

D. C. Gibson

Scott Whitworth

A. D. Hunt

George H. Pearn

State of Tennessee, January Term, County Court, 1855  
Fayette County, 3<sup>rd</sup> A paper Writing, purporting to be the last Will and Testament of George Cooper Pearn deceased, was produced into open Court by D. C. Gibson and G. M. Whitworth, reciting witnesses thereto, and others being first duly sworn, deposed and say that they were acquainted with George Cooper Pearn, the testator, in his life time, and that they leave him a certificate that he executed the above paper Writing to be his last Will and Testament, and that they were called on to sign the same as witnesses, and done so at his request, and in his presence and in the presence of each other, and that they believed he was in sound and disposing mind and memory at the time of signing the same. It was further considered by the Court that said Will be Probated, and so ordered of record.

William O'Whitfield

Will

State of Tennessee, I William O'Whitfield, of Fayette County, & the State of Tennessee, Fayette County, being weak in body but of a sound and disposing mind, and Considering the Mortality of things, do make, publish and declare this to be my last Will and Testament hereby revoking all other wills or testaments made before this 1<sup>st</sup> instant and Considerate Price Miller, of Memphis, and my beloved wife Sarah J. Whitfield, the Reciters, and Proectors of this my last Will and Testament, and after the

My funeral Expenses and just debts, I will my property to be disposed of as follows: 1<sup>st</sup> I give and bequeath unto my beloved wife Anna Whitefield, during her Breathing a lifetime, all the property, known or unknown, and to be used as it may befit her, by the name of Nicholas, the Girl Maria, and Beck, and Tommies, together with all my Stock of horses, Cattle, Hogs, Farming utensils, household and kitchen furniture the proceeds arising from the use of the above property, to be applied to the support of the family, Clothing and Schooling the Children, It is fully understood that if my Wife should marry, that at that time, or as soon as she marries, the above named property is to be equally divided between her and the Children, viz., W. Chapman, Tommies & John D. Woodbury, third and third alike. The summing up expenses, Daniel, Cynthia & Charles, & Charlotte, I wish my Grandchildren to take to the State of Louisiana and sell them to the best advantage, for I leave it discretionary with him in choosing his maid, the proceeds arising from the sale of the above named negroes, after paying my just debts, to be paid over to my Wife, and to be at her disposal, that this, and please may be fully understood, my Executor is to pay over the whole of the money arising from the sale, to my Wife, and she is to pay the rents and take care of the same. As there may be some Stock, and Farming utensils, how my Wife may want to keep, or have any, she is at liberty to retain it by setting off. Decr. 8<sup>th</sup> 1854.

Signed & published before me,

Miles O' Whitefield  
Not. P. & G.

J. A. & S. K. Ward

Wm O' Whitefield  
Mark

2<sup>nd</sup> of January, 1855, of January Term, County Court, Fayette County, 3<sup>rd</sup> of paper Writing, purporting to be the last Will and Testament of William O' Whitefield deceased, was presented in open Court, and thereupon came into open Court, Thomas Chapman and J. A. & S. K. Ward, a Subscribing Witness to the said paper Writing, and who being first duly sworn, deposed and say, that they were acquainted with the testator Wm O' Whitefield in his lifetime, and that they have been acknowledge that he received the said paper Writing to be his last Will and Testament, and that they were called on to sign the same as witnesses, and done so at his request and in his presence, and in the presence of each other, and that they believed that he was in sound mind, except mind and memory at the time of signing the same.

It was therefore considered by the Court, that said Will be Probated, and to be dated of record.

D. K. Gilliam

Well

State of Tennessee, 3<sup>rd</sup> of D<sup>r</sup> 1855,  
Fayette County, 3<sup>rd</sup> being of January, 1855,  
do make and publish this my last Will and Testament, I, Miles O' Whitefield, of Fayette County, Tennessee,

just and lawful Doctor, by said as soon after my death as possible,  
2<sup>d</sup> I wish my Estate kept together until my youngest child becomes of  
age, or during the widowhood of my Wife, and then to the marriage

my Estate then to be divided according to law, I have in my hands One hundred and forty nine dollars, No other intent to be made to myself, and William to my sons, including each of their equal portions of my Estate, as long as my leisure of age. 3<sup>d</sup> I leave my wife Lucy Ward, and my son Joseph, my Executors and Executrix without giving security. 4<sup>d</sup> Each of my children, as soon as my leisure of age, I wish they shall have a house built to them worth one hundred dollars, Joseph & William have two hundred dollars each. 5<sup>e</sup> If any of my children should marry, to after the age of twenty-one years should their portion of property, & that be discretionary with my Executors to give it according to valuation, or to divide it as the may think can be spared. 6<sup>f</sup> all Receipts arising, after the necessary expenses of my Estate, shall be considered part of said Estate. In witness whereof, I do to this, my 10th, set my hand and affix my seal this 5<sup>th</sup> of Decr. 1854.

Sed. D. K. Gilliam

N. H. Seelye

J. R. Simmons

State of Tennessee, 3<sup>rd</sup> January Term, County Court 1855.

Fayette County, 3<sup>rd</sup> of paper Writing, purporting to be the last Will and Testament of David K. Gilliam deceased, he departed this life in the County on the day of December 4<sup>th</sup> 1854, in which County he resided at the time of his death, was produced to the Court for probate hereof, and whereupon it was proven by the oath of J. H. Steele and Jacob K. Johnson, two of the Subscribers Witnesses, to said paper Writing, purporting to be the last Will and Testament of the said D. K. Gilliam, that they are both of them said the said D. K. Gilliam signed the same paper Writing of date December the 5<sup>th</sup> 1854, and that they, Dr. K. Gilliam, by said D. K. Gilliam to sign and attest said paper Writing as his the said D. K. Gilliam's last Will and Testament, and that they did sign said paper Writing, as it appeared to them, and that D. K. Gilliam acknowledged the same to be his last Will and Testament, and at the time of his so doing and their signing same, he was in sound and disposing mind, and memory, and fully capable of making a Will. And the Court being of opinion that the said instrument, or paper Writing, is sufficient to make a valid Will, the last Will and Testament of the said D. K. Gilliam deceased, this the same has been fully proved and established according to the requirements of the Laws, the Court doth therefore Order and declare that the said instrument of writing as aforesaid, is the last Will and Testament of the said D. K. Gilliam deceased, and Order further, that the said Will be Recorded.

Miles McCully

Well

The last Will and Testament of Miles O' Whitefield, of Fayette County, Tennessee.

I, Miles McCully, Considering the uncertainty of this mortal life, and being of

sound mind and memory, do make and publish this my last Will and Testament, in manner and form as follows, 1<sup>st</sup> I wish all of my just debts to be paid by my Executors, but of the rest available means of letting, because I wish my property to be kept together, except such property as I shall herein specifically set off, or otherwise desire to be disposed of; thereof, I wish my wife Rebecca to remain on the premises, on which I now live, and keep house with her during her natural life, the following names are given, James Miller, Abby, Cornelia, Nancy, Lydia, Lucia, Dick, Rufus and

Allons, and the children of his above mentioned friends to remain under my beloved wife Rebecca, fourth, I wish my daughter Sarah to have the following named negroes, full, and half slaves, and that portion of land known as the Park place, Beginning at Hardy McCall's, South East corner, and then running with the boundary of the park to the North line, thence East to the Eastern line. I understand it to be the opinion of the above described lands is best to be sold until after the death of my wife Robeson; I also give a hundred dollars to my daughter Sarah, to buy a horse saddle and bridle for her; my beloved wife is, at liberty to give Sarah such house or furniture as she may think proper to fit. I give my Daughter Martha, now to have two Negroe of the third class, before the death of my Dr. & Co., to be valued by her self, three hundred dollars, and a hundred dollars to buy her a horse saddle and bridle, and such household furniture as my wife may be properly fitted her. Also, I wish my son William to come with his family, and attend to the farm and its cattle, to have a portion of the farm, to wit, one fourth of all the cattle and one third of the cotton, as a compensation for his services, I wish my son two hundred dollars to appropriate out the proceeds of the farm, for general expenses. My daughter Catherine, if her brother thinks it necessary, Second, I wish the following names negroes to be hers and Charles George Dennis, & Eliza, if my wife thinks it necessary, Eighth, I wish my daughter, her husband, & I wish a portion of the Stock to be sold that my wife did not care to retain, & wish my friend Margaret Anderson, to make her home with my beloved wife, so long as she may desire it. Ninth, I do hereby nominate and appoint, Charles Robeccc, Executor of this my last will and Testament, Furthermore I do not require any security from my wife whatever as relation to this my last will and Testament, I wish also that Bartholomew and Edmunds W. Garrison be assistant Executors with my beloved wife Robeccc, Sixth, It is my will and desire, after the death of my beloved wife Robeccc, I wish my estate to be equally divided amongst all of my children to wit, Sarah, William, Martha Ann, and Catherine, those who have not had any portion allotted to them shall be made equal, with those who have had a portion set apart for them; And furthermore, I wish my negro woman Fannie, has a choice, and belong to which ever one of my children she chooses to live with. In witness whereof, I do to this my last will and Testament in my hand and seal, this 1 day of February, 1851. I wish to give my Negro Charles McCall my gun.

Signed, sealed and published in my presence, and before witnesses  
our names hereunto, in the presence of the Testator this 1 day of February 1838

John K. Earle

State of Tennessee, March Term, County Court 1855.

Sayfield County 3 A paper writing, purporting to be the last will and Testament of Miles McCally was produced into open Court, and there upon cause into Open Court - & Warren and John St. Earle Subscribing witnesses thereto, and who being first duly sworn deposed and said that they drew a acquaintance with Miles McCally the Testator in his life time and that they have been signers and writers some paper writing to

to be his last Will and Testament, and that they were called on to sign the same in Mr. Storer's, and do so  
as he required and in his presence; and in the presence of each other; and that they believed he was  
sound and disposing mind and memory at the time of signing said paper writing. It was further  
conceded by the Court that said paper writing be exhibited, and to exhibit of record c.

*W. D. Simmons*

will

W. D. Simmons  
Will

I, Wm. D. Simmons, of the County of Fayette,  
State of Tennessee, being of sound mind and memory,  
Considering the uncertainty of this life and  
transitory life, do therefore make, Ordain, and  
publish and declare this to be my last Will and Testament; That is to say, first,  
after all my lawful debts and charges, the residue of my estate, real  
and personal, I give, bequeath and dispose of as follows. To my wife, my good and beloved  
to my beloved wife, a sum of eight hundred dollars of my land, With the buildings on this, part  
of it which I now reside, and also one sheep, or a Chick's part of my personal  
estate, after setting apart two hundred dollars for my Daughter Sarah, and one horse  
saddle & bridle for my son John D. Simmons, and also one horse saddle & bridle for my son  
D. C. Simmons, Each horse bridle & saddle, to be worth one hundred dollars; I give and  
bequeath to my children Augustus, Mary L., John S., Benjamin C., and Sarah Simmons  
an equal division, both in my real & personal Estate, after setting aside the  
above named amounts to Augustus, John S. & Benjamin C. Simmons, to make them equal with  
Augustus, Simmons and Mary L. White, who have two and one half shares;  
I direct my Daughter Mary L. White, to have a negro woman which she now has in possession,  
named Frances, which shall be valued to her as his negro property of my  
estate, I wish my son, Augustus Simmons, to have six hundred acres more on  
which he now resides, to be bequeathed to him, so though it does not encompass a tract  
a crop to be made on my farm this year, and all the negroes to remain  
on the same until the crop is gathered, and said six to be left after having  
a competency for my wife supplied for one year; As soon as the crop is harvested  
or gathered, I want all of my children that is of age, to have their respective  
part of my land & negro, and also money, if any, and the minor children  
to have a Trustee appointed to represent them, and to sell the land and hire out  
the negroes that may be left apart from them; The land and negro that will be  
left apart to my Daughter Mary L. <sup>and</sup> undivided estate, I give and bequeath to her  
and to her heirs only; Likewise, I make, constitute, and appoint Wm. Phifer  
and J. B. Simmon, executors to this my last Will and Testam't, With his right  
and power invested in them by me, in accordance with his desire to apart to my  
beloved wife her desire in the land and her part of the negro, and also his yearly  
supply, at the time named above in this Will, and also to sell and let apart  
Augustus Simmons & Mary L. White interest in my estate, which are now of and  
at the time named in this Will, and also to do the same for the minor children of the  
late Sarah Simmons, when they shall have come of age; and in case of a depar-  
ture on the part of either party concerned, the executors shall have the  
right to call in from and to those disinherited heir to receive title thereto, and  
their descendants shall be considered legal and valid;  
In witness whereof, I have hereunto subscribed my name, and affixed  
my seal, done in the year of our Lord, eighteen hundred and fifty five.  
Test. W. D. Simmons  
Robt. Bullock

All, and the children of the above mentioned woman to remain with my beloved wife Rebecca; though I wish my daughter Sarah to have her following named negroes, feline, and little boy, and their part of land known as the Oak place, Beginning at Shady M' Cully south east corner, and then running with the boundary of the Creek, to the River line; then west to the Garden line; then north to the beginning, the above described land is not to be sold until after the death of my wife Rebecca; I also give a hundred dollars to my Daughter Sarah to buy her saddle and bridle for her; my beloved wife is at liberty to give Sarah such household furniture as she may think proper; if after I die my Daughters Martha & Sarah have two negroes of the value of twenty dollars each, to be valued by their respective friends, and a hundred dollars to buy her a horse saddle and bridle, and such household furniture as my wife may see proper to give her; then I wish my Son William to remain with his Mother and attend to the farm and all he can do to have a portion of the Creek to him, one fourth of all cotton, and one third of the cotton, as a compensation for his services; I wish each of my daughters Catharine & Mary to have a portion of the Creek for five years, to provide my daughter Catharine of her Mother's lands in the necessary amount.

In the following manner negroes to be hired out, Charles George Thomas a part of my wife's lands if necessary; Right, I wish my Daughters to have a portion of the Stock to be sold that my wife did not make debts to me in my view. Margaret Anderson to make her home with my beloved wife, as long as she may desire it; tenth, I do hereby nominate and appoint Miles M' Cully, Executor of this my last Will and Testament; furthermore I do not require any security from my wife whatever as Executor to this my last Will and Testament; I wish also that B. H. Kyle and Edmund W. Garrison be assistant Executors with my beloved wife Rebecca; it is my will and desire, after the death of my beloved wife Rebecca, to wish my estate to be equally divided amongst all of my children to wit, Sarah, William, Martha Ann, and Catharine; those who have lost their portion shall be made equal with those who have had a portion left apart for them; and furthermore I wish my negro woman, Feline, to have her choice, and belong to which ever one of my children she chooses to live with. In witness whereof, I do to this my last Will and Testament my hand and seal, this 1 day of February 1855. I wish to give my Negro Miles M' Cully my gun.

Miles M' Cully

Signed, sealed and published in my presence, and in the presence of the Testator, this 1 day of February 1855.  
Test: A. Warren

John S. Baird

State of Tennessee, March Term, County Court 1855.

Hayes County, 3<sup>rd</sup> I, John S. Baird, being present to be the last Will and Testament of Miles M' Cully, was produced into open Court, and thereupon cause into open Court, A. Warren and John S. Baird, Commissioners of Probate, and who being first duly sworn deposed and say that they have a examination with Miles M' Cully the Testator in his life time, and that they have here signed and affixed some paper bearing to

be his last Will and Testament, and that they were called on to sign the same as witnesses, and do so at his request and in his presence, and in the hearing of each other, and that they believe he was in sound and disposing mind and memory at the time of signing said paper writing; It was Kaufman considered by the Court that this paper writing be admitted, and to take effect of record.

H. D. Simmons

Will

I, Melvin D. Simmons, of the County of Fayette  
State of Tennessee, being of sound mind and memory,  
Considering the uncertainty of this frail and  
transitory life, do therefore make, ordain,

publish and declare this, to be my last Will and Testament, That is to say, first, after all my lawful debts are paid and discharged, the residue of my estate, real and personal, I give, bequeath and dispose of as follows, to wit, I give and bequeath to my beloved wife, a sum or right of one third of my land, with the buildings on it, and of it which I now reside, and also one third of a fifth part of my personal estate, after setting apart two hundred dollars for my Daughter Sarah, and one hundred dollars & bridle for my son Jacob Simmons, and also one hundred dollars & bridle for my son D. C. Simmons, each horse, saddle & bridle, to be worth one hundred dollars; I give and bequeath to my children Augustus, George, John & Benjamin, an equal division both in my real and personal estate, after setting apart the above named amounts to Sarah, Jacob & D. C. Simmons, to make them equal with Aquilus Simmons and Mary D. White, who has two sons & two daughters; I don't give my Daughter Mary White to have a negro woman which she has in her service named Feline, which shall be valued to her as the negro property of my estate; I wish my Son, Augustus Simmons, to have one hundred acres land, or which he does resided, to be valued to him, as George is too old to manage; I wish a crop to be made on my farm this year, and all the negroes to remain on the farm until the crop is gathered, and said crop to be distributed among a compensation for my wife's support for one year; as soon as the crop is gathered or gathered, I want all of my children that is of age, to have their respective part of my land & negroes, and also money, if any, and the minor children to have a trust appointed to represent them, and to send the land and hire out the negroes that may be let apart for them; the land and negroes that will be set apart to my Daughters in my undivided estate, I give and bequeath to her and to her heirs only; Feline, I make, constitute, and appoint W. H. Hodges and J. D. Simmons, Executors to this my last Will and Testament, with his right and power invested in them by me, in accordance with which to let apart to my beloved wife her share in the land and her part of the negroes, and all her yearly supply, at the time named above in this Will, and also to let apart the negroes Simmons & Mary White interest in my estate who are now of age at the time named in this Will, and also to do the same for the minor children of Mr. & Mrs. Sarah Simmons, when they shall have become of age; and in case of a disagreement in the part of either party concerning the negroes shall have the right to call in one and to three disinterested men to council with them, and their decision shall be considered legal and valid.

In witness whereof, I have hereunto subscribed my name, and affixed my seal, done in the year of our Lord eighteen hundred and fifty five.

That is to say,

H. D. Simmons

Rest Brule

State of Tennessee May Term, County Court

Sayre's County, 3 This day was produced in Open Court, a paper Writing, purporting to be the last Will and Testament of W. D. Simmons deceased, Whereupon Comes into Open Court Mr. Hollingson & Robert Bullock, Subscribing Witnesses to said paper Writing, the being first duly sworn, do say that they have a acquaintance with W. D. Simmons the Testator, and that they saw him sign, set and execute the said paper Writing to be his last Will and Testament, and they were called upon to sign the same as witnesses, are now deposed to the effect and in presence of each other, and they believe the said W. D. Simmons testator, had no known mind or memory at the time of executing the same. It is therefore considered by the Court, that the paper Writing be established as the last Will and Testament of the said Testator, and so judged upon Record.

Grizzy Johnson  
Will

In the name of God Amen I Grizzy Johnson of Fayette County Tennessee, do make & confess this as my last Will & Testament hereby revoking & declaring void all other Wills hitherto made by me. First, I direct that my funeral Expenses & my debts be paid as soon as practicable after my death, out of any money of which I may die possessed, or which may proceed from any part of my Estate. Secondly, I give & bequeath unto my beloved daughter, Winifred Fleming & Margaret Johnson, the tract of land on which I now live, for a home during their natural lives, so long as they choose to reside thereon, subject to the following conditions, and that of any of my other daughters should through misfortune be reduced to want, she or they shall also be entitled to the privilege of living on the same tract of land, or of receiving from the proceeds thereof such a portion as may be necessary for her or their support. Second condition, that this tract of land aforesaid, shall not be sold or alienated without the consent & desire of any before mentioned daughter, Winifred Fleming and Margaret Johnson & of my son William Johnson; Condition third, that if at any time, the said parties last mentioned, to wit, the two daughters Winifred Fleming, Margaret Johnson & my son William Johnson, should think it best for the land to be sold, then & in that case, they may, with or without the consent of my other children, proceed to sell the same according to law, and out of the proceeds of the same, it is my will & desire that my two daughters before mentioned, to wit, Winifred Fleming & Margaret Johnson shall receive back one thousand dollars, up to the purchase money shall amount to so much, and that of what may then remain, my beloved daughter Mary Smith shall receive two thirds, & the balance after both these sums are deducted, be equally divided between my dear daughter, Ann Forde, Nancy Robertson, Maria McCaughie, Eliza Elliott, Constance Fletcher & at any time before this my Will is settled, to the Winifred Fleming or Margaret Johnson, should marry, she is to receive from the purchase money of the land (in case it should be afterward sold) only five hundred dollars instead of one thousand, & the balance to be distributed among my other daughters according to the same scale above laid down.

Thirdly, I do hereby appoint my son William Johnson, Esq. for my Relation and attorney, to take care this business of my estate, for this purpose, as his judge best & will give & despatch unto my daughter Winifred Fleming, & Margaret Johnson, for their use & benefit, thirty eight acres of land, for which I held the title being of my son William Johnson, they paying to Robert Lockett, two hundred & thirty five dollars, for which I am bound to him in a note with my son William Johnson, Saith, I do hereby nominate & appoint my son William Johnson, the Executor of this my last Will & Testament. In testimony whereof, I do hereby set my hand & seal, this the 1<sup>st</sup> day of October in the year of our Lord One thousand eight hundred & fifty four (1854).

Signed, sealed & published in the presence of us, the undersigned,

Grizzy Johnson Esq. D.D.

He left at my hands to be executed in the presence of his Testatrix

William Johnson

Henry J. Patterson

State of Tennessee, October Term, County Court, 1855.

Fayette County, 3 A paper Writing, purporting to be the last Will and Testament of Grizzy Johnson deceased, and thereupon came into Open Court William Johnson and Henry J. Patterson, Subscribing Witnesses to said paper Writing, who being first duly sworn, deposed and say that they have acquaintance with Grizzy Johnson the Testator, in his lifetime, and that they know his acknowledge the same to be his last Will and Testament, and that they believed the said in sound and disposing mind and memory at the time of acknowledging said paper Writing, and that my wife, Ellen, set to sign the same as Witnesses, and done so at her request and in her presence, & that she had a knowledge by the Court, and that said Will be established, and so judge of record.

G. M. Carpenter

Will

I G. M. Carpenter, declare and publish this, to be my last Will and Testament, I give and bequeath to my wife, Martha A. Carpenter, all my property, now or hereafter, to which I may have any claim, or interest, whether real or personal or mixed, to be enjoyed by her, her heirs and assigns forever. I make my said Will at what A. the residence of this my Will; Given under my hand and seal this 12<sup>th</sup> day of December 1857.

G. M. Carpenter

August 25, 1855. I G. M. Carpenter acknowledge the above to be my last Will and Testament, which I wish carried into effect, all of which I acknowledge before the Witnesses whose names are attached.

J. S. Scott

M. D. Simmons

L. C. Craig

James A. Thomas

State of Tennessee, October Term, County Court, 1855.

Fayette County, 3 This day was produced into Open Court, a paper Writing, purporting to be the last Will and Testament of G. M. Carpenter, Sr. and thereupon came into Open Court, J. Parrot, and G. L. Craig, and James A. Thomas, Subscribing Witnesses, who, being first duly sworn, deposed and say that they have a acquaintance with G. M. Carpenter the testator in his life time, and that they heard him acknowledge this same paper Writing to be his last Will and Testament, and that they believe he was in sound and disposing mind and memory at the time of so doing, and they were called on by him to sign the same and done so at his request and in his presence, and in the presence of each other. It is therefore ordered by the court that said Will be established and so judge of record.

John B. Wray

Will

I have all given by these presents Test I.  
John B. Wray, of the County of Fayette  
and State of Tennessee, being of sound mind  
do make this my last Will and Testament;

First, that all of my just debts be paid; Secondly, that All and bequeath  
to my Son, John Fletcher Wray, all of my effect, I do that my real estate  
be be sold, and that it shall be sold at the discretion of the court, either  
publicly or privately, and such portion of my house and lot same for  
notes, as my Executor may think proper, also my negroes, & other  
provisions my son John Fletcher Wray, shall be before the time of law  
full age, or without leaving a wife an child, I will that my effect  
be equally divided between my brother and sister, or their children  
my deceased wife's brother and sister, or their children; I will also  
John & W. R. Kimbro to become my sole Executrix and Guardian of my  
son; I signed, sealed and delivered in the presence of subscribing witness  
The 25<sup>th</sup> July 1853

Witness: W. H. Ferrell  
John S. Dobbins

John B. Wray Esq

State of Tennessee, August Term, County Court, 1853.  
Fayette County, 3 A Paper Writing, purporting to be the last Will  
and Testament of John B. Wray deceased, was produced into Court,  
and thereupon came into Court, of H. M. Ferrell and W. S. Dobbins,  
as Subscribers & Witness to said paper Writing, and who being duly sworn,  
swore this day that they were acquainted with John B. Wray the  
testator in his life time, and that they saw him sign, seal and execute  
said paper Writing, to be his last Will and Testament, and that they believe  
him to be in sound and disposing mind and memory at the time of signing  
said paper Writing, and that they signed the same as witnesses thereto in the  
presence of the testator, and in the presence of each other. It is  
so ordered and directed by the Court that said paper Writing be established  
as so called up of Record.

Rebecca Crenshaw

Will

In the name of God, Amen.  
I, Rebecca Crenshaw, of the County of  
Fayette and State of Tennessee, being  
of sound mind, first from experience

of the fact that all must die, and that I, according to the course of  
nature, cannot remain in this world a great length of time, but go the  
way of all the earth, and resign my spirit to that God who gave it,  
and desiring to leave a testimony with regard to my earthly effects,  
hereby declare and cause this day last Will and Testament, to be written  
hereby declaring all others to be void, as follows: to wit, and 1.)  
all of just debts to be paid; and 2.) I wish the following negroes my  
Mary, John & wife, to be equally divided between my daughters  
Nancy Tarrance, Polly Crenshaw, Elizabeth Crenshaw and Caroline Monroe  
in the following manner, to wit, that of the said negroes to be equally  
divided by drawing, that is to be sold to the highest bidder for cash, and  
the proceeds of them being distributed, to be laid out in the purchase

of a negro for each one of my daughters, such as they may desire whether they shall  
wish it to be a negro man, boy, woman or girl, as their mutual needs be sufficient to pay  
for same negro, and the title of the above named negroes to be made by those who shall carry  
the my last Will into Effect, whether by my own appointment, or by those who may be appointed  
by the Court in the County where the my Will shall be probated, and such person or persons  
that have and I do hereby give and grant them the power to make as good a title to  
the above named negroes as am in me feasible and as good, and from a title as I  
would make were I living in the name of my Estate; And also these person or persons  
who may carry the my Will into Effect, are also authorized and empowered to take a  
good and sufficient title to the negroes that may be brought for my above named  
daughters, which title to same negroes to be taken in the name of my said daughters and  
their Bodily heirs, in the following manner, that is to make of said title or Will  
of sole as regards the testator, the interest of said negroes (viz 1.) to Nancy  
Tarrance and her Bodily heirs, for his and their sole use and benefit during his  
natural life, and after her death to be equally divided among and between  
his said Bodily heirs; 2.) to Polly Crenshaw and her Bodily heirs, for his and  
their sole use and benefit during his natural life, and after his death to be  
equally divided among and between his said Bodily heirs; 3.) to Caroline Crenshaw and  
her Bodily heirs, for his and their sole use and benefit during  
his natural life, and after his death to be equally divided among and  
between his said Bodily heirs; 4.) to Elizabeth Crenshaw and her Bodily  
heirs, for his and their sole benefit and use during his natural life, and  
after his death to be equally divided among and between her said Bodily  
heirs; I furthermore wish and desire that the above named, or those living  
or deceased who may carry out this my Will, to sell my negroes in long  
and that the said Court shall appoint guardians for my grand children  
James Monroe Crenshaw and Rebecca Crenshaw, the children of my son James  
Crenshaw, and cause the proceeds of said  
woman living to be put  
in his their guardians hands, after his giving such security as the Court may con-  
sider good and fit and guardian to keep said money or interest, and to pay soon  
or young the interest of the same for the tuition and clothing of said children  
to those who may be legally to receive the same, but at all times retain the  
principle, until said children may come of age; I also bequeath to my son  
Joseph Knott, Five dollars, to be paid to him or his assigns, aged the division  
of my Estate. In testimony Whereunto I set my hand and affixed seal  
this 19<sup>th</sup> day of June in the year of our Lord 1853.

Test. W. H. Ferrell

Witnesses: 1) I acknowledge to be my last Will and Testament  
Henry M. Herring 2) to the presence of these two last witnesses

Henry E. Wade 3) This 19<sup>th</sup> of June 1853

State of Tennessee, August Term, County Court 1853.

Fayette County, 3 A Paper Writing purporting to be the last Will and Testament of Rebecca  
Crenshaw deceased, was produced into Open Court, and thereupon came into Court  
Henry M. Herring and Henry E. Wade Subscribing Witnesses to the same Paper Writing, and  
the foregoing first duly sworn deposed and say that they were acquainted with Rebecca Crenshaw  
the testator in his life time, and they heard her acknowledge that she had  
said paper Writing to be her last Will and Testament, and that they believe she  
was in sound and disposing mind and memory at the time of executing

Rebecca Crenshaw Esq

Witnesses: 1) I acknowledge to be my last Will and Testament

The same, and that they were called on to sign the same and done so at his request and in his presence, and in the presence of each other. It is therefore Considered by the Court that this paper being so established, and so Entituled of Recd.

Sterling S. Vaughan  
Well

of sound and disposing mind and memory do hereby make publish & declare This my last Will and Testament in manner & uniform following last, June 1<sup>st</sup> I hereby nominate and appoint my son, Clement Vaughan, now in law, James B. Shoffner, & my Brother Thomas Vaughan, Executors of this my last Will & Testament. Item 2<sup>nd</sup> My Will and desires are, as I do wish and direct, that all of my Estate of every description be left together with my Youngest Child, attains the age of 21 years, upon a fair trial of the Experiments my Executors should be of opinion that such a course is most conducive to the interest of my children, and from the proceeds of the farm, & other available means, I wish all my debts & liabilities paid, and my children raised, educated and then pay off, and upon the arrival of my Youngest Child at law age, to divide what Estate then remaining, I wish divided equally among all my children, or their legal representatives, provided that in such division regard shall be had to advancements previously made to my son, Sterling Vaughan to the amount of six hundred dollars & to my son in law, James B. Shoffner, to the amount of about one hundred & twenty five dollars, and that the sum of keeping everything together, and keeping up the farm, as herein laid directed, to be justly and true opinion of my Executors after a full and true trial of the same, paid to be proportional of the sum in trust of all my children, then and in the future my Executors are hereby commanded and required to break up the farm, and sell the purchased property on such terms and conditions as they may think best, here at the beginning with the arrival of my said youngest Child at lawfull age, and either rent or sell the land, as they may be of opinion will be most promotive of the interest of all interested, and from such hire, rents and profits, I wish my children raised, educated and taken care of until the youngest attains the age of 21 years, and then the whole Estate equally divided as above provided for. In witness whereof I have written and my hand and affixed my seal the 1<sup>st</sup> day of June A.D. 1853.

Witness: H. M. Sharp  
S. S. Vaughan  
Ley Setcham.

State of Tennessee, October Term, County Court, 1853  
Fayette County, 3<sup>d</sup> A paper writing purporting to be the last Will and Testament of S. S. Vaughan wherein was presented into open Court, and therupon came into Court H. M. Sharp and Ley Setcham, Subscribing the names to said paper writing, and who being first duly sworn deposed and say that they were acquainted with S. S. Vaughan the testator in his life time, and that they were then signs said and recd. the same, to be his last

Will and Testament, now that they believe that he was in sound and disposing mind and memory at the time of signing the same, and that they were called together to sign the same as witnesses and done in at his request and in his presence and in the presence of each other, it is therefore ordered by the Court that said Will be established, and so Entituled of Recd.

Granderson Spurlock  
Well

I Granderson Spurlock, of the County of Fayette State of Tennessee, being of sound mind and memory, and Considering the uncertainty of this frail and transitory life, do therefore make, today publish and declare this to be my last Will and Testament; That is to say, first, after all my lawful debts are paid and discharged, the residue of my Estate, real and personal, I give, bequeath and dispose of as follows: To Mrs. S. grand and bequeath to my wife, Mary Ann Parrott, Elizabeth Griffin, John, Henry, William, Julia Warren, James and Angelina, Royal Slave in my Estate, both real and personal; On my son Thomas Spurlock, I give and bequeath fifty dollars, to be paid to him by my Executor when the Estate is divided; I do not want or desire to leave my Estate real and personal to be divided between my wife and children, since my youngest Child, Angelina is 21 years of age, or otherwise, therefore, whether Will be considered of age; I want my Executor to sell my Waggon and Two horses, one grey, one sorrel, one bay, and my Driver's cart, one Sledo Watch, and all the furniture except enough for two horses twelve months, and all the pork hogs except one thousand pounds for the use of the White family; I also want my Gin House, Mill, Tinning gear, balances at Givabance, one shot gun & rifle solar, I want all my Negroes hired out from year to year, except a negro woman to wash, by my Executor named Isaac, Dennis, Jim, Dennis, James, Vaughan, and Tennessee, the Negroes collected from the hands of said slaves, and from the above named property, and two thousand dollars which I now have in the Bank in Louisville, is to be put at interest by my Executor, from time to time, until my youngest Child Angelina marries, or otherwise becomes 21 years of age; I want the negro woman Dennis and all my cattle, stock, hogs, house and kitchen furniture and the farming utensils, to remain undivided on the farm for the use of my family; I want all of the above named property to be sold, as soon as it is practicable after my death; Likewise I make, constitute and appoint H. M. Sharp my Executor to this my last Will and Testament; On witness whereof I have hereunto subscribed my name and affixed my seal, this 11<sup>th</sup> day of Sept. 1854.

Test. H. M. Sharp

Granderson Spurlock Esq.

H. M. Sharp

State of Tennessee, May Term, County Court, 1853

Fayette County, 3<sup>d</sup> This day was produced in open Court, a paper writing writing, purporting to be the last Will and Testament of Granderson Spurlock, described & therupon came into open Court, H. M. Sharp and H. M. Garrison, subscribing witnesses to said pa-

paper writing & who being first fully known, deposes & say that they were acquainted with J. Sparhawk the Testator, & that they have been requested to certify the said paper writing to be his last Will and Testament, & they were called upon to sign the same at Waukesha, & done so at his request & in the presence of each other, & that they believe the said Testator intended the same to be his Will and Testament, was in sound mind & memory at the time of executing the same, & it therefore can be shown by the Court, that the said paper writing be established as the last Will & Testament of the said Testator, & ordered to be entered upon Record.

Edmund Higginson  
Will.

In the year and form following, I, Edmund Higginson of the County of Fayette and State of Tennessee being in sound mind and memory, do this day make this my last Will and Testament in manner and form following, 1<sup>st</sup> I direct that all my just debts be paid, 2<sup>d</sup> I direct that my grandsons Joseph J. Higginson & John Higginson shall be provided for by bequests of dollars in addition to what I have already given them, 3<sup>rd</sup> I direct that my land Negroes, stock of all kinds, and every article belonging to the furniture, shall be sold, and the proceeds thereof be equally divided among my four named children, in addition to what they now receive, & Adaline M. Blane, Sarah D. Sumner, Mary Elizabeth and Langford Higginson. In case lastly, I appoint my son Edmund Higginson, and my son in law Nathaniel J. Clegg, Executor to the last Will and Testament, It is to be understood that I require no securities of my executors. Witness my hand and seal this twenty fourth of August 1853.

N. T. Mc. Stray  
John Vassall  
Joseph A. L. Good

Edmund Higginson

Date of Tennessee November Term, County Court 1853.  
Fayette County, 3<sup>d</sup> A Paper Writing purporting to be his last Will and Testament of Edmund Higginson deceased, was this day produced into court for probate thereon, and thereupon came into open Court Joseph A. L. Good, one of the subscribing witnesses to said paper writing, and also being first duly sworn, deposes and says that he was acquainted with Edmund Higginson the Testator, in his life time, and that he has often conversed with him, that he has seen said paper writing to be his last Will and Testament, and that he was called on by the Testator to sign the same as a witness thereto, and done so at his request, and in his presence, and that he believes the said Testator Edmund Higginson was in sound mind and memory at the time of signing the same, and ordered by the Court to be admitted for further Probation.

Date of Tennessee November Term, County Court 1853.  
Fayette County, 3<sup>d</sup> A Paper Writing purporting to be the last Will and Testament of Edmund Higginson deceased, produced into Court for final Probate thereon, and thereupon came into open Court Mr. H. Clegg, the other subscribing witness to said paper writing, and who being first duly sworn, deposes and says that he was acquainted with Edmund Higginson the Testator in his life time, and that he knew him as he said

to be a paper writing to be his last Will and Testament, and that he was called on by the said Testator Edmund Higginson to sign the same as a witness thereto, and done so at his request, and in his presence, and in the presence of other witnesses, and he believes the said Testator was in sound mind and memory at the time of signing the same, It was ordered by the Court that said Will be established, and be entered of record.

Jesse Staffor  
Will

J. Jesse Staffor of the County of Fayette and State of Tennessee do hereby publish this to be my last Will which is to say that my son Jacob Staffor & my Daughter Ann Staffor shall possess and enjoy after paying all my just debts, all my property of every description, except my black mare, which it my wish that my beloved wife shall have as her own right and property. Given under my hand & seal, 1<sup>st</sup> Ap<sup>r</sup> 1854

Alex. McHale  
Jesse Staffor

Date of Tennessee November Term, County Court 1853.  
Fayette County, 3<sup>d</sup> A Paper Writing purporting to be the last Will and Testament of Jesse Staffor deceased was this day produced into Court for probate thereof, and thereupon came into open Court Mr. H. Clegg, one of the subscribing witnesses to said paper writing, and who being first duly sworn, deposes and says that he was acquainted with Jesse Staffor the Testator in his life time, and that he knew him as he said to be his last Will and Testament, and that he was called on by the said Testator to sign the same as a witness, and done so at the request of the said Testator, present before him in his presence, and that he also believes he was in sound mind and memory at the time of signing, and acting during said paper writing, and concluded by the Court that same shall be established, and ordered to be entered of record.

Bostwick B Degriffenens

Will

Witnessed & Acknowledged by the  
County Clerks, bearing the testimony  
of Death & uncertainty of his time of  
dying, at this time of signing and seal-  
ing this instrument, do hereby make and publish this my last Will and Testament in  
Witness and from as follows: 1<sup>o</sup> I give to my son Edward B Degriffenens  
the said Slave holding his land and now in his possession with  
all their increase from this date; Also, two hundred and thirty acres of  
land, to wit, the James Hamblet two hundred acres as it is called, own-  
thirty acres adjoining thereto off the River Hamblet tract of land to him  
and his heirs forever; 2<sup>o</sup> To Elizabeth Evans, the said Edw. B. Degriffenens & his  
heirs, their heirs forever, I give the following slaves, to wit, a woman  
Sarah, Dick, Sam, Melrose, Anna, George, Beck another forty black  
Bob, Washington, Jack, Dick & his wife, to all slaves, in Trust for her annual  
support, Maintenance and Education of my three grandsons  
Edward M Long & Francis Long, sons of my deceased daughter Sarah.  
That they to keep the Control & Management of said property and right  
the said property to the purpose aforesaid. This done to induce another  
increase of said Slaves from this date; also I give for her life and  
the life undivided one fourth part of the tract of land last in my  
possession, containing about fourteen hundred and twenty acres,  
but as the said Norman Black daughter has long been a faithful  
& efficient Servant & rendered great service as a Slave to her master  
my said son Edward Degriffenens, and also in training and teaching the said  
Edward & Francis, and in case of getting freedom by will & marriage or  
that she be required to do so work or have not but have a reasonable  
support from the said estate in this clause named; 3<sup>o</sup> This also is in  
the possession of my Daughter Elizabeth & her husband Edward  
Long, ten slaves as a trust for the present and I contemplate that  
a add two more slaves holding in all hundred, and either more or less  
increase from this date, and also with all that part of the said  
Hamblet tract of land, in clause of the 2<sup>o</sup> clause aforesaid to be divided  
upon Justice in Trust, to apply the annual proceeds of said land for  
slaves & use of said land to the support from year to year of my said  
Daughter Elizabeth and such children as she may have and purchase slaves  
not subject thereto property with previous to the testator, either in clause of his  
present or any future husband, and at his decease the same to go to his  
or children that she may leave & the descendants of such child descendants  
to bring the part the present master have done of living, and in case of any  
living child or children or descendants of such as have died in the past  
so given to her see, to revert to my estate, and be divided equally, that is  
to say, one fifth part to my son Henry, one fifth part to each of my daughters  
Sarah & Agnes, one fifth to myself because my grandmother, and the  
remaining fifth to my two grandsons Edward & Francis Long, in relation  
to divide his part no absolute title, and the remaining four fifths to the  
testator of this Will named for the others, and upon the said two grandsons  
& themselves as the other persons being thereof for them to be applied  
and in case of my death or before my death, to be divided equally

and the said lands and ten slaves & two others, which two I leave to the disposition of my executors to sell out of my estate, in the shortest time after my death, for the use of my children, to wit  
Henry C Degriffenens, Ed. Evans, S. M. Lewis, Abram Springfield and Peter Blane, to be by them  
held in trust for the purpose aforesaid. 4<sup>o</sup> The balance of the slaves belonging to my wife with her  
increase from this date, I set her title to, and also the remaining three fourths of my home tract of  
land aforesaid in Henry C Degriffenens, Ed. Evans, Abram Springfield & Peter Blane  
in trust for the support & maintenance of my Daughter Sarah B. & Agnes B. Degriffenens  
and my grand son Joseph Evans, the annual profit thereof to be applied to the purpose  
aforesaid, one third to each, and for the better management thereof, & of the slaves & land held  
by me to use of my said grand son Edward M & Francis Long, I direct that the slaves to  
their use and of said Sarah, Agnes & Joseph, to be kept together & worked together by the respective  
trustees, upon the said lands, and for that purpose, I give, in trust, as aforesaid, the stock  
of cattle, hogs, horses, Charles tools, corn & that may be necessary at my decease, on  
said plantation, to enable the said trustees to go on to raise & to sell without purchasing  
said article. It is further my will, that my old Roman Lucy, passing under  
this devise be regarded as going in full division to Joseph, but there is not to be regard  
to later, but it is to be comfortably sufficient; also, my old slave Daniel, is to live on the  
plantation while it is kept up, but is not to be kept to have labor, and is to be supported  
for life, and may live about forty place to live with such of my children as suits  
his pleasure. Upon the arrival of either of my daughters Sarah or Agnes, to the  
age of twenty one years, or Marriage, to my said trustee, by whom to be given  
by such one, one fourth (qualify, quantity & value regarded) part of said home  
tract of land and one third of said slaves (with their increase), allotted for use of the  
first, and one fourth of the stock males tools & them on hand, and hold the same for the  
support from year to year of said daughters and in the Plantation as the may have, and  
be independent of and not subject to the control or debts or contracts of her husband, and  
upon the second becoming of age or Marriage, let the one half the value of the  
remainder of said slaves (Milkew as aforesaid for use of the other) and one third part of  
the lands & aforesaid, then on hand to have off & sold in like manner by said trustees  
& with the like limitations and restrictions, as far as much as upon marriage  
also, it may be known that more than one third of one fourth cannot be sold off, especially  
from said home tract, without great injury & manifest injustice to the  
others in interest, therefore I leave it to the sound discretion of the trustees  
to sell the remaining three fourths and lay out the proceeds in other lands  
for the uses &c as the original; The value of the lands of said home tract  
to be invested as aforesaid by said trustees, and held with the one third (original)  
of the slaves as aforesaid proportion of each & and such proceeds as applied by  
them, from year to year to support of such daughters and such children as  
children as he may have, and alike as in the case of the others, independent  
of & not subject to the contracts, debts or the actions of his said husband;  
and upon the said Edward M Long becoming of the age of twenty one years  
to the said trustees deliver to him the half of his property, former father and his  
brother, and upon the said Francis becoming of the age aforesaid, to the trustees to deliver  
to him the other half of said property. And upon the said Joseph Evans arriving  
at the age of twenty one years, let the trustees deliver to him the property left for  
him. But in dividing off the slaves herein given for the benefit of said slaves,  
Agnes & Francis, it is my will that the said slaves Agnes and Francis  
be my heirs to all the slaves as aforesaid to use of my daughter Agnes, and that

in division of said Slaves. We have but much more than half of our  
Other heirs & the remainder of property of which I carry to my surviving  
both real & personal effects. I direct to be (after payment of my just debts)  
divided into six equal parts; One part given to my son Henry & his part in  
trust as the other property will be turned to my said grandsons Francis &  
James, and the remaining four parts to trust at the other property will be left  
to Sarah, Agnes, Jessie & Elizabeth apiece, and that my executors shall not be  
bound to entitle each Child to take may not exceed \$1000.00 per annum for  
several years ago, or thereabouts, I made a sum of gift to my daughter Jessie  
Agnes to the State of Georgia, to her wife's government, who is to be informed  
her inheritance in the foregoing divided to her of herself, & if she, and  
in dividing this Will, I regard them as part & of the slaves who are to be divided  
between the three, Sarah, Agnes, Jessie & Elizabeth is not to get a greater number of  
Slaves than of which there has not been made, except the one compensation  
made to an Economy & as such slaves in a third person, hence to be returned  
to me and cancell'd if a certain contingency by a time comes, that is to say, if  
since peace, & it not happen, and the same die but that the same were not then  
not to be returned, and I in fact, expect in making provision as of it were  
never existent. Furthermore of the land known as & described above  
his wife, without leaving Child or Children living, or the descendants of  
such, then the surviving brother to his wife & his wife's Child (with no  
limitation) have of both husband & without Child, or Children left  
living, or the descendants of such, then the other's property known as above  
for this use (before or after his Death) to go equally to said Henry, Jessie  
& myself, Jessie & Elizabeth, to Henry his part in proportion to the sum  
of the other's brick & tile part to be left by the trustee for brick & tile, & so  
as the other property known as above & with the like conditions & restrictions  
as above, and upon the decease of either of myself, Jessie & Elizabeth, and any  
grand son Jessie, or other without leaving living Child or Children, or the descendants  
(living) of such, then the portions allotted of such Child or the descendants of  
Child so dying, without leaving living Child or living descendants of such, to go  
in equal proportion to the survivors, that is to say, to said Children, Henry, Jessie  
and Sarah, Agnes, said grandsons Jessie, & Elizabeth, & James, but to be divided  
taking in their due parts but no share between them, so that these two of my  
daughters have taken the children Children or grand Children of such as are to be  
taken, that don't have gone to the point of living. But it is to be distinctly under-  
stood, as my Will that such portions as fall to Henry, or to the property going to him  
absolutely, and such as go to either of my three daughters or either of  
their respective trustees herein before named, or under the same persons in their  
testaceous & limitations as the property, going in the first instance to said  
such user. And whereas in the foregoing, I will about three hundred and  
six acres of land to use of my daughter Elizabeth, and also direct that  
one fourth part of my house & land be allotted off in security to use  
of such of my said daughters as first come to the age of twenty five  
marriage, these effects that it may be better for them, and to prefer rather  
the trustees of said Child, if in the time of a marriage the condition being  
then it best to sell the same, allotted to one of the three, & the place  
occupying of same to be sold to the same & other heirs, that is to say, to

spouse, is in all respects to have substitution for the original. Furthermore, I expect the survivor  
of each of my daughters, upon marriage of such daughter to another to have in her actual  
possession the House and land allotted to her use, so long as they, the property, jointly  
manage & proceed thereof, & apply regularly to her & her children's support, and for as  
much that from their becoming & worthless or prone to crime, or dangerous, it may be deemed  
advisable to part with some of the slaves, having given to Jessie to the uses however, before  
the power is given to said trustees (Pachtet) up in the exercise of a sound dis-  
cretion they deem it most advisable and to the interest of my Estate to sell such slaves,  
to do so & most, the proceeds to other slaves to be held for the like uses & trusts, as  
the ones sole. The house hold and kitchen furniture also to go to use of Sarah, Agnes  
Jessie, & Edward & Francis (the two last taking one part to be used in keeping up the  
plantation and as they respectively marry or become of age, upon due notice Contra-  
dicted in this Will, each ones proportion to be allotted. The same also to remain  
and upon such division, or time for it arriving, to be given to legatees.

I hereby appoint Henry P. Degraffenreid, T. S. Evans, L. H. Day, Blount Springfield & Peter  
Blount Executors of this my last Will & Testament, hereby revoking all others before made by  
me. — The six last lines on page 7 & right half of 8 this day April 4<sup>th</sup> 1846, signed and now  
signed. — The April 4<sup>th</sup> 1846.

Test. James Scales  
William A. Mitchell  
Edward M. Long, Senior

Baswell P. Degraffenreid Right

I, Baswell P. Degraffenreid, of the County of Dauphin and State of Pennsylvania, did make  
St. April 1846, make and publish my last Will and Testament, in writing, in my name, testifying  
in the presence of Dr. James Scales, William A. Mitchell, and Edward M. Long, executors.  
Whereto my last Will and Testament is unexecuted, and being now desirous of  
making alterations and changes therein, do on this the 1<sup>st</sup> of October 1851, make,  
execute and publish this my Codicil thereto, and desire that the same have full  
force and effect and be declared a part of my Will: Since the execution of my said  
Will, my grand son, Francis Long, has departed this life, under age, and having no  
Child or Children surviving him, having never been married; I do now entirely revoke  
the bequest and devise made to said Francis Long, and Francis Long's Heirs,  
and do here declare that in my Will and devise that the slaves in said Will are  
every part and parcel thereof, becoming a legacy to said Francis, & Francis'—  
So be it done. And no longer of any effect or force, until the same be in  
all respects, cancelled; And now in view of said legacy, I give to my grand  
son, Edward M. Long, first fruit of his progeny, delivered his money, to be paid to him  
by my Executors as soon as practicable after my death; and I have now  
and desire the property, real and personal, bequeathed and given to said  
Edward M. Long, & particularly described and mentioned  
in said Will, to my son Henry P. Degraffenreid my Daughter Elizabeth, following  
first, Sarah P. Green wife of Dr. Solomon Green, & gives Degraffenreid, and his  
grand son Josiah Evans, to be divided equally among them, their children  
apart, to them and their heirs forever, that is to say, Henry P. absolutely in  
fee, and to my said daughter and each of them, Closely with the lands &  
estates, conditions and limitations as declared in said Will; That is to  
say, I give and desire the slaves of my daughter Elizabeth, & Springfield  
to Henry P. Degraffenreid and his wife, Francis, the estate held by

and part of this created legacy in trust for the use and benefit of his wife Elizabeth B. and his children or children, subject to the conditions restrictions and limitations as set forth in any instrument making the last deed these Lands and Possessions for her benefit. Now the written Share of thy daughter, Sarah B. and Agnes, and my grandsons James Peacock and George and to the late Charles Appling for him in his Will, who shall have this respective Share of this created legacy in trust for their use and benefit, and subject to the same conditions restrictions and limitations as set forth in said Will.

It is further my Will and desire, applying generally to all my Children, that before he arrives at the age of twenty one years, that then and now that I want, the share and legacy given to him by my said Will, in this Codicil; and every part and portion thereof, shall go to my Children, Henry E., Elizabeth B., Sarah B. and Agnes, to be divided equally between them share and share alike; that is, the share of any one of the portions, to rest in him absolutely in full, and the respective shares of Elizabeth B., Sarah B. and Agnes of this legacy to be each equal share to die before arriving at the age of twenty one years, according to my Will and desire to rest in the trustees names as above for them and benefit, and subject to the same conditions restrictions, and limitations as hereinbefore set forth and declared as before in this Codicil or the Will aforesaid. I shall give notes on my son in law W. Johnson Green, one for about two hundred dollars the other for about one hundred dollars, I do not need either of these collected off him, and then have directed my executors to deliver up both notes to him to be by him paid over, as it is my Wish that he shall pay no part of these notes to me or to my wife all and you all.

over these before the time of my death  
intestacy before signing and sealing. 3 B. B. De Graffenreid  
signed, sealed and published in  
our presence on the day of its date above.

Calvin Jones

John W. Henderson

State of Tennessee October Term, County Court, 1855

Wayne County 3 Be it remembred that on the 2<sup>d</sup> day of October A.D. 1855, a paper Writing purporting to be the last Will and Testament of Bascom B. De Graffenreid deceased, late of the County of Wayne and State of Tennessee, was presented for Probate to the Court, and having no Objection upon Court Edward M. Long being one of the subscribing Witnesses to said last Will and Testament, who after being duly sworn on Court, deposed and say that he was well acquainted with said Testator, the late Bascom B. De Graffenreid, that he was late Edward M. Long, a Subscribing Witness to said last Will and Testament, that he bears such Subscribing Witness at the request of the Testator, the late Bascom B. De Graffenreid, who so named and so bears his Christian name, and signature, and published the same, on the day of its date, for the purpose of giving Notice and set out, and that the said Testator Bascom B. De Graffenreid had made the required and necessary preparation for the execution of his last Will and Testament, of which see the

W<sup>th</sup> and witness, and affirmed, and the same day, Court, the 2<sup>d</sup> day of October 1855, Edwin Dickins, son another witness, interlocutor after having been duly sworn in open Court, deposes and says that he was well acquainted with Dr. James Seale, the first Subscribing Witness to said last Will and Testament, and for the last ten years has been well acquainted with his hand writing, that said James Seale is now deceased, having departed this life several years ago, and further that the name and signature "James Seale" as a Subscribing Witness to said Will, is in the proper hand writing of said James Seale, Christopher Rice, another witness, interlocutor at the same time, after being duly sworn in open Court, deposes and says that he was well acquainted with said James Seale, that he is deceased, and also that he knows his hand writing, and that the name and signature "James Seale" as such Subscribing Witness, is in the proper hand writing of said James Seale deceased; and afterwards at the same time (to wit) on the 2<sup>d</sup> day of October 1855, Simon H. Walker another witness interlocutor again being duly sworn in open Court, deposes and says that he is well acquainted with William L. White, another Subscribing Witness to said last Will and Testament, and also that he is well acquainted with the hand writing of the said William L. White, having often known him write, that said White is now, and has been for several years a resident of the State of Tennessee, and is now, and has been for several years a resident of the County of Tishomingo and State of Mississippi, and further, that the name and signature "William L. White" as such Subscribing Witness to said last Will and Testament, is in the proper hand writing of the said L. White, and that the same is genuine, and afterwards at the same time, Col. James L. Gandy, another witness interlocutor, after being first duly sworn in open Court, then avouches Testifies that he is acquainted with the said William L. White, and also with his hand writing, that said L. White is now, and has been for several years a resident of the County of Tishomingo in the State of Mississippi: Whereupon the Court then and there orders these facts to be entered of record, and testifies the same last Will and Testament to be duly proven and established, and ordered the same to be Recorded.

And now on the 2<sup>d</sup> day of October A.D. 1855, a paper Writing purporting to be a Codicil to the last Will and Testament of said Bascom B. De Graffenreid, was in the manner prescribed to the Court for probate heard, and thereupon came into open Court Calvin Jones, one of the Subscribing Witnesses to said Codicil, and after having been duly sworn in open Court, deposes and says that he was well acquainted with the said Testator Bascom B. De Graffenreid deceased, and that he, said Bascom B. De Graffenreid sealed and published said Codicil on the day of its date thereof in his presence, and in the presence of John W. Henderson, the other Subscribing Witness, and therefore acquainted this witness, said Henderson to attest his execution of the same, after first acknowledging the execution thereof for the purpose therein written, deposed and set out, the said Calvin Jones further deposes in that he now has the same written in his handwriting, the purpose of the said Testator and of one another, Subscribing their names as Witnesses to said Codicil, the said Calvin Jones further deposes and says that the said Testator Bascom B. De Graffenreid was likewise Sealed and published the Codicil in

Said last Will and Testament as aforesaid, of summe and dispensing Money and Moneys, all of which first was by the Court then aforesaid pronounced to be Recited.

State of Tennessee of Murfreesboro, Town, County Court, 1852.

Fayette County, 3<sup>rd</sup> Be it remembred that on this 6 day instant  
A.D. 1852 Came and further to witness the signing, Testifying the execution  
of the Codicil to his last Will and Testament of Beauford Braggs Esq. who  
and thereupon came into open Court John W. Blanton, the then Subscribing  
Witness to said Codicil, and after they had done being duly sworn to upon  
Court, deposes and says that he has full acquaintance with the said Beauford  
Braggs now deceased, and that the said Beauford Braggs was  
signed, sealed and published said Codicil on the day of its date, that is  
in his presence and in the presence of Calum Jones the other testifying  
Witness, and therefore requested him witness and before said to attest  
the execution of the same, having first acknowledged the execution thereof  
for the purpose therein mentioned and set out in the said John W.  
Blanton further deposes and says that he and the said Calum Jones  
and those in the presence of said Witnesses and of one another subscriber  
there names as witnesses to said Codicil, and the said John W. Blanton  
further deposes and says that the said Witnesses were then his acquaintances  
and publisher the Codicil to said last Will and Testament, that is summe  
and dispensing Money and Moneys. All of which first was by the Court  
then and there ordered to be recited, and thereupon the Court did adjourn  
and so decreed said Codicil to be duly proven and attested here  
and ordered the same to be entries of Record.

Jane Smith

Will

do therefore make, ordain, publish and declare this to be my last Will and Testament; That is to say, first, after all my lawfull debts, expenses and charges, the residue of my Estate I give, bequeath and dispose of as follows, to Mr. S. C. My daughter Elizabeth Nelson & her heirs of inheritance during her life if she liveth, or if the Elizabeth Nelson shall die at the time of one, or either, or all of her childrens adult age, then to them the following property belonging to Mr. S. C. My son in law, John A. Jones 16 years of age, born in 1838, a girl 13 years of age, John A. Jones 7 years of age and with the above three slaves all my household furniture.

To my son in law, the Rev Mr. Tolson the following to Mr. Tolson to have and to hold against him, payable one day after date, money \$250, drawn December 3<sup>rd</sup> 1852, with two credits, Sept 5 1853, \$15, due Dec 1<sup>st</sup> 1853, \$28.50; The second draw for money Dec 1<sup>st</sup> 1851 for \$250, with one credit of 10 dollars drawn 20<sup>th</sup> 1852, 4 and to remain until Dec 1<sup>st</sup> 1853, of age of 16, after said John Tolson has paid all of my foregoing debts of my Estate shall and he shall to pay without, That is, I think that I have enough draw from other sources to pay my debts, but wanting my Estate had pay without it, I will have the value to pay it out of his donation.

To my son Judge D. Smith the following, to Mr. Blige, a woman 25 years of age and Bob a boy 10 years of age, my slaves Blige will belong to my son in law, Mr. Tolson, instead of staying, T. D. Smith, I wish and bequeath that they each receive an annuity to value sum negroes Blige and her child Bob, & that Mr. Tolson receive his notes payable to G. D. Smith in three payments, the first third of the value in twelve months after the date of the appearance of the second third payable twenty four months after, & the last note due in thirteen months after the appearance of the Master, but I wish and bequeath that the Slave, Blige, remain at her said plantation, & the notes not to draw interest until they are due, & that the property revert from G. D. Smith to Mr. Tolson, I further hold two notes against my son G. D. Smith, which I wish to give to him, the first drawn Nov 17<sup>th</sup> 1848, twelve months after date for \$100, with two credits, Nov 20<sup>th</sup> 1848, \$1170. The second credit Oct 20<sup>th</sup> 1848, \$60.00. The second note drawn Aug 28<sup>th</sup> 1847, twelve months after date with one credit, Sept 8<sup>th</sup> 1847 of \$10.00. Likewise I make, constitute and appoint my son in law Mr. Tolson to be Executor of this my last Will and Testament, hereby revoking all former Wills by me made, and imposing special trust & confidence in my son in law, I wish and pray the Worshipful Court not to require security, or bail as Executor.

In witness whereof I have hereunto subscribed my name and affixed my seal the seventh day of August, in the year of our Lord One thousand eight hundred and fifty five.

Jane Smith Esq

The above written instrument was subscribed by the said Jane Smith in her presence, and acknowledged by her to each of us, and she at the sometime published and declared the above instrument so subscribed to be her last Will and Testament, and we at the Testimony agreed, and in her presence, have signed our names as Testifiers unto and witness opposite our names, our respective places of residence, Daniel A. Morris, Danville Tenn.

George P. M. Hartman, Danville Tenn.

State of Tennessee of Murfreesboro, County Court, 1852.

Fayette County, 3<sup>rd</sup> A paper meeting, sufficient to be his last Will and Testament of Jane Smith Esq. was presented into open Court, and thereupon came into Court, Samuel A. Morris and George P. M. Hartman subscribing Testifiers thereto, and the being first duly sworn deposed and said that they are acquainted with Jane Smith, the Testatrix in her life time, and that they know her acknowledge that she executed said paper meeting for the purpose aforesaid, and they were called on by the said Testatrix to sign the same as Testifiers, and done so at her request, and in her presence, and in the presence of Jacob Oliver, and that they the said Testifiers to the Testatrix to be in summe and dispensing Money and Moneys, at the time of signing and acknowledging the same. It was therefore ordered by the Court, that said Will be published, and to entries of Record.

Ann Cleaves

Will

State of Tennessee of Ann Cleaves, of the County of Fayette County, 3<sup>rd</sup> and State aforesaid, 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 just debts shall be paid out of my money that I may have possessed of, or that may come into the hands of my Executor, Second, I give to my beloved daughter Lydia Cleaves my gold plated silver basket, Hartling Chair, one fine quilt, and the first of my clothing,

(My common Clothing to be given to my female Servants) Then I give  
to Paragon Cleaves (wife of Mr H Cleaves) Three hundred dollars, and give  
to Anna Hodges (Wife of Tom Hodges) Three hundred dollars, and give  
to My faithful Servant Anna Miller, Twenty five dollars, which I give to thy  
servants Slavery & binder, Ten dollars each. Secondly, All the rest of my property of  
every kind, I wish to be equally divided between my daughter Sydney Cleaves  
and my son Thos R Cleaves. With this Condition, that if either of them or either  
of his living Child or Children, then he himself shall have the part left to him,  
that is to say, that of my daughter Sydney Cleaves should die, leaving no living  
Child, then his part is to go to my son Thos R Cleaves, and if my son Thos R Cleaves  
should die leaving no living Child, then his part is to go to my daughter Sydney  
Cleaves. And I further direct that my daughter Sydney Cleaves should wish to  
take my Virgin girl Fanny who can die by having her value by three years  
from the time when chosen by my Executor, and she shall leave shall be a half of her legacy  
from the estate bequeath, and if she should not take said girl at that valuation  
my Executor is to sell her with the other property, for an equal division.  
In this direct that my Executor is not to pay over or deliver the portion  
left to my daughter Sydney Cleaves, under his second bequest, until the  
Expiration of three years after the Settlement of my Estate, unless my daughter  
should have a living Child, and then in that case I direct my Executor to  
pay and deliver over to her, so ice legacy, with interest on the same from the  
time of Settlement, and should she choose to take the Virgin girl at valuation  
and said girl is to be hired out until the Expiration of the three years mentioned  
(nothing circumstance should take place) viz should she have a living Child  
with the Virgin girl is to be delivered over to her, as at the end of three years,  
with the hire of said girl; And I further direct, that of the money left to my  
son Thos R Cleaves, that my Executor shall have descretionary power to  
purchase (if they are for sale, and he thinks best) the Wives of two of the negro  
men left to Thos R Cleaves by his Father, viz. The wife of Dick and George.  
And this further I direct that to supersede the necessity of a guardianship for  
my son Thos R Cleaves, who is a minor, I constitute and empower my Executor  
to act as Trustee, in such a manner as this his to do and act in all things that  
may be necessary to the full Execution of this my Will; and I further direct that  
after my decease I wish my body placed in a Mortuary Coffin and then buried in  
a brick vault beside my husband, with a monument or tombstone of granite qual-  
ity and large enough to hold my children. Further, I nominate and appoint  
George Thompson my Executor to this my last Will and Testament, and should he  
by death, or any other cause be prevented from executing this Will, then I nominate  
and appoint Charles Lynn my Executor signed this day in the year of our  
lady one thousand eight hundred and thirty six, with my own  
hand and in the fear of God. February the 15, 1836

J. W. Haas.  
L. C. Watson

Ann Cleaves ~~Recd~~

State of Tennessee, April Term, County Court, 1856.

Sayre's County, 3. A written instrument was produced into open Court, purporting to be the last Will and Testament of Ann Cleaver, deceased, the premises into open Court for probate thereof, and thereon came into open Court of Wills and Probate, Subscribing witnesses thereto; and taking first duly known, deposing and saying that they were acquainted with Ann Cleaver, the Testator, in

Her life time and that they saw her signs, death and decease the same to be her last will and Testament, and  
that they believed her to be in sound and disposing mind and memory at the time of signing same last  
Will and Testament; and that they, true Colleagues to sign the same as witnesses and done so at the  
request of the Testator, and in her presence, and in the presence of each other, said Will was witnessed  
by the Court to be Probable, and Declared to be a Will of Record.

Josiah D. Wilson

Wile

Josiah P. Wilson  
Will

I, Josiah P. Wilson of the County of Taylor & State of Tennessee  
being one of his heirs and legatees of the late Robert Wilson of  
the same County & State now do<sup>t</sup> do hereby appoint to T. C.  
Wilson my Brother my sole Executor, I desire he shall  
admit my whole Estate into his hands, and manage it for the payment of all my just debts, and  
for the support of my brother & two unmarried sisters (Malina & Martha), and in case my said Brother  
Robt. dies before my death, then I desire that the balance of my <sup>1/2</sup> Estate left after paying my debts, and  
what my Brother & hands to be used by him until his death, and him to be divided equally between his  
brother & sisters that may then be living; and I further desire that my said brother will let it not  
be necessary to give bond nor be required to take and deliver instrument, but that he come and make  
to convey title to any or all of my Estate to any one who may purchase the same from him, or  
it my desire that in winding up and appropriating my Estate that he set aside to carry  
the same through any of the Courts of Record, but that he proceed with the same as he shall in the course  
of my life manage it. My late Cousin of my said son, whose a tract of  
land in Taylor County Tennessee on which my father died which has been sold, & my intent is that  
Robt. P. Wilson receives my part of the said land money also my undivided interest in certain  
parts of land the County of Barry State of Oklahoma of which my father does possess  
intended before signing February the 4<sup>th</sup> 1866  
Signed: Josiah P. Wilson in the presence of  
A. J. & F. B. W.

S. B. Morris

J. W. Taggart

State of Tennessee, May 20<sup>th</sup>, County Court, No. 6.  
Fayette County, Tn. A paper Writing, purporting to be the last Will and Testament  
of J. P. Wilson deceased, was this day produced and Opened before Justice Wm. C.  
Harrington Esq; and Clerk J. S. Bell and J. B. Magness, Justices of the Peace to said  
paper Writing, and who being first duly sworn, deposed and say that they find this instrument  
to be the Last Will and Testament of the Testator in his Lifetime, and that they have no objection to said paper Writing  
being admitted to probate and Testam; and that they will call in the said Justice Wm. C.  
Harrington and do so at his request and in his presence and in the presence of each  
other, and that they believe he was in sound and disposing mind and memory at the  
time of signing the same. It was therefore Concluded by the Court, that said Will be  
admitted and to Entice of Record.

James Wilson

Well

Be it known that I, James Wilson, of the County  
of Fayette and State of Tennessee, at this present  
time being in full bodily health, but of so weak  
and infirm body as to be unable and unable

This my last Will and Testament; first I will and wish all my just debts to be paid; second I give and bequeath unto my daughter Louisa the following named negroes, a boy named Huckle, about ten years old and a doge and a female doge about three years; then I give and bequeath to her, my only child an annuity of my estate on account of her services

rendered over and my family. Yours I give and bequeath to my two sons  
James McHenry Clifford and John, all of my lands to be equally divided between  
them and to be valued to them: Fourth: I will and bequeath the remainder of  
my property of whatever kind, to be divided equally amongst my son, J. McH.  
Clifford, John Wilson, my daughter, Louisa Wilson, and my son, George  
of Holloman & Mary Holloman. The value of my lands, Weirs to my best sons to  
be taken in the account. Fifth: It is my wish, that Franklin Cooper and John  
C. Cooper, divide and value all my property, to cap it, to two thousand pounds  
to my daughter Louisa named in the first Article in this will, equally among my  
children: Sixth: It is my will that all my negroes and household furniture  
and Tools of all kinds, be kept together, and my farm Cultivated, until enough  
money be made to pay my debts; and that my son James McHenry Clifford be  
overseer and manager of the house and farm, but to be controlled by my exec-  
utors, also that my daughter Louisa load and have her horse and carriage out of  
my State, so long as she may remain single, or until a division of my estate,  
and delivery of the same be made to my several children: Seventh: It is my will  
that of my sons in law and daughters be preferred to paying my debts, a division of my  
property of every kind may be made so soon after my decease as practicable.  
Eight: It is my will that my daughter Louisa have two butches choice of her  
time and my Tonguzz also cow and above an even score with the other children.  
She is also to have my horse Col. Namee Emily, whereon she may ride to McHenry  
the horse well, which he is to have cow and above an even score. Ninth: It is my  
will that if either of my daughters die, without leaving children, that the negroes be  
widow and bequeath to them, revert to my remaining children.

Ninth: It is my Will that my severances and Sons in law and daughters be require  
out of the property of the property allotted to them, and for the use and improvement to  
have and take care of Nancy M. Stedje, the daughter of my deceased wife, her life  
time or until she may again marry. Eleventh: I nominate Joseph W. French and  
Franklin Chapman my executors, and request them to act in the capacity of  
carrying out this my last Will & Testament; In testimony whereof I have  
set my hand the 15<sup>th</sup> day of June 1856. It is also my Will that the division  
of property mentioned in this my Will, when it shall have been made by Mrs C Cooper  
and Franklin Chapman, shall be a final settlement of my estate between the children.  
Twelfth: It is my Will that the land allotted to my two sons, James M.C. and  
John, as herein above shall descend to their children, and that my said heirs take  
into estate in the same, and said lands shall not be liable for any debt that I may  
or shall may contract, but shall be held by them for the use of themselves and families.  
I set Mrs C Cooper

J. S. & B. Boal.

J. Wilson Party

State of Tennessee July Term, Comtly Court, 1856

Family of A. Rogers McTing, purporting to be the last will and testament of James Wilson deceased, were produced into Court for probate to keep and sequester. Came into open Court John C. Pease and C. Boal, attorney for trustees (plaintiffs) and who being first duly sworn deposed and say that they have a copy made of the will of Wilson, the testator in his life time, and that they have been acknowledged said paper written to be his last will and testament, and that they were caused or by him to sign the same as witnesses; and that he and that they believe he died in October and the passing month and money at the time of acknowledging

The same. It was therefore considered by the Court, that said Miller be established; and as Entomologist of Penna.

John A. Wimpy  
Will

I John A. Wimpy, of the County of Taylor & State of Tennessee, do make and publish this as my last Will & Testament, Namely, at I do and declare an Equal division of my Estate, including advancements made to some of my children, as herein after specified, amongst my Children now living & my wife Charlotte & my grandson John Thomas Mathews. I have advanced & given to my son William A. Wimpy in year 1847 Negro boy Fred about 20 years old, Valued now about 25 years old, & 3 children Henry & William 27 & 26 years old, & Son George, when starting to Virginia  
Horse & Saddle 50  
Horse & Saddle 50  
I have advanced & given to my deceased daughter Salina & wife of Benjamin Mathews, in year 1833 Negro girl 18 years old, & Horse & Saddle 50  
Cash at different times 100<sup>00</sup>  
I have advanced & given to my son Robert A. Wimpy in year 1855 Negro, also about 19 years old 100<sup>00</sup>  
Mariah & her children, the former 19 years of age, the latter one year old, & Horse & Saddle 100<sup>00</sup>  
By Cash in year 1855 200<sup>00</sup>  
Item 2<sup>nd</sup> In order to an Equal division & distribution of my Estate, I direct that my wife Charlotte & Children James & John have retained & set apart to them Negro Slave in value to the amount by me given off to my African children, the valuation to be made not at present to see but upon the supposed value of Negro property at the time & made of equal advancement to my said Children, said division or alienation of slaves to be made as my children Harry & John Mary respectively attain to the age of 21 years, & in 21<sup>st</sup> and after my wife & two children who have not been advanced to property, shall have been made equal with those who have been advanced, I direct that the rest & rest of my property, real & personal etc kept together upon my plantation & farm & managing by my wife, until my younger child Maria to the age of 21 years, when a division of my Estate may, if the parties of ages or a majority of them so elect, be divided, giving to each their share in equality; and in said distribution & division to be made I wish my grandson John Thomas Mathews to share equally with my wife & children & take the same share & interest that his mother's children & Brooks have done of living.

Item Third: The share & interest of my Estate, herein devised & given to my daughter Harry & grandson John Thomas Mathews, I wish held under following restrictions & limitations, viz: If my daughter Harry dies without issue living, I will & direct that the same given to her return to my Estate to be devolved amongst the other legatees & devisees herein named; and if my grandson John Thomas dies without issue living, however, I wish a like share & disposition made of his interest in my Estate as I have directed with my daughter Harry, and with this further provision as to my daughter Harry, viz: When she marries, she is to receive the sum of two hundred dollars from my Estate, which is to belong to her absolutely without any condition whatever.

Item Fourth: To make fair partitions & distribution of my Estate, as before mentioned

I request my friends Lewis P. Williamson, Dr. W. Williamson, Dr. Brown, Carpenter, or any two of them to act as Commissioners in making some due & honest distribution to my three children & slaves etc.

I do hereby nominate & appoint Benjamin W. Williamson, Nathan Murphy & another to the my last Will & Testament. Given under my hand & seal this the 4<sup>th</sup> day of July A.D. 1856.

State of Tennessee, Sept. 7<sup>th</sup> Germ. County Court 1856.

Hayesville County. Be it Remembraunce had on this 1<sup>st</sup> day of September 1856, that being the 1<sup>st</sup> day of the County Court of Hayesville County Tennessee before the Honorable John C. Cooper, Judge of said Court, there produced in open Court, a paper writing purporting to be the last Will and Testimony of John A. Murphy deceased, and affixed to it, when it appeared to the satisfaction of the Court, from the testimony given and read over in open Court by William Williamson, G. B. Allen and Doctor Joseph J. Johnson, witnesses thereto, that the said paper writing was drawn according to the orders and directions of the said John A. Murphy as he purposed that it was read over to him when finished, and that as by him fully executed to and acknowledged as his last Will and Testament, there presented thereto and signed owing to his extreme weakness, he having attempted to do so, but succeeded before it could be done, and also that the said John A. Murphy died at the time of drawing and disposing thereof and deceased.

That Mrs. Mary A. Murphy Declared, as judge give and declare by the Court that the said paper writing be admitted to Record, as the last Will and Testament of John A. Murphy deceased.

Solomon Cocke

Will

In the name of Goodness & Solomon D. Cocke, do make this my last Will and Testimony, & that I give to my beloved wife Susan S. Cocke, all of my property to do my real and personal estate so long as she lives, or during her residence at her death, my property to be equally divided between my children, to wit, Lucy M. Kelly, Mrs. M. Cocke, Thomas C. Cocke, Solomon S. Cocke and John S. Cocke; this bequeathal is to my wife, and the above named heirs to know and to hold as their property, this July the 23-1856.

S. D. Cocke

W. C. Caraway,

John W. Harris

State of Tennessee, October Term 1856 County Court.

Hayesville County. A paper writing purporting to be the last Will and Testament of S. D. Cocke deceased, was this day produced in open Court for probate thereof, and thereupon committed to open Court for probate thereof, and thereupon committed to open Court for Probate of the same, John W. Harris Subscribing witness, to said Will, and the foregoing duly sworn deposed and say that they were acquainted with S. D. Cocke in life, in his life time, and that they saw him sign and seal unto the same to be his last Will and Testament (after all interlocutory proceedings) and that they believe he was in sound and disposing mind and memory at the time of signing the same and that they find nothing on his hand to suggest

same as witnesses thereto, to cast doubt thereon that same date to be established, and so to enter of record.

Jesus Harrison  
Will

I, Jesus Harrison of the State of Tennessee & Haywood County, having no wife, no uncertainty of life & the certainty of death, do make this my last Will & Testament: After all my just debts are paid, I leave unto my wife Eliza Harrison, all the balance

of my property of every description, during his natural life, or his widow for the use of her and all my children; my wife may, at her discretion, lend or give to any of my children such part of my estate as she thinks proper, so that it be in their part of my estate, if my wife should marry again, or die, then an equal division of my estate shall take place with all my children, as the lawful heirs of this body; If my wife should marry again, she shall have a child, part of my estate, & if she shall marry or die, it is the will that my law be observed that an equal division of my estate can be made between all my children; It is my will, that such property or money, as may fail to any of my daughters before this, shall be held in trust for her, & not to be disposed of in any way. I desire the consent of such daughters or daughters, my wife shall have power to do with all of my savings, when she thinks proper, so that the proceeds be for the use of her & my children: I give to Anna Ann Stafford, one dollar, I give to Silas C. Crum one dollar, I give to Edmund Harrison one dollar, I give to Charles J. Harrison one dollar, I give to Rufus Harrison one dollar, I give to the next door neighbor one dollar, I give to Mary Jane Harrison one dollar, & give to all my children one dollar apiece, until a further provision, I appoint my wife, Eliza Harrison, Executrix to this Will, without any security required of her for the same, Give me my hand & seal this 9<sup>th</sup> day of June, One thousand eight hundred forty four (1844).

Jesus Harrison

State of Tennessee, County Court, December Term, 1856.

Hayesville County. Be it remembraunce had on this 1<sup>st</sup> day of December 1856, in which County he resided at the time of his death, it was produced to the Court for probate thereof, & the open Court directed that the same be referred to the Court for probate thereof, & that upon it being shown to the Court that of William C. Sims, Daniel Webb, & S. D. Cocke, that they are acquaintances of the time writing of the said Jesus Harrison deceased, that said writing is generally known by the acquaintances of the deceased, & that they do now, then & always do hold & believe the same to be the last Will and Testament of the said S. D. Cocke & Daniel Webb do hereby believe said last Will and Testament to be true and lawful as in the handwriting of said Jesus Harrison, and it being further shown that said will was known after the death of the said Jesus Harrison, among his valuable papers & other valuable effects, and the Court being of opinion that such instrument or paper writing as aforesaid is that it appears to be, to wit, the last Will & Testament of said Jesus Harrison deceased, & that the same has been duly proved & established according to the act of assembly in such case made & provided, the Court doth therefore Order & declare the said instrument of writing as aforesaid, bearing date the 9<sup>th</sup> day of June A.D. 1844, is the last Will & Testament of the said Jesus Harrison deceased, and Ordineth that the same shall be recorded.

William Melton  
Will

North Carolina, 2d August Term, 1856.  
Orange County Court. A paper writing purporting to be the last Will and Testament of William Melton deceased, is probated in open Court

for people by Giles Melban, one of his Executors. wherein it is said that  
the Execution thereof is proved by the Oath of George Melban, his Executor before  
the Subscribing Witnesses thereto, and the Execution of the same by said Mr.  
Was proved by the Oath of George Melban, the Subscribing Witness thereto.  
It is therefore Considered and adjudged that said Will and its Testate  
Witness, and Every part thereof, is the last Will and Testament of William  
Melban deceased, and is ordered to be Recorded, and at the same time  
Giles Melban, one of the Executors therein named, appears in open  
Court and qualifies accordingly. Which said Will is in the following and  
proceeds following, To wit, with the Provisions of his Last Will and  
Testament, being by name, Time & Memory & Merciful of the uncertainty of  
human life, do make, publish, & declare my last Will & Testament in manner  
and form as follows; By my Will & desire it is that my funeral expenses & just  
debts to pay, I devise & bequeath to my first born, Alexander Melban,  
A. J. William G. Melban, also the property heretofore given by me to them,  
& which they now have in their possession, & my Will & intention is that they  
shall not be accountable for such property in the future division of my estate,  
I devise & bequeath to my Executors & the survivors of them, & the Executrix or  
Administer of such survivors, the following Regalia, Chany, all other money  
I have, Money, Arms, Alexander, Chany, Belonson & Hartig, and their  
increase born, or to be born, & my Mason Hall Plantation, including the  
land bought of Collier's Estate, in trust, for his sole & separate use of my  
Son, George Francis Melban, during his natural life, & thereafter the  
heirs & children of children, his son's heirs & their increase to belong  
equally to such child or children, his & their heirs, and thereafter to the  
daughter Mary Frances, not Mary, or Harry & his wife or widow or the children  
& to their heirs. My Will & intention is that my said daughter Mary Frances  
shall have power & authority to give by Will, or otherwise, the same land & her  
& their increase & personalty, to any one or more of children or grand children  
that she may select. & in case my said daughter Mary Frances should not  
have a son, or Harry & have no child or children, & fail to execute his power  
& authority herein given him, in disposing of said property, then my Will  
& intention is that the property herein described & bequeathed to him shall  
be equally divided among the other children & their heirs of any of them  
before the test, I bequeath to my said daughter Mary Frances, all my household  
& the kitchen furniture, including books & a piano. I devise and bequeath  
to my Executors and the survivors of them, & the Executrix or administrator of such  
survivors, the following Regalia, Chany & her children, Henry, John,  
Casto & Matilda, and Billy & her child, very particularly, Hannah, William,  
& their increase, born or to be born; and also the few remanents of a tract  
of land on back creek, purchased by me of Green D. Jordan, and also a  
portion of land on the North side of back creek, the whole of which is her  
Conveyed by me to said Jordan, for & during his life; in trust for the use &  
benefit of my daughter Eliza Ann Jordan, & my son John, & his wife, the said  
Green D. Jordan, during their lives & the life of his survivor of them, & then  
my daughter Eliza Ann has any child or children, then upon each &  
the death of the said G. D. Jordan, my Will & intention is, that the aforesaid land & my  
& their future increase shall belong & relate to such child or children, I have

and have also, but that as my said daughter Eliza Ann, by will & intention is that  
she shall have power & authority to dispose by Will or attorney of his aforesaid property, also known as  
I hereafter give her in this Will, to any one or more of my other children or grand children, that  
she may select, and that my said daughter have no child, & fail to execute the power &  
authority given her to dispose of said property, then my Will & intention is that after the life of  
said person, have expense the same as will, as negroes & their future increase shall  
be equally divided among my other other children living at his death, & the children  
of each of them as may die before said day, & all the residue of my estate  
real & personal, including my negroes in the State of Tennessee & the horses that may  
be due at my death, I direct it bequeath to his equally divided between my four  
children, two daughters & two sons heretofore mentioned, and my wife's relatives, as  
that the share of my two daughters shall belong, in trust to my Executors & to whom  
directed subject to the provisions & conditions heretofore declared in relation to  
my two daughters respectively, & it is further my Will & intention that my son in  
that G. D. Jordan, shall not have a life estate in this residue, I nominate &  
appoint my son William G. Melban & my nephew Giles Melban Executors  
of this my last Will & Testament, hereby revoking all other Wills & Testaments, so far as  
made, for myself Wherof, I have hereunto set my hand & seal this the 25<sup>th</sup> April 1826.

Signed & Executed in presence  
Geo. A. Melban

William G. Melban, Esq.

Sidney Melban

Certified to this my last Will & Testament, & all the property therein &  
bequeathed in this my last Will & Testament to my daughter Mary Frances, son or  
to my Executors in trust for her, it is my Will and desire that in trust she do  
without reserve, she shall have the power to dispose of the same by Will or otherwise,  
to whomsoever she pleases, as witness my hand & seal this 25<sup>th</sup> Apr 1826  
Witness, Geo. A. Melban

William G. Melban, Esq.

State of North Carolina, I George Jones, Clerk of the Court of Pleas and Quarter  
Orange County, do bear witness, do hereby Certify that the foregoing  
Copy of the foregoing contains a full, true and perfect transcript of the  
probate of the last Will & Testament, together with the Codicil therunto annexed, of  
William Melban, deceased, late of Orange County, and I further Certify  
that the foregoing is a true and perfect copy of the last Will and Testament of  
William Melban deceased, copied from the Original on file in my office

In attestation Wherof, I have hereunto signed my  
name, and affixed the seal of said Court, at office  
in Hillsborough, this 23<sup>rd</sup> day of September A.D. 1856

Geo. Jones, C.C.

State of North Carolina, I, Jacob Malady Jones, Chairman and Presiding Magistrate  
Orange County, do bear witness, do hereby Certify that George Jones, whose name  
is sign'd to the foregoing, Certificate is now deceased, at the time of signing  
the same, Clerk of said Court, and that his said attestation is in due form:  
Given under my hand this 23<sup>rd</sup> day of September A.D. 1856.

Jacob Malady Jones, C.C.

North Carolina, I, George Davis, Clerk of the Court of Orange County, do, and make this instrument of my last Will and Testament, in the State of North Carolina, do hereby certify that the handwriting of this instrument is subscribed to by the foregoing Testator, is now witnessed at the time he subscribed the same, the Chairmen and presiding Magistrates of said Court, duly Commissioner and qualified, and the full faith and credit are due to his official acts as such.

In testimony whereof, I have hereunto signed  
my name and affixed the seal of said  
Court at Office in Hillsborough this 25 day  
of September A.D. 1856.

Geo. Davis G.G.D.

Samuel H. McLean.

Will

My first Will, I direct that my funeral expenses amount of debts be paid as soon as possible, out of my means of which I may die possessed, or that may first come into the hands of my executors; secondly, I give my wife, Adelicia H. McLean, all my household and kitchen furniture of every kind, also my carriage, buggy, waggon and all my farming utensils of every description, and also all my cows, mules and every other kind of stock; Thirdly, I give one negro boy, son of deceased) and also my gold watch to my son Lemuel H. McLean; Fourthly, I wish all the balance of my property to be equally divided between my wife Adelicia H. McLean, and my two children viz. Corinne, Elizabeth H., Martha A. Mary Eliza, and Samuel H. McLean; Fifthly, I give my wife, Adelicia H. McLean, the privilege to sell such negro as herself as may be necessary, or sell the negroes, Sixth, I wish my executors to purchase a farm that will make good comfortable home for my wife and children, and house & furniture at the expense of my estate, with all necessary fixtures, and that my wife have the use of said farm and improvements during her widow life, said farm to be purchased in Tennessee or North Carolina, as my wife and my executors may think best for the interest of my family; Seventh, I wish my Christian Will executed; Eighth, I wish to be buried on the premises of John H. McLean, in Fayette County, Tennessee; Ninth, I wish my family and property removed to Fayette County as soon as practicable, and my wife proven and recorded in said County, if in accordance with law. Tenth, In the event of either of my children dying without children, I wish that his or her portion of my property shall be equally divided between the living children; Eleventh, I expressly will, that the property hereby descending to my daughter shall not in any way be liable for the debts of my husband, but to be used for the benefit of their families, during their widow lives, and that they have the privilege to exchange any of said property for other property of equal value by giving the consent of the person to whom it is exchanged.

Twelfth, I authorize my executors to sell any of the negroes of my estate that may be troublesome, and that may think the value of my estate demands, and also to sell any or all my forest lands; Thirteenth, I hereby nominate and appoint John Starns & J. McLean my executors, and request that they give bond at such, or how ever, this 16 day of June 1855.

J. S. McLean Esq.

Witnessed, signed, sealed & published in our presence, and we have subscribed our names hereto, in presence of the Testator, this 16 day of June 1855.

P. Basy  
Andrew Taylor  
John Coker

State of Tennessee, I, John P. Beaman, Clerk of the County Court of Union County, County of Shelby, do certify the foregoing to be a true copy of the Will of Mr. H. McLean, as the same appears of record and on file in my office.

Given under my hand and seal of said Court  
at Office, October 6, 1856.

John P. Beaman

Ariana Stith  
Will

Adriana Stith, of the County of Union, and state of Tennessee being of sound mind and in usual health do ordain and publish this my last Will and Testament, before witnesses, before me, as may be convenient after my death.

Item second, I give and bequeath unto my grandson George Parson Phillips, and to my Nephew, Richard Stanhope Stith, and to the survivor of them, all the rest and residue of my property and effects, by this time known, after the payment of all my just debts and general expenses, as directed in the first item of this my Will, to be held by them in trust, for the use and benefit of my two daughters, Mary H. Phillips and Ann Emily Palms, for their joint and several uses, to be equally divided between them, to be given from the trust, as any liability for the contents of the husbands of my two daughters, in my manner direction.

Item third, at the death of either of my said daughters, it is my will and desire that the portion of such daughter be given, and I hereby give and bequeath the same to the children of such daughter, in equal parts among them the descendants of a deceased child to take the share of their deceased parent, in equal parts among them.

Item fourth, I hereby appoint said Grandson George Parson Phillips, Executor of this my last Will and Testament. In testimony whereof, I have set my hand and seal this the 5<sup>th</sup> day of December A.D. 1856.

Sgt. M. S. Neary  
M. H. Maynay

State of Tennessee, December 5th, County Court 1856.

Jayce County, 3. A paper writing purporting to be the last Will and Testament of Adriana Stith deceased, was this day produced into open Court for probate thereof, and having come into open Court Wm P. Fennings, now Mr. Collector of Jayce County, and who being first duly sworn deposed and say that they were acquainted with the said Adriana Stith, the testatrix, in her life time, and that they had her acknowledge the execution of said paper writing to be her last Will and Testament, and that they once called on her to sign the same and Adriana Stith, and done so at her request,

Adriana Stith Esq.

The further State they believe their Testator to be informed and desiring  
Mind and Memory at the time of Executing the same, that we before  
Considered some paper Writing purporting to be the last Will and Testament  
of Ariana Pitt de 2<sup>d</sup> fully knowne, her a Cedula that shall remaine in Power  
of Recore. c.

John G. Pickins

Will

Effects: Article 1. It is my Will that Mr. Rogers be my sole Executor and  
guardian of my Children. 2. It is my Will that he see all my property  
together with my land, my land to be sold privately, or any way he may  
in his judgment may think best. 3. It is my Will and Testament above  
Article 2. M. Gellows  
Augustus Pitt  
Wm A. Robbins

Date of Execution January Twenty, County Court, 1857.

Fayette County 3<sup>d</sup> A paper Writing purporting to be the last Will & Testam.  
ent of John G. Pickins was this day produced into Open Court, by  
John Hancox and Marcyon Come into Court, M. Gellows, Augustus Pitt,  
and W. A. Robbins, Subscribing Witnesses thereto, and the same first fully  
shown, depose and say, that they were personally acquainted with John G. Pickins  
the Testator in his lifetime, and that they knew him acknowledge him to be  
sound in mind, to be his last Will & Testament, & that they believed witness in  
mind and disposing mind & memory at the time of executing the same last  
Will and Testament, and that they were called on by the Testator to sign the  
same as Witnesses thereto, and done so at his request, and in his presence.

It is therefore ordered by the Court, that said Will be Probated in accordance  
with the laws of the State of Ohio.

Arsinda O. Smith

Will

In the name of God, amen. I, Arsinida  
O. Smith having the propertie of my execs.  
In this my last Will and Testament make  
my property and effects disposure of in  
the following manner, viz: In the first place I wish at my decease to be  
privately buried at the side of my husband, and my funeral expenses paid out of  
my estate; I wish also that the grave of my husband and children, as well  
as my own grave, be filled in with earth, having a headstone with all my  
names engraved thereupon. 2<sup>d</sup> After all my just debts are paid, I  
want all of my property to be equally divided between my two daughters,  
Elizabeth A. Smith and California A. Smith. 3<sup>d</sup> I wish a pade to be  
made to all my flock of cattle, sheep and hogs, viz: 3 Cows and calves,  
and three geldings, also 12 heads of sheep, and 10 heads of hogs of various sizes,  
also farming utensils, household and kitchen furniture, also my house.  
4<sup>d</sup> I wish the following articles removed from the list, 1 bed with all  
of my bed clothes and linens, apparel, also one bedstead, I also wish  
my 2 China pitchers, 1 set of plates, 2 preserving plates, another butter dish,

the above named articles that I have removed from sale, I wish to be Privately and Equally Enjoyed  
by my two daughters, Elizabeth and California Smith, & if my daughter Elizabeth left her without issue  
I want all of my effects to be equally divided among the Children of my sister, Asuncion L. Carroll.  
5<sup>d</sup> I appoint Mr. Nicholas Hitchins, my Executor to this my last Will & Testament, and I do not  
require him to give security. November 16 - 1856.

John James P. Parker

R. O. Smith

Davis A. Perkins

Date of Execution January Term, County Court, 1857.  
Fayette County 3<sup>d</sup> A paper Writing purporting to be the last Will and Testament of R. O.  
Smith dec'd was this day produced into Open Court, by Robert Hancox and Thomas Pitt  
into open Court James P. Parker and Davis A. Perkins, Subscribing Witnesses thereto, and  
who being first duly sworn, depose and say that they were acquainted with R. O. Smith  
the Testator in his life time, and that they saw his sign, and heard his acknowledgment  
of his paper Writing to be his last Will and Testament, and that they believe the same in sound  
and disposing mind and memory, at the time of signing and acknowledging the same,  
and that they were called on by him to sign his last Will and Testament as witnesses  
and done in his presence, and at his request. It is therefore ordered by the Court  
that said Will be established, and to Intent of Record.

James B. Mathews

Will

To my beloved wife, the tract of land on which I now reside (purchase of  
James H. Brown) including 18 acres bought of Samuel Allen, to have and to hold  
the same during her natural life, or widowhood, for the purpose not only of her  
own maintenance and support, but to enable her to rear and educate our  
children and be a home for my son, James, and daughter Elizabeth, but  
in the event of her marriage or death, I will and bequeath the above described  
land and premises to my son, John Pason, and Luther, and in the event either  
of them should die before the age of maturity, or without issue, his portion of  
said land & premises to be divided between the surviving brother and my daughter  
also Mary A. G. and in the event both of my sons aforesaid should die before my  
death, or without issue, said land & premises to descend to the daughter aforesaid  
Mary A. G. I also will and bequeath to my wife, one half of my books,  
all of my household and kitchen furniture (except my book case bureau, six  
spoons, and other good feather beds, note furniture, and fine bedsteads,) I will and  
bequeath to my wife also my negro girl Jenny, in fee simple; also my negro man  
Peter, during his widowhood, or natural life; I also will and bequeath to  
her two slaves, one a boy, the other a coon color, in fee simple; also my  
barrenches, two horses Waggon, one half of my farming tools, three cows and calves,  
two sheep & pigs, ten heads of sheep, one year's provision & fifty dollars in money.  
3<sup>d</sup> I will and bequeath to my daughter, Mary A. G. my negro woman  
Eliza, when married or dead, and in the event of her death, leaving no issue, to  
be equally divided (dividing between Eliza & her children, if any she may have)  
between her younger brothers, John Pason and Luther; and at the death of my wife  
in marriage, I also will and bequeath to my daughter aforesaid, my negro man  
Peter, to be disposed of in the same way & manner as Eliza aforesaid; also

Our beloved & good grandfather California, & I will now bequeath  
to my son James, my Slave Maria, his daughter & brother my son Charles,  
Also the Bedstead and gear of the said, California, But, one hundred  
of my Books, also one half of the balance of my land that descended to us;  
about fifty acres lying West of the tract on which I now reside and adjoining  
the same, and in the Court house there will be a record of all the  
of his body, the aforesaid property (including the proceeds of the aforesaid  
land his portion about 25 acres, which I want him to tell of to him & then  
promote his interest to do so) to descend to my daughter Elizabeth  
of my Will and bequeath to my son James L. in trust for the use and  
benefit of my daughter Elizabeth Jane, one half of the last tract or parcel  
of land described above all 25 acres with full power as trustee to sell  
same & convey the same & to invent the proceeds, as hereinafter set forth.  
Also, One Bedstead & good furniture, Well furnished, four tables, seven chairs, one Pewter,  
One fourth of my Books, and one hundred and fifty dollars in money, attorney  
fees & that my son James L. as Trustee aforesaid, retain the proceeds of  
the sale of the land, and above described also the first one hundred and fifty dollars,  
in a Negro girl for the use and benefit of my daughter Elizabeth Jane,  
but in the event she should die without issue, my Will is, that the above  
described property goes to my son James L. in trust for my daughter  
Elizabeth Jane to descend to her, the said James L. by my Will and the day  
executing, sell my C. & P. of Cotton for Cash, collect all claims that are due  
to my Estate, and pay off my debts that are unpaid and known to be unpaid,  
also to sell to the highest bidder at public sale, on a Circuit of twelve months  
my Negro man Dick, after having given public notice, (and it is my  
sense that my son James L. should buy him & keep him in the family) also  
all of my other property of every description, not otherwise disposed of  
and take bond & security for the same, and then collect all the same to the  
income to the payment of any just debt remaining unpaid against my Estate,  
and the residue, if any, to be divided equally between my children aforesaid,  
James L. Elizabeth Jane, Mary A. G. Johnson and Charles Mathews, (but  
all claims that are due my Estate,) this instrument before this 10th day of January  
of the year of our Lord, 1856, and appoint James L. Mathews, a citizen of New  
Orleans, my Executor to this my last will and testament. In witness  
whereof I have this day and date the 10th day of October 1856  
attest: H. M. Crawford.

Thos. Castle

James B. Mathews Esq.

State of Louisiana, January Term - County Court, 1857

Sayette County 3 - A paper writing, purporting to be the last will and testament  
of James B. Mathews, deceased, was this day produced into open Court, probated  
thereof, and then upon cause held upon Count Wm. Crawford & Thomas Castle  
Subscribing Notaries Public, and who being first duly sworn deposed &  
say, that they were acquainted with James B. Mathews the testator, in his living  
time, and that they have heard him speak and know him extant, say paper writing  
to be his last will and testament, and that they believe the same to be true, deposing moreover  
having at the time of signing, that same acknowledging the same, and that they understand by him to sign  
his last will and testament at New Orleans, and answer to his picture, and at his request, it is therefore  
caused by the Court that said Will be probated, and so let the record be.

William P. Harwell  
Will Considered

State of Louisiana, January Term,

Sayette County 3 - County Court, Oct. 5, 1857

A certified copy of a judgment from the Circuit Court of  
Sayette County, Tennessee, at the October Term 1856 of  
said Court, by the Clerk of said Court, was produced in open Court, establishing the following  
will of W. P. Harwell deceased, and ordering the same to be recorded, which judgment are  
in the words and figures following, to wit:

Circuit Court, Wednesday, October 5<sup>th</sup>, 1856

Henry B. Battle & alz. Contested Will

W. P. H. W. This day came the parties by their attorneys & the judge  
Alexander Black. Both parties at this term of the Court, were in this cause  
having returned into Court and resumed the trial of this cause, on their order to say  
they give the opinion in favor of the plaintiffs; that the paper writing submitted as the last  
will and testament of William P. Harwell, deceased, is his last will and testament. It is  
therefore considered by the Court that the said paper writing is the last will and testament of  
W. P. Harwell deceased, and it is ordered by the Court, that the Clerk of this Court Certify  
by a copy of this judgment to the County Court of Sayette County, together with  
the will aforesaid, that the same may be there recorded. A true copy of the  
judgment of the jury & order of the Court, in case of H. B. Battle & alz. vs. Henry  
Black.

William P. Harwell

Will

William P. Harwell, of the County of Greene and  
State of Tennessee, being of sound mind, but infirm  
from a long and protracted disease, and believing  
that a dissolution of soul & body will

shortly take place, do make and publish this, my last will and testament,  
hereby revoking all other writings me, at any time made. First, I wish my body  
to be decently buried in the Mother Earth, from which it came, and my soul to  
return to God, who gave it. Second, I will, and direct all of my just debts to be  
paid, as soon after my death as convenient, out of my perishable property.  
Thirdly, I will, that after my just debts are paid, I will that the balance of  
my estate, to be kept together, for the purpose hereafter named. Fourthly, It is my  
wish and desire that my wife, Margaret Anne, have one third of the annual  
net proceeds of my C. & P. raised on my farm, so long as she remains  
my widow, and should she marry at any time, it is then my wish now  
desire that she then have a certain Negro girl, named Sabby, and her increase  
during her life, and then to be with her increase, returned to my son & Collis,  
but should he die first, leaving no bodily heir, or child, then to remain with  
my wife and her bodily heirs forever, but should she have no heir, then the way  
desires of it in any way; but if she should marry, I wish her to have one  
third of all the perishable property on my farm, farming directly excepting  
for a year and beginning all the balance to my son, C. H. Miller Harwell,  
I mean all the balance of my estate to him and his heirs forever; but should  
he die before the age of twenty-one, or leaving no heirs, I then bequeath a certain  
Negro boy, named Tom, to my Nieces, Sarah & Anna Battle, to her and her heirs forever  
also, I give and bequeath to my Nephew, Henry P. Battle, one certain Negro  
boy, named Samson, also, one Negro woman, named Eggie, to him and his heirs  
forever. The rest and residue of his property to be given to his mother, if  
alive, to be disposed of as she thinks fit, and if she is dead, leaving the

Other Chuse, I then wish it to be equally decided between my stepson and wife, Henry Bell & Sarah Garrison Bell, that is to say, it is my request that my friend, Michael C. Somers, be appointed my Executor.

In witness whereof, I do, to this my Will, set my hand and seal this 25<sup>th</sup> day of January, in the year of our Lord, One thousand eight hundred and forty four.

Witnessed our presence

John S. Davis

John S. Kimball

William C. Somers Esq.

Rosanna Garrison  
Testatrix

State of Tennessee, of the County of Wayne, County Court  
Wayne County, 3<sup>rd</sup> 1857.

Be it remanded, that on the 3<sup>rd</sup> day of January

A.D. 1857, comes into Open Court, John C. Cooper

Clerk of the Rosanna Garrison Esq., and after having been duly sworn to answer questions touching said Will of said Rosanna Garrison, etc. at the place of her death in Wayne County, Tennessee, on December 1<sup>st</sup> 1856, that the said Rosanna Garrison in her last sickness & weakness did make disposal of her negro slaves, viz., George, Sally, Henry, Belva, Sally Margaret, Henry, Nat, Sam, Lucy, Fanny, Abby, Elizabeth, Charlotte, Mary, Anna, Dick, Charles, Dan, Jim, Isabella & Charlie; & said she had no other slaves than those named above as her own absolute property, save negroes than Dance, but she had no other property than the said Dance to settle & dispose of; and that the said Rosanna Garrison requested back & forth of the said Wm. C. Cooper above named to bear witness that foregoing and done, was her last will and testament & that they Neuto so certify: And thereupon the Court did further adjudge & decree that the foregoing is the last Will & Testament of said Rosanna Garrison Dec<sup>d</sup> 2<sup>nd</sup> 1856.

O. C. C.

William Lewis

Will

State of Tennessee, in the name of God almighty,  
Wayne County, 3<sup>rd</sup> A. William Lewis, being in  
my sound mind and of sound memory, do make  
and Ordain this my last Will and Testament, by,

Mein I am dead, that my body be decently buried, and my funeral expenses paid, and that my Will is, that all my just debts be paid. To my daughter Mary Anne, Wife of John J. Moore, of Grayson County, and State above named, I Will give dollars; To my daughter Susan Hardwick, Wife of L. Greenwell, of Wayne County and State above named, I also Will give dollars; To my daughter Amanda Lewis, I Will bequeath the following negro slaves, viz., Negro Woman, Place, Negro girl, Frances, and boy, Amariah, To my son William W. Lewis, I Will also bequeath the following named negro slaves, viz., Negro man, Abraham, Brown, Susan, Henry, Abigail, girl, Jane and Rosalie; I also give and bequeath to my son William W. Lewis, my riding board, or any horse I may have at my death, also, my bed, bedstead and all my furniture and all other property I may be possessed of at the time of my decease, by testimony whereof I have written and affixed my hand and seal this August 31<sup>st</sup> A.D. 1853.

signed and sealed in presence of

R. P. Walker

Henry Johnson

Wm. Lewis Esq.

State of Tennessee, March 2<sup>nd</sup>, County Court, 1857.

Wayne County, 3<sup>rd</sup> A. Wm. Lewis, purporting to be his last Will and Testament of Mr. Lewis, etc. Was produced into Open Court, and thereupon came into Court S. P. Waller and Henry Johnson, Subscribing witness to the same paper writing, and who being first duly sworn, doth say, that they well acquainted with Mr. Lewis is the testator, in his lifetime, and that he acknowledged the same paper writing, to be his last Will and Testament, in their presence, and that they were called on by him, to sign the same as witnesses, and done so at his request, and in the presence of each other, and that they believe him to be in sound and disposing mind and memory, at the time of signing the same. It is therefore considered by the Court, that Will, so established, and ordered to be Recorded, etc.

Joseph Cox

Will

I, Joseph Cox, of the County of Wayne & State of Tennessee, do make & publish this my last Will & Testament.

Item first, I give & bequeath to my wife, Margaret Cox, the following named negro slaves, viz., George & his family, Henry, Caroline, Martha, John, Ella, Barbara, Jenny & Eliza Bates, I, also & her children, Franklin, Jonas & Marion; Martha Jane, now in Virginia in Cheaney Court at Summerville, Lw: Henry, Belva, Sally Margaret, Henry, Nat, Sam, Lucy, Fanny, Abby, Elizabeth, Charlotte, Mary, Anna, Dick, Charles, Dan, Jim, Isabella & Charlie; I have now to her above named negro slaves absolutely to her, the said George & Cox, her heirs & assigns forever.

Item second, All the rest & residue of my property real & personal of my & my wife's description, I give to my wife Margaret Cox, for & during the term of her natural life, to use, control and manage as she may deem fit & proper, & at her death, the same to go & belonging to my grand children, the children of my son Lewis & Cox, then living, in accordance with the directions herein after given, the share & interest which may be thus going to my said grand daughters, children of Lewis & Cox, I wish & direct that they take & hold the same free & independent from the control & management of any husband they may have then or any time thereafter, to their sole & separate use & benefit, & in no way to be held for the debts or contracts contracted by their said husbands, and at their death, be divided of issues living, & their surviving brothers & sisters, share & have alike in accordance with the terms & provisions of this Will, as declared & set out. The share & interest given to my grand sons, Lewis & Cox, James Cox & Joseph Cox, I Will & bequeath to them & their heirs forever at the death of these said grand children, Margaret Cox, c.

Item third, I direct that my wife Margaret Cox, remain on the place we now live at, if she finds it agreeable & in accordance with her wishes to do, and I further direct that in order to provide for any debts now due & owing by me, that any of said slaves & personal property given herein to my wife, during her life, may be sold by her, publicly or privately for cash, or on credit, and further, if my said wife becomes dissatisfied with any of said slaves, in which she has a life estate, she may likewise sell the same in her discretion, & upon making such sales or sales made, to be the purchasers of same, c.

Item fourth, I do hereby nominate & appoint my wife, Margaret Cox, Executrix of this my last Will & Testament, & direct that she be compensated & paid from the provisions of the law as to giving her security for the performance of duties of Executrix, & further that she be not required to render any account or sale list of my estate to Court, or elsewhere; and direct that upon the day

Saw last Will & Testament being probated. Not my wife take the entire  
control & management of my late Estate. Real & personal, of any thing  
description & all the same for his own comfort & convenience &c.  
She in her judgment may elect

Item eighth: I have now finding in Court at Sacramento You, the slave  
for certain negro slaves now in my possession & control & in order to  
the final settlement of same. I do herby give my servitude & full power to  
Abel, adjuct & Compromised the same under the advice & guidance of my  
Counsel in the cases viz J. S. Palms, & to do all things requisite & necessary  
to quieting of his & my estate from litigations in his favor.  
Given under my hand & seal this the 3<sup>rd</sup> day of July A.D. 1855  
Test. Ruth Roberts

James R. Thomas

J. S. Pallans

Fro. C. Cooper

Cedric S. Since writing my foregoing last Will & Testament, my grand daughter Elizabeth Cad has intermarried with one Samuel Burchell & Thomas I died in the month of October or November. Under which there came notice for James Samuel Burchell for the amount of £1000.00 he never did receive which notes are not yet matured. It is my Will & direction that in the event I have to pay any or all of said notes that the amount of such payment to be made, with a accruing interest shall be a charge against said estate. It is my Will & desire out of the share & interest of my said grand daughter Elizabeth M. in my Estate subject to the terms & conditions in my said foregoing Will Containment, & that in division to be had among my surviving grand children the division to be made so as to James Cadwallader to account for any sum I may have to pay on account of my said foregoing Encroachments for his law expenses; and that in the other respects except modification of this my Will I will that my foregoing last Will & Testament be carried out. Given under my hand & seal this the 5<sup>th</sup> of December A.D. 1826.

Test. Richd. H. Harvey  
William F. Taylor

Joseph Leo Eich

State of Minnesota Auditor's Office 1857.

Hayes County 3 Be it Remembred that on the the 2<sup>nd</sup> day of Janur  
A.D. 1837. a paper writing on two sides of paper preparing to be his last Will  
& Testament of Joseph Cox deceased her postive & affianc to the Court for  
probate, as such last will & testament of said Joseph Cox deceased the said  
Joseph Cox having departed this life in Hayes County Iowa in the later part  
of the month of April A.D. 1837. at his residence according to his testimony  
of Richard McNamee & William H. Taylor; said paper writing purporting to be  
his such last will & testament of said Joseph Cox deceased dated the 5<sup>th</sup> day of July  
A.D. 1837 & the place where the 5<sup>th</sup> day of December A.D. 1837, in presence  
and with Roberts and Wilson & James R. Thomas Notaries to said last  
Will & Testament who having been duly sworn state that they affirm  
said paper writing at the request of said Joseph Cox on the day aforesaid  
dated to his present & at his request as he said to be made & left & testament.

2. This Day Were requested by said Joseph Caw to Witness same as his last Will & Testament, & that they Subscribers come as such Witnesses, & that they & each of them verily believe said Joseph Caw to be of sound & disposing Mind & Memory at the Execution & attestation of his said last Will & Testament so above referred to as witness: And thereupon Richard H. Slaney & William F. Clayton, in the County of Wiltshire to have & recd a Codicil of date December 5<sup>th</sup> 1856, after having been duly sworn, deposing & saying that they subscribe their names as Witnesses to the Codicil of said Joseph Caw to his said Will & at the instance & request of said Joseph Caw, in his presence, & that they verily believe said Caw at the date of the execution & attestation of said Codicil to Mr. Dic 5<sup>th</sup> 1856 by the name Joseph Caw & by them as Witnesses thereto that he was Joseph Caw, man of sound & disposing mind & memory: It is therefore Considered by the Court, that the said Papers heretofore is the last Will & Testament of the said Joseph Caw deceased, & as such to be admitted to probate, & duly Recorded. C-2

Sebe Hall

Will

That is to say, first, after all my lawful debts are paid and discharged, the residue of my Estate, real and personal, I give, bequeath and dispose of as follows, to wit, To my beloved Wife, all my Estate, both real and personal, during her natural life, and after her death, I give and bequeath to The Memphis Conference of the Methodist Episcopal Church South, a certain tract or parcel of land, lying and being in Fayette County Tennessee containing 150 &  $\frac{1}{2}$  acres, being the half of land that I bought of John Allen; likewise tract of land to be sold by my Executor and the proceeds therefrom to be used by said Conference for the benefit and use of the foreign Mission. - I give my remaining of land, on which I have resided, in Fayette County Tennessee, to be sold, and also my furnishable Stock and farming utensils, I give and bequeath to my wife Elizabeth, all that portion of her Father's Estate both personal and real, which she may hereafter take her to; and also all my household furniture to dispose of as she may think best; I give and bequeath to my Uncle, C. W. Adams his Malles, and her bodily heirs, a Negro Woman, Julia and her slaves, and her son, I give and bequeath to my Nephew Henry Barnes, a Negro Man, his negro, and I also give and bequeath, to my Nephew, Stanton Barnes, two hundred and fifty dollars; I give and bequeath to my Nephew, Isaac W. Adams, a Negroe man, Draker; I give and bequeath to my Sister Susan and Draker, Children two hundred dollars each; I give and bequeath to my Nephew, Jessie Adams, a Negro Woman, Castle, now her son here, Henry and wife; I give and bequeath to Z. Hall, son Hanson & her bodily heirs, a Negro Woman, Torrance, with her children Mary and Walter, and her increase; also also, I give and bequeath to John Wilson's other children two hundred dollars each; I give and bequeath to my Sister, Elizabeth, a Negro Man, Isaac; I give and bequeath to my Nephew, Christopher C. Hale, two hundred and fifty dollars; I give and bequeath to my brother, W. H. Hale, two Negro men, Barnes and James, with the balance or residue of my Estate, of any revenue whatever I make, constitute and appoint Wm. G. Hodges, to be Executor of this my last Will and Testament, hereby revoking all former Wills by me made, & in W. Jones' Notary, I have hereunto subscribed my name and affixed my seal, on the 5<sup>th</sup> day of August, 1851  
Liz. Barnes, Rose  
Jess. Hale, Castle

E. Dickinson

State of Tennessee, May Seven, County Court, 1857.

Jayce County, <sup>3</sup> A paper meeting purporting to be the last Will and Testament of your Slave deceased, has this day been presented before the Court, and thereupon comes into Court C. D. Johnson, one of the subscribing Witnesses to the said paper meeting, and who being first duly sworn, doth depose and say he was acquainted with your Slave, he having been his master in his life time, and that he acknowledged the said paper meeting in his presence to be his last Will and testament, and that he was called by you Slave, the testator to sign the same as a witness, and done at his request, and in his presence, and that he believed him to be sound and disposing mind and memory at the time of signing the same.

It is therefore ordered by the Court, that your Will be probated in this Court for further probate.

State of Tennessee, July Seven, County Court, 1857.

Jayce County, <sup>3</sup> A paper meeting purporting to be the last Will and Testament of your Slave deceased, made this day, presented before Court, and thereupon comes into Court, James Morris, one of the subscribing Witnesses to the said paper meeting, and who being first duly sworn, doth depose and say that he was acquainted with your Slave, the testator in his life time, and that he acknowledged the said paper meeting to be his last Will and testament, and that he was called by you Slave, the testator, to sign the same as a witness, and done at his request, and in his presence, and that he believed him to be sound and disposing mind and memory at the time of signing the same.

It is therefore considered by the Court, that your Will be probated and ordered to be recorded.

David B. Johnson

Will

First, it is my Will and desire, and hereby, and before unto my Slave, my Negro Master, to have and to hold to him and his heirs forever, to whom it shall belong, it is my Will and desire, and I hereby give and bequeath unto my Slave, my Negro Woman, Corlind, to have and to hold unto him and his heirs forever; Second, It is my Will and desire, and I hereby give and bequeath to my Daughter, Susan, my Negro Girl, to have and to hold to her and her heirs forever; Third, It is my Will and desire, and I hereby give and bequeath unto my Son, Peter, my Negro boy, to have and to hold to him and his heirs forever; Fourth, It is my Will and desire, and I hereby give and bequeath unto my wife and wife, all my household and kitchen furniture, three hundred dollars in Cash, to be paid to her by my Executor to be kept named, and desired that she shall remain on the One hundred and eleven acres of land already conveyed to her during her natural life by said duty Register in the Register Office together with remanents to our children, after her death, my Negro and her and our half of Jayce County of hope and care of Christ, I may die hereafter, fifth, It is my Will and desire that my Executors shall see to make

my Will to realize its value, and my other lands, and divide the proceeds of sale equally among my wife and my children; Sixth, it is my Will and desire, that all the balance of my estate of slaves, chattels or descriptions, not having disposed of, shall be equally divided between my four children, Slave and Slave alike, after the payment of my just debts and funeral expenses, it hereby nominate and appoint my friend John Stanley, sole Executor of this my last Will and Testament. In Witness whereof, I have herein set my hand and seal, the 5<sup>th</sup> day of July 1857,

Seal, seal and publish, as the last Will and

David B. Johnson Esq.  
Notary Public

Witness of the testator, in our presence, and to

which we have affixed our names at his request

in his presence, and the presence of each other

Wm W. Hall

C. D. Sharp

W. J. Clark

281

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Circuit Court, October Term 1857

Elizabeth A. Johnson v. Contine Wills.

18. 28. 93

The Plaintiff, by his attorney comes and says she will no longer

prosecute this suit against the defendant, but the notes

David Johnson Esq. now

the same, it is therefore Considered by the Court that this suit

John D. Stanley

be discontinued, and that the defendant recover of Plaintiff his

Costs in this behalf Expended, and that all other issues, &c. &c. it is further ordered that

Plaintiff pay his attorney back to the County Court, and the Will returned to her.

State of Tennessee, 1<sup>st</sup> Inst. Clerk of the Circuit Court, for the County and

Hancock County, State of Tennessee do certify, that the foregoing is a correct copy

of the judgment rendered in the Case of Elizabeth A. Johnson, heir of

David Johnson Esq. as the same was as of record in my office, given under my hand

at office in Somerville this the 31 day of October 1857.

John W. Curtis 22

State of Tennessee, November Seven, County Court, 1857.

Jayce County, <sup>3</sup> This day was produced in open Court, a paper meeting,

purporting to be the last Will and testament of David B. Johnson, due which was

stated certified back to this Court, from the Circuit Court, and thereupon copied

into open Court M. W. Hall and C. D. Sharp, Subscribing Notaries Public,

and who being first duly sworn, deposed and say that they were acquainted with

David B. Johnson, the testator, in his lifetime, and that they know him to be, and heard

him acknowledge the said paper meeting to be his last Will and testament, and that

they believe he was in sound and disposing mind and memory, at the time

of signing and acknowledging the same, and that they were called over by him,

the said David B. Johnson the testator to sign the same as Wilhelmina Hardee, and that

they signed said last Will and testament as Wilhelmina Hardee in his presence

and by his request. It is therefore Ordered by the Court, that said Will, be established

and that the same be entered of record.

Mary A. McNeil

Will

I, Mary A. McNeil, of the County of Jayce, State of Tennessee, Considering the uncertainty of human life, do hereby publish and declare the following to be my last Will and Testament (viz.)

It is my wish that my Estates of every description shall be kept together in the same way as if I were living, under the direction of my Executor, Mr.

Martha & Alexander written by her husband, John Alexander Neilson James Alexander I also wish that my three Brothers in law, Robert, James S. and Joseph Phillips, or either of them should assist in the direction of the management of my said Estate. It is very difficult work, but all my Children (viz) John, Alexander, Malcolm & Martha, have been here present. Equality of my said Estate, but that my beloved wife should return & keep in her possession as much of my said Estate as she may desire, for the use of herself & our absent Minnowed Children, during her life, as McDowellian, should it be necessary at any time to sell off to any of the above named Children, a part of said Estate, then of my dear wife's two Mssrs Phillips or other respectable Citizens should be called in to examine said Estate, and let off by families, such expenses, or losses, as will be thought proper, as of I now alive; & the property so allotted to be settled by the persons chosen, then in number, and to be determined as to make their share, & to await the final division. All said Collateral to assist in the management of my Estate to be held apart from the rest, and removed out of my funds belonging to the Estate, the testimony whereof has been set down and affixed my seal, the 5<sup>th</sup> day of April, 1857.

Alex. McNeill Esq.

State of Tennessee County Court, December 1<sup>st</sup>, 1857.

Hayes County 3<sup>rd</sup> An Affidavit of Dr. King, purporting to be the last Will and Testament of Alexander McNeill, who departed this life in this County on the day of 1<sup>st</sup> Decr, 1857, in which County he resided at the time of his death, and which said instrument of Writing being done January 5<sup>th</sup> 1857, was produced to the Court for probate thereof, whereupon it was proven by the Oaths of John N. Williams, Amos Davis, Mr. George Mayfield & Joseph Phillips, that they are acquainted with the handwriting of the said Alexander McNeill deceased, being born about 1800, & generally known by his acquaintances of the name, & that they have seen the Oaths of John N. Williams, Amos Davis, Mr. George Mayfield & Joseph Phillips to clearly believe said last Will and Testament, & every part thereof, is in the handwriting of said Alexander McNeill, and it being further proven by the Oath of Joseph Phillips, that said Will was made after the death of the said Alexander McNeill, among his valuable papers & other valuable effects, & the Court being of opinion that such instrument or Paper Writing as aforesaid is what it purports to be, to wit, the last Will & Testament of said Alexander McNeill deceased, & that the same has been duly proven & established according to the act of Assembly in such Cases made & provided. The Court doth therefore Order & declare the said instrument of Writing as aforesaid, is the last Will & Testament of the said Alexander McNeill deceased, & ordered further, that the said Will, be recorded.

Parise & Gorman Esq's Hayes County  
Will

I, Parise & Gorman, of the said Hayes County and State, being in full possession of all my mental faculties, and conscious by my physical infirmities, that life is short, and hastening to its close, do make and publish this my last Will and Testament, first, I direct that my body be

buried in the place my wife to direct, according to the order and commandments of the Christian Church & if circumstances will permit with the rites of Christianity; and as to my soul I have given it to believe to God to take the same, I dispose of the same as follows, I direct further that all my debts and funeral expenses shall be paid as soon after my decease as possible, out of the first money that shall come into the hands of my executors, After which I direct that all my Estate, real and personal, shall be divided as follows: Ten Thousand dollars to each of my young Children Margaret, Walter and Henry, Government in money or notes, to be kept bonds and with ample security, at interest, for their support & education, until they are of age; Thus thousand dollars capital, invested in the Stock of Wilkinson, Parkman & Company, New York, with all the profit and interest thereon, to my Son George W. Gorman, and his executors (except his servants shall be paid), which I desire my son George to keep in their old age, I give and bequeath to my wife Ann Eliza, during her natural life, and at her death to be divided between my two Georges Children, Margaret, Walter and Henry, I further direct that neither the principle (Ten Thousand Dollars bequeathed & left of my young Children Margaret, Walter and Henry,) nor any part thereof shall be expended for their support, during their minority, but be saved of the interest added yearly, each year, as may be over and above their necessary expenses, And I hereby make and appoint my Coleman friend of John Parkman, Esq. Executed to this my last Will and Testament, during his stay below Miss Ann Eliza, shall keep his Children Margaret, Walter and Henry, during their minority, unless they should prefer at any time in the event of his marriage again, to choose another home, Weston with my own home and sign the 20<sup>th</sup> day of March A.D. 1857, in presence of,

J. E. Garrison

State of Tennessee County Court, December 1<sup>st</sup>, 1857  
Hayes County 3<sup>rd</sup> Be it remembered that on the 1<sup>st</sup> day of December 1857, the County Court of Hayes County being to execute the Honorable Dr. Parise & Gorman, Esq's, purposing and John Parkman Esq, having presented a paper Writing for Probate, testifying to the last Will and Testament of Parise & Gorman deceased, and it appearing to the Court, from an inspection of said paper Writing, that there were subversive Writings to the same, But it also appears by the name of Hosine Parise & Gorman deceased, is subversive Writings, as well as in the body of said paper Writing, which writing appearing to the Court, from the sworn Statement of Dr. Parise, Dr. J. E. Parkman and Richard Pickett, their creditable witnesses, that they timely called such Writings, and every said Writting is in the handwriting of the said Parise & Gorman Esq's, whose Writting appears to be, and such Writting is generally known by the acquaintances of Hosine Parise & Gorman deceased, and it further appearing to the Court, that said Writting was found among the valuable papers of the said Parise & Gorman deceased, in a drawer locked, after his death; It is therefore Ordered, adjudged and declared by the Court, that said paper Writing be received as the last Will and Testament of the said Parise & Gorman deceased, and the same be admitted to probate, and recorded.

A. G. Brewster

Will

State of Tennessee, Hayes County 1<sup>st</sup> of July 1857  
I, A. G. Brewster, of the County and State above written, being in sound mind and memory, but knowing that it is appointed for all persons to die, doth therefore make and Ordain this to be my last Will and Testament, Item 1<sup>st</sup> I command my soul to God, and my body to be buried in a Christian like manner, and all my funeral expenses to be paid. Item 2<sup>nd</sup> I desire at my death that all my just debts be honestly paid. Item 3<sup>rd</sup> I give unto James Eliza

(Son of Sally & James Mayo deceased) The whole of my Estate consisting of  
real or personal and money to him and his heirs forever. Item 1<sup>o</sup> I appoint  
John McKey as my lawful Exec. to carry out my Will, as above written.  
Given under my hand and seal the day and date also as written in the presence  
of the subscribing Witnesses.

Test. J. McKey

Robt Mc Key

State of Fayette County Court December 1<sup>st</sup> 1837

Fayette County 3<sup>rd</sup> A paper writing purporting to be his last will and  
testament of Eliza Burton deceased was this day produced in open Court  
for probate hearing, and therefore came into open Court Robt. McKey, one of  
the subscribing Witnesses to the said paper writing, and who being first duly  
sworn deposes and says that he was well acquainted with Eliza Burton the  
testator in her life time, and that she made her mark to the said paper writing  
and acknowledged the same in his presence to be her last will and testament,  
and that he was called on by the said Eliza Burton to sign the same as a true testator  
and done so at her request and in her presence, and also in the presence of J. McKey  
the subscriber to the said paper writing, and that was called on by the  
said Eliza Burton to sign the same as the other subscriber to the said paper writing, and  
that the said J. McKey signed the same as such Witness, in his presence, and in  
the presence of said Eliza Burton, and at her request, and that he believed that  
she believed that she was of sound and disposing mind and memory at the time  
of making her mark and acknowledging the same. The death of J. McKey occurring in  
the course of the said paper writing, being suggested to the Court, he signed  
thereon his name by Robt. McKey, R. N. McKey, and John McKey who also appear  
in open Court and after being first duly sworn, say that they are well acquainted with  
the hand writing of the said J. McKey deceased, and that they firmly believe that his  
signature thereon appears as a subscribing Witness to the said paper writing, to be a  
true paper writing, and that he executed the same as witness thereto. In consequence  
therefore Order and declare the said paper writing to be his last will and testament  
of the said Eliza Burton deceased. And doth further order that Notarise be done  
of record.

J. McKey Clark  
Will

State of Fayette I Joseph Clark, residing  
Fayette County & the uncertainty of the mortal  
life, and being of sound mind and memory (these  
be almighty God for the same) do make and  
publish this my last will and testament, in manner and form following (this is to  
say I give and bequeath unto my wife Margaret Clark, my tract of land  
whereon I now live, I further give my horses, cattle & hogs, and all my house  
hold & implements to the use of her and my children, I further wish for it all to  
remain together during her natural life time; After attaining first age to  
pension, I further wish for, after the death of my wife that my lands and all  
household and implements, shall be equally divided between my children namely  
Amanda B. Clark, Mary L. Clark, William Clark, Caroline Clark, cabin  
Clark & Nancy Clark. The October 22<sup>nd</sup> 1847

Test. John McKey

Thomas L. Peeling

E. G. Porter

Joseph L. Clark  
witness

State of Fayette County Court December 1<sup>st</sup> 1847  
Fayette County 3<sup>rd</sup> A paper writing was the day produced in open Court purporting to be the last will  
and testament of Joseph Clark deceased and offered for probate hearing, and thereupon came into open  
Court John McKey, Robt. McKey, and E. G. Porter, Subscribing Witnesses, and who being first duly  
sworn deposed & say that they made no argument with Mr. Joseph Clark in his lifetime, and that he  
made his mark on the said paper writing, and also acknowledged the same in their presence  
to be his last will and testament, and that they were called on by the said Joseph Clark to witness & sign  
the same as witnesses, and done so at his request, now in his lifetime, and in the presence of said  
other parties to whom how to be of service and disposing mind and memory at the time of making  
his mark and acknowledging the same. It is therefore ordered and decreed by the Court, that said will  
be published, and that witness be recorded.

Robert McKey

Will

The last will and testament of Robert McKey, of Union Fayette  
County Pennsylvania. I Robert McKey, concerning the uncertainty of  
the mortal life, & being of sound mind & memory (by God Almighty)  
Gave for the same, to make & publish this my last will & testa-  
ment, in manner and form following, Item first. I give & bequeath my widow wife Lucy Ann  
Brown, in lieu of dower, all the portion of my tract of land in Carroll County Penna lying  
on both sides of the Nashville River from Longdon, all of it had North of St. Paul & all  
south of P. Road & east of a line running due south from the S. West corner of a & one half acre  
by me to D. J. B. Bothell, including the premises house & improvements, & clothing of course  
such lots as are held to ch. H. Brown & others. Item second. I also give unto my beloved wife all  
my household & kitchen furniture stock, vehicle, provisions &c that may be on hand.

Item third, I nominate and appoint my beloved wife Lucy Ann to care for my estate &  
without her giving security to act as such. Item 4<sup>o</sup> It shall be the privilege of my executors  
to choose her own credit to pay my debts or clear my business. Item 5<sup>o</sup> The remainder of my  
effects shall be equally divided among my Ch. Credit & wife, my wife taking her part in the  
real estate. Item 6<sup>o</sup> I also appoint my beloved wife Gertrude for all my children, &  
it shall be her privilege to keep all the children & property together until her second marriage  
when her guardianship or administration shall cease, or the marriage of the several at  
legal age of one of my children, when such child shall stand apart to have an equal  
part of my property. Item 7<sup>o</sup> It shall also be the privilege of my executors if in his  
discretion, to sell any or all of my real estate or personal property, either privately or pub-  
licly. Item 8<sup>o</sup> It shall be the duty of my executors, or the guardian to cast an account  
for the extra expenses of each child for schooling &c & the same shall be deducted from  
the legacy of each. Item 9<sup>o</sup> In case of the decease of my wife, who failure to act as  
executrix & guardians for my children, I hereby appoint my trusty & worthy friend, David  
Peterson to do same with all the privilege with which this is invested. In witness to the writing of  
which, I have hereunto set my hand & seal, this 5<sup>th</sup> day of January 1848.

Witnessed by J. McKey, Marrowtown.

Signed, Robert McKey Recd  
James Loring

State of Fayette 3<sup>rd</sup> January 1848, on the 1<sup>st</sup>  
January 1848 by J. McKey, Subscribing witness purporting to be his last  
will and testament of Joseph Clark, who died in the 1<sup>st</sup> of January 1848, in the  
age of 75 years, and whose legacy he was left in the sum of one thousand  
dollars per year.

May 8<sup>th</sup> 1857. I have this day, at my desk, made the Envelope containing this document & given nothing in it to others, except to state that my son Robert Brown, who was not born at the writing of the will, is to receive Equally his to the others, i.e. sharing equally with them.

I also request & testify that my son Robert Brown on May 1857 share share Equally with my other Children, the 25 day Decr 1857.

Robt Brown

Note of Testimony December Term A.D. 1857  
 Hayes County B. An instrument or paper written purporting to set forth a Will & testament of Robert A. Brown, who departed this life in the County on the day of November A.D. 1857, in Wheat County to reside at the time of his death & dated January 8<sup>th</sup> 1845 & with two additions made to same, on Aug 2-1852 & the 25<sup>th</sup> December 1856, was produced to the Court for probate by J. H. Stevenson of H. C. Stevenson, one of subscribing witnesses to said last testament & being duly sworn deposed & deposed that he at the instance & request of said Robert A. Brown, signed his name as a witness to the last Will & testament of said Robert A. Brown, & that he since has been the subscriber to same that also signed same at request of said Robert A. Brown as his last Will & testament, & that said Brown is now a non resident of this State, and bears upon it was borne by his father Thomas S. Parker, his son Joseph Parker & H. C. Stevenson, that they are acquaintances with the handwriting of said Robert A. Brown, that said handwriting is generally known by the acquaintances of the deceased, that they, the said Thomas S. Parker, H. C. Stevenson, Joseph Parker, & H. C. Stevenson do verily believe said last Will & testament & Codicils thence & every part thereof, is in the hand writing of said Robert A. Brown, and is being further proved by the oaths of W. C. Smith that said Will was signed after the death of said Robert A. Brown, & among his valuable papers & other valuable effects, & the Court being of opinion that such instrument or paper writing bearing date in 1845, 1852 & 1856, as aforesaid, & what a purpose to be, to wit, the last Will & testament of said Robert A. Brown deceased & that the same has been fully proven & established according to the act of Assembly in such Case made & provided, the Court doth therefore order & declare the said instrument of writing, as aforesaid with Testaments, is the last Will & testament of the said Robert A. Brown decd & further that the said Will be Recorded.

James Tiller

Will

made: Item; I Will and bequeath unto my daughter Mary Ann Brown, wife of S. Carson, the following Negro slaves, viz., Harriet a Negro woman, aged about forty two years, and a negro girl Martha, a child, aged about sixteen years, to have and to hold said slaves to the sole and separate use of my daughter Mary Ann Carson, for and during her natural life, and at her death to her children and their representatives, to be equally divided amongst them, and held or subject to no sale or contract of her husband, S. Carson, and free from his dominion and control, for and

during her natural life, and at her death to be equally divided amongst all her children & their representatives. Item second; I Will and bequeath unto my Grandson, George Glass, a negro girl named Martha, aged about seven years, to him and his heirs forever. Item third; I Will and bequeath unto my beloved son William Miller, a negro Slave named Jack, aged about forty five years, also a negro woman named a house keeper about twenty one years, also further I Will and bequeath unto my daughter Margaret Bryant, wife of Jacob Bryant, the following slaves, viz., Henry, Caroline, George, Anna, and negro slave young negro boy, Child of George, and his increase, & his wife and separate use, and at his death to be equally divided amongst his children and their representatives, but in case he dies without leaving any children or grand children, then will and bequeath all of said slaves and their increase, to the brother and sister of the said Margaret Bryant, and their representatives to be equally divided amongst them. Item fifth; I Will and bequeath unto my son Thomas Tiller, the following slaves, viz., Joe, Anna, Dennis, the first aged about fifteen years, and Dennis aged about nine years, to have and to hold said slaves to him and his heirs forever. Item sixth; I Will and bequeath unto my son Alfred Tiller, the following Negro slaves, viz., Sam, a boy aged eighteen or nineteen years, and Eliza, a boy aged about nine years, to have and to hold said slaves to him and his heirs forever. Item seventh; I Will and bequeath unto my Daughter Cornelia Tiller, the following slaves, viz., Emily, a girl aged about nine years, Kitty, aged about eight years, Charlie, a boy, aged about five years, and Mack, aged about twelve years. I bequeath the Negro slaves to her sole and separate use and maintenance, not liable to the debts, or to be disposed of by any husband she may hereafter marry, but to remain her sole independent estate, for and during her natural life, and at her death to be divided amongst any children or grand children she may have, but in case she may die without leaving any children or grand children, then I Will and bequeath said slaves and their increase to be divided equally amongst the brothers and sisters, and their representatives, of my said daughter Cornelia Tiller. Item eighth; I Will and bequeath unto my son in law, George Bryant, a negro boy, William, aged about four years old, to him and his heirs, from me, item ninth; I Will and bequeath unto my daughter Emily Plant, wife of William Plant, one hundred and thirty six acres of land, to be cut off of his Starling tract to include the thirty five acres bought by Rev. Mr. Burns as a residence, and which is a distinct piece of land from the other hundred acres, and which thirty five acres includes the houses, out houses and Cotton gin, on the Parsons Burns place, I wish the balance of one hundred acres to be taken from the Starling tract, and the land to be run through the middle of the tract, north and south, dividing into two parcels, and I desire, and will the eastern half of said two parcels are had & to give with the aforesaid Starling tract, to my daughter Emily Plant, wife of William Plant, to her and her heirs forever. Item ten; I Will and bequeath unto my beloved wife, Nancy Tiller, all the lands I own in Hayes County, Tennessee, except the lands bequeathed in the Ninth clause of this Will to my daughter Emily Plant, to have sole land, to use and enjoy it and the profits thereof, and the necessary timber, for and during the full term of her natural life, and at her death, to be equally divided amongst all of my children, and their representatives; I also Will and bequeath to my beloved wife, the following Negro slaves, viz., Laura, a woman, aged about twenty two years, Bob, a man, aged about thirty years, and George, aged about thirty five years, to have and to hold said slaves during his natural life, and at his death, I Will to any daughter Cornelia, Negro Brown, Laura, and her increase, subject to the laws limitations and restrictions, as provided for in the several clauses

of my Will; and at the death of my wife I will bequeath Bel to his  
children, because equally deserving among all my children are the summing  
and at the death of my wife, I will make bequeath to my son in law James Bryan  
regards more George, to him and his heirs forever. Then comes I will make known  
that all of my property shall be kept together, in the form named for sale,  
until the close of the year 1857, of which day before that time, unless to the  
use of the cause to be applied to the payment of all my just debts. Then comes  
after the 25<sup>th</sup> day of December 1857, I desire that a liberal sum of money of  
provisions, corn, for the stock, meat, flour, bread, over C. H. Muller's store  
to my wife, and I wish the residue of my furnished property not heretofore  
despatched to be sold, together with all my other personal property, not assigned  
except the household and kitchen furniture which I leave to my beloved  
wife, to be sold and proceeds applicable to the payment of my debts and the balance  
I wish and will to my beloved wife, I make and desire to be given credit of  
twelve months. Item further, I do nominate my son, William Allen, my attorney  
in law, James Bryan, to act as my Executor to this my last will and testament  
and I do hereby give them full power to carry out my will as expressed in  
this my last will and testament, and I wish them to qualify as my execu-  
tors, without giving any bond and security. Given under my hand and  
seal, this the ninth day of October 1856

In presence of J. L. Williams

James Allen (Signature)

Thomas Rains

State of Tennessee, County Court, December term, 1857  
Fayette County. A paper writing was this day produced in open Court  
purporting to be the last Will and Testament of James Allen deceased, arranged  
for probate thereon, and thereupon came into open Court, Thomas Rains and  
J. L. Williams, Subscribing witnesses to the said paper writing, and the long per-  
sonal estate, deposed and say that they were personally acquainted with James Allen  
the testator, in his life time, and that they were called by the said James Allen  
to sign his name as witnesses thereto, and done so at his request and in his presence,  
and in the presence of each other, and that the said James Allen signed and  
acknowledged the said paper writing, in their presence, to be his last will and  
testament, and that they believed him to be of sound and disposing mind  
and memory, at the time of signing and acknowledging the same. It is therefore  
ordered and decreed by the Court, that the said paper writing be admitted as the  
last Will and Testament of the said James Allen deceased, and that the same  
be entered of Record.

Thomas Allen

Thomas Allen do make and publish this my last Will and  
Testament hereby testifying and making this all other Wills  
null by me this day ten o'clock.

I do direct that my funeral expenses and all my debts be paid up before after  
my death as follows, out of any money that I may die possessed of as my first  
comes into the hands of my Executor:

Item I give and bequeath to my son Edward L. Allen, the Negro boy John  
 negro woman Lucy, negro boy Harry, negro girl Willie, Negro girl Sophia, negro  
 boy Nat,

Item I give and bequeath to my daughter Melinda or Charles or Martha  
Item Lucy, Bassett, Lucy, Elizabeth, Lucy and Mary May, Lucy and also a  
B. Lucy the Negro boy Lewis.

I do direct and bequeath that any land and all of my personal property  
of every kind be sold and aia months credit and the proceeds applied to the  
payment of my debts and should there be an overplus after paying all of  
my debts I wish to go my son Jeremiah & Henry, further I make no specific  
bequest to him.

I do hereby nominate and appoint my son Edward L. Allen my  
Executor.

In witness whereof I do to this my Will, set my hand and seal this 22<sup>nd</sup>  
day of January 1858

Signed sealed and published in the  
presence and we have subscribed  
our names hereunto in the presence of  
the testator this 22<sup>nd</sup> day of January 1858

C. B. Steger  
R. L. Evans

Thomas Allen Recd

State of Tennessee, February term County Court 1858

Fayette County. A paper writing was this day produced in open Court for  
probate thereof purporting to be the last Will and Testament of the said Allen  
deceased and thereupon came into open Court C. B. Steger and R. L. Evans sub-  
scribing witnesses to said paper writing and who being first duly sworn depo-  
sed and say that they were personally acquainted with the said Thomas Allen  
the testator in his life time and that they were called on by the said Thomas Allen  
to sign the said paper writing as witness thereto, and done so at his request  
and in his presence, and in the presence of each other and that they saw the  
said Thomas Allen make his mark to said paper writing and heard him  
acknowledged the same to be his last will and Testament and they believed him  
to be of sound and disposing mind and memory at the time of making his  
mark and acknowledging the same. It is therefore concurred by the said  
paper writing to be established as the last Will and Testament of the said Allen  
deceased, and that the same be Recorded, and thereupon came into open Court  
C. B. Allen who was appointed Executor in the said last Will and Testament  
was sworn to and himself as principal in the sum of twenty thousand and one  
hundred dollars and deposed and declared who signs the same in open Court  
before me that he and gave to his deautees and his wife Mary Allen  
and H. J. Smith who also came into open Court and deposed and

acknowledges themselves bound to observe and do all such things as are required by the Court and ordered to be done now and that the said C. L. Allen was thereupon duly qualified as the law prescribes.

John T. Armour  
Will

I John T. Armour do make and publish this as my last Will and Testament hereby revoking and making void all other Wills by me at any time made.

First I direct that my funeral expenses and all my debts be paid as soon after my death as possible out of any monies that may be due me of or may first come into the hands of my Executor secondly I give and bequeath to my dear and beloved wife Barbara Julia and her natural life time and at her death thereafter make such disposal of them as she may think proper and I also and bequeath to my daughter Sophia Isabella the following slaves to wit Aドドson Carolina his wife & child to her heirs her bodily heirs - and I thereby give to my son Harris Armour Sally and Esie.

Thirdly I give to my son John Petersons a negro man to be held for Nathan Squier Lewis Joseph Edwards and Ruth to be retained on the farm for 2 years until it be thought practicable by the family to sell them sooner and at the expiration of two years if my wife thinks proper she shall keep the said negro subject to her will until her death then my children shall all be made equal my wife shall hold the proportion of the farm and land so long as she may live or remain upon the land but at her death or removal the land shall be equally divided between my children.

I thereby give to my son John Petersons Allto

I do direct whereof I do to this my Will set my hand and seal this 25<sup>th</sup> day of March 1858

First Mary M. Hart

Poly Baile

John T. Armour

State of Minnesota April Term County Court 1858  
Taylors County 3<sup>rd</sup> This day was produced in open Court a paper writing purporting to be the last Will and Testament of John T. Armour deceased and thereupon came into open Court Mary M. Hart and Poly Baile subscribing witness to the said paper writing who being first duly sworn deposed and say that they are personally acquainted with John T. Armour in his lifetime and that they were called on by him to sign said paper writing as witness thereto and were so in his presence at his request and in the presence of each other and that they saw him sign and hear him acknowledge the same to be his last Will and Testament and that they knew him to be of sound mind and disposing mind at the time of signing and attesting aforesaid paper writing.

It is therefore ordered and declared by the Court that said paper writing be established as the last will and testament of the said John T. Armour deceased and that the same be entered of record.

Henry Harris  
Will

I Henry Harris of the County of Taylors and State of Minnesota being of sound and sound mind and in good health but knowing the uncertainty of human life do make and publish this my last Will and Testament hereby revoking all other Wills made by me at any time.

Item 1<sup>st</sup> I desire all my just debts to be paid as soon as possible.

Item 2<sup>nd</sup> I lend to my wife Phony Harris during her natural life four slaves Negro, Tom, Lewis, Nancy & Ann, also land her during her natural life two hundred & twenty acres land off the south end of my tract with all improvements theron, my son Howell to live with her if they can agree if not he is to build himself a residence on the same tract off at an end.

Item 3<sup>rd</sup> I give to my wife Phony Harris Clerks of all kinds necessary also house hold & Kitchen furniture as much of each and such as she thinks she need, also Bacon, corn, fodder, feed, sugar flour & for one year support.

Item 4<sup>th</sup> I lend to my grand daughter Elizabeth M. Brown to her sole & separate use during her natural life free from the control of her present or any future husband Negroes worth One thousand dollars, also one hundred acres land and at her death I give the same to her child or children.

Item 5<sup>th</sup> All the residue of my land I desire to be equally divided between all my children except Howell and the residue of my Negro and personal property to be equally divided between all my children the amount each one receive from me during my life time to be counted the share to each one my sons of both the real and personal estate I give to them and their heirs and assigns forever, the share to each one of my daughters I lend to them during their natural life to their sole and separate use free from the control of their present or any future husband and at their death I give the same to their children, but should the children of my daughter Estella Truman die without leaving child or children in that event her share of my estate to go to my children.

Item 6<sup>th</sup> After the death of my wife I give the land loaned to her to my son Howell Harris to him and his heirs and assigns forever, the Negro loaned her to be equally divided between all my children upon the same terms and conditions and subject to the same limitations and to go in the same way as my estate is disposed of in Item five.

Item 7<sup>th</sup> Of the one hundred acres land loaned Elizabeth M. Brown Ammonelle Williams is to have the use of twenty five acres during her life.

Item 8<sup>th</sup> My son Alfred Harris is appointed agent to take charge of and attend to Bush Bowman, share of my estate.

Item 9<sup>th</sup> Lastly I do hereby appoint my three sons my executors and having the utmost confidence in them I do not require them to give