

Benny Byrnum
Wheel

know all men by these presents That I Benny Byrnum of the
County of Harrison ~~and~~ State of Texas but now at Port Ladder on my
way to Tennessee where I want this my last will fully comend
unto effect now sleeping back he with but in my former mind
and memory down down and and in this my last will and Testament
first of all I bequeath or I give my soul to God who give it and
my body to a dearest back at the discretion of my Brother Byrnum
Secondly I want my sd Brother to take the charge of my family and
what I have here and carry them all back to Tennessee and of
money that I now have in hands unless he can see a certain
wagon and gear that I now have here with me that being all
the wagon that I now have and paying all legal claims and charges
against me here or for proving my family and property back
to said Tennessee out of any money that I now have
Thirdly I want my wagon and gear to be sold to the best ad-
vantage when it is added to be in Tennessee and if it is
thought best unless my sd Brother should see it before he gets there
Fourthly I want all my money equally divided between my
first set of children which is Sarah & Eliza & L. Lucinda &
Loos & Mary & John & except what it cost to take them
back to Tennessee and any other legal charges except two rifle
guns which I want sold and give dollars out of the sale
of sd guns to be given to my wife Eliza Byrnum and the balance
of the price of sd guns to be kept sold and till Henry marries
the said Henry my last wife Eliza is living one year old
and if he should die before that time the amount that is here
by given or shall be belong to the balance of my children equally
that is if sd Henry & Byrnum should die before he is born
one year old if he still that time that amount shall
and given to Henry & to have fully that money I now
have on hand as I have sold the wagon and gear that I have
now and in said will and authorized my Brother John Byrnum
to sell I have affected a sale myself and my will is that my
money be kept sold out until my children be come twenty
one years old and then a cat cutation of the interests be made
and paid if agreeable to the amount then on hand as they
may be come twenty one years old. All of the above I want
withdrew to in Tennessee and if they there is some effects of
mine in the hands of my Brother Eliza Byrnum which I
want that with all the effects that I have in hand or that is
due me to be equally divided between my first named six
children. I hereby appoint appoint my Brother Byrnum
who is now with me to take the charge of all I have
and take it back to Tennessee unless it is that he may have
to pay out in giving my family back to sd Tennessee and there
I appoint my sd Brother Byrnum my Brother Eliza Byrnum
my Executors or administrators or Guardian for my children
or the managers of this my will whole & whole confidence

in and because they were attend to ^{the 7th of} this month ad 1849
 Test ~~Edmund P. Byrom~~
 Test Edmund P. Byrom

State of Tennessee 3 County Court May Term 1849
 Transler County } then the last Will & Testament of Benjamin
 Byrom dec'd was for the administration of said estate for
 probate and thereupon came Richard Byrom & Edmund P. Byrom
 subscribing their names to said Will who being duly sworn
 depone and say they were acquainted with the Testator until
 the Testator's death and that he signed the said Will and
 acknowledged said Will in their presence & to his last Will and
 Testament and on the day it bears date that they signed
 their names thereto as witnesses in his presence and at his
 request and at his request that he was of sound mind
 & disposing memory at the time he signed the same
 therefore it was ordered by the Court to be recorded as
 the last Will & Testament of the said Benjamin Byrom dec'd
 Court of said County at office May the 10th 1849
 Thos. E. Taylor cler.

Samuel
 Thues
 Keel

State of Tennessee 3 Pleas at the Court House in the Town of
 Nashville } Thues Keel at a Court day and held for
 the County of Bedford on the first Monday in
 April in the year of our Lord the thousand eight hundred
 and forty nine and in the 3rd year of Anne's our Independence.
 Present the Hon Samuel Anderson one of the Judges of the
 Circuit Court of the State of Tennessee. But it is remembered
 that on the 13th day of April 1849 during said April Term 1849
 the following proceedings were had in said Court in the
 case of David Carmel Executor of Samuel Thues dec'd
 against Peter Thues Jephtha Thues and Samuel Thues to wit.
 David Carmel Executor of the Last Will
 and Testament of Samuel Thues dec'd

3 Issue does and now
 this day came the parties
 by their attorneys and filed
 their in Court a written
 compromise which compromise was in the words and figures following to wit
 Where as a Law suit has been pending in the Circuit Court of
 Transler County Tennessee for several years which they charge of Thues
 is now in the Circuit Court of Bedford County by David Carmel
 Executor of the Last Will and Testament of Samuel Thues dec'd
 and Peter Thues Jephtha Thues and Samuel Thues to which is an
 issue of David Carmel now and where as a said suit has already
 involved said estate and said parties in heavy costs and where as
 for the length of time said suit has been pending and
 the many ineffectual efforts have been made to settle said