

place to her it is my especial request that out of my home estate
she shall have a good feather bed and furniture a horse & cart
of the value of Fifty dollars also a cow and calf and decent clothing
and a decent Saddle and to be under the direction of my wife so long
as she may live or morry the same to be adjudged by my
Executors who may be hereafter named or such persons as may
be chosen by the said James & Betsy should they not amicably agree
to further Reguarit the said John David his one hundred dollars to
come out of my home estate if she should ever call for it
Revoking all former Wills and Testaments and constituting this my
last & hereby appoint James Bryant James T Phillips Joshua
Arnold my Executors to this my last Will to see that the same
is executed to the intent and meaning " in Testimony where-
of I hereto put my hand and affix my seal this 29th day of July
Eighteen hundred & twenty eight
Signed sealed & delivered in presence of }
James L Bryant } James David Arnold
James T Phillips }
Joshua Arnold.

State of Missouri 3 at the Court of Pleas and quarter session held
Franklin County for Franklin County on the 26 day of May 1837
The last Will and Testament of James David
the word and this day brought into open Court and duly proven
by the Oath of James L Bryant & Joshua Arnold, subscribers thereto
and found to be recorded & the said Executors came into
open Court & caused to take upon themselves the Execution of said
last Will and Testament " in Testimony whereof Edmund Russell clerk
of said Court has hereunto subscribed my name the day and
year aforesaid

Recorded in my office this 20th day } E. Russell clk (1837)
of March 1837 } by H. D. Waggoner W.C.
E Russell clk
By H. D. Waggoner W.C.

Be it remembered that on this first day of May in the year
of our Lord one thousand eight hundred and thirty one & Environs
Towmav of the County of Ray and State of Missouri living
among said Environs witness to my last Will and Testament and the following
manner namely 1st & still the first half of the south west
quarter of Section twenty three in range twenty nine Township
fifty one & my house stands to my wife during her widowhood
Also gave her whilat she remains my widow the wagon
and Cartage and all growing & horses belonging thereto of which
house and east the Coosa more all the cattle and hogs and all the house

and all their furniture all the fire arms and all forming
 instruments and utensils belonging to me shall be and request that
 Hiram Oliver be educated as my own children or the three young
 est which I also left here to my wife Nancy 2nd I will the East
 half of the North East quarter of section twenty six in range twenty
 nine and Township fifty one to my daughter Sally Phoebe and her
 heirs forever and also bequeath her the said more 3rd I will my
 Daughter Elizabeth Granville one hundred and fifteen dollars as soon
 as it can be collected out of money which is owing to me in the
 State of Tennessee. 4th I will the East half of the South East quarter
 of Section Thirty five in range twenty nine in Township fifty
 one to my daughter Nancy Lloyd and her heirs forever and I also
 bequeath her the Region more and less 5th I will the East half of
 the South West quarter of section twenty three in range twenty nine
 Township fifty one to my son Lewis I also bequeath him the
 force more and less to gather with the saddle and bridle which
 has heretofore been called his Saddle &c. 6th I will that my daughter
 Elizabeth have one hundred and fifty dollars of the money which
 is coming to me from Tennessee as soon as it can be had. 7th
 I also bequeath her the said more and less 8th I will that my
 Daughter Eliza have one hundred and forty four dollars of the above
 named money as soon as it can be had. 9th I will the East
 half of the North West quarter of section twenty six in range
 twenty nine Township one to my son Jacob also bequeath him
 the force more together with my saddle and all my evening
 apparel 10th I will my daughter Ann one hundred and fifteen
 dollars of the above named money which is owing to me in
 Tennessee I also bequeath her the Gray horse which is called Starkey
 11th I will my Daughter Huldah one hundred and fifteen dollars
 of said money which is owing in Tennessee and that her father
 give her as good a horse meat as any of my children have had.
 12th After the money which is coming to me is collected and the amount
 which I have bequeathed to my daughters is deducted I will that
 the residue be equally divided amongst all and every one of
 my children and that all except the three youngest as soon
 as a collection is made chose a proportionable part of said
 money given them in advance I also will at the desire of my
 wife or upon her second marriage that my slaves belong
 to my children upon about in this manner that is I will the one
 who has the choice negro one time to have the most and affeck
 on the next time it comes to his choice or him a selection
 so that they have the first and the choice time about through the
 whole County " whenever the said and other property which I
 have bequeathed to my wife shall pass out of her hands either by
 death or second marriage I will that they all every time that

otherwise legatee aforesaid shall be saved and the money arising therefrom equally divided amongst my lawful Legatees. In testimony whereof I have hereunto set my hand the day and year above written.

Attest

Lewis ^{by} Tomalson Esq

Isaac Allen Francis M'Guire

State of Missouri } \$5 Be it remembered That on this first
County of Ray } day of August in the year of our Lord one
thousand eight hundred thirty one before
the undersigned Clerk of the County Court within and for the
County aforesaid Person day came Isaac Allen and Francis M'Guire
the Testators witnesses to the within and foregoing instrument of
writing and being duly sworn out of lawful age both as by the
said Isaac Allen Tomalson doth and did publish this
as his last Will and Testament and at the time of signing the
same he the sd Tomalson was of sound and disposing mind and
memory and that he signed the same in their presence and they
as themselves thereto signed the said Will in his presence and at
his request and in the presence of each other and further they
say said Will was read to him in his presence before his signing
the said Will. In testimony whereof I George Woodword Clerk
of said County Court both Testators affixed the seal of said Court
therefore the day aforesaid.

Seal

George Woodword cex

And afterwards went at a County Court being me and held at
Richmond in said County of Ray on the eighth day of November in
the year of our Lord One Thousand eight hundred and Thirty one
for the probating of Probatum business even present William
Thornton Sarah Postle and Henry Jacobs Justices of the said
Court. Now at this day comes Lewis Tomalson relict of Lewis
Tomalson deceased and filed here in Court his wife of right
of administration on his late husbands estate and there demands
to the Court his son John Tomalson as a fit person to administer
upon said estate and the said John Tomalson made application
to the Court here for Letters of Administration on said Estate
accordingly which the Court both grant after consideration there
on upon his returning unto hold in the sum of three hours and
fours with approved security. Whereupon he returned to the
Court as his securities John Kuning William Cropland and
Nancy Tomalson. It is therefore considered by the Court here
that the same be approved whereupon they returned unto Bond
in the sum of \$3000 dollars penalty conditioned according
to law. It is therefore considered by the Court here that having
complied with the law that letters of administration to issue to the
said John Tomalson with the three aforesaid a accordingly which letters
are in the following words & figures (Court)

State of Missouri, State of Missouri to all who shall see these presents
 County of Ray County. Know ye that whereas Lewis Tomwater late
 died leaving a Will duly admitted of Probate in this
 County and John Tomwater having given satisfactory Security and otherwise
 complied with the Law. Now therefore the County Court of said County
 in the State aforesaid by virtue of the power in said Court vested
 by Law do by these presents Give and grant unto the said John
 Tomwater full power and authority to administer all and singularly
 the goods and chattels rights and credits of said deceased living and
 being within the County and State aforesaid And to act demand
 and litigate require & receive all manner of bills due and owing
 to the said deceased and thee and faithfully to dispose of the same
 according to law. And lastly the Court aforesaid doth by these
 presents constitute and appoint the said John Tomwater administrator
 of all and singular the goods and chattels rights and credits of the said
 deceased & Do testimony whereof I George Hoodwood Clerk of the
 County Court witness and for the said County of Ray have
 hereunto affixed the seal of said Court at office this Eleventh day
 of November 1831 in the year of our Lord One thousand
 Eight hundred and thirty one.

(Seal)

George Hoodwood (seal)

And the said Bond is in the hands and figures following (to wit)
 Know all men by these presents that the John Tomwater and John
 Kuney Hill and Complainant and Nancy Tomwater all of Ray County
 and State of Missouri are held and jointly unto the State of
 Missouri in the sum of three thousand Dollars current
 money of the United States payment of which will and likely
 to be made in one hundred dollars over long Executive administration
 or assigns jointly and severally jointly by these presents. Given
 under our hands and seal this Eighth day of November 1831
 The condition of the above obligation is such that if the above
 named John Tomwater administrator of all and singular the
 goods and chattels rights and credits which were of Lewis Tomwater
 deceased do make or cause to be made a true and perfect
 inventory of all and singular the goods chattels lands tenements
 rights and credits of the said deceased which have come to the
 knowledge possession or hands of him the said John Tomwater (son
 of Lewis Tomwater) or into the hands or possession of any person
 for him and the same so made do return and set forth in the office
 of the Clerk of the Probate Court for the County of Ray within
 such time and in such manner as is or may be prescribed
 by Law and all and singular the monies goods and chattels land
 and tenement rights and credits of the deceased amounting from
 or arising out of his estate which shall come to the hands
 possession or knowledge of the said John Tomwater shall will and likely
 administer according to law and pay the debts of the deceased as far
 as his assets will extend and the law directs and further make

cause to be made due and proper settlements of his said administration
and make just and true accounts thereof from time to time
according to law or the substance and in the case of any Court
having competent Jurisdiction and shall moreover dole and truly
do also perform all other acts and things touching the said
administration as are or shall be provided by law or required
on him by the order Subtance or the case of any Court having competent
jurisdiction than this obligation to be paid and of no effect otherwise
to remain in full force and effect from under our hands and
seals the day and year aforesaid.

Signed and acknowledged in open Court this 8th day of November 1831

George Woodward attest. ⁱⁿ John Towwater ^(Seal)
John Kenny ^(Seal)
William Crooklin ^(Seal)

George Woodward attest. ⁱⁿ John Towwater

and afterwards to sit at a County Court began and held at the
Court house in Richmond in the County of Ray and State
of Missouri for the purpose of transacting Probate business
On the sixth day of December in the year of our Lord One thousand
eight hundred and thirty two (1832) presented the Justices of said
Court as follows to wit, Lucy Jacobs Daniel Porter and William
Thompson Esqrs. That at this day came as witness John Towwater
administrator of Lewis Towwater deceased as well as John Kenny
one of the beneficiaries of the said John Towwater as well as Lewis
Towwater Jr. one of the heirs and legatees of said deceased into
Court here and suggested that the bond of the said administrator
was insufficient to cover the said estate and he the said John
Towwater being by the Court here examined therin said that
he believes the said estate will be appraised to the sum of Six
Thousands Dollars. Whereupon it is considered and ordered by the
Court here that the said John Towwater do enter into bond in
the additional sum of three Thousand Dollars with good security
thereto to be appraised by the Court at their next Term
and it is further ordered by the Court that if said Bond
Security aforesaid be not given returnable within 30
days from this date the powers of administration do cease
and determine and a copy of this order is to be furnished said
John Towwater on demand and afterwards to sit at a County
Court held at Richmond in the County of Ray and the
State of Missouri for transacting probate business on the 7th
day of May in the year of our Lord One thousand eight hundred
and thirty two (1832) there present the said Justices of Court
aforesaid mentioned and noted at this day came John Towwater
administrator of Lewis Towwater deceased and the Clerk this Court Presented
to the Justices here for approval the bond of ss Towwater which
had been entered into in the sum of \$3000 and to
the State of Missouri conditioned according to law with
R.W. McAllister Henry Loyd William Loyd James W. Clegg and Lewis

Forwates for his Securitie and upon examination thereof the said Bond is ordered to be approved by the Court where which Bond is in the following words & dignified to wit: "Know all men by these presents that the John Tonwater A. S. shall in Every Loyd William Loyd James H. Easterton & Lewis Tonwater Jr. all of Ray County & State of Missouri are held and firmly bound unto the State of Missouri for the sum of three thousand dollars payment of which shall and truly to be made we bind our selves our heirs executors administrators or assigns jointly & severally firmly by these presents Given under our hands and seals this first day of October 1832. The condition of the above obligation is such that if the above bound John Tonwater Administrator of all and singular the goods & chattels rights and credits which in case of Lewis Tonwater deceased do make or cause to be made a true and perfect Inventory of all and singular the goods chattels lands & emoluments rights & credits of the said deceased which have come to the hands possession or knowledge of him the said John Tonwater or into the hands or possession of any persons for him and the same so made do return and be held in the office of the Clerk of the Probate Court for the County of Ray within such times and in such manner as is or may be prescribed by law and all and singular the monies goods and chattels lands and emoluments rights and credits of the deceased according to law or arising out of his estate which shall come to the hands possession or knowledge of the said John Tonwater shall null and truly administer according to law and pay the debts of the deceased as far as his assets will extend and the said done etc and further make or cause to be made just and true accounts of this said administration and make due and proper settlements thereof from time to time according to law or the Justice order or decree of any Court having competent jurisdiction and shall moreover well and truly do and perform all other matters and things touching the said Administration as or shall be provided by law or required on him by the Justice order or decree of any Court having competent jurisdiction than this obligation to be void and of no effect otherwise to remain in full force and effect dated the day and year aforesaid

John Tonwater Seal
A. H. Mullin Seal
Henry Loyd Seal
William Loyd Seal
James H. Easterton Seal
Lewis Tonwater Jr. Seal

acknowledged and signed before me
this 1st day of Octr 1832

Geo. Woodward Chas

I Harry Tonwater relict of Lewis Tonwater deceased do now my right of administration on the Estate of my late husband and do recommend as a proper person my son John Tonwater
Given under my hand this 8th day of January 1833
acknowledged and subscribed before me court of Ray County
Geo. Woodward Chas

I John Tonwater to swear that the heirs of the said estate are as follows to wit " Nancy The widow of said Lewis Tonwater Sally William Elizabeth Fannie Nancy Lewis Cynthia Esty Sarah Ann Sulda & John Lulig their heirs resides the following and they all reside in Ray County Mo except Elizabeth who lives in Franklin County Tennessee Sworn to & Seals sealed in office Court John Tonwater
Aug 8th 1831

Geo Woodword att. Clerk Ray Co Aug 8th 1831

I George Woodword Clerk of the County Court within & for the County of Ray in the State of Missouri do certify the before recited matter and things therein is a true and correct copy of the proceedings had in said Court regarding the said administration as full as the same appears in my office record. In testimony whereof I have hereunto set my hand and affixed the seal of said Court at office the thirtieth day of November in the year of our Lord one thousand eight hundred and thirty two

Geo Woodword Clerk

State of Missouri 3d

County of Ray I William Thornton a Justice of the County Court within and for the County aforesaid there being no Proximus appointed to said Court by Law do certify to all concerned that Geo Woodword whose name is subscribed to the foregoing Certificate was at the time of making the same Clerk of said Court duly commissioned and qualified and that his certificates thereon are in due form of law and the proceedings herein had are in due conformity to the existing Laws of the State as are also the letters of administration granted by the said Court Given under my hand and seal this 13th day of November in the year 1832

Wm Thornton Seal

State of Tennessee) At the Court pl. or and quorum convened held for Franklin County on the 5th day of March A.D. 1833 John Tonwater admr with the ³rd appearing to the satisfaction of the court that in the year 1831 Lewis Tonwater of Ray County died against

William Gruber admr of the Estate of L Tonwater deceased first duly made and published his last Will and Testament which was duly proven and recorded and at a former session 1831 of the County Court of Ray County Missouri the said John Tonwater was appointed administratrix with the ams of Lewis Tonwater dead and at February session 1832 of the County Court of Franklin County in Tennessee it was suggested to said Court that Lewis Tonwater had

Signed this before me witness and William Grinnell was
 appointed administrator of Lewis Tonawanda estate as though he
 had died intestate and had no personal representative and said
 John Tonawanda having produced at this Court a Certified Copy of said
 Will with a probate thereof together with the order appointing him
 administrator with the Will annexed of Lewis Tonawanda dead
 all duly authenticated Sherman it is ordered by the Court
 that the Copy of said Will with the proceedings had thereon and
 the Certificate of probate and authentication hereunderd and that
 the letters of administration heretofore granted the said William
 Grinnell be vacated from which orders and proceedings of the
 Court the defendant prayed an appeal to the next Circuit Court
 for this County which he granted him. In testimony whereof
 I Edmond Russell Clerk of said Court have hereunto subscribed
 my name the day & year aforesaid E Russell Clerk
 Recorded in my office this 13th By H B Stagover D.C.
 Day of May 1833.

E Russell Clerk.
 By H B Stagover D.C.

In the name of God Amen I Joseph Taylor of Franklin County
 State of Tennessee living sick but of sound mind & memory leaves
 be given to God calling unto me the mortality of my body and
 knowing that it is appointed unto all men once to die do
 make and ordain this my last will and Testament, that is to say
 first of all I wish my wife Rebecca to live on the hundred and
 fifty acres of land where I now live to raise the children & to
 help the neighborhood man and all my stock of cattle and hogs and two
 head of sheep for the support of the family and all the household
 furniture and working utensils and if my wife should marry
 I want the land sold and equally divided between her & my
 children and I also give unto my son Danny the rest he
 claims also giving my gun to my son Jacob the property
 that is sold after my debts is paid I want the profit to be
 put to the schooling of my children. Ratifying and confirming
 this my last will and Testament. In witness whereof I have
 hereunto set my hand and seal this 24th of May 1833
 signed sealed and delivered by the said Joseph X Taylor
 Joseph Taylor as his last will and Testament
 in presence of us,

Abram Rylandall
 William Collins
 Lydia Taylor

State of Tennessee Franklin County Court August Term 1833
 Franklin County then be witness that this will and Testament of