

the 1st of
March A.D. 1849
Just. Edmund Taylor
Sect. Edwin P. Byrom

State of Tennessee ³ County Court May Term 1849
Franklin County John the last three & Testament of Benjamin Byrom
My self was for the above John called for
probate and thereupon came Richard Byrom & Edwin Taylor
Subscribing witness to said three who being duly sworn
depose and say they were acquainted with the Testator with
the Testator in his lifetime that he signed sealed and accom-
modated said three in their presence to be his last three and
Testament and on the day it bears date that they signed
their names thereto also witness in his presence and at his
request and at his request ~~that~~ that he was of sound mind
& disposing memory at the time he signed this same
Therefore he was ordered by the court to be recorded as
the "Last Three" Testated by E. Taylor Clerk of the County
Court of said County at office May the 1st 1849
H. E. Taylor C. S.

Daniel
Hussey
Keel

State of Tennessee ³ Pls as at the Court House in the Town of
Franklin ~~whereas~~ Shely res at a court he gave and held for
the County of Bedford on the first Monday in
April in the year of our Lord One Thousand Eight Hundred
and forty nine and in the 3^d year of Anna our Independece
Present the Hon Daniel Anderson one of the judges of the
Circuit Court of the State of Tennessee But it doth appear
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 Hussey Executor of Samuel Hussey deceased
against Peter Hussey Jeptha Hussey and Samuel Hussey his son
David Hussey Executor of the Last three ³
and Testament of Samuel Hussey deceased ³ days and now
~~4th~~

Peter Hussey Jeptha Hussey and Samuel Hussey ^{This day came the party}
by their attorney and filed
here in Court above named
compromise which compromise was the words of figures following to wit
Where as a law suit has been pending in the Circuit Court of
Franklin County Tennessee for several years which by virtue of same
is now in the Circuit Court of Bedford County between David
Hussey Executor of the Last three and Testament of Samuel Hussey deceased
and Peter Hussey Jeptha Hussey and Samuel Hussey which is an
issue of debts and non and whereas a good suit has already
been filed in said estate and said parties in heavy costs and further as
from the length of time as said suit has been pending and
the many ineffectual efforts have been made to settle said

controversy about said Hare by a verdict of a jury it is altogether uncertain where and whether said suit can be settled by a legal tribunal without wasting the whole of the estate. Therefore to avoid unduly litigation ~~and~~ compromise which would most probably swallow up the whole of the estate. It is agreed between the said Executor and the said Peter Hussey ~~and~~ his Trustee ~~and~~ Samuel Hussey that the following compromise and agreement be made to wit. That the paper advertising purporting to be the last will of Samuel Hussey deceased witnessed by James J. Green ~~and~~ Joseph Hussey be established as his will ~~and~~ that the same be certified as such to the County Court of Franklin County. That the Executor pay his own costs ~~and~~ that the defendants pay their own costs ~~and~~ that the Executor pay to the defendants One thousand dollars to be paid as soon as the Executor can have a legal sale of some of the slaves and other property if necessary and the said David Catherin as executor of said Samuel Hussey ~~and~~ as administrator Lincoln Hussey deceased ~~and~~ the said Peter Hussey, ~~and~~ his Trustee ~~and~~ Samuel Hussey together with Simon Boston ~~and~~ wife Martha George Dick ~~and~~ wife Margaret David Catherin ~~and~~ wife Lucy Parry Catherin ~~and~~ son of Christian Benjamin Catherin ~~and~~ his wife Lucy Parry Catherin ~~and~~ son of James Catherin ~~and~~ his wife Anna Hussey by her Godson James G. Green all agree to this compromise ~~and~~ bind themselves to perform ~~and~~ abide by it. It is further agreed that this agreement ~~and~~ compromise be made the judgment of the court where said suit is still pending.

Peter Hussey ~~and~~ his Trustee
 Samuel Hussey By his attorney Peter Hussey Abigail G. Davis ~~and~~ others
 Simon W. Boston ~~and~~ son James Catherin ~~and~~ guardian of Parry
 Catherin ~~and~~ son of Sebastian ~~and~~ Benjamin Catherin David Catherin
 David Catherin by his attorney all along Catherin by attorney

Thereupon came a jury of good & lawful men to sit
 John Woods ~~and~~ Michael Hayes ~~and~~ Pay Anderson Palmer
 John Green ~~and~~ James Keay George Henderson Green Gamble Jr.
 John Thompson Peter Grammar John A. Brown & Samuel J. Hussey
 who being ~~and~~ sworn the truth to speak upon the issue
 joined upon these oaths do say that the paper advertising purporting
 to be the last will ~~and~~ testament of Samuel Hussey deceased dated
 the 6th of March 1845 in the last will ~~and~~ testament of said
 Samuel Hussey deceased. It is therefore concluded by the court
 that the paper advertising purporting to be the last will ~~and~~ testament
 of Samuel Hussey deceased dated 6th of March 1845 be established
 as the last will ~~and~~ testament of said Samuel Hussey deceased
 and that the verdict of the jury ~~and~~ a copy of this judgment to
 gather with said original paper witness dated the 6th day of
 March 1845 be certified to the County Court of Franklin
 County State of Tennessee, & John J. Keil Clerk of the Circuit Courts of Franklin

County in the State aforesaid hereby certify that the above and foregoing is a true sum ~~and~~ & perfect Copy of the Articles of
a Document made and entered into by ~~and~~ between the parties
of the Verdict of the Jury and the Judgment of the Court in the Case of
David Currit Execution of the Last Will and Testament of Samuel
Krusz against Peter Hesse ~~for~~ the Plaintiff Samuel Krusz as
aforesigned record in my office & I further Certify that the paper
hereunto annexed is the original paper containing established to
be the Last Will and Testament of Samuel Krusz so aforesaid.
In testimony whereof I have hereunto set my hand & affixed
my Seal at there being no seal of said Court done
at office in Shelly - See this 31st day of May A.D.
Under the 73rd year of Common & our Sovereign Lord
John Tuck Chas
By his Deputy James H. Tuck

Samuel

Krusz I Samuel Krusz of the County of Franklin ~~and~~ State of Tennessee
being of sound health both of mind and disposing mind and Con-
sidering the uncertainty of human life & desirous to dispose of the
worldly substance which has been placed shirkly & I do beseech
me worth do make & ordain this my last Will and Testament
hereby revoking all other Wills by me heretofore made 1st my
Will & desire it that my two Servants Caleb & his wife
Elizabeth Lakin for the benefit of my two daughters children
for three years at the end of which time I will them to have
thereby a part of land laid off to them at one end of my tract
for their own benefit while they may live but they to have
the part of their tract to tacking from other own children after
the death of 2nd my wife and desire it that all the balance
of my land my tract of land on which I now live my house
of my dwelling and household & Kitchen furniture to be
divided into three equal parts by three girls sons & dissevered
from me to be apportioned by the County Court of Franklin County
One third part of which I give to my beloved wife One third
part to my daughter Leeinda Hesse & the remaining third
to my daughter Larria Hesse my tract of land to be
divided according to quantity & quality my wife to have the
part which may include my buildings & I do beseech my two
Daughters before mentioned to cause at the age of majority and
marry my desire & desire is that the property given to them
shall not in any instance be liable for the debts of her
husbands but shall descend from my daughter deposed
to their children if I should die before
mention'd die without a child then the property given
to it shall descend to that which may be living in the
manner above specified 5th that part of my stock of my
dwelling-household & Kitchen furniture given to my

daughter's alone mentioned & wish to be sold at my decease and
the proceeds put to service for their benefits respectively my
remaining interests to be divided so that my wife may get one
third part the balance to be sold for the benefit of my children
aforesaid 6th It is my will and desire that my ship Lavinia
should stand case and cause my daughter Lee Linda thereon until
she arrive at the age of majority & I hereby constitute and
appoint my friend David Coddit sole Executor of this my
last will & Testament

all interlacing and unavailing done before I am now ^{this}
signed, Agreed in the presence of

the 6th day of March 1845

Joseph ^{her} Kuckles James J Green

State of Tennessee Davidson County
County Court Judge June 1849 have the last will and Testament
of Samuel Huckleback which was here before contested without hearing
thereon pronounced in the Circuit Court of Bedford County to have been
the last will and Testament of said Samuel Huckleback by the
subscribers witnesses think to it as therefore ordered by the
Court that said will be recorded as the last will etc.
Witness John E Taylor Clerk of said Court at office this day of
June 1849.

H. E. Taylor Clif.

Richards in the name of Dr. A. C. and Richard Callaway ^{and} Francis
Callaway's State of Tennessee being of sound mind ^{and} memory
having a desire to dispose of my slaves and chattels according
to my own desire so hereby ordain this my last will ^{and}
I do further enjoining all other to wit 1st I desire my body
after my death decently buried and all my debts be paid
2nd My will is of my ship Morgan Callaway I do further
that she shall have for her all my plantation together with
my negro stock and all other property & possess during
her natural life with liberty to give to any of my children
that she may think most fitly I also hereby give her full
power to sell and convey by compromise title my land wherein
she if she wishes to do so ^{and} the proceeds to be divided as
I will name here after 3rd I have given unto my daughter
Susan Fogg here before all I intended for her as she now hath
a plenty ^{and} one thousand more ^{4th} hundred acres to my son Patrick
Callaway the tract of land wherein he now liveth ^{and} a negro
woman named Africa during his lifetime ^{and} at his death
I give it to the following named heirs of his body to wit Morgan
Callaway Henry and Callaway John Callaway Esq. Francis Callaway
Luis Callaway John Callaway Francis Callaway George Callaway
& Eliza Callaway and hereby for all the land to be worth
five hundred ^{and} one dollars which is what it cost to me