

RETURN.

Sam'l Wilson }
 Ephraim Wilson }
 John Garvin }

Peter Burgner

In the name of God Amen, I Peter Burgner of the county of Greene and State of Tennessee, being weak in body but of sound and perfect mind and memory blessed be almighty god for the same, do make and publish this my last will and testament, in manner and form following (that is to say) First, I give and bequeath unto my beloved wife Elizabeth Burgner, the fearsable possession of my dwelling house and all of its appurtenances of my Estate belonging thereto, or about it, together with all the farming utensils and stock of every description she and my executors may deem proper to keep for the use and maintenance of herself and present family, until her decease and then all the movable property remaining of my Estate is to be sold and the money Equally divided between my three daughters Elizabeth, Polly, & Sophia Burgner. I give to my son Jacob F Burgner, and bequeath to him and his heirs forever the following designated land after his mothers decease and if he should not live and my son Daniel shall be living to become of age to have heirs or assigns he shall have the aforesaid piece of land and shall relinquish his right to the land which shall be designated hereafter for him and Christian his brother, if he shall be living, he shall have the whole further if neither of the three should live to inherit the afore said Jacob F Burgners part, and John C. and Henry Burgner their heirs or assigns shall heir the same equally divided if there being otherwise to

No. and Counsel.

PARTIES' NAMES.

DATE OF BILL, PROCESS, &c.

remain to the survivors of my family forever. The courses of the aforesaid land are as follows. Beginning at the sugar tree corner in the bottom on the North side horse creek, thence up with said line to prathers and Hayles corner, thence running a direct line to the right hand corner of the barren field so called, thence a strait line with said fence to Capps line to a stake, thence so west with said line to Capps fur corner of the fence to a stake on the original line, thence in the same direction of said fence until it strikes John Broyles line to a stake, thence south west with said line to Broyles and Burgners corner, thence with the same line to the beginning.

I further direct that my wife shall have the use of all the land which is or may be cultivated which shall be designated for Christian and Daniel until they are severally shall come of age.

I give and bequeath unto my son Peter Burgner his heirs and assigns forever, the following designated land, running as follows beginning at the original corner of my survey Could Mocks Browns corner thence southwest with said line to Horse creek to the blackoak corner, thence down with said creek and line, until opposite the lower corner of the apple orchard, thence northeast a strait line by the same degrees of the upper line reversest from the blackoak until it strikes Browns or Hatlers original line to a stake, thence with said line to the beginning.

I give and bequeath unto my sons Christian and Daniel Burgner their heirs and assigns forever, the remainder of the land situate between Peter and Jacob F. Burgner to be equally divided from the creek out to the back line.

In as much as my sons John C. and Henry Burger have voluntarily and of their own free will taken their liberty from the age of fifteen years for their portion, I only

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devise and order that Peter Burgner my son shall honourably pay his brother Henry Burgner one hundred dollars in the price of a good horse or some other property he the said Henry shall deem proper when he becomes of age, unless the said Henry his brother shall give longer indulgence.

And as to John C. Burgners part I give and vest him with the selling of a certain piece of land situate and joining Jacob F. Burgner, Micheal and Jacob Coffey also John Broyles which he shall sell after my decease immediately, to the best he can and out of the price of said land he shall reserve to himself, one hundred dollars to be paid to him in a good horse, and the balance of the money, after all my expenses and other debts are defraied, shall be put to the use of the widow and family as necessity may require.

I give and bequeath to my daughter Elizabeth Burgner my sarril felly together with all other household and stock of every description her dear mother may deem proper to give her when she the said Elizabeth might marry ^{shall} leave her respective mother.

I further devise and order that out of the price of the land which the aforesaid John C. Burgner is to sell, there shall be some of the money expended to procure some castings and self ~~or~~ for the aforesaid Elizabeth my daughter, such as she may mostly need.

I hereby appoint John C. Burgner and Jonathan Waddles sole Executors of this my last will and testament, inwitness whereof I have hereunto set my hand and seal this 31st day of May in the year of our lord

1824

Peter Burgner Seal

Signed, sealed published and declared by the above named Peter Burgner to be his last will and testament, in the presents of us who have hereunto subscribed our names as witness in the presence of the testator.

Adam Painter Junr
 Simeon Broyles
 John J. Broyles