

and I do hereby revoke and deny all others.

In testimony whereof I have hereunto set my hand and seal this 8th day of January in the year of our Lord one thousand eight hundred and twenty eight.

Thos Pully

in presence of us

Arch^d Baxter

Jno Dusenberry

State of Tennessee

Lincoln County Court April 21st 1828

I Brice M Garrow Clerk of said Court hereby certify that this last will & testament of Thomas Pully was presented for probate whereupon came Archabald Baxter & John Dusenberry the subscribing witnesses thereof and being sworn state that they saw Thomas Pully sign the same and heard him acknowledge it to be his last will & testament and that at the time of signing & acknowledging the same they believed him to be of sound mind & memory.

Given under my hand this 26th June 1828

Brice M Garrow Clerk

Records 27 June 1828 By his deputy B M Garrow

James Simmons's last will.

In the name of God Amen.

I James Simmons of the County of Lincoln & State of Tennessee considering the uncertainty of this mortal life and being of sound & perfect mind & memory, blessed be Almighty God for the same, do make and publish this my last will & testament, in the manner and form following, that is to say,

First I do give and bequeath unto my grand son Tryon Nichols one sorrel filly two years old, one saddle and bridle worth twenty five dollars, one Cow & Calf of the second rate, one leather Bed

I do give and bequeath unto my beloved wife Katharine Simmons all my lands and one negro girl called Charlotte, and all other property belonging to me of what kind soever that may be during her natural life. I will and ordain that there should be a sale and sell all such stock as she the s^d Katharine Simmons thinks proper and the money arising from said sale be at her will and disposal in any way she sees cause during her life. I will and ordain that after the death of my beloved wife Katharine Simmons all stock, all tools that are then & there found shall be sold and all household & kitchen furniture shall also be sold and the money arising from said sales be divided amongst my children, that is to say my daughter Polly Brown, my daughter Lucy Brown, my daughter Agnes Burden, my daughter Sally Davis my daughter Katharine Barkham, my daughter Elizabeth Simmons, so that each one of these my daughters shall have an equal portion, and after the death of my beloved wife Katharine Simmons I do give and bequeath unto my son Thomas Simmons, all my lands lying on the north side of the creek, being the place whereon he now lives. And I do give and bequeath at the same time all my lands lying on the south side of the creek that being the place whereon I now live to my son James A Simmons him and his heirs forever and I will and ordain that after the death of my beloved wife Katharine Simmons, that my negro girl called Charlotte and increase should there be any be valued and that my son James A Simmons take them and pay the valuation of them and I will and ordain that the money arising from said girl be equally divided amongst all my children, that is to say my daughter Polly Brown my daughter Lucy Brown, my daughter Agnes Burden

my daughter Sally Davis, my daughter Katharine
Barham, my daughter Elizabeth Simmons, my son
Thomas Simmons, my son James A. Simmons so
that each one shall have an equal portion, that is
if my son James A. Simmons is living at the
decease of my beloved wife, and if he is dead before
my beloved wife I will and ordain that she be sold
amongst my children, and the money divided as
above named. And as there is as I suppose some-
thing coming to me of fathering law estate, if that
should be got, it is my will that after paying
my executor for his trouble for collecting that
it should be for my beloved wife Katharine
Simmons during her natural life, and as the
money owing to me that I have notes for I do
hereby give and bequeath unto my beloved wife
Katharine Simmons all money that is coming to
me in any way whatever during her natural life
and all money that are then & there found at
her death I will and ordain that it be divided a-
mongst my daughters, that is to say, Polly Brown
Lucy Brown, Agnes Burden, Sally Davis, Katharine
Barham, Elizabeth Simmons so that each one of
these my daughters shall have an equal portion
and I do hereby appoint my son James A. Simmons
& Thomas Simmons my sole executors this witness
whereof I have hereunto set my hand and seal this
the seventh of March eighteen hundred and twenty
eight

James A. Simmons ^{his} ~~mark~~

signed sealed published

and declared by the above named James Simmons
to be his will and testament in the presence of as

Sam Cooper ~~his~~

Abner Strawn ~~his~~

Thomas Simmons ~~his~~

James A. Simmons ~~his~~

Codicil to the foregoing will. I James Simmons
of the County of Lincoln & State of Tennessee do this
eighth of March 1828 do make and publish this
codicil to my last will & testament in the manner
following, that is to say, whereas in and by last
will and testament bearing date
have given to my daughter Sally Davis a portion
and as I cannot tell what the amount will be, I
do hereby declare that my will is that only one half
of the legacy be paid unto her in full of the 1st
legacy I have as aforesaid given her and that the
remainder part of the said legacy be given and paid to
my grand daughter Katharine Cooper and my grand
son Bryan Nichols equally divided between them.
And I have also in my last will & testament
left a portion to my daughter Agnes Burden. I do
hereby order and declare that my will is that only
one half be paid unto her in full of the said legacy
I have as aforesaid given her and that the remaining
part of the said legacy be given and paid unto James
Nichols, Amy Spradly, Tabitha Armstrong, Polly
Nichols, Wm. Nichols, Catharine Nichols, Mahaly
Nichols equally divided amongst them, these are the
sons and daughters of Henry Nichols. And I
have also in my last will & testament given a
portion to my daughter Elizabeth Simmons.

I do hereby order & declare that my will is that
only one half of the legacy be paid unto her in
full of 1st legacy I have as aforesaid given her
and that the remaining part of said legacy be given
and paid unto my grand son John Simmons and
Sinae Simmons son and daughter of 1st Elizabeth
Simmons. And lastly it is my desire that this my
present Codicil be annexed and made a part of my
last will & testament to all intents & purposes. In wit-
ness whereof I have hereunto set my hand

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and seal
Signed sealed published
and declared by the above named James Simmons
as a codicil to his last will & testament
in the presence of
James Cooper
Abner Truman
Thomas Simmons
James A. Simmons

James Simmons
his
mark

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bequeath unto her, her heirs and assigns forever one
negro woman her choice. One horse, all my far-
ming tools. One Bed and furniture, one cupboard
and one Table with one set of ware for each.
Secondly. I give and bequeath unto my son Jas. Row-
tree my entire interest (being one half) of a tract
of land owned jointly by myself and Wm. Smith
containing about acres with all its appurtenan-
ces: And provided that I have heretofore made or
procured to be made to him the said Jas. a deed
of Conveyance to a tract of land wherein he now
lives he shall have his choice ^{either} to relinquish to my
estate all his right and title to the said land or
to pay within twelve months after my decease
to my said estate five hundred dollars that
being the amount which I paid for the said land.
Thirdly. I give and bequeath unto my son Wm
Rowntree the tract of land wherein I now live to
have possession of the same at his Mother's death or
marriage.

And lastly as to all the rest residue and remainder of my
estate both real and personal goods & chattels, lands
tenements negroes and all other articles belonging to me
of what kind and nature soever, I will and order
to be sold to the highest bidder on twelve months
credit; and whenever the money arising from
such sale is collected I give and bequeath unto
my wife Sarah and my Children (viz) Katharine
Shaw Es. S. Rowntree, Elizabeth Landis, Nancy
Smith, Mary Rowntree, William Rowntree and
Ann Rowntree to be equally divided amongst
them all share and share alike.

And I do hereby appoint Thos. H. Shaw
Wm. Smith and W. J. Long Executors to this my
last will & testament hereby revoking all wills by
me heretofore made. In Witness whereof.

Thomas Rowntree's last will.

In the name of God Amen.
I Thomas Rowntree of the County of Lincoln and State
of Tennessee being weak in body but perfectly sound
in mind and memory do make and publish this
my last will & testament in manner and form fol-
lowing, that is to say, First I give and bequeath
unto my beloved wife Sarah Rowntree the tract of
land wherein I now live during her natural lifetime
or widowhood with all the profits arising therefrom
during said term and no longer; I also give and