

282  
Last Will and Testament of Elisha Bagley do  
I Elisha Bagley of Lincoln County State of Tennessee do make  
and <sup>and</sup> this as my last Will and Testament hereby revoking all  
former and similar instruments heretofore made & published by me  
Item 1<sup>st</sup> It is my Will and desire that my body be buried in a decent  
and plain manner and that my funeral expenses and all my just  
debts be paid out of the first money which may come into the  
hands of my Executor hereinafter appointed

Item 2<sup>nd</sup> I Will and bequeath to my beloved Wife Elizabeth, the house and  
lot in the town of Fayetteville which I recently purchased of Mrs  
Graham, being the house and lot where George Sant now lives; should  
my said Wife die before me the said house and lot to fall back  
to my estate, but should my said Wife survive me, then she is to  
have and hold the said house and lot in her own absolute right to  
dispose of the same as she may think proper.

Item 3<sup>rd</sup> I Will and bequeath to my said Wife Elizabeth the following  
Slaves during her natural life viz; Lincy, Abner, Noah and  
June, and after her death the said Slaves to fall back into the  
hands of my Executor to be distributed as hereinafter provided

Item 4<sup>th</sup> I Will and bequeath to my said Wife Elizabeth all my  
household and kitchen furniture and two Concord Cows to dispose  
of the same as she may desire.

Item 5<sup>th</sup> I Will and bequeath to my said Wife Elizabeth during her  
natural life, provided she survive me, interest on the sum of three  
thousand dollars, and I hereby direct that my executor keep that  
amount on interest during the natural life of my said Wife and  
pay to her the annual interest on the same, and after her death to  
distribute the same to my legatees hereinafter named in this proposition  
I direct for the distribution of my estate among said legatees

Item 6<sup>th</sup> I Will and bequeath to the heirs of the body of my deceased daughter  
Elizabeth C. Will one fifth of my Real and personal property

Item 7<sup>th</sup> I Will and bequeath to Martha Bagley Wife of my son John  
R. Bagley during her natural life one fifth of my Real & personal  
property to her sole and separate use and after death, I Will and desire  
that said property be equally divided between the Children of my son  
John R. and the said Martha.

Item 8<sup>th</sup> I Will and bequeath to Eliza B. Bagley Wife of my son Robert  
A. C. Bagley during her natural life one fifth of my Real & personal  
property to her sole and separate use, said portion subject now & then in  
the first instance to satisfaction of four hundred and twenty dollars,  
and forty three Cents the amount of a Note Shreveport paid E. M. Kings

283  
Guardian for the said child for my said son R. A. C. Bagley, and after <sup>his</sup> death  
I Will and desire that said property be equally divided between the  
Children of my said son R. A. C. Bagley and Eliza B.

Item 9<sup>th</sup> I Will and bequeath to the Children of my deceased daughter Bethina  
A. Bagley one fifth of my Real and personal property

Item 10<sup>th</sup> I Will and bequeath to the Children of my <sup>deceased</sup> daughter Eliza Thelma one  
fifth of my Real and personal property.

Item 11<sup>th</sup> Should my Negro Woman Lincy survive me and my Wife it is my Will  
and desire that my executor take her into his possession and retain in his  
hands of my money is sufficient amount to support the said Lincy  
during her natural life - the said Lincy is not to be hired out, but my  
executor will see that she labor as long as she can for her own support  
and only use such amount as is necessary above her own earnings for  
her support. Item 12<sup>th</sup> I Will and direct my executor hereinafter  
appointed to proceed to sell at public sale as soon after my death as  
practicable the tract of land on which I now live on a credit of one  
two and three years and divide the proceeds among my legatees as herein  
before provided. Item 13<sup>th</sup> I Will and direct my Executor to sell to  
the highest bidder the Slaves, Abner, June and Noah and then proceed  
so soon after <sup>the</sup> death of my Wife as practicable, and should remain  
my said Wife and be possessor of said Slaves now or any other thing  
my death, then I direct my Executor to dispose of the same to the highest  
bidder and divide the proceeds among my legatees as hereinbefore provided

Item 14<sup>th</sup> I hereby nominate and appoint C. H. Kings, Executor of this my last  
Will and Testament - In testimony whereof I have written with my hand and  
affixed my seal this the 29<sup>th</sup> day of August 1855 of the body of the said  
Elisha Bagley  
signed, sealed and published  
in our presence this the 29<sup>th</sup> day  
of August 1855  
Levinus L. Green  
James R. Bright

Given in open Court by James R. Bright  
Daniel J. Wittington Clerk