

The last Will and Testament, of Joseph Commons, Died
I Joseph Commons, of Lincoln County, Tennessee, do make & publish
this as my last will and Testament.

Item 1st I desire all my just debts and general expenses be paid as soon
after my death as can be conveniently done out of my money,
that may first emanate the hands of my Executor.

Item 2nd It is my will that one eighth of an acre of ground upon
the place that I now own, including the ground where my wife
is buried be appropriated & set apart for a family burial ground,
not to be subject to sale or to be used for any other purposes
but a family grave yard.

Item 3rd I direct that my Executor hereinafter named will have
a good substantial stone wall built around my wife &
my grave.

Item 4th It is my will that my Executor sell the tract of land
that I now own to the highest bidder (except that reserved
for a family grave yard as soon after my death as practi-
cable upon the premises on a credit of one & two years,
after giving thirty days notice of the time place and terms of
sale, he will take bond & good security for the purchase
money, and retain a lien upon the same upon intell. that
money is paid.

Item 5th It is my will that my Executor divide the proceeds of the
sale of said land as well as any other money that may
be belonging to me after paying my debts & funeral expenses
as aforesaid equally among my nine children except in
that that I want my daughters each to have fifty dollars
more than my sons. In making such division my
Executor will bring into consideration the advancements
heretofore made to some of them said advancements will
be hereafter mentioned.

Item 6th I do hereby constitute my son Hiram S. Commons, trustee
for my daughter Sarah wife of Simpson Buchanan.
It is my will that her portion of the proceeds of the sale
of the said land & other means to which she would be entitled to
under the fifth clause or item of this my will be paid
over to said Hiram S. Commons as her trustee, and
when paid over he will loan the same out from year
to year during the life of my said daughter Sarah. The
interest accruing upon her portion he will pay over
to her from time to time as he may see fit, & at her

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death. It is my will that my said son Hiram S. Commons
pay the principal sum over to my said daughter Sarah's children
in equal proportions.

Item 7th I do hereby constitute and appoint my son in law, William
Coverly trustee for my daughter Elizabeth wife of said William Coverly.
It is my will that her portion of the proceeds of the sale of said
land & other means to which she would be entitled to under the fifth
clause or item of this my will be paid over to said William Coverly
as her trustee & when paid over to said Coverly he will loan the same
out from year to year during the life of my said daughter
Elizabeth, the interest accruing upon her portion he will pay
over to her from time to time as she may need the same, and
after her death it is my will that said trustee will pay the
principal sum over to my said daughter Elizabeth's children
in equal portions.

Item 8th I have heretofore made the following advancements,
To my son John M. Commons one horse worth one hundred
dollars, one cow & calf worth ten dollars, & one steer worth five
dollars, making in all advanced to him one hundred & fifteen
dollars.

To my son Hiram S. Commons one bay mare worth eight
dollars.

To my son Henry S. Commons one bay mare worth eight dollars.

To my son Andrew S. Commons one bay mare worth eight dollars.

To my son David S. Commons one horse worth forty dollars.

To my son Isaac S. Commons one horse worth one hundred dollars.

Lastly I do hereby nominate & appoint William H. Farmwatt
Executor to this my last will & Testament. I witness & have
hereto set my hand & seal, this 21st February 1858,

Joseph Commons (Died)

Signed, sealed & published in our presence & we have hereunto
affixed our names as attesting witnesses at the request of
the testator. This 21st February 1858,

A. S. Woodard

M. H. Roberts

Sworn to in open Court

this 6th April 1858

David J. Whittington Clerk