

marry, then it is my will that my estate both real and personal be divided equally among my six children heretofore named

3rd It is my will that if any of my said children heretofore named should die leaving no issue of their own body, then it is my will that their portion of said estate be equally divided among my said heirs then living.

4th It is further my will that there be no charges brought up by my children heretofore named, for any advancements made them in my lifetime.

5th It is my will that my Executors be empowered to transact all my business as I would have them I were living, waiving all legal processes of law, or Letters of Administrators, dispensing with any and all security on the part of my Executors.

I hereby nominate and appoint my friends J. W. Calahan, and my son G. B. Liggitt my executors to this my last will and Testament, to carry it into effect.

In testimony whereof I have hereunto set my hand and seal this April the 7th 1876

Hampton Liggitt

In presence of us

J. M. Patterson, Jurat Dec. 4th 1876

W. H. Sechrist

" " " "

State of Tennessee
Marshall County, County Court, December Term, 1876.

This day J. M. Patterson and W. H. Sechrist, subscribing witnesses to the foregoing will appeared here in open Court, and having first been duly sworn, proved the due execution of said will as the law directs, & it was ordered by the Court that said will be certified and recorded.

Witness my hand, at office
this 4th day of December 1876

W. H. Sechrist, Clerk

John Devin's Will

In the name of God amen, I John Devin of the County of Marshall & State of Tennessee being of sound mind & disposing memory & enjoying reasonable health, do make this my last will & Testament hereby revoking & making void all other wills by me at any other time made.

1st It is my will & desire that my Executors and executors herein after mentioned as soon after my death as possible pay my funeral expenses and all my just debts should any exist out of my personal estate & in the event there should not be enough of the proceeds of my personal estate to pay the same I direct that my executor & executor sell a sufficient amount of my lands to pay off the same.

2nd Item Whereas my son David W. Devin owes me some considerable amount in notes accounts & claims that I now hold against him, the exact amount not known I do not intend that my executor & executor to collect off or have collected off of him - when they will cancel & render up to him.

3rd Item I give and bequeath to my beloved wife Rebecca Devin during her natural life my entire estate of every name & description both real personal & mixed - and she is not to be bound for the paying of any part of the same, but she is not to draw or sell any of the standing timber - but is to use so much as is necessary for firewood & to keep up the fences &c.

4th Item At the death of my wife Rebecca Devin I give & bequeath to Harriett E. Devin Rachel B. Devin & James M. Devin my children & heirs at law equal my entire estate both real personal & mixed of every name & description and in the event either or any of my above named children & heirs at law shall be dead when a division shall take place leaving no ^{children} children heir or heirs at law - then that one or each one's interest is to go to the survivor or one or ones of the three Harriett E. Rachel B. and James M. Devin & if either one or all die without interest. The personal property on testament.

Charles Kopper's Will

Know all men by these presents that I Charles Kopper of the County of Marshall and State of Tennessee, being in good health and sound mind and memory do make this my last will and testament hereby revoking all others by me at any time heretofore made And as my worldly estate and property real and personal or mixed of which I shall die possessed or to which I shall be entitled, at the time of my decease, I devise bequeath and dispose thereof in the following manner to wit, First My will is that all my just debts and funeral expenses shall by my executor having proved, be paid out of my estate as soon after my decease, as shall by him be found convenient

Second I give devise and bequeath to my beloved wife Blanche Kopper all of my personal property and real estate after my funeral expenses and just debts are paid to do as she pleases with her life time or widowhood or as much thereof as she may choose and if she choose only a part, if it be personal property the remainder to be sold by my executor on a twelve months credit and the proceeds distributed as hereinafter directed, and if real estate I will that the remainder be rented out by my executor so that it will not be cultivated nor seeded two years in succession but cultivated and seed every year alternately and the renter shall be obligated to keep the fences in good repair with cedar rails (which they may make on my cedar land,) around the land they rent, and to keep the fence corners cleaned out and the sprouts grubbed up. And if my wife Blanche Kopper should marry again after my death, I will that she shall have only her dower of my real estate her lifetime and only such personal property as the law will allow her and the remainder of the real estate be rented out by my executor on the conditions above specified and the proceeds distributed as hereinafter specified and the personal property sold as before specified and the proceeds distributed in the hereinafter named order. At the death of my wife Blanche Kopper I will that all my real estate be sold by my executor on a credit of one and two years without interest the personal property on twelve months

or representatives of such before the division then said child or children heir or heirs at law shall have their respective proports share -

1st (Item) I further will & bequeath after the death of my wife Rebecca Devin to William Devin, Mary L Devin & James M Devin & the children & heirs at law Joseph Devin Decd - and Morley B Devin John L Devin Robert Lee Devin the children & heirs at law of David W Devin my interest in the Shelbyville and Lewisburg Turnpike Company which is three shares & nothing more.

2nd (Item) It is my will & desire that Elvira L Garbrough wife of John Garbrough shall not have any part of my estate whatever.

Lastly I do hereby nominate & appoint my wife Rebecca Devin and my son James M Devin my executrix & executor to execute this my last will & testament

Given under my hand & Seal on this the third day of March in the year of our Lord, 1876,

Executed in our presence and asked by the testator to become

subscribing witnesses

this March 3d 1876

Thos E Beckett

W B N Miller

Joseph A Morrison

John Devin (Seal)

State of Tennessee

Marshall County } County Court February Term 1877

Personally appeared here in open court W B N Miller & Joseph A Morrison the subscribing witnesses to the foregoing will, who, after first being duly sworn, proved the due execution of the same as the law directs which was ordered to be certified and recorded.

Witness my hand at office, this 3th day of February 1877

Wm Bullard Clk

I do not cultivate, I do not

and the proceeds when collected to be distributed in the following order, (to wit,)

First To my daughter, Mariah Warren, when she married I failed to give her as much property as I gave some of the other heirs by about seventy five dollars in value. I therefore will that she shall be given seventy five dollars without interest to make up said deficiency and then to have an equal share of my estate with the other heirs named. After the other deficiency hereinafter specified shall have been made up. And in case my said daughter, Mariah Warren should die before the distribution of my estate shall take place I will that her children shall have her share of ~~my estate~~ of the proceeds of my estate.

Secondly To my son Archibald Hooper I gave One hundred dollars in a land warrant more than I gave some of the other heirs I therefore will that he be charged with one hundred dollars without interest and have an equal share of my estate with the other heirs named after the deficiencies herein specified shall have been made up.

Thirdly To my son Uriah Hooper I gave two hundred dollars in a land warrant and wagon more than I gave some of the other heirs. I will therefore, that he be charged with two hundred dollars without interest and then have an equal share with the other heirs named after the deficiencies herein specified shall have been made up.

Fourthly My daughter, Martha S. Full. I consider I have no deficiencies to make up to her nor have I any charges to make against her, therefore I will that she shall have an equal share of the proceeds of my estate with the other heirs named after the deficiencies herein specified have been made up and in case my said daughter Martha S. Full shall die before the distribution of the proceeds of my estate takes place I will that her children shall have her share of the same.

Fifthly My daughter Mahulda Temple, I consider that I have no deficiencies to make up to her nor have I any charges to make against her. I therefore will that she shall have an equal share of the proceeds of my estate with the other heirs named, after the deficiencies herein specified shall have been made up, and in case said daughter Mahulda Temple shall die before the distribution of the proceeds of my estate takes place I will that her children shall have

Share of the proceeds of my estate.

Sixthly My daughter Annacia Young I consider that I have no deficiencies to make up to her except those hereinafter named nor have I any charges to make against her. I therefore will that ^{she} shall have an equal share of the proceeds of my estate with the other heirs named after the deficiencies herein specified shall have been made up and also I will that she shall have my bureau that has no rollers at the death of my wife and in case said daughter Annacia Young shall die before the distribution of the proceeds of my estate, I will that her children shall receive her share of the same.

Seventhly My daughter Amanda S. McKee, I consider that she has not received as much property as some of the other heirs by about two hundred dollars worth. I therefore will that she shall receive two hundred dollars without interest to make up said deficiency and then have an equal share of the proceeds of my estate with the other heirs named, after the deficiencies herein named have been made up and also I will that she shall have my bureau with rollers at my wife's death, and in case she shall die before the distribution of the proceeds of my estate takes place I will that her children shall receive her share of the same.

As to my sons Hiram Hooper and James Hooper I gave them deeds of gift to a tract of land apiece to be theirs at my death which deeds of gift specified that they are to have no more of my estate than those deeds call for and that is to be their shares. I will therefore that they have no claim on the proceeds of the remainder of my estate whatever.

My daughter Catherine Harbor who died some years since, I consider that I gave her as much property as would be her share of my estate. I will therefore that her children shall have five dollars apiece that is to say, that her daughter Susan Harbor shall have five dollars, and Jennie Snow Harbor shall have five dollars and her sons Williams Harbor, Thomas Harbor and Hiram Harbor shall have five dollars each out of the proceeds of my estate. I also have eleven and one half shares in the Nashville and Chattanooga Railroad which shall be sold by my executor on a credit of twelve months when my real estate is sold and the proceeds divided.

as my other property, And lastly I do nominate & appoint Samuel Carpenter to be the executor of this my last will and testament. In testimony whereof I Charles Hopfer have to this my last will and testament contained on one sheet of paper I have caused my name to be written (as I am blind and cannot write) and have made my marks in presence of witnesses this the 20th day of February one thousand eight hundred and sixty nine

In presence of
Joel R. E. Ransom
James A. Hunter, Great Feb, 5th 1877

Charles ^{his} Hopfer ^{mark} (Seal)

Codicil

I do hereby constitute nominate and appoint James A. Hunter my executor of this my of this my last will and testament in the place room and stead of Samuel Carpenter (who has removed from this country). In testimony whereof I Charles Hopfer have to this my last will and testament affixed my marks and seal I being blind and ^{unable} to see to write my name with my own hand

This the 30th day of September 1874
Attest
W. B. Carlton Great Feb, 5th 77
J. W. Hunter

Charles ^{his} Hopfer ^{mark}

State of Tennessee

Marshall County { County Court February Term 1877.

Personally appeared here in open Court James A. Hunter & W. B. Carlton subscribing witnesses to the foregoing attached will who first being duly sworn proved the due execution of the same as the law directs which will was ordered to be certified and recorded

Witness my hand, at office, this 5th day of February 1877

W. B. Carlton, Clerk

R. N. Ratcliff's Will

I Robert Newton Ratcliff do make & publish this as my last will & testament hereby revoking & making void all other wills by me at any time made.

First I direct that my funeral expenses & all my debts be paid as soon after my death as possible out of any moneys I may die possessed of or may first come into the hands of my executor.

Secondly I give & bequeath to my beloved wife Sarah Jane my Express with the harness thereto belonging,

Thirdly I devise to my said wife the premises upon which I reside during the term of her natural life or widowhood & at her death then to be equally divided between our children, or when she marries then said premises to be equally divided between her & our said children share & share alike.

Lastly I do hereby nominate and appoint James A. Vincent my Executor, I witness whereof I do to this my will set my hand & seal this Jan'y 12th 1877

R. N. Ratcliff (Seal)

Signed, Sealed & published in our presence & we have subscribed our names hereto in the presence of the Testator, This Jan'y the 12th 1877

L. C. Barnett
J. H. Renfro Jan'y 20th 77
R. A. Orr " " "

State of Tennessee

Marshall County { County Court February Term 1877

Personally appeared here in open Court J. H. Renfro and R. A. Orr, subscribing witnesses to the foregoing will who first being duly sworn, proved the due execution of said will as the law directs - which was ordered to be certified and recorded

Witness my hand, at office, this 5th day of February 1877

W. B. Carlton, Clerk

John M Brintle's Will

I John M Brintle of the County of Marshall
& State of Tennessee do make this my last
will and Testament

1st I direct that all of my just debts be paid
out of any effects that I have on hand at
my death.

2nd It is my will Sallie W Brintle to have all of
my estate both personal and real to use
and dispose of as it may suit her. It is
furthermore my will that my son William
H Brintle act as my Executor Given under
my hand and seal this 2. day of December 1876

Test

R B Gant, Junr February 14/77
D W Devin

John ^{his} M Brintle
_{Mar}

State of Tennessee }
Marshall County } County Court February
Term 1877

Personally appeared here in open Court R B Gant
and D W Devin, subscribing witnesses to the
forgoing will, who, after first having been duly
sworn, proved the due execution thereof as the
law directs, which will was ordered to be certified
and recorded

Witness my hand, at office, this
14th day of February 1877

W P Bullock C. J.

Margaret Simmons's Will

I Margaret Simmons of the County of Marshall
and State of Tennessee knowing that life is uncertain
and that death is certain do make this my last will
and Testament, hereby repeating and making void
all other wills by me made at any time

1st I direct that my funeral expenses and debts be
paid as soon after my death as possible out of
any monies that I may die possessed of or that may
come into the hands of my Executor

2nd At my death I wish all my perishable property
sold except the household and kitchen furniture which
is to remain for the benefit for my Sister Sallie her life time

3rd I will and bequeath to each of the Children &
bodily heirs of my former servants Manely Garrett
& Martha five dollars to be paid as hereinafter pro-
vided

4th I will & bequeath to my former servants Paddy
One hundred dollars and to Marion fifty dol-
lars and to Billy Twenty five dollars to be paid as
hereinafter provided

5th My will and desire is that my land remain
as it is during the life of my Sister Sallie and
John McLeonard have the use occupation and
control of the said land during her life time and
for said use occupation & control that he furnish
with a comfortable home and the necessities of life
6th My further will and desire is that at the
death of my Sister Sallie that the said John McLeonard
shall have all of my land on paying the sum of
Five hundred dollars the present valuation of
said land as herein provided

7th At my death my will and desire is that the
Special legacies made to my servants be paid to them
if after my funeral expenses and indebtedness is
paid there be a sufficient amount of moneys in
his hands arising from the sale of the personal
property to pay them off and in that event there is
not a sufficient amount to pay them then the
amount on hands if any thing will be paid
among them according to their respective shares

and at the death of my Sister Sallie they are to receive the amounts given them as set forth Sec 3rd & 4th of this my will out of the general fund arising out of valuation as herein set on my land in Sec 6th of this my will and if at the time of paying said legacies to my servants any of them be dead then said legacies will revert back to the body of my estate.

6th My further will and desire is that at the death of my Sister Sallie & myself that after all my indebtedness is paid and the Special legacies given to my former servants be paid, that the remainder of the valuation as herein placed on my land in this will be paid to my whole brothers & Sisters as herein after named. That is to say to David P. Simmons or his bodily heirs one fourth, to Mrs. Malinda Perry or her bodily heirs one fourth and to Mrs. Polly Hochey or her bodily heirs one fourth, or in other words each of my four brothers and Sisters as above set forth in this Section shall have one fourth of the valuation of my land after all the legacies and indebtedness is paid as heretofore provided, and that the said John McLeonard who is now my lander will pay them their respective shares in three payments each of one two & three years from the death of myself and Sister Sallie without any interest being charged on them until due.

9th I hereby nominate and appoint John McLeonard Executor to this my last will and testament and he is to have credits for any necessary expenses he be put to in the discharge of his duty in carrying out the provisions of this my will and he shall not be required to give bond as such Executor.

In witness I do hereby to this my will
 at Sign my name on this the 23 day of
 December 1876 Margaret Simmons

Signed and published in our presence and we have set our names as witnesses at the request of the maker and in her presence this

the 23 day of December 1876

Eliaser Cochran Junat March 5th 1877
 W. H. McDaniel " " " "

State of Tennessee?
 Marshall County } County Court March Term 1877

Personally appeared here in open Court Eliaser Cochran and W. H. McDaniel subscribing witnesses to the foregoing will, who, having first been duly sworn, proved the due execution of the same as the law directs which will may by the Court ordered to be certified and recorded.

Witness W. H. Bullock, Clerk of said Court at office, this 5th day of March 1877

W. H. Bullock's C. C. O.

Joseph Whitsett: Will

I, Joseph Whitsett of the County of Marshall and State of Tennessee, being in declining health but of sound mind and memory, do make this my last will and testament.

And as to my worldly estate and all the property real and personal of which I shall die seized and possessed or to which I shall be entitled at the time of my decease, I devise and bequeath and dispose of in the manner following, to wit:

My will is that all my just debts and funeral expenses shall, by my executor, hereinafter named, be paid out of my personal effects, as soon after my decease, as shall by him be found convenient.

Second, I will and bequeath the remainder of my personal effects to my Mother Mary Whitsett to use as she may desire.

I also bequeath to my Mother Mary Whitsett all my real estate for her use and support during her lifetime and to make such disposition of it as she pleases at her death.

Second. I hereby nominate and appoint John Whitsett my executor, and authorize ^{and empower} him to execute this my last will and testament and further empower him to manage the estate for my mother ~~and secure for her~~ to rent out the land or have it otherwise cultivated and see that she received the income from the same for her support.

In testimony whereof I the said John Whitsett acknowledge this to be my last will and testament and have hereunto subscribed my name and affixed my seal this fifteenth day of January A.D. 1877

Joseph Whitsett 

Signed and acknowledged
in our presence the day
date above written

Micajah D. Luna, Jurat April 2 1877
Alfred McGahay " " " "
Otto McGahay " " " "

State of Tennessee?

Marshall County } County Court April Term 1877

Personally appeared here in open court Micajah D. Luna and Alfred McGahay, two of the subscribing witnesses to the foregoing will, who, after first being duly sworn, proved the due execution of the same to the law directs - which was by the Court ordered to be certified and recorded.

Witness my hand, at office,
April 2nd 1877

WPT Bulluck, Clerk

Second, I hereby nominate and appoint John Whitsett my executor, and authorize ^{and empower} him to execute this my last will and testament and further empower him to manage the estate for my mother and secure for her to rent out the land or have it otherwise cultivated and see that she receives the income from the same for her support.

In testimony whereof I the said John Whitsett acknowledge this to be my last will and testament and have hereunto subscribed my name and affixed my seal this ~~four~~ ninth day of January A.D. 1877

Joseph Whitsett 

Signed and acknowledged
in our presence the day
date above written

Micajah D. Luna, Jurat April 2 1877
Alfred McGahay " " " "
Otto McGahay

State of Tennessee

Marshall County } County Court April Term 1877
Personally appeared here in open Court Micajah D. Luna and Alfred McGahay, two of the subscribing witnesses to the foregoing will, who, after first being duly sworn, proved the due execution of the same as the law directs - which was by the Court ordered to be certified and recorded.

Witness my hand, at office,
April 3rd 1877

W. P. Bullock, Clerk

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