

Will of John S. Protter, dec'd.

I, John S. Protter of the State of Tennessee and the County of Sevier, being of sound mind and disposing memory, do hereby make and publish this my last will and testament to wit:

First: I will that all my debts and funeral expenses be paid by my executor out of the assets of my estate.

Second: I will and bequeath unto my wife, Mary Protter, all the property personal, including money, notes, and all other personally, which may at my death may remain in her possession and which I acquired from her by virtue of my marital rights, to be taken and held by her absolutely; and I also will and bequeath to her for and during her natural life the homestead heretofore laid off to me out of my home farm, reserved and occupied by me as such, including the mansion and out houses thereon with the garden Orchard &c. and with the right to cut and use such wood and timber as she may need for the proper use and enjoyment of said homestead from the wood lands belonging to my said home farm, lying west of the Middle Creek road leading from Sevierville and East of Little Pigeon River; also all household and kitchen furniture, provisions and &c. and such other of my personal property left in her possession on said homestead as may be necessary and proper for its use and enjoyment; also a one fourth undivided interest in and to the mill known as the Pigeon Forge mill,

Will of John S. Protter

including all the machinery & thrusts attached except the Saw Mill.

Third: I will and bequeath unto my son George W. Protter that part of my home farm lying west of the Middle Creek road leading to Sevierville and East and North of the West Fork of Little Pigeon River, including the remainder interest in the homestead, heretofore bequeathed to my wife and subject to her right to use timber off of the same as herein before provided to my son Pleasant H. Protter if he survives me, otherwise to his heirs that part of my home farm consisting of two adjoining tracts lying East of the Middle Creek road leading to Sevierville, and of said Pigeon River, and to my daughter-in-law, Mary R. Protter for life with remainder to the heirs of her body by my deceased son Wm. J. Protter, two adjoining tracts of land now in her possession West of said Little Pigeon River, adjoining lands of Curtis Miller, Joseph Kaffa heirs and others; upon the following conditions respectively, to wit: they shall pay to my executor with interest from June 8th 1876, except said G. W. Protter, who shall pay without interest, the said G. W. Protter the sum of five thousand dollars; the said P. H. Protter or his heirs the sum of two thousand five hundred dollars; the said Mary R. Protter & said heirs of her body the sum of two thousand dollars, and said sums are made express liens and charges upon said several tracts of land respectively.

Fourth: I have heretofore on 8th June 1876, conveyed to my son John M. Protter a certain tract of land situated on mill

Will of John S. Potter

check, for which I hold his note for the sum of two thousand dollars bearing interest from said 8th June 1886, the same being a lien on said tract of land, and I do therefore will and direct that said John M. Potter shall pay to my executor said note and interest, thereon and also the further sum of one thousand dollars without interest, in consideration of said tract of land and the legacies given him under this will, and the same is made a charge and lien upon any and all legacies and benefits given him under this will.

Fifth: By parol contract I have heretofore sold to my son George W. Potter a one fourth interest in said Oregon Forge Mills above mentioned and in the machinery & lot of land thereto belonging, and the entire interest in the Saw Mill thereto attached, but I have reserved the title thereto to secure various amounts due me from said G. W. Potter, and to save me harmless from various liabilities which I have incurred for him as his surety. Now, it is my will and I direct upon the settlement of all said amounts due me from said G. W. Potter, and the discharge by him of all said liabilities incurred by me as his surety my executor make him title to said interests in said Mills as above described, otherwise to subject it to the payment of said debts and the discharge of said liabilities.

Sixth: I will and direct that my executor upon my decease take possession of my interests in said Oregon Forge Mills, and run or rent the same for

Will of John S. Potter

the benefit of my estate until my wife's interest therein shall fall in, and then that he sell all my interest in the same including the interest bequeathed hereinbefore to my wife, and also such of my personal property as I have hereinbefore bequeathed to my wife for life, and shall be left after her death.

I also will and direct that upon my death my executor shall sell all my real estate not hereinbefore specifically devised and he may sell said lands as well as said mill property, either at public or private sale and upon such terms as he may deem to be the best interest of my estate. Seventh: Should any of the devisees of the real estate specifically devised by this will decline to accept the devise upon the conditions prescribed, then I will and direct that my executor, as directed in the last preceding item of this will, shall sell said land so devised and not accepted.

Eighth: I will and bequeath that the net fund arising from the collection of my choses in action, the sale of my personal and real estate as directed and and sums paid to my executor under the provisions of this will, be distributed by my executor equally among my children living and the representatives of those deceased, the latter taking as classes their ancestors share, to wit: John M. Potter, James Potter, Pleasant H. Potter, George W. Potter, Asa Baker (formerly Potter), the children of William J. Potter dec'd, the children of Sarah Wynn dec'd and the children of Nancy McManahan dec'd to wit: Alice McManahan, and the shares of those against whom certain

Will of John S. Trotter

sums are charged by this will may be effect against said Charges, or allowed as payments thereon.

Ninth: I make no charges against any of my children for advancements made to them, other than is herein made.

Tenth: I hereby nominate and appoint as the executor of this my last will and testament, my friend M. W. McCowan, and as Counsel and legal adviser in the management and administration of my estate W. R. Garner, both of whom shall be paid reasonable compensation for their services in the execution of this will, out of the assets of my estate.

Eleventh: In addition to the provisions hereinbefore made for my wife I further will and direct that she shall have during her life the right to graze and pasture such Cows and Cattle and other stock as she may desire to keep for her use upon the pasture lands on that part of my home farm hereinbefore bequeathed to my son L. W. Trotter.

The interlineations above made in the same hand writing as the body of this will were made before signing.

In testimony whereof I have hereunto set my hand on this 3rd day of November A. D. 1882.

J. S. Trotter.

Signed and acknowledged in our presence and witnessed by us at the request and in the presence of said John S. Trotter on this 3rd day of Nov 1882

A. W. Marshall.

P. A. Wynne.

Will of John S. Trotter. 304

I John S. Trotter, do make and execute this a codicil of my will, as follows: Alice McMahon, having died since making my will leaving no issue, I therefore revoke that part of my will making her a distributee to the same and that the share she would have received to be divided equally with my other children and their representatives.

This 4th day of March 1884.
J. S. Trotter.

Attest.
P. A. Wynne.
L. H. Fox.

Admitted to probate 2nd day of June 1884.

See second Page 509.

L. F. Ernest
Clerk.

Will of Catharine Pagala.

Know all men by these presents:
I Catharine Pagala this day execute
my last will and Testament.

I am lawfully seized and possessed
of a tract of land in Dist. No 9,
County of Berier State of Tennessee
as follows viz: bounded on the North
by Andrew Greenwell heirs on the
East by Andrew Greenwell heirs
John Robertson and Sharp on the
South by Sharp and A. H. Keener
on the West by James Ellis and
Nancy Pagala, containing by
estimation one hundred and fifty
six acres more or less.

I will and bequeath the above
described tract of land to B. C.
Pagala at my death. I am to
hold the said tract of land during
my natural life and at my death
is to go to B. C. Pagala.
This my last will and Testa-
ment.

Signed and sealed in the pres-
ence of

This August 3rd 1884,
Catharine ⁱⁿ Pagala.
_{mark}

J. W. Sharp
Albert Parker

Admitted to probate Nov 3rd 1884.

See Record Page 2nd

W. H. Cornett
Clerk

Will of Jesse Hill.

In the name of God Amen.
I Jesse Hill of Berier County, State of
Tennessee being in my right mind and
memory and considering the uncertainty of
this frail and transitory life do therefore
make, ordain, publish and declare this to
be my last will & Testament.

That is to say first I want some forty
acres of my lands to be cut off the upper
end of my farm on the creek and sold
by men whom I shall hereafter appoint.

And all my lawful debts paid and
discharged: And the residue of my real
estate I wish first my wife Caliza, J. to
have her support out of the proceeds of
said lands during her natural life or widow-
hood. And secondly my will is that all
the lands not so cut off for sale be
equally divided between my four children
with the above injunction that my wife have
her support. The first lot I will to my
daughters three children, Margaret, Jess
and John Parrott. they are to have all that
portion of my Pate farm lying North
of the big road, joining Roberts, Kinder-
son and Stohley and the second lot. ✓

And the second lot lies in two almost
separate lots, but is joined together. I wish
my daughter M. C. Hill to have it. it is all
that portion of the Pate farm lying South
of the big road to J. Stohley's line and with
his line to A. J. Rybars line and with his
lines round to the top of the ridge west
of the Kins Roberts house then with the top
of said ridge to the South west corner of
the Pratter New ground fence and corner
of Joshua Stohley's then with his lines round
to L. C. Roberts line and with his to the big

Road to the first lot, all this comprise the 2^d lot.

And the third lot I wish my two grand children, sons of J. P. Hill their names are Wm & James Hill to have: it to start at the corner on the Ridge west of the Houston Roberts House and on A. J. Kyker's line and run with Kyker to the Creek then up the meanders of the Creek so as to cut at least one half of the little bottom North of the Creek to it and then run so as to equally divide it and the fourth lot, to Bouter's line and with Bouter's line to Joshua Stchley's line and with it and the second lot. And the fourth and last lot I wish my daughter S. A. J. Bowden to have during her natural life and after her death it is to go to her children this said lot is to join Kyker's third lot and Bouter and the lot that is cut off to sell. all of said lands lie in the 3^d district of Sevier County Tennessee.

And after all my lawful debts have been paid with funeral expences, if there is any of the purchase money money still remaining on hand, I wish it placed in the hands of some good man and am a part thereof appropriated to the use of my wife and M. C. Hill as shall be necessary and if there is still any on hand at the death of my wife then it is to be equally divided between my four representative heirs. And as for my personal property my will is that my wife Eliza J. and M. C. Hill have every thing both of stock and farming utensils and in fact every thing.

My will is that Thomas Carmichael

have that lot of land adjoining the heirs of W. G. Hill. P. M. Howell & Isaac Stchley which is supposed to contain nine acres, also all mountain lands that I have interests in I wish it sold and my part to be equally divided between my four heirs.

And I do make constitute and appoint Jesse Stafford and A. J. Kyker my lawful executors to carry out this my will, and if necessary them to choose the 3^d man, and if I die before the partition lines are run, I appoint G. W. P. Hill to run them, all of which I do hereunto subscribe my hand and seal on this the 5th day of December in the year of our Lord one thousand eight hundred and eighty four - Signed in presence of us, Witnesses the day and date above written, Esau and intestines before signing.

Jesse ^{his} Hill
mark

J. W. D. Hill
R. C. ^{his} Sins
mark

Admitted to probate Jan'y 5th 1885.

See Record Page 19.

Not. B. ment, Clerk,

For. Pension See M. D. # 5 Page 34

Goed to the first lot, all this comprise the 2^d lot.

And the third lot. I wish my two Grand-children, sons of J.P. Hill their names are Wm & James Hill to have; it to start at the corner on the Ridge west of the Houston Roberts House and on A. J. Hykers line and run with Hykers to the Creek then up the meanders of the Creek so as to cut at least one half of the little bottom North of the Creek to it and then run so as to equally divide it and the fourth lot, to Batters line and with Batters line to Joshua Atchley line and with it and the second lot.

And the fifth and last lot I wish my daughter S. A. J. Bowden to have during her natural life and after her death it is to go to her children. This said lot is to join Hykers third lot and Batters and the lot that is cut off to sell. all of said lands lie in the 2^d district of Sevier County Tennessee.

And after all my lawful debts have been paid with funeral expenses, if there is any of the purchase money money still remaining on hands. I wish it placed in the hands of some good man and such a part thereof appropriated to the use of my wife and M. E. Hill as shall be necessary and if there is still any on hands at the death of my wife then it is to be equally divided between my four representative heirs. And as for my personal property my will is that my wife Eliza J. and M. E. Hill have every thing both of stock and farming utensils and in fact every thing.

My will is that Thomas Carmichael

have that lot of land adjoining the heirs of W. G. Hill, P. M. Lowe & Isaac Atchley which is supposed to contain nine acres, also all mountain lands that I have interests in I wish it sold and my part to be equally divided between my four heirs.

And I do make constitute and appoint Jesse Stafford and A. J. Hyker my lawful executors to carry out this my will, and if necessary them to choose the 3^d man, and if I die before the partition lines are run, I appoint G. W. P. Hill to run them, all of which I do herewith subscribe my hand and seal on this the 5th day of December in the year of our Lord one thousand eight hundred and eighty four.

Signed in presence of us,

Witnesses the day and date above written, Esau and entestined before signing.

Jesse ^{his} Hill

J. W. P. Hill
A. C. ^{his} Sims

Admitted to probate Jan'y 5th 1885.

See Record Page 19.

Not. Ernest, Clerk.

For Pension See M. D. # 5th Page 34

Will of Mary M. McCroskey.

I Mary M. McCroskey do make and publish this as my last will and Testament hereby revoking and making void all other wills by me heretofore made.

First. I give and bequeath to my son William Robert McCroskey three hundred and twelve acres more or less of the farm I now live on including the ten acre tract known as the Reed farm the same land that I have deeded and described to the said William Robert McCroskey on the 15 day of July 1880.

Second. I will and bequeath my tract of land in Blount County containing one hundred acres known as the Entay and the one hundred acres reserved off of the South East of the farm deeded by me to William Robert McCroskey to be given to my two sons J. S. McCroskey and Marcus McCroskey jointly and equally.

Third. It is also my will that in consideration of the above bequests that my son Wm R. McCroskey pay the sum of two hundred dollars to Mary V. Keener and that my son John S. McCroskey pay the sum of fifty dollars to R. G. Boyle and also the sum of fifty dollars to J. B. Davis. I also will that my son Marcus McCroskey is to pay the sum of one hundred dollars to Martha Ann Boyle.

Fourth. I also give and bequeath to my son John S. McCroskey one bed. I also give and bequeath to my son Marcus McCroskey one bed. I also give and bequeath to my son Wm R. McCroskey one bed. I also give and bequeath to my daughter

Will of Mary M. McCroskey.

Mary V. Keener one bed. I also give and bequeath to my grand daughter Mollie McCheaney Keener one bed.

I also give and bequeath to my son J. S. McCroskey my Chaney Press. My son William R. McCroskey above named is to pay all my debts support me during my natural life, defray, pay or bear all my funeral expenses and expenses of my Executor so as not to leave any charges against my estate on my account whatever.

I also appoint my son John S. McCroskey Executor of this my last will and Testament.

In testimony whereof I Mary McCroskey the said testator have to this my will set my hand and seal this 17 day of March 1881.

Mary M. McCroskey.

Signed sealed and published in the presence of us who have subscribed our names in the presence of the testator and in the presence of each other.

Witnesses
A. J. McCallie
J. M. Pitner.

Admitted to Probate Feb'y 3rd 1885
See Record Page 13.

Not a Court Clerk

Will of Leora Hickman.

I Leora Hickman do make and publish this my last will and Testament and revoke all other wills by me made.

First. I direct that my funeral expenses be paid as soon after my death as possible and all my debts.

Second. I will and bequeath to Edward Hickman and his wife Alaisa Hickman all my hould and kitchen furniture and all my farming tools.

Third. I give and bequeath all of the land that my husband willed to me in his life time. The land that I now live on, and the land known as the Nell Baley farm and the land known as the George Campbell land, I will and bequeath all my property Real and personal to Edward Hickman and his wife Alaisa Hickman. It is my will that Edward Hickman and his wife Alaisa Hickman have all my property, Real and personal, except a claim that my husband has filed against the Government of the United States for collection when said claim is collected it is my will that my Father Marion Petty be paid ten dollars out of said claim in money.

This 16 day of December 1884.

Witnesses
B. C. Thompson
R. S. Hickman
J. W. Hickman

Leora ^{her} ~~son~~ Hickman

Admitted to Probate Feb 2, 1885. See Record Page 13.

D. H. Ement Clerk.

See 20 etc.

Will of Stephen Hickman, 312

I Stephen Hickman do make and publish this as my last will and Testament.

First. I direct that my funeral expenses be paid as soon after my death as possible.

Second. I give and bequeath to my dear wife Leora Hickman all my house hold and kitchen furniture and all my farming tools.

Third. I give and bequeath all my land to my wife, my interest in the farm we now live on, my interest in the land known as the Nell Baley farm, and my interest in the land known as the George Campbell farm.

This third day of May 1885.

Stephen Hickman *(initials)*

Witnesses

B. C. Thompson
Marion Petty

Admitted to Probate Feb 2nd 1885

See Record Page 13.

D. H. Ement Clerk

See 60 etc.

Will of Cynthia Klear

State of Tennessee,
Sevier County

In the name of God
amen I Cynthia Klear
of the County of Sevier and State aforesaid
being sick and weak of body but of sound
mind and disposing memory for which I
thank God and calling to mind the un-
certainty of human life and being desir-
ous to dispose of all such worldly sub-
stance as it hath pleased God to bless
me with.

First, I give and bequeath the same in man-
ner following that is to say.

First I give and bequeath to my daughter
Mary Caroline Klear all the farm that I now live
on it being some thirty one acres more or less
with all the appurtenances there with to have and to
hold the same during her natural life and her
cow and all of her household furniture and
her bed and bed clothing that belongs to her and
nine plates five tea cups & saucers a half set of
knives & forks and I want my daughter Mary
Caroline Klear to have all my clothing at my
death and said Mary Caroline Klear to have
two tables and my dresser and trunk my
looking glass I give to Mary Caroline Klear
and two little glass dishes and big spinning wheel and
I want Mary Caroline Klear to have all of these items
to have and to hold during her natural life and after
my death I want all my debts paid and the bal-
ance of my things I want equally divided between
my four children, reserving all other or former wills
or testaments by me heretofore made in witness
whereof I have hereunto set my hand and seal
this first day of May, in the year of our
Lord one thousand eight hundred and eighty three
Cynthia Klear
James Huggins

Cynthia Klear

Will of Asa Rogers, 314

I Asa Rogers of the County of
Sevier and State of Tennessee being in
feeble health but of sound mind and
disposing memory do hereby
make and publish the following
as my last will and testament revoking
and making void all other testa-
mentary dispositions by me at any time
made, My Will is as follows:

- 1 That my funeral expenses and just
debts be paid by my executor out of any
moneys I may be possessed of or that may
come into his hands after my decease
- 2 That my wife Elizabeth C. formerly Eliz-
abeth C. Garrett, have one cow to be
chosen by herself all the sheep and hogs
and poultry, also all the grain and
meat, that I may have on hands at my
decease
- 3 That my said wife shall have all
my beds, bedding, household and kitchen
furniture, while she may remain
my widow, or during her natural
life,
- 4 It is my will that my said wife shall
shall have ^{the use of} control of the house and lots
around the same including the orchard
during life or widowhood
- 5 I devise to my said wife during
her life or widowhood, the

3/5

farm where I now live, adjoining the lands of Houser Nichols and Jesse Rogers. It is my will that my son Jesse Rogers, shall have the right to rent the farm from my said wife on the following terms and conditions to wit: He shall pay and deliver to my said wife each year within a reasonable time after the harvesting of each crop, one hundred and fifty bushels of good corn, thirty bushels of wheat and two wagon loads of hay. He shall also pay all taxes and public assessments against the farm aforesaid, and keep the fences in ordinary repair. He may rent the farm on said terms as long as he chooses to do so, and shall give my said wife reasonable notice of his intention to quit, if at any time he should desire to cease renting the farm, so that she may have an opportunity to secure another tenant.

6. It is my will further, that as soon as the estate hereinbefore devised to my said wife in my said farm shall fall in, that that part of said farm lying west of the public road, and also that part lying north and west of a line commencing at Jesse Rogers

3/6

corner in or by the public road and near his gate, then north west (or near that direction) to the point of a ridge, then up the top of said to the line of Nichols, be sold by my executor or his successor in office to be appointed by the County Court of said County in the premises, after advertising the sale by posters at five public places in said County at thirty days, to the highest on a credit of 12 months, the person selling taking note for purchase money with at least one solvent surety and making deed to purchaser with a lien retained to secure purchase money.

I want the proceeds of this sale collected and divided as follows: to James Henry & Hannah Jane Garner (my grand children) each twenty five dollars, to the children of my son James H. Rogers ^{their descendants} jointly fifty dollars ~~or their~~ to take as they would under the laws of distribution. The balance shall go to my daughter Hannah E. Rogers. The rest of my said farm after the

falling in of said life estate,
I devise to my said son Jesse
Rogers or his heirs in fee.

I hereby nominate and appoint
Andrew Rogers Esq, the Executor
of this my last will and testa-
ment.

Given under my hand and seal
this 9 day of April 1886.

Asa Rogers.

Signed executed and published
by testator in our presence and
we sign the same as attesting
Witnesses at his request in each
others presence on the date
last above written

Elijah Johnson

M. B. McMahon

A. J. Dunlap. - attest M. B. McMahon,
mark

Admitted to probate June 7 1886
See record page 189-90

R. H. Ernst Clerk,
Per. J. H. Bennett Ad. C.

Will of J. K. Delozier

State of Tennessee County of Sevier
9 District November the 30 1885

I Joseph K. Delozier of the above
named County and State make this
my last will and testament before
God and man,

I give devise and bequeath my
estate and property real and personal
as follows: that to wit: to my
wife Sarah Delozier until her death
After my wifes death I want Ellen
Blazier to have a bedstead and it-
well furnished, I want the remainder
of the strads and bedding to be equally
divided between John & Liptons chil-
dren to wit: J. E. Lipton, W. B. Lip-
ton, Harriett Lipton Calaway Lip-
ton, David Lipton, Ellen Lipton
I want the remainder of the house
and Kitchen furniture to be sold
to the highest bidder at the death of
my wife Sarah Delozier and also
all other personal property belonging
to me. I want my real estate
sold to the highest bidder on one
and two years time with good
approved security at my wifes
death

After all my just debts and funeral
expenses is paid for, it is my
will that Martha Davis

Have the sum of fifty dollars out of my estate. It is also my will that N.B. Lipton [to] have one hundred dollars of my estate. It is my will that each and all of my brothers and sisters to have one dollar each of my estate. Devise to J.E. Lipton J.K. Lipton's son, all of the remainder of the remaining money of the sale of my estate.

It is my will that that this money that [I] willed to J.E. Lipton and N.B. Lipton to be put ^{out} an interest note they both become of age with good note and security.

It is my will that George Delozier the present deputy of Senior County in the 10th Civil District, be appointed to settle and administer on my estate of this my will.

In witness whereof I have signed and sealed and published and declared this testament as my last will at my own residence on the 30 day of November 1883. 9 District of Senior County, Tenn.
J.H. Delozier (Seal)

The said J.H. Delozier, at his own residence on the 30th day of Nov. 1883 - Signed & sealed this instrument and published and declared the same as and for his last will, and we at his request and in his presence and in the presence of each other, have hereto written our names as subscribing witnesses.

Signature of Witness: Joseph Hines
Attest - - - - - Adam ^{his} X Hix
mark
James Hines

Admitted to probate June 7 1886
See Record Page 190.

D.H. Emert Clerk
J.R. Beuland D.C.

I, J. D. H. Ciment, of the County of
Savannah and State of Tennessee
do hereby, and constitute this my
last Will and testament, making
void all others that may have
been made by me.

(1) First it is my will that all
my just accounts shall be
paid.

2 Second It is my will that all
my funeral expenses shall be
paid out of any moneys that
may be and hands on my First
come into the hands of my exec-
utor or Administrator as the case
may be.

(3) Third I do hereby will to my wife
Sallie A. Ciment, one house and lot
situated on Bruce Street and the
appurtenances thereto belonging
including all the household and
Kitchen furniture. Said lot
bounded on the South by Bruce Street,
on the West by Odd Fellows lot,
North by P. Stafford East by J. D.
Snapp.

(4) Fourth, Also another house and
lot, known as the Mottie Deak

property adjoining the corner of
Savannah on the North, the Public
Road on the East, Mr. J. Ciment on the South,
J. H. Marmohan on the West.

(5) Fifth, It is also my will that my
wife Sallie A. Ciment, have my buggy
and harness and that she may dispose of
the same at her own discretion.

(6) Sixth, It is my will that after the
death of my father, J. D. Ciment, and
my step mother Michel Ciment who
now occupy the house farm in
Ciment's Cove, shall have departed this
life, that my Executor or Administrator
proceed to sell said house farm at
a private or Public Sale as he may
deem best, requiring the purchaser
to pay as much as \$1000 One thousand
dollars cash in hand, which amount
shall be put on interest, but if paid
into the hands of a Guardian after
he shall qualify and give bond accor-
ding to law, said one thousand dollars
shall be kept on interest until my
son Daniel Claude Ciment reaches
the age of twenty one years. Now if
my son Daniel Claude Ciment should
depart this life before reaching
the age of 21 years then the above
named amount of one thousand dollars
shall be paid to my wife Sallie A.
Ciment.

- (7) Seventh: When Five hundred dollars more (or) shall be collected on said farm, it shall be used in clothing and schooling my son Daniel Claude Ewert, and Five hundred dollars to be paid to my wife Sallie A Ewert
- (8) Eighth: It is my will that after the fifteen hundred dollars and the cost of Administration shall be taken out of the price of said home farm, that the remainder be equally divided among my brothers and sisters. D. G. Ewert and his heirs; N. W. Ewert and his heirs; J. J. Ewert and his heirs; O. P. Ewert and his legal heirs; and sisters Polly Alexander who married J. D. Alexander Sarah J. Kernel who married H. A. Kernel Martha A. Shaw, Ellen Bradshaw Nancy Sellers, Malinda Mayze
- (9) Ninth: It is my will that all the proceeds which may be derived from all the mountain land which I may own outside of the home farm, be equally divided between my above named brothers and sisters
- 10 Tenth: It is my will that my wife Sallie A Ewert shall select a Guardian, or serve as one for self if she deem proper

- 11 Eleventh: I do hereby constitute and appoint my brother D. G. Ewert to act as my executor in carrying out the contents of this my last will and testament
- 12 Twelfth: It is my will that if my executor need any official help that J. R. Penland be employed
- (13) Thirteenth: It is my will that after my executor, after he shall have been qualified and sworn in, proceed to collect all my outstanding notes and accounts, that he may find due the estate of D. H. Ewert, with one exception it is my request that Benjamin B. Parton of Ewert's Cove on whom I hold a deed of trust, be granted one year longer to pay the same - said proceeds shall be paid over to my wife Sallie A Ewert as the same may be collected after paying any legal debts that may come against me, and have not been paid.
- (14) Fourteenth: As to the office of Co. Court Clerk, it is my will that my cent due the County, Public Schools, and Public Highway, shall be settled up to the time my successor shall take charge of said office. Witness my hand this 15th day of Oct 1886
 Attest W. H. Ewert
 W. G. Eaton D. H. Ewert

Will of Lotty W. Andes
 State of Tennessee } I, Lotty W.
 Sevier County } Andes of the
 County and State
 above mentioned. Being old and
 infirm, but of sound mind. Do
 make and execute this my
 last Will and Testament
 on this 14th day of February
 1885. First-

I will that my Funeral
 expences be all paid out of
 the money I may have on
 hand at my disease.

Second
 I will and bequeath to my son
 R. H. Andes my bed and bed
 clothing. This is to make him
 equal with the balance of
 my children.

Third
 I will and bequeath to
 the three children of my deceased
 son A. C. Andes, to wit; my
 John C. Andes, E. C. Andes &
 Mary Andes (\$120.00) one hundred
 and twenty dollars, the same
 to be equally divided between them.

Fourth
 The balance of my estate whatever
 there may be at my death. I
 want equally divided between
 my children to wit; Elizabeth A.
 Henderson, Sarah M. Sutton, R. H. Andes
 J. W. Andes & J. L. Andes.

over

I hereby appoint my son
J.W. Under my Executor
to this my Last Will
and Testament.

Witness my hand and
seal this the 14th, February 1885.

Attest
E.M. Wynn
Mattie Burns

Letty W. ^{her} Under
mark

Admitted to probate
Decr 6, 1886.
See Record 276 Page
James J. Ellis
Clerk

The Will of Randall B. Henderson,

State of Tenn. }
Sevier County } J. Randall

B. Henderson, do make
and execute this my last
Will and testament as follows;

First I will and bequeath to
my wife Nancy the use and
benefit of my farm where I now
live for and during her natural
life in the event she should out-
live me.

Second I will and bequeath to my
three daughters Mary, Sally
& Lydia and their heirs and
assigns forever my home tract of
land subject however to the life
estate of my wife.

Third I also will and bequeath to
my said three daughters Mary,
Sally & Lydia and their heirs
and assigns forever the following
tracts of land to wit; one
tract containing about sixty
acres on Walden Creek, ad-
joining the lands of T.J. Wear &
Levi Helton, also a tract
containing about one hundred
acres adjoining the lands of
A.W. Nichols Myself, Henderson
over

J. S. Trotter & others also a tract of land of one hundred acres lying on the little mountain adjoining the lands of J. B. Wyman, and others.

Fourth, I will and bequeath to my two sons William Henderson & Andrew Henderson my land lying in the 7th Dist. of Sevier County being the land purchased from W. F. Nichols lying on French Broad river upon which they are now living containing three hundred & ten acres be the same more or less and also a tract of one hundred & seventy three acres that I purchased at Chancery Sale, adjoining the lands of W. R. Loundery & others being part of a big entry made by Wm. Henderson & G. W. Henderson to have and to hold the same to the same to the said William Henderson & Andrew Henderson and their heirs, assigns forever.

I appoint my son William to execute this my last will and testament.

(Witness my hand and seal this the 29th day of January 1883.

Randall B. Henderson
his mark

Attest-

M. W. McCown

Ellas F. McCown

Minnie McCown

James J. Ellis,
Clerk

Will of John Cusick

I John Cusick of the County of Sevier and State of Tenn. do make and publish this my last Will and Testament in manner & form following to wit: First, I desire that all the perishable part of my estate be immediately sold after my decease, & out of the money arising therefrom all my just debts & funeral expenses be paid. Should the perishable part of my property be insufficient for the above purposes, then I desire that my executor hereinafter named may sell a parcel of my of my land being part of my homestead adjoining the land of W. B. Clarke, (to wit-) Beginning at water gap on east course with the Public road to the lane that leads to Clarke's buildings thence with said lane to a branch line between my land & said Clarke with branch & cross fence to where the old road led from my house to the Joe Delozier old house ~~thence~~ said road a south course to the branch north of my barn thence down said branch to the Creek, thence up the Creek to the beginning, land out of the monies arising therefrom pay & satisfy such of my just debts as I shall then remain unpaid.

(And.)

After the payment of debts & funeral expenses I give my wife Lucinda Cusick the full & free use and possession of all my other lands & building during her widowhood or during her natural life if she should remain unmarried. I also direct that

John Cusick's Will

she shall have the use & controul of the household & kitchen furniture & such tools & farming implements as the law allow her. I direct that whatever may remain from the sales of my property personal & real after satisfying debts & funeral expenses be divided equally between my four daughters; Margett Cusick, Jane Thomas Sally Cusick & Mary Cusick as they may arrive at the age of twenty one years. All the property real or personal that I give to my wife Lucinda Cusick at her death or marriage I give & bequeath to my son Benjamin Cusick also my Rifle gun, also a colt 2 years old last fall. I give to my daughter Margaret Cusick two milk cows. I tiled a note on my son Asa Cusick amount not rec'd collected which note is now out of date, now if he pays said note he is to share equally with my daughters above named, if he does not pay said note the amount to be taken from his equal share with my daughters above named. I give and bequeath to my grand son Andrew Murphy the sum of five dollars out of any monies in the hands of my executor. I have deeded certain tracts to my sons Tilford & J. B. Cusick as their part in full of my estate & now hold their receipts for same. I also direct that what bee stands or hives are on hands at my decess be divided equally among my children (they dividing them.) I also direct that my son Benjamin be paid the

Will of John Cusick

sum of twenty five dollars, the same having been paid to me by E. S. Thompson Executor of the Will of the late B. J. Tipton deceased. And lastly I do hereby appoint my sons Tilford & Asa Cusick Executors of my last Will and Testament hereby revoking all former wills by me heretofore made. In testimony whereof I have set my hand & seal the day one thousand eight hundred & eighty six. This Feb. 27, 1886. Signed, sealed and declared in the presence of (witnesses namely) & by us subscribed in the presence of the testator.

Andrew Rogers }
J. H. Chandler } John Cusick

I John Cusick of the County of Davis and State of Tenn. do hereby make & publish this Codicil to be added to my last Will & Testament in manner following to wit; After the marriage or death of my wife Lucinda Cusick as set forth above I bequeath to my son Benjamin Cusick all the farming tools & also my wagon & big pole. I set off the following in room of boundaries set forth in body of will above given beginning on Hornbeam on W. B. Clark's line thence south corner with Tilford Cusick's line to hickory at public road, with said road West course to creek & water sap down Creek to mouth of Spring branch then a direct line up north side branch to marked hickory over

Will of John Cusick
in fence corner then north with
old road to cross fence & Clarke's
line then eastern course with
said line crossing the
Creek to the beginning and
lastly it is my Will
and desire that this my
present Codicil be annexed to
and made a part of my
last Will and Testament aforesaid.
In witness whereof I have
set my hand and seal.
This 4th day of Sept.
1886. John Cusick

attest

J. R. Hoisk.

B. J. Clark

James J. Ellis, Ckr

11

Will of R. W. Crowson.

I, R. W. Crowson, make this
my last Will and Testament
I desire at my death to be buried
in plain ^{grave} just as if I was going to
Church. If Wana should outlive
me, I leave her my home farm
what she wants of it; any stock
she wants. I leave her what money
I have on hands if any and all
the money that is owing to me
and she may pay Caroline yett
two hundred and fifty dollars
out of that and what she pleases
with the rest.

3rd) I give to Mary Wear and her
children the Farm on Walden's
Creek that I bought of Mullendorf
and I also give to them my farm
in Blount County across the river
from R. Burns known as the
McClanahan farm

3rd) I give Aaron Crowson all the
land ^{that} I bought from Andrew
Boatler and what I bought
from Thomas Walker, and I
give to him part of a seventy
five acre entry back of this
little field here at Broyles which
lies above the road at Aaron
McGill's that to Emerino and
with it the Mc Bryan
place the five hundred
acres above the Mc Bryan
farm. From you and

Will of R. W. Crowson.

West Crowson divide or you can ^(have) yours as each one ~~wants~~. And if you can not agree, let two of the divide it and I give Aaron Crowson the bottom field to begin at the corner of Emert's fence and run straight down to the mouth of a little ditch at the lower end of the field so as to hit the fork of the branch.

I give Sarah Elizabeth Crowson my Shrodes farm I give her a piece where West now lives beginning at the upper gate post at the race fence, thence straight through the middle of the barn to the back of the lot, then square to the road, then straight to the cherry trees at the place; thence with the fence to the ford of the island branch; then straight across the field to the cross fence, then up to the road and with the road to the beginning; I give her that field above Booyles, and part of a seventy five acre entry at the back of the field up to the road at Aaron McMill's. I also give a deed of trust on that field to John Gitts that John Daniel let me have. If John pays the money it is hers and if not the land is hers. John Gitts may have or now joining him.

I give a piece of land on

Will of R. W. Crowson. 346

on the right hand of the road next to Jane Hatcher I give her what timber she needs for fire wood and to keep up her fencing on either West's, Joseph's or Aaron's land as they have most all the timber. Sarah can take the household furniture as much as Caroline got out the stove then divide between her & Mary, Mary and Caroline. Sarah is to take choice of my horses and what cattle she wants. If West builds here in the lot Sarah is to (have) my house while single and the garden and the apple lot to the right of the house. I paid about two thousand dollars towards Gitts land for Caroline. I leave her two hundred & fifty dollars more at my death if not paid before.

Attest

Reuben Hatcher
A. W.
R. B. McMill

R. W. Crowson

I give the lower part of my farm to Joseph Crowson the creek is the line between him and Aaron Crowson down to the branch, thence up the branch to the ford below the house to a white oak on the side of hill, marked as corner thence with the road to the

Will of R.W. Crowson

gap of the mountains thence
with the Walden's Creek road
as far as my land goes. This
is Joseph's. Now if Joseph
should never have any heirs
this land at his death and
Laura's shall go back to my
heirs. But if he should have
any it belongs to them and if
not my heirs get it. West's
heirs shall have down to the
mouth of the branch, then the
way the old fence runs straight to
the mountain, the rest of the
farm known as the Powell farm
divide between Aaron Crowson's
heirs & Caroline's children
and Sarah Crowson.

R.W. Crowson Jan. is to have
the rest of this field here at
the house then commence at
the white oak at the ford of
the branch, thence with Joseph as
far as my land goes then turn
South down by meadows all on the
East side that I have not given
away. Aaron Crowson & Joseph
Crowson is to have the privilege
to do any sawing they want for
themselves at the saw mill,
they helped to make it.

Now I appoint my son
Aaron Crowson as my Admin-
istrator to wind up my
business. There won't be
much trouble if you all
do right. Lovingly Court

Will of R.W. Crowson
and not bind him to bond
and security as I am
willing to risk him doing
right. This March 15 day
1887.
R.W. Crowson

If I shall fail to get this
witnessed, I shall write my
hand write.

Admitted to probate Aug.
1st-1887. see record 407 Pg.
Spread an Will Book
August-2, 1887.

J.J. Ellis, clk

W. H. Trotter's Will

I W. H. Trotter of the State of Tennessee and of the County of Sevier, being advanced in years, in moderate health, but of sound mind and disposing memory do hereby make and publish this my last Will and Testament, hereby revoking and making void all others that may have been made by me heretofore.

First It is my Will that after my death, my executor or administrator shall pay my necessary funeral expenses.

Second That all my just debts be paid, if any I shall owe, out of any property that may come into the hands of my executor or administrator.

Third It is my Will that my beloved wife Sarah T. Trotter, should she survive me, make her home at the old homestead where I now live and that she have the use and control of said house, yard, garden and a small lot of ground lying South of said dwelling, including Spring & Springhouse during her natural life; and that my Son in law P. D. W. McMahan and my daughter Malinda McMahan furnish her

a decent and respectable support suitable to her age and condition, not including clothing and Doctor Bills, all of which, as agreed to and shown more fully in a deed of conveyance this day executed by me to said P. D. W. McMahan. It is my Will that the provisions of said deed and contract with P. D. W. McMahan be strictly complied with. It is my Will further that my Executor or administrator pay to my said wife Sarah T. Trotter, as soon as the same shall come into his hands, out of any money that may be on hands at my death, or may come into his hands afterwards, the sum of one hundred and fifty dollars, to be used by her for the purpose of clothing her and paying her Doctor Bills, if the same shall not be otherwise provided for.

It is my Will further that my said wife have all or such household and kitchen furniture as she may have on hands at my death, and may need, including Bedding Bureau &c.

Fourth It is my Will that my daughter Addie should live with her mother should they both survive me, during her mothers life, if she prefers to do so, at the old Homestead, and that she be supported by said P. D. W. McMahan, as provided for

Will of R.W. Crowson.

West Crowson divide or you can ^{have} yours as each one wants. And if you can not agree, let ~~him~~ the divide it and I give Aaron Crowson the bottom field to begin at the corner of Emert's fence and run straight down to the mouth of a little ditch at the lower end of the field so as to hit the fork of the branch.

I give Sarah Elizabeth Crowson my Shrader's farm I give her a piece where West's cow lives beginning at the upper gate post at the race, thence straight through the middle of the barn to the back of the lot, then square to the race, then straight to them cherry trees at the fence, thence with the fence to the ford of the island branch; then straight across the field to the cross fence, then up to the road and with the road to the beginning; I give her that field above Boyles, and part of a seventy five acre entry at the back of the field up to the road at Aaron McMillis. I also give a deed of trust on that field at John Gitt's that John Daniel let me have. If John pays the money it is his and if not the land is hers. John Gitt may have power joining him.

I give a piece of land on

Will of R.W. Crowson. 346

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Attest

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as far as my land goes. This
is Joseph's. Now if Joseph
should never have any heirs
this land at his death and
Laura's shall go back to my
heirs. But if he should have
any it belongs to them and if
not - my heirs get it - West's
heirs shall have down to the
mouth of the branch, then the
way the old fence runs straight to
the mountain, the rest of the
farm known as the Powell farm
divide between Aaron Crowson's
heirs & Caroline Ytts children
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the branch, thence with Joseph as
far as my land goes then turn
South down by rivers all on the
East side that I have not given
away Aaron Crowson & Joseph
Crowson is to have the privilege
to do any sawing they want for
themselves at the saw mill,
they helped to make it.

now I appoint my son
Aaron Crowson as my Admin-
istrator to wind up my
business. There won't be
much trouble if you all
do right. Lovingly Court

Will of R.W. Crowson

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and security as I am
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a decent and respectable support suitable to her age and condition, not including clothing and Doctor Biles, all of which, as agreed to and shown more fully in a deed of conveyance this day executed by me to said T. D. W. Mcmahan. It is my Will that the provisions of said deed and contract with T. D. W. Mcmahan be strictly complied with. It is my Will further that my Executor or administrator pay to my said wife Sarah T. Trotter, as soon as the same shall come into his hands, out of any money that may be on hands at my death, or may come into his hands afterwards, the sum of one hundred and fifty dollars, to be used by her for the purpose of clothing her and paying her Doctor Biles, if the same shall not be otherwise provided for.

It is my Will further that my said wife have all or such household and kitchen furniture as she may have on hands at my death, and may need, including Bedding Bureau &c

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