

in our contract this day made in a deed of conveyance which is here referred to. It is my Will that my said daughter Addie shall have amount of property equal to that received by my other daughters when they became of age, if she has not received the same at my death.

Fifth It is my Will that my two sons L. B. and S. E. Trotter have an amount of personal property sufficient to make them equal with my other sons, that is equal to what they have already received.

Sixth It is my Will that my large Pictorial Family Bible containing my family Record after my wife's death, go to my son W. E. Trotter, and at his death to another one of my children or grand children living near the Homestead, so as to keep and preserve our family Record among the family relations.

Seventh It is my Will that my son-in-law T. D. H. McMahon and my daughter Malinda McMahon have the lower or north end of my Home Farm, with the reservations mentioned in a deed this day made to him for same, and that they pay to me or ^{after} my death to my Representative the sum of eighteen hundred and

thirty six dollars in addition to what they have paid already, as shown by two notes I now hold of this date, and more fully shown in said deed. And in the event that said McMahon shall fail to pay for said land as hereinbefore provided, and as provided in said deed to him: Then my executor shall have the power to sell and enforce liens on said land and shall appropriate the proceeds of said sales as hereinafter provided.

Eighth It is my Will that my son W. E. Trotter have the upper or south end of my Home Farm, and that he pay me or my executor the sum of six hundred and eighty eight dollars, in addition to what he has already paid on same, and that if he should fail to pay for same then my executor shall sell said land or so much thereof as may be necessary to pay said indebtedness, and appropriate the proceeds as hereinafter directed. But in selling said land the conditions and provisions in the deed shall be observed.

Ninth It is my Will that the tract of land owned by me and lying in the 5th Civil Dist of Swain County adjoining the lands of Robt. Rhumbo,

John Stott, Rebecca Trotter
 & John Fox, be sold, by my
 Executor at private or public
 sale, as may seem best,
 after the expiration of five years
 from the first day of January
 1887 if the same shall not
 be otherwise disposed of by me
 before that time, and that
 the proceeds be applied as
 hereafter directed.

Tenth It is my Will that after
 paying my funeral expenses,
 and debts, and the disposition
 of funds as hereinbefore provided,
 the rest of my estate arising from
 sale of land and otherwise, be,
 by my executor distributed
 equally among my children who
 are living and the Representatives
 of those I die as follows: John
 A. Trotter now living in Ala.
 Isaac A. Trotter, Maria Wynn
 wife of E. M. Wynn, A. H. Trotter,
 W. E. Trotter, Malinda C. McMahan
 wife of D. D. W. McMahan, Lewis S.
 Trotter, Mary A. Lawson wife of
 G. H. Lawson, Addie M. Trotter,
 Stuart E. Trotter, The Heirs
 of Elizabeth Fox, a deceased daughter
 to wit: J. N. G. Fox, Sarah
 R. McMahan wife of John
 McMahan and G. S. Fox
 The said Heirs to receive the
 parents share. And in the
 event that any of the above

named children should die be-
 fore receiving his or her distributive
 share then said share is to go to
 the heirs of said decd. if he or
 she shall have any living,
 otherwise such share is to be equal-
 ly divided among all the brothers
 and sisters or their representatives.

Eleventh It (is) my Will, and I hereby
 nominate and appoint my
 friend
 as my Executor to execute
 and carry into effect this my
 last Will and Testament.

In witness whereof I have hereto
 set my hand on this the 22,
 day of December 1886.

W. A. ^{his} Trotter
 mark

Signed sealed and delivered
 and acknowledged in our
 presence on the day above
 written.

Witnesses { J. R. Poulard,
 J. H. Butler.

Admitted to Probate
 Nov. 7, 1887.

J. J. Ellis clk

State of Tennessee } ss
Sevier County }

Be it known unto all men to whom these presents may come that Lemuel Carmichael has this day it being 7th day of Jan'y 1885 Deeded and conveyed to Marnard Carmichael sixty five acres of land it being the land on which I now live, this made while me and his mother lives; after which it is to be his in full simple over all others after mine and her death. Bounded by Porter Gate, Hendersonwood, and William Carmichael. It is given to Marnard for the support of me and his mother while we both live and after which it is to be his in full simple and is to have full control of all the personal property that we have while we both live, after which it is to be his in full regardless of all others. We mean by this the personal property that is out of the house. The above to substantiate this we both sign our names to this and confirm instrument in good faith this the 14 day of Feby 1885-

State of Tenn. Sevier County 1885
Be it known unto all men to whom these presents may come that Lemuel Carmichael and his wife has this day-

Will of Lemuel Carmichael 356
= given all the furniture that they have in the house to Mag Carmichael their youngest daughter except one bed for Marnard with bed clothes sufficient for it, and also one bed for Wrote Carmichael with clothes to it. And Mag. is to have that white faced Cow. We mean by this the house and kitchen furniture, this 26 day of Feb. 1885 and that we both now this instrument goes into full effect at my and her mother's death, and not till then for which we both sign our names and set our seals this the 26 day of Feby 1885

Lemuel Carmichael

Susannah Carmichael

This is a mutual agreement between me and my wife therefore we both sign our names to this instrument.

Lemuel Carmichael

Susannah Carmichael

Admitted to Probate at the Nov. Term of Court 1887.

J. J. Orr's clerk

358

Will of Judah Blabaugh.

I Judah Blabaugh of the County of Sevier, and State of Tennessee do make and execute this my last Will and Testament as follows:

1st, I will and bequeath to my sister Sally Blabaugh all my interest in the farm where we now live, being the farm originally owned by my father Samuel Blabaugh on Middle Creek Sevier County, Tennessee.

2nd, I will and bequeath my household property to my sister Sally.

3rd, I will and bequeath to my nephew Charles Chance my horse. It is also my will that a sufficient amount of my property be sold to meet my funeral expenses.

Signed Sealed and Executed this 28th day of May 1887,

Judah ^{his} Blabaugh _{mark}

Witness
M. W. McCown,
T. F. Emert.

Admitted to probate April 3 1888,

J. J. Ellis Co. let clerk

Will of John N. Trotter.

I John N. Trotter being in feeble health, but of sound mind do make this my last will and testament, viz I will at my decease that my funeral expenses be paid out of the first money that comes into the hands of my executor's hands, and that all my just debts be paid as soon as the money is collected sufficient to do so

2nd,

I will and bequeath to my wife Mary N. Trotter the home place (a farm together with the present crops, the farming utensils, stock (except one yoke of oxen) to have contrall during her natural life, then to descend to my three sons J. W., A. B. and J. N.

3rd,

I will to my daughter Nettie Parsons the sum of \$200.00 including a receipt I hold on her. And James Parsons for \$100.00

4th,

I will to my daughter Susan R. Shutte the sum of \$200.00

5th,

I will to my daughter Mattie E. Baker the sum of \$200.00 to be paid by J. N. Trotter on a note I hold on him.

6th,

I will to my daughter Mammie E. Trotter the of \$200.00 all the above heirs are to be paid at the death of my wife or at any time my sons J. W., A. B. & J. N. wishes to pay it, each of them to

Will of John N. Trotter.

pay an equal amount.

7th,

I will and bequeath to my three sons J. Willey, Alexander B. and Joseph N. all my land at my death together with the home place at the death of their mother together with the farming tools stock and whatever may be about the house, provided that each of the ~~three~~ sons pay an equal amount to pay the legacy awarded to each of the girls.

8th,

I will to my son A. B. Trotter one yoke of oxen and that his contract about the rent of the farm be carried out as agreed on for this year.

9th,

I hereby appoint my son J. N. Trotter as (EXR) of this my last Will and Testament given under my hand this 22nd, day of September 1888. witness

John N. Trotter
A. T. Baker
R. H. Andes

Admitted to probate
at the Oct. Term
1888.

J. J. Ellis Clerk
County Court.

Will of Eliza J. S. Ford.

I Eliza J. S. Ford of the County of Sevier and State of Tennessee do make this my last will and Testament and Being of sound mind and memory.

- 1st, I will that all my board expenses be paid.
- 2nd, I wish my coffin to be a neat plain walnut coffin.
- 3rd, I will that my doctor bills be paid.
- 4th, I will that the remainder of my estate goes to Mary Hodsdon Sr. To wit one bedstead, bed and furniture, all quilts, cover & all my clothing that I have, that is not mentioned here, and (all) my part and parcel and also money or effects that belong to my estate it being sixty dollars more or less, also two trunks and all my effects that is not mentioned here. My Will and desire is that all of my estate at the death of Mary Hodsdon Sr. goes to Mary P. Hicks and her children. Formally Mary P. Hodsdon, Witness my hand and seal this 8th of March 1879.

Eliza J. S. Ford seal

J. C. Murphy
Jno. B. Hodsdon

Admitted to
probate Jan'y 7, 1889.
J. J. Ellis clerk

Will of Isaac Huskey,

I Isaac Huskey being in my good mind and senses for the love I have for my son Melven Huskey, I do will transfer and convey unto him this heirs forever for the consideration of one hundred dollars to me in hand paid the home farm where I now live, except the big house and garden and mill seat my life time and after my death all to be Melven's. The said land is bounded as follows, commencing on a chestnut at or near Miss Ecken's line then with Henry Proffitt line to a spotted oak south east with J. H. Huskey's line to W. S. Huskey's line then with his line to Joel Lindsey line then with Joel's line to the Geo Reagan line, then with the John Reagan line to the Timothy Branch then down the Timothy Branch to the beginning. The consideration of this is that Melven is to maintain the old woman her life time that is his mother this I covenant and agree with Melven Huskey this being my will this the 6 day of August 1883.

Isaac Huskey
mark

J. H. Huskey
Jas. H. Ogle
mark

Admitted to Probate April 17 1889.
See Record Page 1167.

J. J. Ellis clerk
County Court

Will of Amasa Cannatt.

Knowing that death is certain and the time uncertain therefore I make this as my last Will & Testament.

I die believing in the christian religion, I will and bequeath my body to its mother dust and my spirit to God who gave it. of my goods chattles lands and tenements I will as followe viz: I will all my lands tenements goods & chattles both personal and real to my wife so long as she remains my widow and then at her death I will that all my lands & tenements goods & chattles both real and personal be equally divided between all the lawful heirs of my body and that they shall never have the right to transfer the land except to any of themselves, my request is and I also will that if Rebecca my daughter shall marry then she is to have four cook stove and is to be prepared for house keeping as well as my wife shall be able to reasonably furnish her out of my personal goods if she does not marry until my wife dies then at the death of my wife she is to be furnished as above stated. I will that nothing is to be sold or conveyed by either my wife or children if so it shall be replevied. I also will that my son W. B. when he is twenty one years old shall have my rifle gun & that said gun is not to be sold or given away - I also further will that my two sons James David & W. B. at the death of my wife have my mill & one half acre round it besides being equal heirs in all

other things not specified. I also will that my son Joseph have provided he clear & stays on or cultivates a portion of my land known as the mill dam bottom that I have heretofore pointed out to him all that he can make on said land for six years from this date provided he does not unecessarily destroy the timber but that he make rails of all the timber in his said clearing to be used on the other part of the farm - he can have timber for his ~~use~~ ^{use} and no more. Provided that he within 4 years shall clear the said boundary and make a good fence round the same. if he does not then the clearing and all is to fall back as my other property to the family.

In testimony whereof I have hereunto set my hand and seal in the presence of these witnesses. This January the 4th 1855.

Amasa Cannatt

Attest
Levi Branson,
H. B. McMahon.

Admitted to
Probate April the 1889.
See record Page

J. J. Ellis clerk
county court

Will of M. W. McCown,

I, M. W. McCown a resident of the fifth district of Sevier county Tennessee do make this my last Will and testament as follows.

1st, It is my will that my daughter Ella F. have out my estate one hundred dollars to make her equal with what I have given to my other children.

2nd It is my will that my son John have my gray mare.

3rd It is my will that my personal estate be left in the hands of my wife Terresa that she sell off such of the property as she can best spare to pay what I may owe, and the bequest to Ella, and that my wife manage my personal estate the best she can for her own support and the assistance of our children, and at the death of my wife my personal estate remaining to be equally divided between my four children either by sale or division as they may think best.

4th, It is my will that my home farm remain possession and control of my wife during her life but in renting the land I want my children have preference in renting at a reasonable rent.

5th, It is my will that at the death of my

wife that my farm be equally divided between my four children. My son John's share to be laid off so as to include the residence where I now live and in making partition I do not want the value of the barn & stables estimated as my son helped to build them and as set in other improvements.

6th, The interest I have in some mountain land I wish sold when ever my wife thinks best to do so.

7th, I appoint my wife executrix of this Will this 13 day February 1889.

M. W. McCown,

codicil to the foregoing Will

1st It is my will that the partition of my farm between my children after the death of my wife, that should my daughter Laura J. desire her share so laid off, as to include where she now lives that it be so done but in estimating the value of the share the value of the buildings not to be estimated this 22nd March 1889.

M. W. McCown.

Admitted to Probate April 22, 1889. See record Page

J. J. Ellis Clerk
County Court,

Will of N.B. Pate. 1889

State of Tennessee,

Sevier County. } I Napoleon

B. Pate do

make and publish this, as my last Will and testament hereby revoking and making void all others by me at any time made.

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

Secondly, I give and bequeath to Clementine O. Blair my only daughter and to the heirs of her own body one half of my land in value beginning at the lower end of the farm and adjoining the land of Noah Harden; also one half of my personal property.

Thirdly I give and bequeath to Christopher B. Pate my only son, the remaining half of my farm at the upper end and adjoining his own farm; also the remaining half of the personal property.

I do hereby nominate and appoint W. B. [S] Thomas and C. B. Pate my executors.

In witness whereof I do to this my Will set my hand this the eight day of April one thousand eight hundred and eighty nine, Signed and published in our presence and we have subscribed our names here to in the presence of the Testator this the 8 of April 1889.

N.B. Pate,

Noah Harden,

Will of Berry Williams.

I, Berry Williams have this day willed to my heirs fifty dollars ^{around each} on the note and accounts that I hold.

I also credit the notes and accounts fifty dollars that I hold against the heirs and agree to pay ^{to} the heirs that I have no note ~~or~~ account against, the amount of fifty dollars in note or accounts on other persons, and if any more is collected on said note and accounts over the fifty dollars each, then it to be divided equally among all the heirs.

I do this with my own accord, as I don't want any thing administered on or sold, and I appoint J. M. Baster and Joel Williams as executors or collectors, to collect all my debts and pay them over equally to the heirs.

This the 15 day of December 1885.

Attest
S. W. Proffit
J. R. Proffit.

Berry ^{his} Williams
mark

Admitted to Probate
May 6, 1889.
See Record Aug. 21, 1889.

Will of John M. Trotter,

I John M. Trotter do make and publish this as my last will and testament hereby revoking and making void all other wills by me at any time made.

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

Secondly I will and bequeath to my wife Stephens Trotter all of the lands that I am in the possession of during her natural life in order that she may have a comfortable support in her declining years.

I also desire my son S. W. Trotter to run the farm and manage the same to the best advantage he can and pay his mother one half the proceeds thereof each year he bearing all the expenses of running said farm my wife Stephens Trotter is to pay all taxes on the same.

In case my son S. W. Trotter should from any cause fail to comply with the above request then my wife will be at liberty to employ some one else.

Thirdly my will is at the death of my wife that my son S. W. Trotter have the refusal to purchase the farm which I value at fifteen hundred dollars by his paying to each of the other heirs their proportional part of the above amount with the exception of six hundred dollars which I wish him

Will of John M. Trotter,

to have for the extra trouble he will have in looking after the interest of his mother. Should it not suit him to comply with my will in the above case I will that the farm be sold by my executor and the proceeds thereof be divided in the proportion above stated.

Fourthly I will and bequeath to my wife Stephens Trotter all of my personal property during her life and at her death I will that it be sold and the proceeds be divided between all my heirs. I also will that the farming tools which I now have be used in the cultivation of the farm while my wife lives.

Lastly I do hereby nominate and appoint my son William J. Trotter my executor. In witness whereof I do to this my will set my hand and seal this the eleventh day of June 1889.

Attest

J. L. Wynn
S. C. Robertson,

John M. Trotter (Seal)

Will of John M. Trotter,

I John M. Trotter do make and publish this as my last will and testament hereby revoking and making void all other wills by me at any time made.

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

Secondly I will and bequeath to my wife Trepheena Trotter all of the lands that I am in the possession of during her natural life in order that she may have a comfortable support in her declining years.

I also desire my son S. W. Trotter to run the farm and manage the same to the best advantage he can and pay his mother one half the proceeds thereof each year he bearing all the expenses of running said farm my wife Trepheena Trotter is to pay all taxes on the same.

In case my son S. W. Trotter should from any cause fail to comply with the above request then my wife will be at liberty to employ some one else.

Thirdly my will is at the death of my wife that my son S. W. Trotter have the refusal to purchase the farm which I value at fifteen hundred dollars by his paying to each of the other heirs their proportional part of the above amount with the exception of six hundred dollars which I wish him

Will of John M. Trotter.

to have for the extra trouble he will have in looking after the interest of his mother. Should it not suit him to comply with my will in the above case I will that the farm be sold by my executor and the proceeds thereof be divided in the proportion above stated.

Fourthly I will and bequeath to my wife Trepheena Trotter all of my personal property during her life and at her death I will that it be sold and the proceeds be divided between all my heirs. I also will that the farming tools which I now have be used in the cultivation of the farm while my wife lives.

Lastly I do hereby nominate and appoint my son William J. Trotter my executor. In witness whereof I do to this my will set my hand and seal this the eleventh day of June 1889.

Attest

J. L. Wynn
A. C. Robertson,

John M. Trotter (Seal)

The Will of Nancy A. Headrick dec'd

I Nancy A. Headrick do make and publish this as my last will and Testament hereby revoking and making void all other Wills by me at any time made.

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

Secondly I give and bequeath to W. B. Headrick 2^d J. J. Headrick at my death the following described lands it being in townships. First lot beginning at a persimmon on the south side of the creek a corner to W. H. King and of J. H. Hardin thence with King N 24 1/2 W 50 poles to a red oak thence N 24 E 15 poles to a black oak thence N 60 W 42 1/2 poles to a rock on J. S. Davis thence N 40 1/2 E 59 poles to a rock on John Headrick thence S 44 E 62 poles to a black oak thence S 34 W 41 poles to a rock at the lane thence down the lane S 32 E 43 1/2 poles to a stake on W. B. Headrick with the same S 34 1/2 W 16 poles to a rock thence S 24 1/2 E 16 poles to a stake in the road thence S 8 W 2 poles to a stake at the Walnut corner at the creek on J. H. Hardin thence up the creek S 87 1/2 W 84 poles to the beginning. And one other small tract. Beginning at a pine on J. S. Laxon 2^d H. S. Hardin and J. S. Davis thence with Lawson S 57 W 40 poles to a black oak thence N 14 E 50 poles to a stake thence S 34 1/2 E 33 to the

beginning.

shirdly All other lands, money or property after the above has been complied with. Shall be equally divided among all my bodily heirs.

Lastly I do hereby nominate and appoint W. B. Headrick my Executor in witness whereof I do to this my will set my hand and seal this 22 day of February 1884

Nancy A. ^{hug} Headrick ^{mark}

Signed sealed and published in our presence and we have subscribed our names here to in the presence of the Testator this 22 day of February 1884.

W. E. Harden,

Pro. Sept. 25, 1889.

W. H. King.

Admitted to Probate See Record Page 236,
Oct. 7, 1889.

J. J. Eley clerk,
county court;

Will of Darius Robertson,

State of Tennessee,

Sevier County.

I Darius Robertson of said County and State being in feeble health but of sound mind and disposing memory, do hereby make and publish this my last Will and testament, revoking hereby all former Wills by me at any time made.

First, It is my will that my burial expenses shall be first paid out of any money or that I may leave on hand at my death.

Second, It is my will that my beloved wife Mary Jane, shall have all my household and kitchen furniture, during her life or widowhood, also all my money left on hands and all my personal property. It is further my will that my said wife shall have all my land and real estate during her life or widowhood, to control and manage as she thinks to her best interest.

Third, It is my will that, should my wife die before my youngest children shall become of age to wit: twenty one years old, then they are to remain at the Homestead and have control, and the benefit of all my lands and other property for a home, provided that any of my children who are and may be unmarried, shall have the same right as the minors to make their home and receive a support from said farm and property, and shall have the same right of control as the minors.

But this shall not apply to them should they marry and set up for themselves.

Fourth, It is my will that at the death of my wife, Mary Jane, should she live beyond the date when my youngest child shall become of age, and if not, then when my youngest child attains the age of twenty one years, all my personal and real property including money, shall be equally divided among all my children, to wit: Elizabeth Shepard, Sarah Catherine Robertson, Clarissa Sharp, George C. Robertson, Emily Butler, M. C. Robertson, Rebecca P. Robertson, D. S. Robertson, and Martha Adaline Robertson: Provided that if those of my children who have not received a horse shall still at that time not have received a horse or its equivalent, then in that event I desire such children to have a horse not to exceed (\$85.) eighty five dollars in value. Then all my property as aforesaid to be equally divided among all my children. It is my will that my land be sold at the death of my wife, or when my youngest child shall become of age as above stated, by my executor, and the proceeds (be) divided among the children, instead of having the land divided in kind among them.

Fifth, I hereby appoint and constitute as my executor to wind up my business and carry out the provisions of this my will, my son M. C. Robertson.

In witness of all of which I have hereto set my hand, on this the 29th day of August 1888,
Darius Robertson (signed)

Will of Darius Robertson concluded

We the undersigned, were called by Darius Robertson specially to witness the above or foregoing instrument as his last will and Testament.

He signed the same in our presence,
This the 29 day of August, 1888,

J. R. Peuland,
S. F. Sims,

Admitted to Probate Nov. 4, 1889
Record No. 6. Page 316.

J. J. Ellis
Clerk

Will of Samuel Rolan.

State of Tennessee, Sevier County,
I Samuel Rolan being weak in body and sound in mind do hereby publish this as my last Will and Testament.

First, I direct that all my just and legal debts be paid out, and also my funeral expenses, be paid out of the just moneys that may come into the hands of my executor.

Second, I hereby give and bequeath to my aged Father and Mother, Joab and Anne Rolan all my real estate that I now own in Sevier County, to wit: One house and lot in the Town of Sevierville and the improvements thereon, Town of Sevierville, Tennessee, said house and lot situated on the south side of Main Street and the East by S. M. Frame, North with Main Street, West by M. P. Thomas, South by the M. E. Church Parsonage lot, and is now occupied by A. W. Trotter, about one acre lot, lying on South by Main Street, Bounded on the East by William Thomas, West by Battelle's stable lot South R. B. McMahon, North by Main Street on which lot is small young orchard one small corn crib, one old shop or cow house, which is known as the Dr. Hammer Property, and also one fifth interest in one house and lot lying on north side of Main Street known as the Republican Star Printing office.

Third, I also give and bequeath all my personal property to my said Mother and Mother Joab and Anne Rolan consisting of notes and due bills

Will of Sam Rolan,

county warrants, school orders, hogs, horses, cattle and live stock of all kinds I now own and judgments. I hereby appoint my nephew Samuel T. Proffitt to carry out the conditions of this will. I hereby authorize him to take charge of all of my papers and collect all notes due bills county warrants, school orders taking their receipt for the same. The said S. T. Proffitt need not give any bond. I expressly waive his doing so, only to be sworn in as Executor to take charge of my business and proceed to collect and pay over all money collected as soon as may be. He is also authorized to take charge of the lots and rent the same, and pay the rents over to my father and mother, Joab and Annie Rolan. I want the said S. T. Proffitt to be well paid for all his services as my Executor. Witness my hand and seal this November 9, 1887.

attest
S. T. Proffitt
George W. Rolan

Sam^{his} Rolan
mark

Admitted to Probate Dec 2, 1887
Record No 6, Page 323.

J. J. Ellis
clk.

Will of John Mullendore.

I John Mullendore of Sevier County, State of Tennessee do make and execute this my last will and Testament, revoking all former wills by me heretofore made.

1st It is my will that my executor out of the first moneys that may come into his hands to pay all my just debts that I may be owing at the time of my death including my funeral expenses.

2nd, I will and bequeath to my wife Martha P the use and benefit of all my estate both real and personal for and during her natural life, to be used for her support and the benefit of our family as he may think best.

3rd, I will and bequeath to my son David R. Mullendore a one half interest in my home farm where I now live on the west fork of Little Pigeon River adjoining the lands of P. P. Seaton & others said farm containing about three hundred and fifty acres being the old tract and adjoining Entries, but in part consideration of said land I require him to pay the sum of one hundred dollars to each of my children as follows Mary A. Brown, E. L. Mullendore, Nancy M. Battelle, Susan C. Mountgomery, Jane E. H. McCown, Sally J. Mullendore & W. W. Mullendore to fall due and payable one half in one year after the death of my wife and the other half in two years after the death of my said wife, but this bequest is to be subject to the life estate of my

Will of John Mullendore.

said wife,

4"

I will and bequeath to the children of my son A. L. Mullendore the other half interest in said farm, subject however to the life estate of my wife, but my son A. L. Mullendore is to have the use and benefit of said interest in said land for and during his natural life for the benefit and support of himself and family, but in part revocation I require him to pay the sum of one hundred dollars to each of my children as follows: Mary A. Brown, E. L. Mullendore, Nancy M. Battell, Susan C. Montgomery, Jane E. H. McCown, Lillie J. Mullendore, & W. W. Mullendore, to be due and payable one half in one year and the other half in two years after the death of my wife.

5th

It is my will that my Executor after the death of my wife sell all my personal property that may be on hand, except my surveying instruments & books and divide the proceeds equally between all my children.

6th

I will and bequeath to my son David R. Mullendore my surveying instruments.

7th

It is my will that my books be equally divided between all my children.

Will of John Mullendore.

8th

I appoint David R. Mullendore & A. L. Mullendore executors to execute this will. Witness my hand and seal this 12th day of March 1878,

attested at the request of John Mullendore this 12th March 1878.

W. W. McCown,
M. D. Thomas,

Codicil

In the 4th article of this will I make the following change, that is in the event my son A. L. Mullendore should not feel able to pay the amounts he is to pay to other of my children that I be authorized to sell part of said land referred to in said article at private sale, so as to enable him to make payments according to said article or if he think best he may sell the whole of the land willed to his children and reinvest the same for them.

In the 3rd & 4th articles of this will W. W. Mullendore was willed one hundred dollars to be paid by David R. Mullendore & one hundred dollars to be paid by A. L. Mullendore. It is now my will that said bequest be changed and made payable to John T. Mullendore son of

Will of John Mullendore,

W. W. Mullendore due as
specified in said articles

This 27th day of Sept, 1882.

Test

M. W. McCown,

W. B. Seaton

John Mullendore

Admitted to Probate

Dec. 30, 1890, E. P. 328-29

Record No 6,

J. J. Ellis Clerk
County Court

Will of Calvin Chandler

I Calvin Chandler of the
county of Sevier and the state
of Tennessee, declare this to be
my last will and testament.

I give and bequeath and devise
to my son D. S. Chandler his
heirs and assigns all my person-
-al property, consisting of
notes, accounts, horses, cattle,
hogs, wagon, corn and etc., -
and tract of land described in
his deed.

That the said D. S. Chandler
pay all of my debts, support
me my life time and pay all
my funeral expenses.

I give and devise to my daughter
Margaret Thomas her heirs and
assigns the tract of land described
in her deed.

I give and devise to my daughter
Laisy Chandler her heirs and
assigns the tract of land described
in her deed.

I give and bequeath to my son
W. C. Chandler his heirs and
assigns an account of about
Twelve Dollars (\$2) that I hold
against him.

I appoint my said son D. S. Chan-
-dler executor of this my will and
testament, and desire that he
shall not be required to give any

Will of Calvin Chandler

security for the performance of his duty.

In witness whereof, Calvin Chandler have herewith set my hand and seal, this twenty eighth day of October, in the year of our Lord one thousand eight hundred and eighty nine.

Calvin Chandler [Seal]

Subscribed by the testator in presence of each of us, and at the same time declared by him to be his last will and testament.

Witness our hand this Twenty eight day of October A. D. 1889.

R. M. Irwin,

C. G. Wayland.

The reason I did not will my son W. C. Chandler any more property in this will, viz. I sold him land some years ago at one third of its value; I intended at the time I sold him the said land at so low a price, for that to be his part of my estate.

Calvin Chandler

[Seal]

Admitted to Probate Jan 25, 1890
See Record No 6 Page 412,

J. J. Elletts
Clerk

Will of John A. Woods

I John A. Woods of Boyds Creek of the County of Sevier and State of Tennessee being of sound mind makes this my last Will and Testament.

1st I desire that my debts and accounts be settled out of my personal property and all that remains of said personal property I give and bequest to my wife Rebecca for the use of the family at home.

2nd

My real Estate I give and devise to all my heirs including my wife Rebecca as an heir so long as she remains my widow.

3rd

I request and desire that my real Estate remain undivided until my youngest heir is of lawful age.

4th

I appoint my wife as the guardian of my children and the Executor of my last will and Testament so long as she may remain my widow.

5th

I give and devise a small lot of ground for a place of burial for all of my family and a limited number of friends and neighbors said ground is known to my family and on which I desired to be buried.

6th

When my youngest child becomes of lawful age I desire that all my land be equally divided among all my heirs including my wife Rebecca as one of my heirs so long as she remains my widow. Should she remain then she forfeits her heirship and her share or part shall revert to be subdivided equally among my heirs.

7th

Should any of my children wish to rent, lease or otherwise use any portion of said real estate they shall have the preference. But I expressly forbid the useless destruction of timber such as selling rails logs, &c. off of the place.

Will of John Arwood

8th In the division of my land when my youngest heir is of lawful age I desire that the division be made in such manner as to give to my wife Rebecca the home place. But that she forfeits the same should she again marry or cease to be my widow.

9th I ask and demand that my heirs do not sell or dispose of their interests in said Estate except to each other.

10th In Witness whereof I John Arwood have hereto set my hand and seal this 16th day of May in the year of our Lord one Thousand Eight hundred and Eighty nine. John ^{his} Arwood [Seal]

Subscribed to by the Testator in the presence of each of us and at same time declared by him to us as his last will and Testament.

Witnesses

{ Samuel M. Hammer
Bettie. Hammer

Admitted to Probate June 2nd 1890
Record No 6 Page 520

J. J. Ellis Clerk of
the County Court

Will of George T. Thomas

I George T. Thomas do make and publish this as my last Will and Testament hereby making void all other wills by me at any time made. First I direct that my funeral expenses and all my debts be paid as soon after my death as possible out of any monies that I may die possessed of or may first come into the hands of my Executor.

Secondly. I give and bequeath to Martha M Thomas my wife, all my lands to have full and exclusive control of the same during her natural life and after her death to be equally divided between my lawful heirs.

Thirdly I give and bequeath to Martha M Thomas my wife all my personal property and all my personal assets and effects if any after my funeral expenses and debts is paid to have full and exclusive right to control. I further request that Martha M Thomas my wife give to my lawful heirs when they become of age, many equally according to her ability. Lastly I hereby nominate and appoint John B. Walker Executor.

In Witness whereof I do to this my Will set my hand and seal. This January 31st 1889.

George T. Thomas [Seal]

Signed sealed and published in our presence and we have subscribed our names hereto in the presence of the Testator. This June 31st 1889

Witnesses

{ S. S. Roberts
L. J. Oyle

Admitted to Probate June 4th 1890
Record No. 6 Page 521

J. J. Ellis Clerk

Will of Amanda Floyd

I Amanda Floyd of the County of Sevier and State of Tennessee do make this my last will and testament, making void all others that may have been made. I Mandy Floyd being of sound and compassing mind but physically weak.

1st It is my will that my two children Nettie Chandler and Luther Chandler, one girl of majority, one boy a minor, that they have all my real estate consisting of one house and lot in the town of Sevierville in the fork of the East and West prongs of little Pigeon River Bounded as follows on the North by the East prong of Pigeon River on the South by the West prong of Pigeon River on the East by the lands of John R Maple and on the West by the partition of the East and West prongs of Pigeon River, containing front one deed.

2nd It is my will that as to the House hold and Kitchen furniture, Luther Chandler is to have one Bed Stead, bed and covering for same, and Nettie Chandler is to have the remainder part of both House hold and Kitchen furniture all that is or may be on hand or in my name.

Witness my hand and seal This 22nd day of May 1890 Mandy Floyd (Seal)

Attest
M. J. Barton
S. J. Brown

Admitted to probate June
30th 1890 Record No 6 at Page 527
J. J. Ellis Clerk

Will of J. N. Baxter

State of Tennessee Sevier County
J. N. Baxter do this day will and bequeath all my notes and Accounts, house hold and Kitchen furniture and property and all the proceeds and estate that may be coming to me by legal kinship, to my wife Mary A. Baxter and my heirs and that John Williams be appointed as guardian to take charge of all the proceeds and collect all the money on the notes that I hold and use what ever is necessary for the use and benefit of my wife Mary A. Baxter as long as she remains my widow. But in case she should marry, the proceeds is then all to go to my heirs except the house hold and Kitchen furniture and live stock is to belong to my wife in case she does marry, and all money that is collected is to go to the use and benefit of my heirs. This is to be my last will and testament after my death.

This the 6th day of February 1889

Attest J. M. Baxter
J. N. Baxter

J. N. Baxter

Admitted to probate July
21st 1890

Record No 6. Page 676

J. J. Ellis Clerk

The Will of W. B. Burns

State of Tennessee Sevier County

I W. B. Burns of said County and State being in feeble health but of sound mind and disposing memory as hereby make and publish this my last Will and testament hereby revoking and making void my and all other Wills by me heretofore made

First

It is my will that my Executor pay first out of any funds that may come into his hands, my funeral expenses

Second

It is my will that my Executor after paying my funeral expenses sell all my personal property except what is herein after excepted and otherwise directed, on a credit of six and twelve months, taking notes from purchasers with good personal security, bearing interest from date, and apply the proceeds as fast as the same can be realized to the payment of any other of my just debts.

Third

I will to my wife Mary A. Burns all the lands willed to her by her father George Rimmel, which is a tract of land in Meers Valley known as the Garden Jones land. Together with all my household and kitchen furniture, further including any and all of her own household and kitchen furniture.

It is my will further that my said wife have ~~my~~ red cow named "Jenny".

It is my will that my executor after paying all my debts as herein provided pay to my wife Mary A. Burns the sum of Two hundred dollars to be used by her as she thinks right and proper.

The Will of W. B. Burns.

Fourth. It is my Will further that all my tract of land known as the George Rimmel tract lying South of a conditional line beginning at a Water Gap, below the house at a Walnut and buckeye, near a Rock corner about 19 feet above the line of John Rimmel running thence up the meanders of the branch, a South Easterly direction to a persimmon tree about 50 yards from the George Rimmel Spring running thence a straight line an Easterly direction through a low gap on the ridge at the Starkey hollow at the Mountain field to Mrs. McEage Lenthams line, be sold by my Executor soon after my death and at either public or private sale as he may think best and the proceeds of same be applied to the payment of my debts.

And I hereby direct my Executor to divide said land lying South of said conditional line into two parts by a line beginning on said conditional line 15 rods from the fence running up the mountain running thence parallel with the mountain fence aforesaid up the mountain to the back line in the Starkey hollow.

I desire my Executor to sell said tract of land thus divided in two parts separately first, then as whole and adopt the sale that brings the most money. Said land to be sold on a reasonable time.

If the land above directed to be sold to gether with my personal property is not sufficient to pay all my indebtedness then I direct my Executor to sell my tract of land in Meers Cove adjoining James Mattot and Mary A. Burns, known as the Jim Mattot land containing 23 acres, more or less, and apply the proceeds to the payment of any balance

The Will of W^m Burns

Fifth

of my indebtedness I will and bequeath to William Earnest Henderson my infant Grand Son that part of my George Rimmel Farm lying north of the Constitutional line heretofore described, and adjoining the lands of Mrs Lenthum, Thomas Russell and John Rimmel. On this tract of land there is a Deed of trust made to J^r Poulard Trustee for the benefit of Nancy Rimmel, to secure two notes, one for \$500, and the other for, \$600 or a little more, than that amount, and also, to secure R H Snider, as surety for me on certain notes described in said deed of Trust.

Should there not be enough realized out of the personal property and that part of the Geo. Rimmel farm directed to be sold, and the James Mattot tract to pay, all my indebtedness I desire and will that the Nancy Rimmel debts be postponed till the last, that is I desire my other debts paid first and should there not be enough to pay said Nancy Rimmel what is or may be due her, then I direct my Executor to rent the lands herein willed to William Earnest Henderson, as aforesaid to the best advantage every year and the proceeds, or rents including any crop or crops growing on same at my death to be applied on the Nancy Rimmel debts until the same are all paid in full. And it is expressly stated and understood that said William Earnest Henderson, does not take any interest in said tract of land until my said debts are all satisfied in full. And furthermore after all my debts are paid including the Nancy Rimmel Deed of

The Will of W^m Burns

Trust, I direct my Executor to pay the rents of this tract of land to my little Grand daughter Gertrude Belle Burns, until she arrives to the age of twenty one years. After these charges are satisfied and, after said Gertrude Belle Burns arrive at the age of twenty one, then this land is to be William Earnest Hendersons, and not till then. And should the said William Earnest Henderson die before, this tract of land, falls into his hands as above indicated then I desire it to go, to his legal heirs after said charges, herein put on it are all satisfied.

Sixth

I have assumed and agreed to pay William Catlett two hundred dollars, for my son A J Burns for which I have executed my note, and should my said son pay said Catlett debt, then I direct my Executor to pay him the sum of One hundred dollars, for what he has expended in building a house where he now lives on the Rimmel farm. But should he not pay said debt then I think the value of the house would about be an Equitable and just set off against the debt, and this I will and direct. He is to have not more than six months after this will takes effect to elect which he will do.

Seventh

I direct my Executor to pay all taxes assessed on that part of the George Rimmel farm not directed to be sold, as the same may fall due, and keep the fences in proper repair out of the rents of same before applying same to debts as before directed.

Eighth

I hereby appoint my friend R H Snider Executor of this my last Will and Testament and authorize him to take into his possession as soon as practicable after my death, all my personal property, and sell the same, to sell the lands herein directed to be sold, and make and execute deeds therefor, and to do

The Will of W. C. Burns

all and thing herein directed, necessary to carry out the purposes and provisions of this Will. And the said R. H. Andes as such Executor is not required to give bond, the same being hereby expressly waived.

Given under my hand and seal on this the second day of July 1890

W. C. Burns
Signed sealed and delivered in our presence on above named date we being called specially to witness the same.

J. R. Kentland
John W. Benson

After reflection and reconsideration I wish to make the following changes and amendments to the foregoing will.

First

In Article third in addition to what I set apart for my wife Mary A. Burns I will that the twenty three acres of land known as the Mattot land adjoining her land belong to her to have hold or convey to who she pleases on the condition that there is a sufficient amount realized out of the land and other property to liquidate (or pay) off all my indebtedness as I verily believe there will be if well managed.

Second

In Article Sixth of this will in reference to my son A. J. Burns, is null and void and of no effect and the following is substituted for the same to wit

That my Executor be authorized and instructed to pay my son A. J. Burns the actual cost for lumber material and labor in the erection of his house where he now lives as soon as the money may

The Will of W. C. Burns

Come into his hands, to pay the same and my son A. J. Burns, has properly made out his account

Third

That the rents (Seven bushels and half of corn annually) due the widow Jennie Hatcher during her natural life be paid out of the proceeds of the farm.

Given under my hand and seal on this the third day of July 1890

W. C. Burns,

Signed sealed and delivered in our presence on the above named date we being called specially to witness the same.

R. H. Andes
John W. Benson

Admitted to Probate August 23^d 1890
Entered on page 11 Record No. 7

J. J. Ellis Clerk of
County Court

The Will of Beveridge Braman

I Beveridge Braman do make and publish this as my last Will and Testament hereby revoking and making void all other wills by me at any time made.

1st

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

2nd

I direct that David P. Braman have and possess all the lands on the East side of the right hand fork of Webb's creek.

3rd

I direct that Baxter H. Braman have all the lands on the West side of said creek known as my home place.

4th

I direct that Elija Shultz and Rachel Shultz to be paid one hundred dollars each out of my personal property. Said money pay to be paid by said David P. Braman and Baxter H. Braman.

5th

I do further direct that said Baxter H. Braman pay to Eli Braman's heirs ten dollars out of my personal property.

6th

I do further set my hand and seal to this as my last Will and Testament at my death and my wife Mary Braman's death, and that the above named heirs shall be lawfully seized of said Real estate and personal property as above described in this Will.

This the 31st day of August 1880

Attest

Beveridge Braman (Sd)

William Vallentine }
John B. Walker. } Admitted to Probate August
12th 1890 Entered on Page 7
Record No. 7. J. J. Ellis, clk.

Will of L. H. Battlett.

I L. H. Battlett of County of Swain and State of Tennessee, do make and execute this my last Will and testament as follows:

- First, It is my will that after my death, that my just debts that I may then be owing be paid out of my personal estate.
- Second, It is my will that should my wife survive me that she have the use and benefit of my estate over real and personal got and during her life.
- Third, It is my will that after the death of myself and my wife that my four sons to wit: Samuel Battlett, Leonard Battlett, Henry C. Battlett, & William A. Battlett have my lands to wit: Nancy M. Keen, Hannah Atchley, & Rebecca J. Battlett each one hundred dollars, that is to say each of my daughters to receive one hundred dollars to be paid within one year after the death of both myself & wife.
- Fourth, It is my will that should either of my sons die leaving no children in that event, my surviving sons shall take my real estate upon the above terms.
- Fifth, It is my will that my three daughters above named shall have all my household and kitchen furniture after the death of myself & wife, to be equally divided between them and in the event either of them should die leaving no children then surviving ones to receive said bequests, and that should either of my daughters should die without children then the surviving ones to receive the three hundred dollars to be paid by my sons as expressed in third item of this will.
- Sixth, It is my will that after my death & the death of my wife, that what remaining personal estate I may have

Will of L. H. Battlett.

aside from the foregoing bequests be equally divided between all my children. It is my request that in the partition of my lands that should my sons be unable to agree upon the division that they select three good men to partition the land between them.

It is my will that should either of my sons wish to sell out their interest in said lands, that they shall sell to other of of my sons. It is further my will that should any of my sons fail to pay their part of the three hundred dollars which is to be paid to my daughters and others of them pay it, then the ones paying it shall hold the interest of the ones failing to pay until it is paid back to them.

Should any of my sons be cultivating the lands at the time of the death of both myself and wife, that they shall hold the same for one year with the crops by paying taxes for said year.

I appoint my Son Samuel Battlett as my executor to execute this Will,

This 15th day of April 1885,

L. H. Battlett

Signed and executed in our presence 15 Apr. 1885 -

M. W. McCown.

Wm. McPherson.

Admitted to probate Oct 6, 1890,
See Record No. 7, Page 64, J. J. Lee's clerk

3, 1890 Bailey County Court Clerk for Swain County do hereby certify that I have this day compared the Original Will with the Copy and that Original Will was signed L. H. Battlett this June 14, 1885. H. H. Bailey Clerk

399. Will and Testament of Bryant Breeden & wife Mary Breeden.

A written Will and testament this August the 12th, day 1889,

We Bryant Breeden and Mary Breeden do make and publish this our last Will and testament hereby revoking and making void all other wills by us at any time made.

First, We direct that our funeral expenses and all our debts be paid as soon after our death as possible out of any money that we may be possessed of or may first come into the hands of our executor.

Second, We give and bequeath to Matthew Sumner one dollar.

Third, we give and bequeath to Sumner Sumner's heirs the sum of fifty dollars to be paid, first to each of her living heirs.

Fourth, We give and bequeath to Katherine Hunt one dollar.

Fifth, We give and bequeath to Lavin Breeden one dollar.

Sixth, We give and bequeath to Calvin Breeden's heirs one dollar to be divided.

Seventh, We give and bequeath to Thomas Breeden's heirs fifty dollars each.

Eighth, We give and bequeath to Smith T. Breeden's heirs fifty dollars each.

Ninth, We give and bequeath to Amanda Smith one dollar.

Tenth, we give and bequeath to Mark Breeden one dollar.

Will
Bryant Breeden & wife Mary. 400

Eleventh, We give and bequeath to Elizabeth Ball one dollar.

Twelfth, All of the one dollar bequests are made on the consideration that the parties to whom the said one dollar bequests are made have heretofore received their part in land deed to them.

Thirteenth The above bequests or wills is to be given out of the proceeds of two tracts of land that is to be sold and distribution made by the executor of said Estate after our death. Said land is bounded as follows:

1st Tract: Beginning at the mouth of the rocky Branch that enters into the millpond, corner to Matthew Ball, thence northwardly with Auburn Ball's line to the top of the Mountain, thence with said Ball's line to George Allen's line, thence with said Allen's line to Mary Thomas' line, thence with said line to Matthew Ball's line, thence with said Ball's line to the beginning.

2nd Tract: Beginning at the mouth of the Branch that enters into the mill pond on the opposite side from the barn of Auburn Ball, thence up said branch with Matthew Ball to the cleared land corner to Mary Thomas, thence with Mary Thomas' line to George Allen's line on top of the mountain, thence with George Allen's line to William Maples' line, thence with William Maples' line to the cross fence, corner to Auburn Ball, thence with said