

501
part, to have and to hold during
her natural life and at her death to be
held in fee by their children,

Third - I give and devise to my
daughter Martha J. Emert two lots or
parcels of land - No 4 and No 5 - as
laid off and numbered by the said
commissioners appointed to partition
the Estate of Robt Shields deceased
joining lot No 3 and including all
the upper end of my estate lying above
lot No 3 and North of the River No 4
being the lot drawn by my wife
Polly Mills and No 5 being drawn by
Medy W Shields who conveyed it to me
by deed March 10th 1838 to have and
to hold during her natural life
and at her death to be held in fee
by my grand children

Fourth - I now own a tract
of land lying South of the River
Containing (80) acres more or less
I direct that if said tract of
land remains undisposed of at
my death it shall go to Robt
H. Blair Harriet W. Blair and Martha
J. Emert each taking a one third
interest therein and to be held
by them jointly. Upon the death
of any one of them it shall be
held

502
jointly by the remaining two and if two
should die the remaining share hold said
estate or tract of land during his or her
natural life and upon his or ^{her} death it shall
be held in fee by my grand children
then living

Fifth - I give and bequeath my
personal property to my two daughters and
direct that my executors divide it
between them satisfactory to both

Sixth I do hereby nominate and
appoint Robt H. Blair and R. Frank Blair
my executors In witness where of I
do this my will set my hand this
the twenty third day of February A.D. 1891

Curtis Mills

Signed and published in our presence and we
have subscribed our names hereto in the presence
of the testator

T. D. Wyman

D. S. Davis

Admitted to Probate July 6 - 1896

John Chandler clerk

Will of Aaron Roberts

I Aaron Roberts in Sevier County and State of Tenn being of sound mind and memory do make and publish ~~and~~ ^{and} declare this to be my last will and testament hereby revoking all will by me at any time heretofore made, ^{and} to all of my lands of which I shall die seized ^{and} possessed of - I devise and bequeath and dispose thereof in the manner following to-wit: My will is at the death of my wife Mary J Roberts - I give devise and bequeath to my daughter Anna Melinda Roberts all of my lands situated in the 3rd Civil dist of Sevier County Tenn on the waters of flat Creek in witness whereof I Aaron Roberts have ~~to~~ this my last will and testament affixed my hand and seal, this Feb 7 - 1896

^{his}
Aaron Roberts

Witness W S Fox

Signed sealed and ~~published~~ and declared by said Aaron Roberts as and for his last will and testament in presence of me who at his request and in his presence and in the presence of each other have subscribed our names as witnesses there unto

E. D. Fox R. D. Wanda

Admitted to Probate
this Aug 1 - 1896
John Chandler Clerk

Will of Levi C. Roberts

I Levi C Roberts of Millican, County of Sevier and State of Tennessee.

Being of sound mind and considering the uncertainty of life do therefore make and declare this to be my last will and Testament.

First I order and direct that my Executor hereinafter named pay all my just debts and funeral expenses as soon after my decease as conveniently may be.

Second That my Executor sell a parcel of land known as the John Knight place containing 18 acres more or less also a parcel or lot of land, beginning ^{at} a stake near Albert Roberts then running up the main hollow to a big white Oak tree a side line between Mc Trotter and myself this boundary lays north East of the main hollow number of acres not estimated and in the event that the aforesaid lands does not pay all of my just debts I authorize my Executor to sell one parcel or lot of land lying on the North East of my home farm beginning on a white ^{oak} corner of a lot of land of my wife Harriet and running with the top of the ridge north west to a Post oak corner of my own and Mc Trotter and if this lot should

bring more money than it takes to pay my just debts I want the remainder equally divided between my five youngest children. and the remainder of my land be equally divided between my five youngest children To wit: Nancy A and Gracy E and Joseph H and Laura B and Isaac N ^{and that Nancy A and Isaac N} have the old residence and there be no deduction of their part of land for said Residence and that I give to Joseph H 1 Bay Mule and I give to Isaac N 1 Mouse Colbred Mule and I give and bequeath to Nancy A 1 Milk Cow and one heifer calf and 2 sheep and 1 brood sow the oldest one on the farm and that Isaac N have 1 young brood sow and that I give and bequeath to Nancy A five head of Stock hogs for to fatten for the meat of my family that I have at home and that I bequeath to Nancy A what corn is in my crib for the use of the family at home and also what wheat and oats that I have at present. and bequeath to Isaac N 1 Wagon and all the farming tools that I have and that my land that I have bequeathed to my children above named to be divided with them when the youngest becomes

twenty one years of age And that my Executor sell annually the rents of the aforesaid farm until it be divided and that the proceeds be equally divided between my five youngest children. And that my Executor sell remainder of my stock hogs 10 in number and 2 young steers and pay the same to my creditors. and if there should be any legacy coming to me from any source I want it divided equally between all of my heirs in case it is not necessary to pay it out on my debts. I appoint Eli H Roberts to be Executor of this my last will and Testament hereby revoking all former wills by me made.

In Witness whereof I have hereunto subscribed my name and affixed my seal this 11th day of September 1896.

L. C. Roberts

This instrument was on the day of the date thereof signed and declared by the said Testator Levi C Roberts to be his last will and Testament in the presence of us who at his request have subscribed our names thereto as witnesses in his presence and in the presence of each other

Joshua Stahley
Noah Heggard

Admitted to Probate Sept 19th 1896

W. C. Large Sept 11th

Will of Cyrus L. Harold

I Cyrus L. Harold do hereby make publish and declare this my last will and testament hereby revoking any and all wills by me heretofore made.

1st

I direct my executors hereinafter named to pay my funeral expenses and all my just debts and liabilities as soon as can conveniently be done after my decease out of any property I have at my decease.

2nd

I give and bequeath to my beloved wife Catherine L. Harold all of my property both real and personal for her own benefit and use so long as she may live or remain my widow.

3rd

I direct that after the death of my wife (or marriage) that all my property willed to my wife Catherine L. Harold go into the possession of her daughter Martha E. Yawberry to be hers in fee simple and in right for her and her body heirs against all claims except funeral expenses of my wife. And I will and direct that all of her funeral expenses be paid then the remainder if any to go into the hands of Martha E. Yawberry to use for her own benefit and her body heirs and for their own use and benefit.

4th

I hereby nominate constitute and appoint

my said wife Catherine L. Harold as executrix of this my last will and testament.

5th

I direct that my executrix carry out all of this my last will and testament without having to give bond and security from the fact I have the utmost confidence in her in every respect.

In witness whereof I have hereto subscribed my name the 11th day of July 1896

Cyrus L. Harold

Signed sealed and declared by said testator in the presence of us who at his request and in his presence and in the presence of each other have hereto subscribed our names as witnesses on the 11th day of July 1896. ISO Huffaker

H. S. Jones

Admitted to Probate Oct 8th 1896.

See record no 9 Page 239

W. C. Large

Deputy Clerk

Will of David R Sasseen

In the name of God Amen

I David R Sasseen being of sound mind and memory do hereby make publish and declare this to be my last Will and Testament hereby revoking and making void all former Wills by me at any time heretofore made.

First I order and direct my Executor as soon after my decease as practicable to pay off and discharge all the debts dues and liabilities that may exist against me at the time of my decease.

Second I give and bequeath unto my wife Mary Ann Sasseen all the remainder of my property both personal and of Real Estate. I hereby nominate and appoint as Executor of my Will

In witness I have herunto subscribed my name.

This 30th day of November 1888.

David R. Sasseen

The above and foregoing instrument was at the date thereof signed and sealed published and declared by the said David R Sasseen as and for his last Will and Testament in the presence of us who at his request and in his presence and in the presence of each other have

subscribed our names as Witnesses.

Name M. W. M. Spadden Residence

Name J. W. Lyle Residence Jefferson County

Jefferson County

Admitted to Probate Nov 26th 1890

See Record No 9th Page 243

W. C. Large Deputy
Co. Ct. Clerk

Transcript and Judgement of the Court
in the S.O. Dickey will case.

State of Tennessee

Be it remembered that
at a special term of the Circuit Court
begun and held for the County of Sevier
at the Court house in the town of
Sevierville on the 2nd Tuesday in November
1896. It being the tenth day of said month
in the year of our Lord one thousand
eight hundred and ninety six. Present and
presiding the Hon W.R. Dicks Judge &c one of
the Judges of the Circuit Courts of said
State and by law assigned to hold the Courts
of the second Judicial Circuit of the
State of Tennessee. This entry is based
upon the following entry which was made
and entered of record at the last regular
term of this Court, found on P 266 to wit:
It is ordered by the Court with the consent
of the Bar - the same being rendered
necessary by the fact that no house suitable
for the transaction of business at the present
term has been procured, that all cases
on the civil docket be and the same are
hereby continued until a special term of
this Court which is hereby appointed to be
held on Tuesday and succeeding days
before the next regular term of the Court
to wit:

512
god. Monday of November next and the
said special term is hereby appointed for
the dispatch of all business that is now
and will be on the civil docket when
and where the following proceedings were
had and entered of record to wit:

Elizabeth O. Murphy et al } action to contest
the will of

v.s
J. Q. McInahan et al } S.O. Dickey dec'd

Have the parties by their attys and there-
upon came on the case for a trial before
a jury of good and lawful men citizens of
Sevier County selected and qualified as the law
directs to wit: DR Pitner J A Tarwater, PP Seaton
L A Reagan, Jno. H. Baker, P L Duggan Joe Wardell
A J Hickman, S W Pickens, C I Walker John
Stinnett and J. E. Henry who having been
well and truly elected empaneled and sworn
well and truly to try the issues joined
between the parties and a true verdict
render according to the law and the evidence
upon their oaths do say that they find the
issues in favor of the defendants the
proponents of the will and that the paper
writing which was admitted to probate in
the County Court as the last will and
testament of S O Dickey dec'd in common
form and the original of which was
properly sent and certified to this Court
for probate herein solemn form

upon the issues above made up was and is the last will and testament of said S. O. Dickey and is valid as such will. It is further considered by the Court that in accordance with the verdict of the jury that the validity of said paper writing as the last will and testament of said S. O. Dickey be and the same is hereby established and the said original will together with the proceedings and judgment herein had in this Court will be duly certified to the said County Court to be recorded therein in the manner provided by law before the case was called for trial by consent of parties and directions of the Court it was ordered that the issues in this Court be made for trial of the validity of the will as the same one made in the petition of contestants proffered to the County Court asking that the probate had therein be set aside and the answer of the other parties thereto. This case was called for trial on Friday and the trial was ended on Monday following of the special term of Court. The costs are adjudged against against the contestants and it is ordered that execution issue against them and their sureties on prosecution bond to wit: R. A. Murphy and Dr. Howard for same.

State of Tennessee } I R. C. Fowler clerk of
Sevier County } the Circuit Court for
Sevier County certify
that the foregoing is a full true and
perfect Transcript of the record in the
contested will case (of S. O. Dickey dec'd)
styled E. O. Murphy et al vs J. C. McMahon
as the same appears of record in my
office. Given under my hand and the
seal of said Court at Sevierville on this
15th day Dec 1896.

R. C. Fowler Clerk

State of Tennessee } I John Chandler
Sevier County } Clerk of the County
Court of Sevier County do hereby
certify that the foregoing is a true
and complete Copy of a Transcript
of proceedings in the above styled
Case as Certified to me by R. C. Fowler
Clerk of the Circuit Court of said
County This Dec 17th 1896
John Chandler clk.
Co. et.

State of Tennessee } I John S. Tipton
Sevier County } 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 monies that I may die possessed of or may first come into the hands of my Executor. Secondly, I give and bequeath to my wife Elizabeth Tipton 1 Choice cow on hand, 5 Choice hogs, one muley bedstead Two feather bed ticks, one containing 15 and the 16 lbs feathers. Four pillows containing three lbs each of feathers. Two straw ticks, four sheets two home made blankets two coverlets clay rose draft one quilt ladies puzzle one other quilt blue ground and red star. one other blue ground ~~star~~ white ~~and~~ red one walnut Bureau containing four large drawers one small dining table (walnut) one large poplar meal chest, one meal sifter and dough tray, one set of plates one set tea cups and saucers one set knives and forks all glass ware on hand, three jars one containing 4 gallons the other two 1 1/2 gallons each all water vessels on hand sighter tin or wood. all poultry

on hand one large family Bible all bacon pork and lard on hand, all wheat corn oats and hay on hand, one cook stove and all vessels belonging thereto one pair of small counter scales with weights, one baker and lid one pair butter moulds.

All the foregoing described property is to belong to my wife Elizabeth to do with as she may see fit. The following described property I give and bequeath to my wife Elizabeth to be hers as long as she remains my widow or stays on the farm I leave her and in the event she should remarry or move off from the farm she forfeits all right to the following property one birch bedstead, one large poplar chest, one ~~poplar~~ press one walnut cupboard, one clock one large spinning wheel one reel, one loom and weaving sley and other things belonging thereto, one falling ax, one small mattock one weeding hoe, one choice cow bell on hand, one choice pitchfork on hand, one large box used for meal purposes, one chamber pot, one shurn, one brass kettle one choice wash kettle, one large butcher knife one large meat knife one pair steel yards. I further give to my wife Elizabeth Tipton all the real estate I may die seized and possessed of during her natural life, but in the event she should remarry she forfeits all right to the same at the time of her remarriage.

Thirdly, I give and bequeath to my son Benjamin J Tipton after the remarriage or death of my wife Elizabeth Tipton all my real estate that I die seized and possessed of on the following conditions he the said Ben J Tipton to pay to my son Joseph S. Tipton Twenty five dollars he having received seventy five ^{dollars} (see receipt for the same dated July 14th 1880) To Samuel W. Randles the son of my daughter Martha A. Randles one hundred dollars to the heirs of my daughter Matilda J Rogers one hundred dollars To my son Ben J Tipton one hundred dollars To my son Aswell C Tipton not anything he having received one hundred dollars (see receipt dated the 22nd day of May 1880)

To my daughter Lucinda Davis one hundred dollars To my daughter Emiline Rogers one hundred dollars. To my son John Tipton one hundred dollars. To my daughter Caldonia Davis one hundred dollars. I wish the several amounts to be paid in the order named. Twenty five dollars the first year then one hundred dollars each succeeding year until the whole is paid of the said Ben J Tipton fails or refuses to comply with the above conditions then the said real estate to be sold at public sale to the highest bidder my executor giving sixty days notice of the time and place of sale

(which said place shall be on the premises) and shall post notices at the court house in Sevierville Tenn. and one or two other places. one of which shall be in the district where the land lies and my executor shall sell on a credit of one two and three years time taking notes with security bearing interest from date and a lien shall be retained on the land until the purchase money is fully paid. Fourthly All my personal property not herein bequeathed shall be sold after my death by my executor he giving thirty days notice of the time and place (The place shall be on the premises) by posting notices at two or three prominent places in the County one of which shall be in the district and on a credit of twelve months taking notes bearing interest from date and the money when collected to be applied to the payments of debts if any and the remainder if any to be equally divided among all my heirs Lastly, I do hereby nominate and appoint my son John Tipton & my executor. In witness whereof I do this my will set my hand this the 23rd day of March 1896. Signed and published in our presence and we have subscribed our names hereto in the presence of the testator. This the 23rd day of March 1896. Witnesses

John A Mize
Henry A Ogle

John S Tipton Testator

Admitted to probate Jan 4th 1897
And entered on pages 515-16-17-18

John Chandler clerk

Will of Vance Newman

State of Tenn } We Vance Newman &
Sevier County } Mary J Newman wife
of the said Vance Newman

agree to divide the lands they now
live upon in the following manner
that is to say in lots

1st Lot To Mary J Newman wife of said
Vance Newman and her daughter
Mamma Newman said lot Bound
ed as follows beginning on a Birch
on the west side of Pigeon river comes
to a ~~oak~~ ^{oak} thence N 67 W 125 Poles to a water
oak with the same thence N 20 Poles
to a Chestnut sprouts. Thence E 80 Poles
to a spruce pine. Thence N 67 E 15 Poles
to a Pearwood. Thence N 45 E 6 Poles to a
oak with Lot No 2. Thence with said
Lot North 70 E 35 poles to a Pearwood.
Thence down the river N 10 W 50 poles
to the beginning containing by estimation
33

2nd Lot To David Newman bounded as
follows Beginning on a Chestnut sprouts
comes to to Lot No 1 Thence with old
back line S 62 poles to a Chestnut with
Lot No 3 N 75 E 50 Poles to a small spruce
Pine comes to said lot thence with the
same E 15 Poles to a oak.

with No 4. Thence N 52 E 72
Poles to a stake with Lot No 2 & S
Thence with Lot No 1 S 70 W 35
Poles to a stake with said lot. Thence
the same S 45 W 6 poles to a Pearson
with said lot. Thence the same S 52
W 72 P to the beginning by estimation
34 acres

Third Lot to Martha Sims
bounded as follows. Beginning
on a chestnut on the back line
with Lot No 2 Thence with the
Old line S 45 P to a stake with
the same. Thence with Lot No 4
N 20 E 77 P to a stake with said
lot. Thence North 72 W 12 P with
Lot No 2. Thence with the same
S 58 W 6 P to a stake with the
same W 15 P to a stake Thence S 75
W 50 Poles to the beginning by
estimation 24 acres of land

4 Lot to Ellen Eslinger bounded
as follows. Beginning on a
stake corner to Lot No 3 on the
old line. Thence S 45 E 67 P with
Lot No 5 stake Thence with said
Lot N 140 P to a stake Thence with
the same S 52 W 30 P with
Lot No 2 & S Thence with No 3
S 72 E 12 P to a stake with said Lot

thence with same S 20 W 74 P to the
beginning by estimation 23 acres of
land

Lot No 5 to Mary Cary said Lot bounded
as follows Beginning on a stake on
the old back line with Lot No 4
Thence with Lot No 4 N 140 P to a
stake in the line of No 2. Thence
with same No 52 E 40 P to a stake
with Lot No 2 Thence up the river
S 10 E 30 P to a stake with Lot No 6
Thence with the same S 40 W 35 P
to a stake Thence with the same S 61
P to a stake with the same. S 25 E
20 P to a stake in the line of Lot No 6
S 45 W 46 P to the beginning by estimation
23 1/4 acres of land. Lot No 6
to Malvina Newman. said lot
bounded as follows Beginning on
a stake at the river with Lot No 5
Thence up the river S 10 E 125 P to the
river Thence S 35 W 38 P to a stake
Thence No 35 W 75 P to a stake with
Lot No 5 with the same North
61 P with No 5 Thence with same
N 40 E 35 P to the beginning by
estimation 37 acres of land. The titles
of the above divisions are not to
take an effect until said Vance
Newman's death the above division

are made for the purpose of each
 their makes near equal the heirs
 that are left out of the above
 Division receive their part in
 money or Valuable this 8th Decr
 1893

Vance Newman
 Mary J. Newman

attest

John Dear
 R. F. Sims

Admitted to Probate

February 4th 1897

Entered on Page 294 m 139

John Chandler
 Clerk

The will of Noah Ogle was filed in Chancery Court as evidence
 in a suit brought by my friend of Birnie Carver, R. C. Carver vs. E. E. Ogle & a of estate
 of Noah Ogle deceased, and was sent up to Supreme Court as evidence Nov 14 1904

Will of Noah Ogle

524

I Noah Ogle 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 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 in to the hands of my executor
 second I direct that a line be strung
 through my farm just below the stone house
 and a little apple orchard running with
 a plank fence and black walnut tree
 each way to the out side line.

I gave and bequeath to my wife Susan all
 my lands west of that line her life time
 I also gave to her all my hold furniture
 except what I set apart to Minnie

I also gave and bequeath to my wife all
 my farming tools and all the sheep and
 hogs and two cows and two Horses or mares
 the two that she may make choice of
 I also gave and bequeath to my wife one
 hundred dollars in money and I also
 gave and bequeath to my wife all the
 interest I have in the lands of Thomas
 S. Ogle that was deeded to myself and wife
 by the Chancery Court this last tract of
 land may be disposed with at her death
 as she may see prop

I also direct ~~that~~ direct to Martha
Converse heirs ~~thing~~ success to be paid
to them by executor when the arrive to the
age of twenty or when they are married
this is all I mean for them to have
I gave and bequeath to my grand son
Noah Whaley twenty dollars to be paid
to his mother by my executor for his use

now I direct that all the balance
of my property both real and personal
be equally divided between all my heirs
except I direct that my daughters Sarah
Mollie, Julia Sophia have one hundred
dollars the advantage and I direct
that Minnie have one hundred dollars
the advantage I do hereby nominate
and appoint E. E. Ogle my executor
in witness where of I do to this
my will set my hand and seal
this 30 day of January 1897

Noah Ogle

Attest
E. W. Ogle
Archibald Cowley

Admitted to Probate Feby 19. 1897
John Chandler clk

Will of Andrew Henderson 526

I Andrew Henderson do Make and
Hence this my last Will and testa-
ment on this 27 day of January 1882
as follows

1st It is my will that as soon after
my death as possible that all my
just debts and funeral expenses be
paid out of any money on hand or
that may first come into the hands
of my Executor

2nd It is my Will that my wife Sarah
have the use and benefit or in
other words a life estate in one
half of my farm where I now live
including the buildings

3rd I will and bequeath to my daugh-
ter Mary E. Andes the use and ben-
efit of my farm where I now
live for and during her natural
life subject however to the life
estate of my wife in one half
of said farm

4th I will and bequeath to my two
grand sons William A. Andes &
John A. Andes my home farm
subject however to the life estate
of my wife and my daughter Mary
E. Andes.

5" I Will and bequeath to my daughter Louisa Swann the use and benefit of all my undivided interest in the tract of land where Samuel Swann now lives being the tract of land purchased from E. M. Wynn for and during her natural life and it is further my Will that said interest in said tract of land descend to and become the property of the children of my said daughter Louisa Swann upon the death of my said daughter

6" I Will and bequeath to my daughter Louisa Swann the sum of five hundred dollars to be paid out of my personal estate to make her equal with my other daughter

7" It is my Will that ^{all} the remainder of my personal estate of every kind be equally divided ~~among~~ between my wife Sarah and my two daughters Mary E. Andes and Louisa Swann

8" I hereby appoint my two sons in law Lewis Andes and Samuel Swann my Executors to execute this my last Will
Witness my hand and seal this 27th day of January 1882

Andrew Anderson

Attest M. W. McElown
H. J. Davis

Codicil

I Andrew Anderson being of sound mind and disposing memory do make and publish this Codicil or Amendment to the foregoing Will
" It is my Will that the fourth item or section of my said Will be changed so as to give my home farm to the heirs of Mary E. Andes instead of ^{the} two children of said Mary E. Andes as mentioned in said section. They are all to take said land instead of the boys named and to take subject to the life estate of my said wife and their mother the said Mary E. Andes I make this change because I think all of said Mary E. Andes

Children ought to have all equal
share in said land

I'm Witness of all of which I
hence set my hand and seal
in the presence of witnesses on
this 16th day of Aug 1890

Andrew Henderson

We the undersigned were specially
called by the Testator to witness
the above Codicil to said will
on day and date above written

J L Thomas
J B Penland

Admitted to Probate March
2nd 1897 Entered of Record
M B 9 Page 309

John Chandler
County Clerk