

Last Will & Testament

In the Name of God Amen,
 I, James P. Lewis, knowing the
 uncertainty of life, and the certainty
 of death, and desiring to make such
 disposition of the property and effects with which God has blessed
 me during my life as will be in accordance with my wishes, to
 take effect at my death, do hereby make and publish this as my
 last Will and Testament, hereby revoking all other wills that
 may at any time heretofore have been made by me.

My faith is confidently fixed in God, and trusting in the
 merits of Crucified Saviour, I commit my soul to God, who
 I believe for Christ's sake has pardoned my sins, And at my
 death I desire my body shall receive an appropriate burial,
 attended with funeral services without ostentation.

My worldly effects I desire to be disposed of as follows, to wit,
 First.

I desire that out of my effects there shall be first paid my
 funeral expenses, and Physicians bills, and secondly all just
 debts which I may be owing at my decease, and as soon
 after my decease as convenient I desire that my Executor to
 be hereinafter named shall see that my grave is properly
 and suitably enclosed, so as to protect it from any encroach-
 ments, and have it suitably marked with Tomb stones or
 otherwise, as my beloved wife may direct.

Second.

I together with H. C. Caldwell own a certain lot of ground
 with the buildings and improvements thereon, situated on
 the Eastern side of fourth Street, in the Town of Bristol,
 Tennessee, formerly known as the old Gallery property; and
 formerly owned by Geo. B. Smith and used by him as such
 Gallery, and sold by him to C. L. Sevier & Samuel L. King; and by
 said Sevier and King to said H. C. Caldwell and myself, and
 the boundaries of which will more fully appear by reference
 to the deed of said C. L. Sevier and Samuel L. King to said H. C.
 Caldwell and myself each own an undivided one-half interest
 in said property. Said property was purchased by said Caldwell
 and myself at the price of \$5000⁰⁰ of which \$1666⁶⁶ was paid
 in hand, one half of which payment being made by me, and
 the other half by said Caldwell, and for the residue of said
 purchase money two notes were executed by the said H.
 C. Caldwell and myself, for \$1666⁶⁶ each, one due in twelve
 months from its date, and the other in two years from its

date, with interest. I am responsible for one half of these notes,
 and the said H. C. Caldwell is responsible for the other half thereof,
 and a lien rests upon the property for the payment of same.
 I desire that this property be sold at the most suitable and pro-
 pitious time, and if said property shall not be sold before my
 death, it is my will and desire that my Executor shall represent
 my interest in same, and in conjunction with said H. C. Caldwell
 make sale of said entire property, on the best terms possible for
 the interests of both parties, and I desire that the proceeds of
 said sale shall be applied first to the payment of the balance
 of purchase money due to C. L. Sevier & Samuel L. King on said property,
 including interest, and the remainder of said purchase money
 after, paying said balance to Sevier and King shall be divided equally
 between the said H. C. Caldwell and my estate, so as to require each
 one - the said Caldwell and my estate to bear an equal burden in
 paying off said balance of purchase money, and to give to each
 an equal share of the residue, I regard this property at this time
 to be worth two hundred dollars per front foot, and I would not
 like for my Executor to sell for less than this, but I leave this matter
 at his discretion, believing he will carry out my wishes in the mat-
 ter as near as possible.

It is further my will and desire that if the first deferred note for
 said fourth Street property should fall due before said property
 is sold as above directed. I desire that my Executor shall apply
 four hundred dollars which I now have in Merchants Exchange
 and Deposit Bank, Bristol, Tenn. towards the payment of my half
 of said note. And the residue of my half of said note after applying
 said four hundred dollars as above directed, I desire to be paid
 out of a note I hold against A. D. Reynolds as Trustee.

And if the second deferred note for said fourth street property shall
 fall due before said property is sold, as above directed, then I desire that
 my Executor shall pay my half of said note out of the said note I hold
 against A. D. Reynolds Trustee aforesaid.

And until said fourth street property is sold as above directed, I will
 and desire that my part of the rents of same shall be collected by my
 executor and paid over to my wife, provided that if it shall become
 necessary to pay for any necessary repairs on said property, or any
 taxes, my part of same shall be paid by my Executor out of my part
 of the rents he shall collect on same, before paying same over to my
 wife.

Third

I hold two notes executed to me by C. B. Stutsmann on the 14th day of

Sept. 1889, one payable twelve months after the date thereof for five hundred dollars, on which are two credits, one dated Sept. 19, 1890, by check \$200⁰⁰ The other dated Nov. 12, 1890, by note on Jos. L. Powell \$302⁰⁰, the balance with interest is now past due and owing on said note. The other note on said C. B. Stutsmann is payable Eighteen months after date thereof for six hundred and eighty dollars, nothing whatever has been paid on this note, and the same will fall due in March 1891. Both of said notes as appears from their face bears interest from the date thereof.

It is my will and desire that my Executor as soon as possible, without delay, proceed to collect the amount due my estate on said notes as soon as the last note shall fall due, I hold a written lien on the building tanks and other property now occupied by the Bristol Ice & Cold Storage Company, Bristol, Va. for which the notes were executed, which lien I desire my Executor shall enforce, if necessary, in collecting said notes.

Fourth,

I further will and desire to my beloved wife Jennie Lewis the brick House and lot where I now reside on Corner of Sixth and Cherry streets in the town of Bristol, Sullivan County, Tennessee, together with all houses out houses and appurtenances thereto belonging or appertaining, also all household and kitchen furniture and all other personal property in said house and in and upon said lot of ground connected therewith, to have and to hold the same to and by my said wife as her home for her exclusive use, benefit and enjoyment during her natural life, I have always intended this property and the household and kitchen furniture and all other property belonging to said residence and necessary and proper in the use of same to be used by my wife should she survive me as her home, and for her comfort, during her natural life, and such is my will and desire.

I further will and desire that if my wife should at any time feel that she could be more comfortably situated to rent out said property, & board; she shall have the right to do as she pleases in the matter, knowing that she will take care of said property, and not permit the same to be in any manner encumbered, or go ever out of repair. I further desire that all taxes that may accrue upon this property from year to year, or any repairs that shall be necessary to be made, on said property from time to time, or any insurances that may be effected on said property by my wife from time to time shall be paid

out of my estate, I desire that she shall be free and untrammelled to use said property for her comfort and enjoyment in that way and manner she may desire.

Fifth.

I will and desire that all notes, accounts and debts of whatever nature due my estate shall be promptly collected by my Executor and converted into money, and that all other property not hereinbefore disposed of, and that shall not be required by my said wife for her comfort and enjoyment shall be sold by my Executor as soon after my decease as possible and converted into cash, and that all monies coming into the hands of my executor on collections on notes debts &c due my estate, and on sales of property aforesaid, including that which shall come to his hands from the sale of the fourth street property referred to in the second clause of this will, after reserving a sufficient amount for the payment of debts, funeral expenses, and other matters, shall by my Executor be put at interest, and the interest thereof collected semi annually and paid over to my wife for her support, and to be used by her as she may deem best for her own comfort & well being. I mean by the phrase "reserving a sufficient amount for the payment of debts funeral expenses, and other matters", above, that my executor shall reserve out of said moneys a sufficient amount for the payment of all debts that may be due from my estate, my funeral expenses, the expenses taking care of my grave as herein provided, the expenses necessarily accrued in the administration of my estate, the payment of taxes, insurances, repairs &c. as hereinbefore referred to, and that after deducting these matters the residue shall be placed at interest on good solvent security, & the interest collected semi annually and paid over to my wife to be used by her as she may deem proper as above stated, And if said interest shall not be sufficient to afford to my said wife a decent and comfortable support, then it is my will and desire that so much of the principal of said fund as may be necessary for the purpose be furnished her. In putting said money at interest I would prefer that my Executor place the same in some solvent interest paying Bank in Bristol, Tennessee, or Bristol Virginia, or convenient thereto where the money will be safe, and the interest paid promptly. If this cannot be done then my Executor will loan the same to private parties on good unquestionable security, where there will be no doubt about the interest being paid promptly and where the fund will be secure.

Sixth.

It is my will and desire that my body shall be buried in my

grave square in the Cemetery at Bristol, Va. I have left full instructions with my beloved wife in reference thereto who will see that the same be carried out. I desire that a sufficient space shall be left by ~~my~~ ^{my} side in said grave square where my beloved wife shall be buried at her death.

Seventh,

It is my will and desire, that at the death of my beloved wife, all property left on hands at her death and not used by her during her life time, shall be sold by my Executor in such manner as will be for the best interest of my estate, and convert the same into money, that my Executor see that my wife receives a decent and appropriate burial, and that the expense thereof be paid out of my estate, as also any expense that may be necessary in placing proper enclosures around the square, and suitable and appropriate tomb stones or other Monumental marks at her grave. And in order to keep up said grave square, and to keep the graves of my Daughter, and myself and that of my wife, when she shall be buried there as hereinbefore directed in proper repair, I desire that my Executor shall put the sum of two hundred and fifty dollars at interest & keep the same at interest to be applied to said object.

And all moneys that may come to the hands of my Executor belonging to my said estate, at the death of my said wife, after observing the several directions hereinbefore given, shall by my Executor be paid over to the Trustees of Thormwell Orphanage Clinton, South Carolina, to be kept at interest by them, and such interest, to be applied by them towards the education of such orphan Children Children as may be sent from Bristol, Sullivan County, Tennessee to said institution to be educated. until such time as an Orphan's School shall be established at Bristol Tennessee, and when such orphan school shall be established at Bristol Tenn. then it is my desire that said principle fund shall be paid over to the Trustees of Bristol Orphan School, by whatever name it may be established, to be kept at interest and the interest used for the education of the poor orphan Children of Bristol Sullivan County Tennessee. And it is my desire that my Executor before paying said moneys over to said Trustees shall require them to give bond and security that said fund so placed in their hands shall be used in accordance with the provisions of this will. If there should be orphan Children who are so poor as not to be able to educate themselves (~~should not~~) be sent

to said Thormwell Orphanage from Bristol Tenn. then until such are sent, said interest shall be applied to the benefit of the orphan Children generally going to said school, who are not able to pay for their education, said moneys are only to be applied to such poor orphan Children who are unable to pay for their education.

I hereby nominate my brother Martin B. Lewis as my Executor of this my last Will and Testament, trusting and confiding in him so that this my will is faithfully executed, The words "should not" above marked out and included in brackets were marked out before signing.

This the 10 day of February, 1891.

We the undersigned having been called upon by the Testator to witness this his last will and testament, have hereunto set our names as witnesses thereto, in his presence, and at his request on the day it bears date, he stating in our presence that the same was his last will and Testament. This Feb 10, 1891.

J. P. Lewis

A. S. McNeil

N. H. Revere

Proven in open Court, by the Oaths of A. S. McNeil and N. H. Revere, subscribing witnesses to the foregoing Will & the same was adjudged & declared to be the last Will and Testament of James P. Lewis, dec'd. and ordered to be recorded in the books of Wills, April 6, 1891.

N. D. Bachman, Clerk.

Last will & Testament

James M. Anderson. dec'd. Probated May Term 1891
I, James M. Anderson, of the County of Sullivan, State of Tennessee, being of sound mind and memory, do make public 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, I order and direct my Executor to see that I have a decent burial and have suitable Tomb Stones placed at my grave, and as soon after my decease