

Witness and we have subscribed our names in the presence of - this
2nd day of January 1867

Sub
J. D. Coyle
R. C. Kitzmiller

James ^{his} ~~son~~ ^{son} Holstenbarn

On 4 Jan 1867 he ask the same in their presence

Copy of Michael Wassengill's Will.

I Michael Wassengill of Sullivan County State of Tennessee being of sound and disposing mind and memory, do make this to be my last will and testament. It follows viz, I desire that Executors hereinafter named so soon as may be convenient after my decease sell on credit of twelve months all my personal property of which I may die seized and possessed except such as is hereinafter disposed consisting of my boy Peter my saeman Tonia and my boy Sam together with horses cattle sheep dogs house hold and kitchen furniture farming utensils, Black Smith tools &c and the proceeds of such sale I wish to go to the payment of my just debts - And I further desire that if the proceeds of the sale of my personal property above named be not sufficient to pay all of my debts, that my Executors shall sell a portion of my real estate sufficient to cover the deficit, either by private contract or public auction, as to them may seem most advantageous to the interest of my estate But if the proceeds of such sale of Personal property together with any other estate belonging to me, or that may come into the hands of my Executors, be more than sufficient to pay all of my just debts and the several legacies hereinafter given, then and in that case it is my wish that the surplus be equally divided among all my children of both of wives I give and bequeath to my dear wife Harrah all my land or so much thereof as may remain after my debts are paid during her natural life - provided she live and dies my widow - that she may be enabled to maintain educate and support my infant children, and after her death or marriage I wish the same to be sold by my Executors, and the proceeds thereof divided as follows viz I wish my two sons Joseph S. and Allen W. to receive each one thousand dollars \$1000, and the remainder to be divided equally among all my children of both my wives - I give and bequeath to my dear wife the sum of three hundred and fifty dollars (\$350) to be paid by my Executors out of my personal estate. I also give and bequeath to her my Black mare Kate for her own use and benefit - I give and bequeath to my daughter Rebecca C. Sulay three hundred and seventy five dollars \$375 - I give and bequeath

to my son Joseph my bay horse more together with saddle and bridle for his own personal use and benefit - I give and bequeath to my son Henry certain accounts receipts and notes, which I hold against him amounting to \$375 or \$400, provided he lay no claim to my estate for any monies he may suppose due him by me as his guardian of the estate of Pharah, both dead and lastly I do hereby nominate and appoint my Brother John Wassengill and son in law Leander M. King to be my Executors of this my last will and Testament, and I do hereby revoke and make void all former and other wills or wills by me at any time or times heretofore made, and do hereby show presents to be and contain any last will and testament, in witness whereof I the said Devisor Michael Wassengill have to this my last will set my hand and seal, this 13th day of Aug in the year 1866

Michael Wassengill Exec

Signed sealed and published in the presence of us who in his presence and the presence of each other have herunto subscribed our names as witnesses

John Wassengill
John S. Wilder
R. C. Kitzmiller

State of Tennessee } This copy of the will of M. Wassengill of Sullivan County } was set up in place of the original which was destroyed by fire in Sept 1868 upon the testimony of J. M. King and John C. Kitzmiller in accordance with the provisions of the Code of Tennessee Section 3707 - this 16th day of September 1867

George S. Spates Clerk
By J. B. McKenzie Esq att