

equally divided between my before mentioned children to be sold by my Executor hereinafter mentioned. I hereby appoint William S. Cox Executor of this my last will and Testament, hereby revoking all former wills by me made in testimony whereof, I have hereunto set my hand and seal this the 11th day of July 1855, signed sealed and published and delivered by said Samuel Whitman to be his last will and Testament in the presence of us, who have hereto subscribed our names as witnesses in the presence of the Deceased.

Wit. In Jones,
James S. Jones,
Joseph Patterson.

Samuel Whitman
made

Will of David Vance.

David Vance on the 23rd day of May 1855, called me to his bed side at his own residence and said his will was that Solomon David and Samuel should have his land and each one to stay where they now live, to divide what personal property there was among them all equally, the boys who got the land, to pay the balance of them (his children) something their part of the land, so they could make it off the land, Solomon to have the clove, David to have my rifle gun, Solomon to take his part of the farming and mechanical tools, and the balance to be longed to me, to be to him and David, Solomon to have the bed and what belongs to it, Elizabeth to have my bureau and Maria the cupboard, if there is any difference in the value, Maria to pay Elizabeth the difference.

Test
William S. Stevens
Elizabeth Mullard

Will of Nathaniel Hoits

State of Tennessee Sullivan County— I Nathaniel Hoits of said County and State being of sound mind to dispose, although my bodily infirmities are increasing, and according to the common course of things, cannot live long, and knowing that God whose providence and dispensations I firmly believe has appointed my end, I now move this my last will and Testament 1st I ordain that all my just debts shall be paid out of my monies and notes that I may have on hand at my decease, and that my burial expenses be paid out of this funds— I bequeath to my daughters Nisiah, Elizabeth, and Mary jointly, thirty acres of lands commencing on a stake on the corner of the fence on the south side of the Branch, thence North across the Branch to a stake on the upper or north side of the orchard to a field red oak, thence in same direction to a smalling tree, thence with the old White line, dividing the bounded land about equal in value as that timber be left to each one

of lands, to keep them up, said line shall then run in a southern direction to a stake on the south side of the Branch or on an apple tree so that the said thirty acres be laid off, as near square as will permit the said thirty acres shall include all the buildings, to wit, Barn, House, outhouses and out houses also the spring. The remaining thirty acres of land, I will shall be equally divided between my sons Isaac, Abraham, John, James, Jacob, Nathaniel and George, and my daughter Rebecca S. Hancy, as they may agree or they may sell it if none to their interest. Children W. Hoits has had a share of ten acres laid off to him herebefore. I will and bequeath to my daughter Nisiah, Elizabeth and Mary, my Bay mare and all my stock on the farm except one calf which shall be sold and the proceeds added to the funds and I effect herebefore set aside for the payment of my debts— I will and bequeath to them all my farming utensils of every description and all the house hold effects that I may be possessed of, should there be left a remainder of said fund first set apart for the payment of my debts, it shall be equally divided between my daughters Rebecca and Hancy— I will that all the wheat growing on the land owned by my daughter Rebecca shall belong to and be disposed of by her at her own pleasure. N. W. Hoits & W. Hoits, I ordain my Executors. In testimony whereof I have signed at this my last will and Testament on the tenth day of November in the year of our Lord one thousand eight hundred and sixty six.

In the presence of
N. S. Hoits
G. W. Hoits
R. W. Hoits
Nathaniel Hoits
made
Proven Jan 3 1867.

Will of Noah Hull.

State of Tennessee Sullivan County— Now all men that I Noah Hull being infirm in body, yet of sound and disposing mind made this my last will and Testament, believing that in the dispensation of an all wise God I cannot long survive the rigor of disease— 1st whereas my father the late Sanderick Hull deceased, in his last will and Testament, ordained that I should during the natural life of my parents support them, so near the proceeds of the old home farm, and my father having deceased some time since, and my mother being yet alive, I hereby will that provision be made for her maintenance as herebefore out of the proceeds of the said home tract of lands, so I consider it my duty to render her as comfortable as may be in my power, so that every obligation of my father will be complied with, and my duty to an aged parent discharged. 2nd I will and bequeath to my beloved wife Lucinda all my property both personal & real, that I may be possessed of after the maintenance now of my mother, and my just debts are paid, during her natural life or as long as she may remain my widow with the request that she manage the farm and to the best advantage for the support of the family and the education of the children— 3rd Should my widow may give I will that she shall then receive a child's part of my estate.

Ist I further will and bequeath that if any of my children should marry or commence a business for themselves before the death of my widow, that she set apart so much of the personal property as she may think proper or feel able to do, and set apart she shall charge the same to their account so that each one of my children shall have an equal share of my estate. - Ind I further will that at the death of my widow and equal distribution of my estate shall take place taking into account all monies or property that may have been apportioned off so hereinafter recommended. 6th whereas my daughter Sarah has received a man's saddle from me, I request my wife to give each one of the remaining children a saddle when they come to a proper age and that the same shall be charged in their accounts to be settled in the final settlement. Provided that the condition of the estate is such that the last named request can be complied with, without injury to my widow and remaining children. In Testimony whereof I this day sign and seal this my last will and Testament this 10th day of July in the year of our Lord one thousand eight hundred and sixty three.

Witness
William Lindalwood
R. P. Snickle

Hook & Gould Seal
made

Given 10th day of January 1864.

Verdict and Non-Competitive Will.
Be it remembered that at the September Term 1865 of the Supreme Court of Tennessee at Knoxville the following judgment was rendered by said Court in the cause wherein Wm. B. Hatcher is plaintiff in error against H. M. Millard Executor of Reuben B. Hatcher deceased. Defendant to wit -

Tuesday September 17th 1865.

William B. Hatcher vs. Error.

Testated. Non-Competitive Will.
In this case the record having been read and argument of counsel heard. It is concluded by the Court that the judgment of the circuit Court of Sullivan County be affirmed that defendant in error H. M. Millard Executor of Reuben B. Hatcher deceased recover of plaintiff in error William B. Hatcher and Sony Butler his security in the execution Bond. The cost of this cause in the Court below. And defendant recover of the plaintiff in error William B. Hatcher and Sony Butler his security in the appeal Bond the costs of this cause in this Court. For all of which Executions are awarded. And it is further ordered by the Court that the Clerk of this Court, certify a copy of the non-competitive will set up in this case and the judgment of the Court sustaining the same to the Circuit Court of Sullivan County to be read in said County Court Books. -

I. M. S. Patterson Clerk of the Supreme Court of Tennessee at Knoxville do hereby certify that the foregoing is a full true and perfect Copy of the judgment rendered by said Court in said cause at said Term as the same remains of record in my office. Given under my hand and the seal of said Court at office in Knoxville this 2nd day of December 1865.

I. M. S. Patterson Clerk.

Non-Competitive Will.

I desire that H. M. Millard wind up and settle my affairs after my death. I desire said Millard to sell my interest in the horses and mules now on hands, pay all my debts, and whatever may remain he must pay it over to my son John Hatcher.

I I. M. S. Patterson Clerk of the Supreme Court of Tennessee at Knoxville do hereby certify that the foregoing is a full true and correct Copy of the Non-Competitive Will of Reuben B. Hatcher deceased as the same now remains on the transcript of the record set up in said Cause in said Court and now remaining on file in my office. Given under my hand and the seal of said Court at office in Knoxville this 2nd day of December 1865.

I. M. S. Patterson Clerk.

Will of W. B. Sclafany.

W. B. Sclafany being sound mind do make and publish this my last will and Testament hereby revoking and making void all other will by me at any time made. - 1st I desire and do hereby direct that as soon after my death as possible my funeral expenses and what ever other just debt I may owe be paid out of any monies I may have on hand, at my death, or out of the money what shall first come to the hands of my Executors. 2nd I will and bequeath to my dear wife Mary C. Sclafany all the lands and real estate I may die seized and possessed of, to be used & enjoyed by her for her support for the support of my children until the partition of all my property which time I will designate in a subsequent clause of this will. my house and lot in the Town of Plantville to be excepted for I desire that they shall be rented or if thought better I authorize my Executor to sell them and to devote the proceeds thereof to the best use of my children such as educating and supporting the younger ones. - 3rd It is my desire & my will that all the property now on the place where I live together with all the slaves I own shall be and remain in the possession of my wife and Executors for the purpose of supporting her and the children until the final distribution of my property, but I do hereby expressly direct that should any of my slaves become unruly and be guilty of misconduct or should it become necessary for the support of my children or for the purpose of advancing something to the support of my children as they become of age, or marry, in any of these events my Executors are empowered with the consent of my wife to sell or