

It is admitted to probate.

The Last will of David L. Cross ordered to be recorded Decem-
ber term 1878.

Polly Cross died

W. David L. Cross & Mary Cross his wife being advanced in years and knowing the uncertainty of life and the certainty of death, and being of sound mind and competent to dispose do now make our last will and Testament.

1st The land on which we live and known as the share land off to the Distors as the portion of the George Henry tract, and lying on the waters of Linville Creek, Sullivan County, Tennessee we devise as follows.

2nd Said tract contains by survey 212 acres but subject to a small deduction or loss on the side line next the sleek land of some seven acres which we propose to divide into seven shares or parcels. E. A. Cross is to inherit the share next to the Preston land or adjoining it including the houses and spring where mine now lives & which is to contain with a proportionate amount of woodland to support it. Should he wish to improve it said improvement shall not be taken into consideration.

3rd There shall be two shares laid off including the house dwelling & buildings around it including the stable for the use and benefit of Polly and Amanda.

4th Two shares shall be laid off from the east end one of the tract so as to give the house in which Samuel Cross now lives to one share and the house in which E. A. Cross lives to the other share.

The remaining two shares to be laid off out of the remaining portion of land as near equitable as possible.

It is understood that E. A. Cross, Marshall, Samuel, Polly, Amanda, Margaret our children and Fretta Williams our Grand daughter over the seven here which are to inherit said seven shares parcels or shares of land - and it further understood that should any of the children be permitted to build or improve a share such improvement shall not be taken into consideration nor shall the houses and stable be valued to Polly & Amanda.

5th The personal property that may be left on hand by the

In the County Court Sullivan County,

Testators at their deaths shall descend to Polly and Amanda & to our son Elijah Cross who now lives in Anderson County Tennessee has at several times done jobs of work upon the place which we expect to make him amply compensation and we herein include a just and equitable account of said work done and compensation rendered him at several times as follows. Our house was built the year 1837 and we were aided in the work by Elijah, also Frank Cross, E. A. Cross - Samuel & Marshall Cross - all working at the same time until the logs were hewn & raised and covered. Elijah laid the lower floor aided by Frank & Samuel.

1st Elijah was paid during the time said work was done the following values to wit - nine yds. of fine James cloth @ 11.00
To making one James coat @ 2.00 To 2 pr pants @ 0.50 each - 3.00 3.00
To making 1 fine shirt @ 1.00 To 2 pr slps @ 0.25 each - 1.25 1.25
" " 1 pr socks @ 0.00 1 pr suspenders @ 0.25 - .75 .75
" " 2 Common shirts @ 0.33 each - 0.66 0.66

\$14.66

work done by Elijah Cross in the year 1873 aided by Samuel, E. A. & Marshall Cross, covering barn with boards made by other parties.

At the time said work was done Elijah Cross and wife came to the homestead about March 1872 and remained 13 months boarding with us making 102 weeks at \$2.00 pr week - \$208.

subject to a credit for 5 bus wheat at 6¢ pr bus - 3.00
By Coffee \$3.00 By Bacon \$23.0

\$176.00

Or by and above

\$14.66

\$181.33

To washing &

7.00

\$188.33

The foregoing account is as near the true & statement of facts as can be recollected, and the Credits due him for work done on house in 1837 is given as it would be difficult to make an estimate owing to so many others engaged with him, but the Testators are willing to do him ample justice and to more than compensate him for any services done. We therefore will and bequeath to said Cross the share of land belonging to David L. Cross as an inheritance from his father's estate also one other

Wills admitted to probate

interest in land purchased with the said David L. Cross means. It is intended by the Testators to convey by this will all lands that they are seized of or have a right to in Anderson County, Tennessee. A now surveyors report there are included in said tract Two Hundred and twelve acres of land, said lands shall be divided as follows. Said Polly, Amanda our daughters and Frelia Williams our grand daughter, shall have also a like share each of them shall contain twenty acres, that is twenty acres to Polly, twenty acres to Amanda as before stated so laid off as to include the dwelling house and stable also a spring and water privilege to the Simon Hick line. After deducting 8 acres for loss, the sum will be 204 acres of this amount D. Cross is to have 41 acres as a remuneration for his services &c and other liabilities which he may become responsible for this leaves a balance of 163 acres which is to be equally divided according to quality & quantity between Saml. Marshall and Margaret daughter or daughter which makes each share 81.5 acres each. Now it is understood that all costs upon old land suits &c. also back taxes &c. amounting to some \$100. - is even to be paid and should said D. Cross named him self, the same equally they shall have said land as stated otherwise said parties paying same shall be entitled to same at say \$10 per acre to come from three last shares. To prevent any misunderstanding among those to whom these devises are made it is further understood that David L. Cross is to have a lifetime support upon said land.

In testimony whereof we sign this instrument in the presence of witnesses on the seventh day of Feb, 1876

R. P. Fickles

J. D. Masungill

Subscribing witnesses

Polly ^{my} Cross dec
Frelia ^{my} Cross dec

Proven in open Court by oaths of R. P. Fickles and J. D. Masungill & ordered to be recorded

Not A. J. Cox clerk

In the Court, County of Sullivan County

The Last will of David L. Cross dec. ordered to be recorded February term 1879

Knowing the uncertainty of life and the certainty of death being free in body, of sound and disposing mind I propose to arrange my worldly affairs and therefore make this instrument as my last will & testament.

The land on which I now live being devised already I propose to give to my daughter Polly and Amanda my personal property as follows - jointly and equally I devise to them my farm wagon, Plows, Gearing, Cutting Box, Cook Stove and all Cook ing vessels & furniture, also all wash vessels - I devise to them all the household furniture and fixtures that I have an interest in part of which I consider already belongs to them.

The hogs on hand I consider belongs to them also the Cattle on hand I consider their own property. But whatever interest I may have if any I set over to them.

All the farming tools of every description including the windmill I devise to them. I have at the shop of Mr. James Watkins a wagon to iron which I want ironed & sold or retained on the farm and the one now in use sold and applied to the payment of my just debts. This I leave at the option of the two girls named above.

The land which I owned in Anderson County I devise to my son Elijah, who now resides in my said County. But should the Statute of Limitation pass such interest out of my hands then I hereby confirm his interest therein. Should my title still be adjudged legal to said land interests then I devise all my right title, interest &c &c forever to the said Elijah.

Witness

Feb. Jas. H. Watkins

G. M. Lundy

R. P. Fickles

Jan. 24, 1879

David L. Cross dec
marks

Proven in open Court by the oaths of Jas. H. Watkins and G. M. Lundy and ordered to be recorded Feb. 24, 1879

Not A. J. Cox clerk