

State of Sumner Sullivan County

Saml. When departed this life about the time stated in the B. & L. leaving a last will and Testament, in which Compt. were named and appointed his exors. and that they qualified as such executors, and went forward in the execution of said will after the same was admitted to probate in the Court of said Sullivan County; and that said original will was destroyed by fire in the burning of the Court House in the year 1863. And it further appearing that a Memorandum of said will has been prepared or a substantial copy thereof, by said Compt. John L. When or in the faculty of the Testator and that the same has been verified by the affidavit of Compt. and admitted in the Court &c. and which is in the words and figures following to wit.

The last will and Testament of Saml. When.

In the name of God, Amen.

I Saml. When being sound in mind but feeble in body do make this my last will and Testament nothing all other.

1st I commit my soul unto God, who gave it, believing that my body will be resurrected by the power of Jesus Christ - that soul and body will be reunited that through his righteousness all that in him shall be saved.

2nd I will that my funeral expenses be paid and all my just debts.

3rd I do appoint as the executor of this my last will and Testament Jos. R. Anderson and John L. When. They shall not be required to give bonds or security & shall settle debts as they may think best, not exacting fees in any case.

4th I will and bequeath to the elders of the Presbyterian Church at Blountville Tenn. and their successors in office Five Hundred Dollars to be kept at interest and the interest paid annually to the Pastor of said Church the amount to be paid twelve months from the time said executors enter upon their office.

Wills admitted to Record by Sullivan County Court

5th I will and bequeath one tenth of the monies in hand of and on the way to J. A. Amstutz, Augusta Ga. and James Boyd, Lynchburg Va. now being invested in cotton and tobacco. He aid in establishing a Southern Bible Society in the Confederate States, and in the event a profit is realized from said investments, my executors are to pay one tenth of the profits realized, to aid said society, and in the event no profit is realized, they pay only one tenth of the original investments.

6th I will and bequeath unto my beloved wife Martha the whole of my household property, also one third of my real estate in Tenn. & if she prefer it, the interest upon one third of the value of the same. I also will and bequeath to her, one third of all my debts, cash in hand & bonds.

7th I will and bequeath to my son John L. When my silver watch.

8th I will and bequeath that the remainder of my estate be equally divided between my children, Jos. L. When, Fannie A. Mary M. Jos. B. Jos. S. Robt. W. & Ellen, said Jos. L. & Maggie & to be paid them when they arrive at the age of twenty one years, or whenever they may be married.

9th I will and bequeath that my colored man Cyrus choose as his possessor my son John L. When, or any of the other children he may select, who shall him his part, the one half of his hire to be retained by my executor & the other half to be used by himself for his own support.

10th I will and bequeath that my colored man Jerry remain with my wife if he proves faithful.

In Conclusion I invoke the blessing of an all-wise Providence upon my wife and children, that they may be guided in the ways of peace and that they may possess the Kingdom of Heaven and all things that shall be added therunto.

In testimony whereof I subscribe my name to this my last and Testament this day of February 1863.

Witnesses
A. B. Lipton
John Isaac Smith

Saml. When.

State of Tennessee Sullivan County,

Ordip. 1863. March

Although I have not mentioned my son Saml. A. Rhoads it is from the fact that I have given him a loan three thousand dollars. In my reflections I will that if my estate justifies, that my executors pay him the sum of one thousand dollars more. I desire that all my children be made equal my books will show each child's account which is to be taken into the accounts in the final settlement of my estate.

Witness

Judith Rhoads

Judith Rhoads

Saml. Rhoads

It is therefore ordered, advised and decreed that said last will and testament of the said Saml. Rhoads; and have all the foregoing official and valid of the said original will book and destroyed by fire and that the Clerk Master Clerk and said down a copy thereof to the County Court of said County for its use as for records.

State of Tennessee J. A. J. Phillips, Clerk and Master of the Chancery Court

at Blountville in said County

and state hereby certify that the foregoing is a true and perfect copy of that part of a decree relating to the last will and testament of Samuel Rhoads rendered at the November Term 1871 of said Court in which said decree said will is set up as appears of record.

Chancery Court
Blountville
Tenn.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at office in Blountville, the 23^d day of January, 1872

J. A. J. Phillips

Clerk Master

State of Tennessee Sullivan County

Last Will and Testament of David Woods read

In the name of God Amen, I David Woods of Sullivan County, County and State of Tennessee being of sound and disposing mind and memory, calling to mind the frailty and uncertainty of human life and being desirous of settling my worldly affairs, and directing how the estate with which it has pleased God to bless me, shall be disposed of after my decease, while I have strength and capacity, so to do, do make and publish this my last will and testament, hereby revoking and making null and void all other wills and testament by me heretofore made, and first, I commend my immortal being to him who gave it and my body to the earth to be buried. And as to my worldly estate, and all the property, real, personal, or mixed, of which I shall die seignior and possessed, or to which I shall be entitled at the time of my decease, I devise bequeath and dispose thereof in the manner following to wit:

First my will is, that all my just debts and funeral charges shall by my executors hereinafter named, be paid out of my estate.

Second I give and bequeath to my son-in-law Alfred S. Cross and his heirs my daughter the tract of land hereafter described to him, with all the appurtenances going in the book District of Sullivan County adjoining the lands of James Snapp, David Hise and others, containing about fifty two acres, be the same more or less, as these portions of my real estate.

Third I give and bequeath to my son-in-law John M. Hirst and Marytha my daughter my lands and tenements lying in Washington County and State of Tennessee near Harding known as the Alexander farm containing about one hundred acres, fifty more or less as their portion of my real estate.

Fourth I give and bequeath to my grand daughter Jerusha C. Cross Child of my daughter Jerusha C. Cross (deceased) wife of Jacob R. Cross my dwelling or mansion