

Ind L Morgan will

Cornington Tennessee
Oct. 1st 1864

I Ind L Morgan of Cornington Tipton County Tenn. being in feeble health, but of sound and disposing mind and memory and being desirous of making other and different disposition of my worldly effects than that made by the laws of this land, do make and publish this my last will and testament hereby revoking and making void all other wills by me at any time made.

First

I commend and consign my soul to my Creator and implore the protection of all kind Providence on my family.

Second

I give and bequeath to my beloved wife Roberta A Morgan all of my estate of any character both real and personal to dispose of and divide amongst my children as she may think best.

Third

I hereby nominate and appoint my beloved wife Roberta A Morgan my Executor to this my will will full power to execute the same without giving any bond or security.

Witness my hand & seal this 1st day of October 1864

John L Morgan (seal)

Signed, sealed & acknowledged in our presence and at the request of the testator and in his presence, we subscribe our names here to as witnesses this 1st day of October 1864.

Ind J Youngless
C. J. Mariner

For Probate see Book "4" page 34.

Sidney C Sherill will

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In the name of God Amen
I Sidney C Sherill being of a sound mind and knowing the uncertainty of life do make this my last will and testament
First; I will that all my just debts be paid.

Second; I will that all my property remain and be at my wife's, Martha A Sherill's disposal to have the full control of the same during her lifetime, or widowhood or until my children arrive at the age of twenty one years or marry them; in either case each child to receive her or his full and equal share of the property at marriage or maturity. But if my wife Martha A Sherill should in the meantime marry then and in that case my property to be equally divided between her and my children Oda L. Sherill, Annie E. Sherill, Candora S. Sherill and E. L. Sherill. I hereunto set my hand and seal this April the 14th 1862.

S. C. Sherill (seal)

Inwitnessed before signed

Attest;

Post Hall
L. C. Miller

For probate see Book "5" Page 12.

James Hall will
State of Tennessee }
Depton County } 1862.

I, James Hall of the County of Depton State of Tennessee being in my right mind, do make this my last will and testament, revoking all other wills heretofore made by me.

1st) That all my just debts shall first be paid out of any moneys on hand or then due my estate

2nd) That I give and bequeath all and entire of my property both real and personal now in my possession and that may hereafter accrue to me or my heirs to my dearly beloved wife Ann Elizabeth Hall to have and to hold said property to use and enjoy in full right during her natural life or while she remains my widow

3^d) That should said Ann E. Hall contract a subsequent marriage, that my entire estate as above named shall be equally divided between herself and my children said Ann E. Hall taking a child's part, to have and enjoy during her life, and then at her death without heirs other than by her marriage with me her share of my property to result to my children or child.

4th) whereas in the course of nature I expect the birth of another child by my wife Ann E. Hall in the course of a few months hence I do hereby constitute such prospective offspring an equal share in my estate with my other children now apparent viz Catharine Elizabeth Hall my oldest Margaret Selia Hall my son Plaura Beard Hall

5th) That in the event of the death of either of my heirs above named or several of them - I order that the surviving heir or heirs shall equally share the portion of the deceased party

6th) That when anyone of my children shall arrive at lawful age my wife still remaining my widow shall at her death be divided off the portion to which said child shall be entitled or if my Executrix shall wish to divide to either child his or her share before he or she shall arrive at lawful age said Executrix is hereby empowered to do so.

7th) That I do name, appoint and constitute my wife Ann Elizabeth Hall my sole Executrix not requiring her to give security for the faithful performance of these functions. Signed and sealed in the presence of these witnesses this 1st day of Sept. 1862

James L. Hall (seal)

Witness
J. H. Claiborne
J. W. Roane
J. W. Lott
J. D. Culbreath

Henry M Ballard will

September the 20th 1865

I Henry M. Ballard of the County of Depton and State of Tennessee being found in mind and being that my time is drawing to a close, and that it is necessary

that I should make some disposition of his effects while living, I therefore will and bequeath to my beloved wife Eliza my tract of land and all the benefits that may arise from said tract of land during her widowhood or lifetime and I do further more to better enable her to support our infant child Martha give her the I also give my mowre colour snuff, plow gear, one cow and calf two sows and pigs

Henry M Ballard
(seal)

Test
J. P. Roberts
J. B. Probst

Below which a codicil not witnessed neither probated

Probate Book 24 Page 647

Irvin R. Sherrod will -

I, Irvin R. Sherrod of Tipton County and State of Tennessee, do make and publish this as my last will and testament, hereby revoking and making void all other wills by me at any time made -

Item 1st. I direct that my funeral expenses and all my just debts be paid out of any monies that I may die possessed of, or may come into the hands of my executor.

Item 2nd. I give to my beloved wife Eliza R. Sherrod with my lands lying South and West of the Covington and Somerswell road and one fourth part in number of the balance of my negro slaves remaining after the specific legacies hereinafter mentioned are taken out, to be selected by herself without account being taken of their value, to have and to hold during her natural life or widowhood and hereafterwards to be equally divided between my nine children - to wit - C. Virginia Durant, H. Mary R. Sherrod, Martha A. Clement, Susan P. Sherrod, Benjamin F. Sherrod, Eliza R. Whitley, Mary S. Jacobs, Emma C. Sherrod and George J. Sherrod, the portion of C. V. Durant, I give in trust to Benjamin F. Sherrod, for her benefit upon the same term as the specific bequest hereinafter mentioned. I also give to my said wife my two black blood mares and money sufficient to buy for her a suitable cartriage - also all of my household and kitchen furniture and such stock of horses, cows, hogs, sheep and implements as may be necessary and sufficient for her plantation.

Item 3rd. I give & bequeath to my daughter Mary S. Jacobs the following negro slaves to wit: Peter & his wife Jane and their three children Lavinia Annie & Cora also Lucy & little Beula. This as well as the following specific legacies is intended my wife to be equal to advances made my other

children, which I hereby confirm & wish to be considered as settled by this my last will.

Item 4th. I give & bequeath to my daughter Emma C. Sherrod the following negro slaves to wit: Luke & Nancy (child of Harriet) Eliza, Topsy & Foy Alfred five in number.

Item 5th. I give & bequeath to my son George J. Sherrod, the following slaves namely Andrew, Caroline & her child Ellison & Harriet & Polly in number five.

Item 6th. I give & bequeath to my daughter Caroline C. Durant in trust to my son Benjamin F. Sherrod for her sole use & benefit the following slaves namely Eliza, Sally, Phoebe, Prudence & Charlotte in number five.

Item 7th. I give & bequeath to my son John J. Sherrod my negro woman (black child) named instead of Eliza to be returned.

Item 8th. I give & bequeath to my daughter Eliza R. Whitley my boy little Isaac to make advances upon.

Item 9th. It is my will and desire that all my lands in Tipton & Sumner Counties lying South & East of the Covington & Somerswell road shall be sold as soon as an advantageous sale can be effected by my executor & the proceeds together with other monies that may be on hand be invested either in bonds or lands as much thereof as may be the portion going to my daughters and minor heirs.

Item 10. It is my will & desire that my executor shall conform my late contract for lands in the State of Arkansas & advise that he shall pay off the notes executed for the same if proper discounts be made. It is also my will & desire that the South West quarter of Section 28, Township 3, & Range 9 West be given to my daughter Eliza R. Whitley in part of her portion of my landed estate at the cost of me.

Item 11. It is my will & desire in the final division of my estate after the death of my wife that my son George J. Sherrod shall take my negro boy Solomon at valuation, and that my daughter Emma C. Sherrod shall take my negro girl at valuation and that my daughter Eliza R. Whitley shall take my negro woman Beaula and her children except John at valuation.

Wm R. Sherrod - will - continued.

In explanation in Item 6th It is my intention to bequeath the negroes therein mentioned Benjamin A. Sherrod in trust for the use of my daughter C. D. Durant and her children. In Item 7 which is defaced by attempted signature I give & bequeath to my son John D. Sherrod my negro woman Kleanor & her child upon the condition that a negro woman named Clarlie heretofore given him be returned to my estate.

Item 12th I hereby constitute and appoint my son John D. Sherrod sole Executor of this my last will & testament and desire that he shall not be required to give security to court.

In witness whereof I have heretofore set my hand & seal in the County of Ripon State of Tennessee this the thirteenth day of August in the year of our Lord one thousand eight hundred and fifty-nine.

Witness my hand & seal
Geo. T. Taylor
Jos. Geo. Sowersell, J. R. Sherrod (Seal)

Codicil: It is my will and desire that my Executor may sell privately any perishable property which should be sold and that there be no public sale.

It is my will and desire that all the property given by me in the foregoing will to my several daughters be hereby settled out each during their ~~own~~ lives and to their children at their deaths and if any of them shall die without a child of their body her or their portions shall return to my estate and be equally divided between my remaining heirs.

Witness my hand & seal
Geo. T. Taylor
Jos. Geo. Sowersell, J. R. Sherrod (Seal)

Codicil
Whereas it has become necessary in consequence of the death of my late wife Eliza R. Sherrod

since the foregoing will was written to make alterations therein, I hereby make this second codicil thereto.

Item 1 It is my will and desire that my Executors herein after named, shall sell the whole of my real estate.

It is also my will and desire that the distributive shares of each of my daughters and minor children in monies arising from the sale of my real estate and in all monies on hand at my death or which may or shall come into the hands of my Executor from any source, belonging to my estate shall be invested by my said Executors in negro slaves or real estate for the benefit of my said daughters and minor children severally.

Item 2 It is my will and desire that the increase of the negroes bequeathed in the foregoing will shall belong to those of any of my children to whom they bequeathed.

Item 3 I hereby revoke the bequest of my negro man Luke to my daughter Emma L. Sherrod and give & bequeath to her my negro man Jack instead. I also bequeath to my said daughter Emma L. Sherrod and to my son George W. Sherrod one feather bed and furniture to each.

I hereby nominate and appoint my son Henry W. Sherrod joint Executor of with my son John D. Sherrod of this my last will and testament and that he shall not be required to give security to court.

Witness my hand and seal in the County of Ripon State of Tennessee this second day of May A.D. one thousand eight hundred and sixty (1860)

Geo. T. Taylor
Francis A. Taylor J. R. Sherrod (Seal)

for probate see minute book 77 page 636

Josiah Spivey
will,

State of Arkansas
Jackson County

I Josiah Spivey do make this my last will and testament, making void all wills heretofore by me,

Item 1st I give and bequeath in fee simple unto my brother Elisha Spivey my land lying in the State of North Carolina and in Gates County to have and to hold in fee simple for ever, and I give the balance of my effects and money to be equally divided between my brother Elisha Spivey and my sister Clarkie Winston wife of John Winston after paying all of my just debts to have and to hold forever

Test
Wm. Walton
Malinda Walton

Josiah Spivey

For probate see Minute Book F Page 665

Sarah C. Cullins

Know all men by these presents that I Sarah C. Cullins of the State of Tennessee County of Dutton do make this my last will and testament, being in proper senses.

Article 1st. I give my body to the gears and my soul to God who gave it.

" 2nd I wish my household and kitchen furniture divided between my three children - viz - Chalmers, Martha and Thos^{as} as I may advise - my two Brothers L. H. Hunt and S. B. Hunt who will attend to that provided I should not make the distribution during my natural life.

" 3rd I give to my daughter Martha Newton the portion of my land lying west of a due North line from the North East corner of L. H. Hunt's tract to my North boundary line be the same more or less. The remainder of my land I give to my son Jackson Chalmers Cullins

provided he pay to my youngest son Thos. Edward Cullins or to Charles Hopper for his benefit two hundred dollars to be paid to him when the said Charles Hopper may think proper bearing interest from 25th Decr. 1865 and provided also the said J. C. Cullins shall pay all my debts.

I witness whereof I hereunto set my hand and seal this 9th day of June 1864

In presence of
Sami. B. Hunt
L. H. Hunt

Sarah C. Cullins

For probate see Minute Book F, page 655

R. F. Tate

State of Tennessee
Dutton Co

I Robert F. Tate being in my life very uncertain do hereby make my last will and testament - revoking all others.

It is my will that my son William shall remain on the place on which I reside with my children the land not being paid for it is my wish and I hereby appoint my son William Administrator and Agent to sell six bales of Cotton now in Memphis and pay the first note on said land, and that my children all except my oldest daughter shall remain on the land and pay for the place. I wish all my personal property to remain on the place for the benefit of my children. My son being a minor I appoint D. G. Lupton and W. C. Nelson Advisors to my son William in winding up my estate.

Given this 22nd of January 1864

Witness

D. G. Lupton
W. C. Nelson

R. F. Tate

For probate see Minute Book F, page 674

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here

Wm L. Flowers No 2

I William L. Flowers of Tipton County
state of Tennessee, being advanced in years, and at this
time in feeble health, and wishing to make some pro-
visions in regard to the disposal of my estate do ordain
and publish this my last will and testament,
as follows -

My two sons William R. and Jo S. being engaged in busi-
ness by which they can amply and independently support
and provide for themselves. I wish after the payment of
my debts and funeral expenses, and all the necessary chur-
=ges and expenses of settling up my business; my
whole estate, of every kind and description whatever,
consisting chiefly of debts due and owing to me (except
my watch) to be equally divided between my two
daughters Elizabeth Flowers and Mary Eliza Hall wife of
C. B. Hall as far as the same is collected or reduced to
money. The portion of the said Mary Eliza to be held
by said husband in trust for the sole and separate use
and benefit of herself and children, in no way sub-
ject to his debts, now existing or hereafter to be inci-
=ded; but may be used and invested by him in such business
or property, for their use and benefit as he may think
advisable with full power and authority to change
sell and dispose of the same and convert in other
property + business to be managed and held as a-
=fore said for the use of my said daughter + children.
My watch I give and bequeath to my grand son Alex-
=ander, son of C. B. + Mary Eliza Hall to be used and
taken care of by his father until the said Alex^r is
of sufficient age to wear it himself.

Having sold nine hundred dollars worth of land belong-
=ing to my deceased wife the mother of my four
children; now if my two sons claim it. I wish my
=executor to pay to each of them \$225 the one fourth part
of said amount. I do hereby appoint my son in law
=Claudius B. Hall Executor of this my last will and testament
and do not wish him to be required by the Court to give any
=security on his bond as such.

In witness ^{whereof} I do hereat set my hand and seal this 8th day of
=January eighteen hundred + sixty six (1866)

W. L. Flowers

signed read + acknowledged in our presence by the
=testator + we were in his presence + the presence of each other
at his request withing the same the day and date above.

R. H. Mumford

Col. Holmes

Probate Minute Book F page 714

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James R. Somervell

will

In the name of Lord Amen.

I James R. Somervell
gentleman, born in the County of Brunswick
Va in the year of our Lord one thousand eight
=hundred and forty three being in sound sane
=minded and of sound body do make this my last
=will and testament, to wit. viz:
I do desire first of all, that all my just debts be
=paid, regardless of any "bankrupt law" or anything
of the kind; and secondly. I will and bequeath
=all of the residue of my real and personal
=estate to my mother Mrs Helen R. Somervell, to
=be disposed of as she sees proper as long as she
=lives; thirdly I will that at the death of Helen
=R. Somervell that such property as she has
=come in possession of by the provisions of this
=will shall be inherited by my Brothers and
=Sisters; fourthly I will that such of my negroes
=as remain faithfully at home shall never be
=sold or separated except by their own request
=consent.

In witness whereof I set my hand and seal
=this twenty six day of April Anno Domini one
=thousand eight hundred and sixty four.

James R. Somervell

Tipton County Tennessee
April 26th 1864

For probate see Minute Book "F" page 750

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X
H. C. M^r Quinton
Will

I Hugh C. M^r Quinton considering the uncertainty of this frail and transitory life do therefore make, ordain, publish and declare this to be my last will and testament;

That is to say.

First after all my lawful debts are paid and discharged the residue of my estate real and personal I give and dispose of as follows to wit

To my mother (Elizabeth Wright) I give one third;

To Mary A. M^r Quinton one third;

And the other to W. J. M^r Quinton.

The Negro man Tom has the title to pick his Master

I likewise make constitute and appoint W. J. M^r Quinton to be executor of this my last will and testament.

In witness whereof I have hereunto subscribed my name and affixed my seal the 1st day of July in the year of our Lord one thousand eight hundred and sixty one

H. C. M^r Quinton

Wth David
Hugh M. M^r Quinton

For probate see Minute Book "G", page 49.

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December 16th 1861

We W. Beaver and M. J. Beaver do state that the nuncupative will of H. C. Quinton was made by him on the 6 and the 7 day of December 1861 in our presence to which we were specially acquired to bear witness by the testator himself in the presence of each other that it was made in his last sickness as on the road back from Memphis and did not get no further than Mr. Beaver's house where he was surprised by sickness from home as the fact is;

And the same is as follows to wit

It was his will and desire that his effects should be disposed of after his decease in the following manner -

First that he wanted to make his will but it was too late to write one but I will tell you both that

I want my wife to have all of my property after my death after my just debts were paid and after her death to his children.

this 16th day December 1861

Made out by us and signed
test

W. Beaver
M. J. Beaver

For probate see Minute Book A page 505

Thos Stone's will

In the name of God Amen;

I Thomas Stone of the County of Tipton and State of Tennessee, being of sound mind and disposing memory do make this my last will and testament, hereby revoking all others heretofore made by me.

Item 1st I desire and will that my Executor herein after named pay my funeral expenses and all just debts out of such monies, as may first come to his hands out of my Estate.

Item 2^d I desire will and bequeath to my beloved wife Mary G. Stone, during her natural life the tract of land on which I now reside (excepting one hundred (100) acres to be set apart to Thomas W. Wines after my death). I also will and bequeath to my said wife, my negro man Doctor and my household furniture to have absolutely and dispose of as she may think proper. I further bequeath to my said wife Mary G. all the balance of my Estate consisting of farming utensils, kitchen furniture, negroes, stock, cattle and all other property whatever that I may die possessed of during her natural life.

Item 3^d I give bequeath and devise to Thos W. Wines all the remainder of my Estate after the death of my wife of every description whatever, 14 slaves, said negro boy Boston, and my household furniture, also one hundred acres of the tract of land on which I now reside to be taken off the Eastern end of said tract - and to be set apart to him immediately after my death, absolutely and in fee simple.

Item 4th I do hereby nominate and appoint my friend Thomas W. Wines my sole Executor of this my last will and testament. In witness whereof I do to this my will set my hand and seal. This the 23rd day of August 1856

Thomas Stone

Signed, sealed and published in our presence and we have subscribed our names hereto in the presence of the testator. This the 23rd day of August 1856
Humphrey R. Bate }
Isaac Morrison }

For probate see Minute Book 3^d page 765

Jos Dickey's will

In the name of God Amen - Tipton Co - Tennessee -

I Joseph Dickey being weak of body but of sound mind and judgment, do make this my last will and testament.

First - I give my soul to God who gave it; I allow all my just and lawful debts to be paid; secondly - I allow and wish the plantation where I now live to be sold, also my stock of every sort, household & kitchen furniture of every description; also my negro man (Calum) plantation table of every sort; this is my will and request for every thing I now own to be sold at public sale as soon as convenient after my death;

Thirdly; My wish and request is for my beloved wife Mary Jane to get one third of the place whereon I now live after it is sold, also one ninth or an equal share of the remainder of my Estate with all my children. Also my will and wish is for my wife, beloved son David R. & Gardner J. to have three hundred dollars each over their equal share of my Estate, also the remainder of these three hundred dollars as recorded in the clerk's office in Covington, which is to be taken off the whole head of my Estate before divided amongst the rest of my heirs. Also my wish is for my beloved son Saml^l Robert, James and daughter Nancy W. to have what I have given them over their equal share of the remainder of my Estate, Also my will and request is the share that my beloved wife gets of my Estate at her death or marriage to be equally divided between my two children by her (i.e. Matthew Jane the other not named) Lastly I appoint & nominate my two sons Robert, James and friend John W. W. Black as my Executors of this my last will and testament.

Done under my hand and seal Sept. 8th 1862

James W. Black
John W. Black

Joseph Dickey

For probate see Minute Book 3^d page 776

Thos Stone's will

In the name of God Amen;

I Thomas Stone of the County of Jefferson and State of Tennessee, being of sound mind and disposing memory do make this my last will and testament, hereby revoking all others heretofore made by me.

Item 1st I devise and will that my Executor herein after named pay my funeral expenses and all just debts out of such monies, as may first come to his hands out of my estate.

Item 2^d I devise will and bequeath to my beloved wife Mary J. Stone, during her natural life the tract of land on which I now reside (excepting one hundred (100) acres to be set apart to Thomas W. Wines after my death). I also will and bequeath to my said wife, my negro man Doctor and my household furniture to have absolutely and dispose of as she may think proper. I further bequeath to my said wife Mary J. all the balance of my estate consisting of farming utensils, kitchen furniture, negroes, stock, cattle and all other property, whatever that I may die possessed of during her natural life.

Item 3^d I give bequeath and devise to Thos W. Wines all the remainder of my estate after the death of my wife of every description (whatever), excepting said negro boy Doctor, and my household furniture. Also one hundred acres of the tract of land on which I now reside - to be taken off the eastern end of said tract - and to be set apart to him immediately after my death, absolutely and in fee simple.

Item 4th I do hereby nominate and appoint my friend Thomas W. Wines my sole Executor of this my last will and testament. In witness whereof I lay to this my will set my hand and seal. This the 23^d day of August 1856

Thomas Stone

signed, sealed and published in our presence and we have subscribed our names hereto in the presence of the testator. This the 23^d day of August 1856

Humphrey R. Bate
Isaac Hornsore

In probate per minute Book D page 776

Jos Dickey's will

In the name of God Amen -
Jefferson Co - Tennessee -

I Joseph Dickey being weak of body but of sound mind and judgment, do make this my last will and testament.

First - I give my soul to God who gave it; I allow all my just and lawful debts to be paid;

Secondly - I allow and wish the plantation whereon I now live to be sold, also my stock of every sort, household & kitchen furniture of every description; also my negro man (Elihu) plantation table of every sort; this is my will and request for every thing I now own to be sold at public sale as soon as convenient after my death;

Thirdly; My wish and request is for my beloved wife Mary Jane to put one third of the place whereon I now live after it is sold, also one ninth or an equal share of the remainder of my estate with all my children. Also my will and wish is for my two beloved sons David R. & Gardner J. to have three hundred dollars each over their equal share of my estate, also the remainder of their hundred dollars estate as recorded in the clerks office in Covington, which is to be taken off the whole head of my estate before divided amongst the rest of my heirs. Also my wish is for my beloved sons Samuel, Robert, James and daughter Nancy M. to have what I have given them over their equal share of the remainder of my estate. Also my will and request is the share that my beloved wife gets if my estate at her death or marriage to be equally divided between my two children by her viz. Matthew James the other not named. Lastly I appoint & nominate my two sons Robert, James and friend John M. McBlack as my Executors of this my last will and testament.

Witness under my hand and seal Sept. 8th 1852

James M. Blackin
Friendman

Joseph Dickey

In probate per minute Book D page 776

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Alex. W. Smith's will -

I Alexander W. Smith, being of sound and disposing mind and memory but in feeble health and being anxious to make some disposition of my estate other than that made by the laws of the descent and distribution do make and publish this my last will and testament, hereby annulling and cancelling all former wills heretofore made by me.

Item 1st I do hereby devise to my beloved wife Martha C. Smith my residence and tract of land near the town of Covington containing about 25 acres being the same purchased by me from E. J. Mariani by deed of record in the Registers Office of Jefferson County Also all of that portion of my Hadley tract & Rhodes tract of land lying west of Iron Creek and adjoining the tract above mentioned on the East containing about 100 acres, reference being had to my deeds for the same of record as above to have and to enjoy for her sole and separate use for and during the term of her natural life - I hereby bequeath to her such house hold and kitchen furniture, farm animals & farming implements as she may desire out of what may be on hand.

Item 2^d I devise to my sons Peyton J. & William C. Smith all of my said Hadley & Rhodes tracts of land that lie on the East side of said Iron Creek being the same that adjoin the lands lately owned by John L. Morgan and James Wilkins on the North, on the East adjoining the lands lately owned by said Morgan & Hugh Bragg and containing about 200 acres, I also devise to my said son Peyton J. Smith my town lot in the town of Covington on the North side of the public square and adjoining Shelton & Bernard's store house & lot on the East being the same purchased by me from Malone by deed of record as aforesaid.

Item 3^d I devise to my sons Robert C., John F. and Polk Smith all that I now own of my Covington tract of land being the tract of about 500 acres purchased by me from John Overton by deed of record as above - less that part of the same which I have sold to John J. Sherrard by deed of record.

Item 4th I devise to my daughters Martha W., Isabella F., Mary W. and Lena C. Smith all the balance of my land being my old Homestead and plantations upon which I

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resided for many years up to the beginning of the present year containing about a acre for the description of which reference is here made to my deeds for the same from Lockford, Glass, Oberall, Butler & Taylor & others which are all of record as aforesaid, reserving out of the same however one half acre of land including my family burying ground, which I hereby devise to my son Robert C. Smith in trust for the use of my family as a burying grounds.

Item 5th I bequeath to my four said daughters Martha, Isabella, Mary & Lena & to my said son Polk - twelve (\$1200.00) hundred dollars each in gold.

Item 6th I bequeath to my said sons William, Robert and John F. one thousand (\$1000.00) dollars each in gold.

Item 7th All the residue of my estate that may remain after paying all my just debts I give and bequeath to my wife Martha C., and my said four daughters & my said son Polk.

Item 8th I appoint my wife said Martha C. and my said son Peyton J. Smith executor and administrator of this my last will and testament and expressly exempt them from giving bond or security as such.

I also appoint them guardians for my five youngest children.
Witness my hand & seal this day of May 1860.

Executed in our presence and
witnessed by us at the request of
the maker
Ben Sherrard
Jas. J. Grant

A. W. Smith

For probate see minutes Board of St. pag 776

Leonard Smith - will

I Leonard Smith of Jefferson County being of feeble health but of sound and disposing mind and memory and being desirous of making other and different dispositions of my property than that made by the laws of the State do make and publish this my last will and testament, hereby revoking and making void all other wills by me at any time made.

1st It is my desire and I do hereby direct that all my last debts be paid as soon as practicable after my death out of any monies which I may leave on hand or that may first come into the hands of my executor.

2nd I will that my beloved wife Susan shall select for herself and have such articles of household and kitchen furniture, farming utensils & also all such stock horses, mules, cows, pigs, sheep etc as she may desire wish to retain. I also wish and direct that my said wife Susan shall continue to live on or at my present homestead and have the use and enjoyment of so much of the farm as she may wish during her natural life, to descend at her death to my son Jacob Franklin together with a (90) ninety acre tract which descended to my sister Sarah Owen from my Father's estate and for which I hold a deed from A. N. Owen & wife Sarah. The homestead to include one hundred and fifty acres which I inherited by will from my Father's estate.

3rd I will and bequeath to my son George (240) two hundred and forty acres of land to be composed of a one hundred and fifty (150) acre tract purchased by me of my brother Jacob, and a (90) ninety acre tract purchased by me from Richmond Spinkler and wife Mary.

4th I will and bequeath to my daughter Hannah fifty acres of land to be taken off of the W^m Lewis tract adjoining the lands of my son in law Alexander Smith reserving two acres for a mill site on which the Mills of W^m J. J. & C^o are now situated so long as a mill is kept in operation thereon.

5th I will and direct that all the remainder of my land composed of the remainder of the W^m Lewis tract

one

the 25 acre A. N. Owen tract, the bottom tract purchased of my brother L. N. Smith 150 acres and the old homestead, 250 or 60 acres, supposed to be in all some five hundred and twenty five acres shall be equally divided between my four daughters Sallie A., Nancy J., Susan and Minnie.

6th I will my son Jacob the gray horse he uses and claims also a mule colt he purchased at A. N. Owen's sale together with a couple of geese.

7th I will and bequeath to my beloved wife Susan two thousand dollars in hard money.

8th I will and direct that all the remainder of my estate of every kind and description shall be equally divided among all my children sons and daughters share and share alike.

9th I hereby nominate my son George W. Smith and he is hereby appointed my sole executor to this my last will.

In testimony of which I hereto subscribe my name and affix my seal this 24th day of May 1860

Leonard Smith

Signed, sealed and acknowledged in our presence and we do hereby subscribe our names hereto as witnesses in the presence of the testator and at his request this 24th day of May 1860

John D. Douglas
Lafayette Hill

For probate see minute 6 page 67, c.

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Wm

Wm Page's Will.

In the name of God Amen!
This is the last will and testament of me William Page of the County of DePue and of the State of Tennessee.

Item 1st To my beloved son William Page I give and bequeath a certain tract of land in the State of Arkansas, St Francis County, it being the North East 1/4 of section 23 in township 6 North of the base line in Range 3 West of the 5th of the 5th principal Meridians containing 160 acres.

Item 2nd I give and bequeath to my beloved son Silman Page a certain tract of land in the State of Tennessee DePue County, district No 12 containing 130 acres being the lands decided by Stimpson & Webb and Charles W. Webb and Nathaniel Leannon to me.

Item 3rd I give and bequeath to my son Elbird Page a certain tract of land lying in the State of Tennessee DePue County civil District No 8 containing 160 acres to have and to hold his heirs or assigns forever at my death.

Item 4th To my beloved daughter Martha Ann Page I give and bequeath all monies in my possession and claiming out side of the proceeds of the perishable property.

Item 4th After all of my debts are paid out of the proceeds of the perishable property; the remainder of the same to be divided equally between my heirs namely Wm Page, Silman Page, Alfred Page, Elbird Page, Martha Ann Page, Lawrence Page.

Item 5th I furthermore I appoint my son Lawrence Page executor to this my last will and testament.

test
J. Leubrecht
Notary Public
Williams Wilcox

Wm Page
mark

For probate see minute book 2 page

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Elija P. Alston's will.

In the name of God Amen

I Elija P. Alston in view of my approaching death and being in sound mind and memory do this day make and constitute this my last will and testament; it being the twentieth day of March one thousand eight hundred and fifty and as follows I give and bequeath to my only son James J. Alston the following named negroes Esther and her children Philip, Isaac, Judith, Cassius, Sinah, Betty, Richard, Abel, Whitmale and Louisa with hers and their future increase, Negro Woman Eliza and her children Nelson Alice, and Sandy with hers and their future increase. Negro Woman Sinah and her future increase, Rhody and her future increase. Negro man Guy Negro man Marion. Negro man Williams.

I also give and bequeath to my said son James J. Alston all my property of every description which I now possess or may be in my possession at my death.

In witness whereof I hereto set my hand and seal the day and date above written

Elija P. Alston

For probate see Minute Book 3 page

Katie Vass' will!

State of Tennessee
In the name of God Amen
Lipton County

I Katie Vass being weak in body but sound and disposing mind, memory and understanding - I wish to have for the same do make and publish this my last will and testament, hereby revoking and making void all other wills by me at any time made.

- 1st I direct that my funeral expenses and all my debts be paid immediately after my death out of any money that I may die seized and possessed of or may first come into the hands of my executor Hereafter mentioned.
- 2^d I give and bequeath to my beloved Sister, Elizabeth Hurt one bed and furniture; Also one ninth part of all my estate, monies notes etc when collected by my Executor and by him paid over to the said E. Hurt to have and to hold to her and her heirs for ever.
- 3^d I give and bequeath to my niece Lavina Benn Sister Elizabeth Hurts daughter one ninth part of all my estate to have and to hold to her and to her children forever.
- 4th I give and bequeath to my Nephew William Hurt the son of my Sister E. Hurt one ninth part of all my estate to have and to hold to him and his children for ever.
- 5th I give and bequeath to my niece Sarah Collins sister Elizabeth Hurts daughter one ninth part of all my estate to have and to hold to her and to her children for ever.
- 6th I give and bequeath to my Nephew Charles M. Hurt Sister Elizabeth Hurts son one ninth part of all my estate to have and to hold to him and his children for ever.
- 7th I give and bequeath to my Nephew Samuel B. Hurt, Sister Elizabeth Hurts son, one ninth part of all my estate to have and to hold to him and his children forever.
- 8th I give and bequeath to my Nephew James C. Hurt, Sister Elizabeth Hurts son one ninth part of all my estate to have and to hold to him and his children for ever.
- 9th I give and bequeath to my niece Elizabeth Crook sister Elizabeth Hurts daughter one ninth part of all my estate to have and to hold to her and to her children for ever.

Continued!

- 10th I give and bequeath to Spencer S. Hurt and Franklin P. Hurt the children of my Nephew Spencer J. Hurt, and the grandsons of Sister Elizabeth Hurt one ninth part of all my estate, to be equally divided between them, it being the portion that their Father or Spencer J. Hurt would have been entitled to if he had survived me, to them and to their children or their legal representatives forever.
- 11th My wish and desire is that in case any one or more of the above mentioned Nephews or nieces should be dead before the making of this my last will and testament or previous to my death, those and in that case I wish their respective portion of property or money as the case may be to descend to their children in the same manner as if they were alive and had received under said will &c.
- 12th Those nephews & nieces to whom I have loaned moneys to, for which I hold their respective notes is to receive their notes in payment of their respective shares so as to make them equal and coequal with the balance of the Legates &c.
- 13th Lastly I do hereby nominate and appoint my friend Benjamin Payne Executor of this my will and testament In witness whereof I do to this my will, set my hand and seal this the 8th day of May 1857
C. W. J. Hopper
& A. Walker

Signed sealed and published in our presence and we have subscribed our names, here to in the presence of the testatrix this the 8th day of May 1857
C. W. J. Hopper
& A. Walker

See probate see Minute Book 3 page -

15/5 Isabella Miller's will

I Isabella Miller of the County of Lipton and State of Tennessee being of advanced age, but of sound mind, memory and understanding, in view of the uncertainty of life, do make and publish this my last will and testament as follows

After my death I wish to be decently buried and all my funeral expenses including decent and suitable stones to be put up to designate the place of my interment, and all of my just debts to be paid out of the first moneys that may come into the hands of my Executor hereinafter appointed. As I think my two sons John B. Miller and Jas. A. Miller have been better provided for and are more capable of taking care of themselves and making a support than my daughters I only give and bequeath to each of them the sum of five dollars to be paid to them by my Executor. After the payment and satisfaction of the above named debts, funeral expenses & bequests it is my will, wish and desire that and I do direct that all the remainder of my estate property or money of every kind and description shall be equally divided between my three daughters Jane Miller, Elizabeth Miller and Isabella Miller, or such of them as may be living at the time said division. And in case either or any of my said daughters should marry and die before such division shall take place leaving a child or children then I wish such child or children to have the share that the deceased Mother would have been entitled to if living.

I do hereby appoint my friend Robert Miller sole Executor of this my last will and testament and in writing upon the trust imposed in him: I do not wish the Court to require any security on his bond as Executor. Nor do I wish him to have any public sale of any of my property, or required by the Court to return any inventory, or to make any settlement of his Executorship with the Clerk of Court.

In testimony of which I do here to set my hand and seal this 1st day of December A. D. 1866
Signed and acknowledged in presence of the day & year marked at the request of the testatrix in her presence as witnesses the same
Isabella Miller
R. St. Mumford
J. K. Boyce
Probate Minute Book

Joseph Bairds Will

State of Tennessee
Lipton County

The following is a Verbal will made by Joseph Baird on the 15th day of September 1866 in the presence of us the undersigned witnesses

1st My funeral expenses and all debts against my estate shall be paid out of any money I may die seized and possessed, or in hand at that time

2d I will and bequeath to my wife Janet all the money coin that is in hand at the time of my decease to be had to have to hold to use and dispose of in her life and at her death as she may see proper

3d I will and bequeath to my wife my house and lot in her life time, to hold to use and manage as she think best. But at her decease all must be equally divided among my heirs. All my hoes, cows, pigs, Haggons, tools either farming or blacksmith, shall remain in her possession for the use of the place if needed

4th I will that if one or both of my sons should desire to build and settle on part of my land at any time they may do so without being accountable to my estate for any part of the part they occupy, but when a general division made it must fall back into my estate without any charge

5th I will that my executor shall collect all my debts consisting of notes and open accounts and pay over the same to my heirs so soon as collected, equally except the heirs of my son John W. Baird who has already received a given amount

6th I will that this my last will and testament shall not be put into the hands of the Court, but that my executor shall give bond to the heirs of my estate, as a vol to the court for the collection and payment of all my moneys he is authorized to collect

7th Lastly I do hereby nominate and appoint Wm Baird my executor to collect and pay over all notes and open accounts due me
Sept 17th 1866
Witness
Wm Baird
Cornelius Baird
J. K. Boyce
Probate Minute Book Page 206

Jacob Sullivan Will.

State of Tennessee,
Clifton County

I Jacob Sullivan Sr. being of sound mind and being mindful of my mortality do make and publish this my last will and testament
1st I give and bequeath unto my wife Mary all of my property of every description that I may be seized or possessed of at my death as long as she remains my widow and if she marries again then one third of the same in fee simple and if my said wife shall marry again two thirds of my property to be divided among my children and if she never marries again then at her death all of my property to go to my children to be divided as follows

2nd My son Turner Sullivan has received of me thirty dollars which he is to account for to the rest of my children on a division before he comes in for any thing more

3rd My son Charles Sullivan has received one hundred & ten dollars which he is to account for to the rest of my children before he comes in for any thing more

4th My son Layton Sullivan has received one hundred & twenty six dollars which his heirs is to account for to the rest of my children before they come in for any thing more

5th The above named sums to the above named of my children is that much more than what I have given to any the rest of my children is the reason why I make the charges against them

6th Whatever is remaining at my wife's death according as is described above is to be equally divided among all of my children to wit Turner, Charles, Layton, Nathan, Joseph & Isaac Sullivan, after Turner, Charles & Layton shall have accounted for the above named sums with which I have charged them, I hereby appoint my beloved wife Mary my sole executor. In witness whereof I have hereunto set my hand and affixed my signature this the 25th day of December 1847

Jacob Sullivan

Witnesses
Hansbrough }
A. Turnage }
My son Isaac has recd of me twenty dollars & fifty cents which he is to account for to the rest of my children before he comes in for any thing more Jan 31st 1853. Jacob Sullivan

Probate Minute Book G Page 206

J. J. Forbes Will.
State of Tennessee
Clifton County

This is my last will and testament I bequeath to my wife N. C. Forbes all of my estate, my land and stock of all kind and papers. If James my son takes the mule & will pay twenty five dollars to S. D. Atkin he is to have it & all the my bench tools A. J. Forbes has got seventy dollars more than the best of my children. This is my last will and testament
Witness my hand and seal. Robert J. J. Forbes

This 14th day of July, 1863.

Witnesses
D. Craig
A. B. Forbes

Probate Minute Book G Page 206

W. B. Robinson Will

State of Tennessee,
Clifton County

Being of sound mind I make this my last will and testament first I will that all of my just debts be paid, I give to my daughter Mrs Kate Ford one hundred and twenty dollars. To my beloved wife I give two horses or mules and two muled cows which she is to select from my stock. I also give to my beloved wife all my lands and tenements to have and dispose of in any way she may think proper. I also give to my beloved wife all the monies I have on hand and all that are due me or may become due me I also give to her all my plantation utensils, and my Wagon and pleasure Carriage

January 26th 1867

W. B. Robinson

Witnesses
A. H. Clement
Jas R. Claxton

Wm J. Caraway
Jan 26th 1867

It is my will that my grandson be my executor to carry into effect this will

W. B. Robinson

For probate see minute book G Page 259

Witnesses
A. H. Clement
J. R. Claxton

Be it remembered that at a Chancery Court began and held at the Court house in the town of Covington, for the County of Leflore in the 6th Chancery Division of the State of Tennessee, on the third Monday in November 1866, it being the 19th day of said month was present and presiding the Hon. John W. Harris Chancellor & present also R. H. Munford Clerk

On Tuesday of said Court the following proceedings were had and entered of record to wit

Nancy Wilson & Elizabeth Wilson
vs
W. J. D. Wilson's wife & others Original Bill

Be it remembered that on this the 19 day of November 1866. This Cause come on to be heard before the Hon. John W. Harris Chancellor & upon the Bill of Complainants and ~~and~~ answer of defendants and proof in the Cause which it appearing to the Court that on the 30 day of December 1862 W. J. D. Wilson a citizen of Leflore County Tennessee departed this life unmarried. That on the

day of March 1863 the said Wilson made and executed a paper writing his last will and testament which was signed by him, and to which A. S. McDunston and Robert McDill being, subscribing witnesses. That by said paper writing the said Wilson disposed of or purposed to dispose of all his estate both real and personal in the manner set forth in a paper writing marked Exhibit A to the Bill of Complainants and it appearing that the said last will and testament of the said Wilson received and unchange by him in his lifetime was at the March Term 1863 presented to the County Court of said County of Leflore and probated by the testimony of A. S. McDunston one of the subscribing witnesses thereto that said said will was left with the Clerk of the County Court of said County of Leflore and not recorded and that the same has been lost and cannot now be found diligent search having been made therefore in said Clerk's office. The Court doth thereupon declare that said paper writing was the will and testament of the said W. J. D. Wilson and that the same was in substance and effect as follows to wit

I Wm J. D. Wilson do make and publish this my last will and testament hereby revoking and making void all other wills by me at any time made

First I direct that all my debts be paid out of any moneys that I may die possessed of, or may first come into the hands of my Executors,

Second, I give and bequeath to my Sister Sarah McDunston Two hundred dollars of my estate.

Third, I give and bequeath to my Sister Margaret McLaughlin's two sons Robert McLaughlin and Wm. McLaughlin one hundred dollars each of my estate.

Fourth I give and bequeath to my two Sisters Elizabeth Wilson and Nancy Wilson all the balance of my estate personal and real after paying all my just debts

Lastly I hereby nominate and appoint Elizabeth and Nancy Wilson my Executors and they are not required to give bond or security, signed sealed and executed in presence of A. S. McDunston Robert McDill

Signed about March 1862

Which was signed by the said W. J. D. Wilson, and published by him in the presence of A. S. McDunston and Robert McDill who became the subscribing witnesses thereto. It is therefore ordered, adjudged and decreed that the said paper writing set forth as aforesaid be set up and established as the last will and testament of W. J. D. Wilson deceased and that the same be certified by the Clerk and Master of this Court to the County Court of Leflore County then to be proceeded on and under as the last will and testament of the said W. J. D. Wilson deceased and that the Executors therein named be allowed if they desire to be qualified as such under said will and that Complainants and their heirs and assigns their Executors pay cost of this suit

State of Tennessee Leflore County
I Richard H. Munford Clerk & Master of the Chancery Court for Leflore County do certify that the foregoing contains a full and true Copy of the proceedings and final decree in the Cause therein named and stated in said Court as the same appears of record in my office
Witness my hand at office this 27th July 1867
R. H. Munford Clerk & Master

James McClellin's
Will

In the name of God amen

I James McClellin being weak of body but of sound mind and judgment do make this my last will and testament First, I give my soul to God who gave it to allow all my just and lawful debts to be paid. Secondly I give and bequeath to my beloved Son John M McClellin the place whereon I last lived Containing Eighteen Acres to him his heirs or assigns forever - Lying North of the Pond Commencing near a White Oak on the publick road running East a short distance to a black Elm thence North to the head of the Spring branch thence East down said branch to Mrs Mary Peters line joining Mr Hurdman's land on the North Also I give and bequeath to my grand son Robert McClellin my two year old Mare Colt - Also I give and will my Bureau to my grand daughter Sarah Ann McClellin 3rd I give and bequeath to my beloved Son James M McClellin the remaining part of my land lying South of the Pond Containing thirty two acres to him his heirs or assigns for ever Joining Adkins land Also I give and wish my beloved grand daughter Mary E McClellin to get my bedstead bed and clothing all that belong to the bed also the white dined Casimirpane - Also I will and wish my son James M to get & to have my mare Mule for his own use and purpose - Fourthly Also my will and wish is for my sons John & James to pay my beloved grand daughter Sarah A Maffitt twenty five dollars each no interest requid when she marries or comes of age - if said Sarah should die before she comes of age or marries then my will and wish is for my son to keep the money and for him own use & purpose Fifthly I give and bequeath my Sable bedstead bed clothes now at Stephen D Serrys to his little daughter Elizabeth A Serry if she should die before coming of age or marries then the table bedstead bed & clothing to go to her Sister Decy Ann My trunk at said Serrys I give to Susan R Serry - Lastly I nominate and appoint my friend Wm C McClinton my Executor no security required. Signed sealed and executed in presence of us this 18 day of Aug 1864

Test
Wm C McClinton
Wm Baird

James McClellin (Red)

For Probate Book G Page 285

Samuel S McElwee
Will

I Samuel S McElwee of the County of Madison State of Tennessee - being of sound mind and disposing memory do make this my last will and Testament in memory and form as follows
First

It is my desire that after my demise my body be decently buried and my soul to rest with him who gave it

Second

It is my request that my wife Hannah O. McElwee have and hold my entire property to use and dispose of as she may think proper during her widow-hood and as my children become of age or marry it is my request that she give them such property as she may see proper to give for their benefit, But if she should marry then it is my request that said entire property be divided equally between her and my children

I make this as my last will and Testament as I expect to be absent from home for some time and know the uncertainty of life. Witness my hand and seal this 26th of October 1867
Attest J M Hillis
Attest W. S. Drake

For Probate Book see Page 349

rest of book blank