

TIGHT BINDING

1197
Robert Stuart Will

I Robert Stuart of the County of Washington in the State of Tennessee being weak in body but of sound mind disposing memory Do make and publish this my last will & testament in manner & form following that is to say In the first place it is my will that at my death my Body be buried in a decent Christian like Manner and that all my just debts and funeral expenses be paid out of my estate before their being division of the same I also will & bequeath to my Brother John Sturtz all that part of the plantation on which I now live dying cast & death of the following day during his County Beginning at a Stake or tree on the line near the Mouth of the Creek next to Isaac Smith's & thence as the point on said the line which will be indicated by extending a line the course of the line to Smith's house with the line & road leading to Somersburg to where the road leading to Bear ford turns said road thence with the Bear's ford road to where it is intersected by the road leading to Kelly Ferguson's from thence a straight line to a white Oak John Sturtz claim over some Green and John Sturtz Meadow which describes land with all that appertains thereto I hereby begin with him his heirs and assigns for ever I also give & bequeath to my Sister Nancy Conly all the residue of my land lying North & West of the before described line & including my dwelling house and other improvements to her and her use for & during her Natural life and after her decease. Thirly wills and bequeath the whole of her part of my land with all its appertaining to her son Joseph Conly to him his heirs assigns for ever also it is my will that my Negro boy Name Son other to be my executor & free when he comes of the age of twenty three years and that he be the property of my Sister Nancy & her son Joseph Conly until his emancipation is effected also I will & bequeath to my Sister Nancy Conly my small Marri Case of Warriors black & glass two beds & bedsteads & furniture to support her benefits and at her deathbed I also will & bequeath to my Stephen Dawson Conly fifty dollars in Money also I will & bequeath to my nephew David Sturtz son of John my late brother also wife to Robert Stuart son of John my son in law also I will to my Brother Alexander Sturtz & to my sister Margaret Allen & Susan Ferguson to each of them five dollars in Money also I will & bequeath to my Brother John Sturtz two hundred dollars in Money or the rest of my estate together with my wagon & team goes to her for his use & at his dispose after my decease It is nevertheless expressly declared and distinctly understood that all the legacies both general & personal property in this will made to my Brother John Sturtz is made to him on the condition that the said John Sturtz do execute a full release of all claims whatever he may have or ever had on me or my estate on account of a settlement of the estate of our deceased Father David Sturtz and should he fail to execute such release or quit claim then & in that event the legacy made to him shall go to the use & benefit of Nancy Conly & Joseph Conly and all the residue of my estate not by this will already disposed of and that may remain after my last debts are paid Thirly will & bequeath to Nancy Conly & her son Joseph Conly & it is my will that they take care of & provide a comfortable living for my Negro men slaves & family & appoint and constitute my Brother John Sturtz & Joseph Conly my executors of this my last will & testament & it is my request that no hearing be required of them and I do now hereby make & nominate the former wills by me made annulling this only to be my last will & testament & signed & sealed & delivered in the before to his last will & testament who is his person and at his request see person of each other do witness our names as witness thereto The foregoing will was proven in court by the said Robert Sturtz & Jonathan Mullky & John Mullky two of the subscribers thereto as witness to the same on the 1st instant A.D. 1826 & recorded in John Sturtz & Joseph Conly our office

160
Jonathan Mullky will

In the name of God Amen

Jonathan Mullky of the State of Tennessee Washington County being low in health and weak in body but of perfect sound mind & memory am calling to mind the Mortality of the body knowing that it is expedient for all men to die and for the better regulating of such worldly estate as it has pleased God to bless me with do make this instrument of writing my last will & testament after my funeral expenses paid & for debts done more of long importation that my estate be divided in the following manner 1st I give and bequeath to my beloved wife I do in honor of our father his farm store warehouse & all his lots one because I inmate the all the household furniture and all the clothing she has made since she has been with me also my Son Men like Beddell & Brule my family Bed & bedstead & Coffie table & her Bedpost out of my present Crop for her sustenance while she stays here 2nd I give & bequeath to my Son Isaac all my lead and tinware & utensils I now have containing one hundred & eighty acres be the same more or less with all the appurtenances thereto belonging during his Natural Lifetime but not for him to sell or dispose of it in any way and after his death to be equally divided between his children by sale or division as they may agree or also all my farms of estates of every description and his share of breeding does 3rd I give & bequeath to my daughter Rebecca Straight my ordinary horse and Canner cupboard 4th I give & bequeath to my daughter Elizabeth Murray a big Mare that she now has in possession 5th My wife is that all the balance of my estate that is not herein particularly mentioned including all my Stock of cattle hogs and Sheep with all other articles, and household furniture of every description including all debts that is owing to me be equally divided between my two daughters Rebecca Straight & Elizabeth Murray in such manner as they and their husbands may agree on 6th As I have heretofore given to my other children Ned Simon Neom (VII) John Mullky Philip Mullky Jonathan Mullky Mary Maria Neom Burdette and Sarah Murray such sum as either thought proper to give them I have given and bequeath to them the several sums by me heretofore given that they desired Lastly I nominate and appoint my friend Nathan Shupley and my two sons in law William Straight and John Murray Executors of this my last will & testament hereby invoking all other wills legacies and bequests made by me and freely declining this to be my last will & testament In testimony whereof I have hereunto set my hand and seal the twenty third day of August in the year of our Lord One thousand eight hundred & twenty six

Signed sealed in the presence of
Thomas Galloway

Jonathan Mullky ^{his} ~~hand~~
Mark

Marty All good The foregoing will was proven in court by the Oath of
Duke Riddle Thomas Galloway & Duke Riddle two of the subscribers thereto
There to at Boston Superior 1826 & October 1st
Nathan Shupley William Straight & John Murray qualified as executors to
foregoing will