

Peter Miller's Will

In the name of God, Amen.

I Peter Miller of the County of Washington and State of Tennessee, being of sound mind, and memory, and in the enjoyment of my usual health, and desiring to dispose of the Property with which a kind Providence has blessed, do hereby make and publish this as my last Will and Testament.

First. After my death I desire my Executors herein after named to have my remains decently buried and my funeral expenses defrayed out of my money or assets on hand at the time of my death.

Second. I give and bequeath to my son Samuel One hundred Dollars, in addition to what I have heretofore given him. This sum is to be paid to him by my son William, to whom I have herein after devised the one half of my real estate.

Third. I have heretofore given, and hereby confirm the gift, to my son Elbert a negro woman & small negro boy and have incurred considerable expense, upon his education, and in procuring his profession of Medicine. I therefore consider these gifts & expenditures as a fair share of my estate.

Fourth. I give and bequeath to my son-in-law Alexander McNeil One negro woman named Willoughby. I also give and devise to the sd. Alexander McNeil and to my son William all the Real estate which I now own being the tract of land on which I now live in sd. County of Washington, the sd. land is to be so divided as that the dwelling house, Barn & other out buildings with their appurtenances shall be included in the share or part that is assigned to my son William. The devise of the one half of sd. tract of land to sd. McNeil is made upon the consideration that he has paid or secured to my son James the sum of Fifteen hundred dollars. I have also paid my son James One thousand Dollars, which I had intended to give to sd. McNeil & wife of my personal estate, & they are to have that interest in the land, which I estimate, at Five thousand Dollars for the whole, & upon the payment of the aforesaid Fifteen hundred Dollars to my son James by

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sd. McNeil, he is to be a joint and equal owner with my son William of the whole tract which is to be divided between them in the manner hereinbefore stated.

Fifth. I have heretofore given, and hereby confirm the gift, to my Daughter Sarah Bowder a negro woman named Charlotte & her two children & future increase, and in addition I further give and bequeath to my daughter Sarah my negro man named Nige to be delivered to her at my death.

Sixth. I have heretofore given to my Daughter Nancy Crasly, and hereby confirm the gift a negro woman named Caroline, and do further give and bequeath to my sd. daughter Nancy my negro man named Isaac, to be delivered to her at my death.

Seventh. I have heretofore given to my daughter Mary Thompson, and hereby confirm the gift, a negro boy named George, and do further give & bequeath to my sd. daughter Mary a negro girl named Amanda to be delivered to her at my death.

Eighth. I give and bequeath to my daughter Emma a negro boy named Jerry and a negro girl named Emeline to be delivered to her at my death. I do further will & direct that my Executors out of the proceeds of the sale of my personal estate, hereinafter directed to be sold, shall pay over to the sd. Emma Annually, to aid in her support the sum of One Hundred Dollars until she marries or arrives at the age of twenty one years. This annuity is to cease upon her marriage, or arriving at the age of Twenty one years. I further will & bequeath to my sd. daughter Emma, as an outfit, such articles of Property as my other daughters received from me when they left me, to enable them to go to housekeeping.

Ninth. I further will & desire that my two sons James and William shall have such outfit as my married children received when they left me, consisting of housekeeping articles, hogs, Cattle and sheep, the kind and quantity, my Executors will know and will in the fulfillment of this & other similar requests be governed by the provision for and advancement to those of my children who were thus provided for in my life time.

Tenth. I have heretofore given to my son James One thousand Dollars, and this sum together with the Fifteen Hundred Dollars charged upon the land devised to Alexander McNeil & to be paid by sd. McNeil to my son James, is in full of his, James' share of my estate, being the sum of Twenty five hundred Dollars.

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Eleventh. I give and bequeath to the "American Bible Society" formed in New York in the year Eighteen Hundred and Sixteen Two Hundred Dollars of stock that I own in the East Tennessee and Virginia Rail Road Company, to be applied to the charitable uses and purposes of sd. Society. And I do hereby authorize and direct my Executors or either of them to transfer sd. stock on the books of sd. Company to sd. Bible Society.

Twelfth. I further will and direct that whatever personal property I may have on hand at the time of my death, not herein specifically bequeathed, shall be sold by my Executors, and after reserving a sufficient sum to meet any charges thereon, the residue thereof, together with any money on hand or debts due me, shall be equally divided amongst all my daughters herein before named.

And I do hereby nominate and appoint my two sons Samuel W. Miller and Elbert W. Miller Executors of this my last will & Testament, and do hereby revoke all former wills by me at any time made, and reposing entire confidence in the integrity of of my sd. two sons, as Executors, I desire that they be not required by the Court to give any security for the execution of this my last Will and Testament. I witness whereof I do to this my will set my hand & seal this the 31 day of October 1856.

Peter Miller (Seal)

Signed, sealed and published in our presence and we have subscribed our names hereto in the presence of the Testator.

Peter M. Reeves
Edw. J. H. Hughes

ap 4th May 1863

Codicil to my last will and Testament

1st I hereby release my son William from the payment of the One Hundred Dollars specified in the second clause of my will, as I will arrange that amount with my son Samuel during my life time.

2nd I hereby will and bequeath a small negro girl named Elise aged about four years to my daughter Elizabeth M'Neal.

3rd I hereby will and bequeath a negro child named Webster aged about two years to my daughter Sarah Ponder.

4th I hereby will and devise that my daughter Elizabeth M'Neal shall have out of my personal estate three Cows & 1st third and fourth choice also Ten head of sheep, Cook Stove

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and utensils all the best clothes that she has ever made together with three bedsteads - Large Copper kettle, Boll metal kettle, half doz fine knives & forks and such other outfit as her other sisters received. And all the geese as well as all the poultry.

Peter Miller

Signed, sealed & published in our presence and we have subscribed our names hereto in the presence of the Testator

Henry Hoops ap 4 May 63

Attest John Blair

April 22nd 1863

Additional Codicil to my last will and Testament

In view of the affliction of Son Wm and in all probability of his remaining so for and during his natural life I hereby give and bequeath him my negro boy named Jerry which is heretofore given to my daughter Emma and in lieu thereof I hereby will and bequeath my daughter Emma six Hundred Dollars in Current State Bank notes the boy Jerry to be delivered to my Son Wm at my death and money to be paid over to my daughter Emma as soon after my death as practicable by my Executors hereinbefore mentioned all the remainder of my Property to be divided as before mentioned.

Peter Miller

Signed and sealed in our presence
day and date before mentioned

Peter M. Reeves

Henry Hoops } ap 4th May 1863

The foregoing will and Codicils to said will presented to Court and proven by the oath of Peter M. Reeves and Edw. J. H. Hughes and ordered to be recorded from 4th May 1863, and the Codicils to said will proven by Henry Hoops, John Blair, & Peter M. Reeves from 4th May 1863, & ordered to be recorded and the said Samuel W. Miller & Elbert W. Miller of said names in said will appear in open Court & qualified as the law direct.

Joseph Henry Clark