

Humphreys Glaze et al.
vs.
Wm B. Glaze et al.

Nuncupative Will,

In obedience to the order of the Supreme Court of Tennessee made at its September 1888 and the order of the Circuit Court for Washington County made at its December Term 1888 in the above styled cause, I, Lewis Cooper Clerk of the Circuit Court in and for said County of Washington and State of Tennessee do hereby certify the accompanying nuncupative will of David C. Moore Dec^d together with a certified copy of the issue made up in said cause the verdict and judgement of the said Circuit and Supreme Courts back to the County Court of Washington County Tennessee to the end that the same may be by said Court recorded and all such other and further proceedings had in the premises as the law requires.

Given under my hand and official seal at office in Jonesboro this the 30th day of January 1889.

Lewis Cooper
Clerk of the Circuit Court
of Washington County Tennessee.

Nuncupative Will of David C. Moore.

On the 26th day of June A.D. 1887 between the hours of 8 and 9 A.M. David C. Moore deceased in his last sickness at Mark Seaton's own habitation in the first civil District of Washington County State of Tennessee where he David C. Moore had been previously residing over ten days and where he had been suddenly surprised by his last fatal sickness in the presence of the undersigned witnesses whom he especially requested to bear witness thereto that his will was &c as follows to wit we were called into the room where the deceased was lying by H. Glaze. Mark Seaton came in first and when H. Aston came in said then

Nuncupative Will of David C. Moore Continued

H. Glaze spoke to said David C. Moore as follows Dary I will state the matter over in the presents of these witnesses as you have just stated it to me and you can answer you say (addressing deceased) that if you dye you do not want that note to come against me and you want me to have one of your mules deceased David C. Moore replied yes if I die I don't want that note I holde against you to ever come against you and I want you to have one of my mules the said David C. Moore died on the 27th day of June 1887.

Written and signed by us
July the 5th 1887

M. L. Seaton
Henry Aston

Humphreys Glaze

vs.

Wm B. Glaze

Moses Glaze Lawrence Glaze
Caroline Morrison Wilson
Moore and Daniel Moore

In the Circuit Court
of Washington County
Tennessee

The proponent Humphreys Glaze avers that David C. Moore who died in Washington County Tennessee on or about the 27th day of June 1887 made a nuncupative will, the same being his last will and Testament being made in his last fatal sickness and while he was in extremis and the same having been duly reduced to writing by the two witnesses as stated in said paper writing on the date therein stated and that all the legal requirements as to said nuncupative will complied with said Humphreys Glaze produces the writing which is herunto attached and to the Court shown and which is duly signed by M. L. Seaton and Henry Aston who are the witnesses to said nuncupation and the said Humphreys Glaze who is made the sole devisee of the property thereby devised hereby avers and

Will of David O. Moore Continued

declares that the said writing herunto attached contains the said nuncupative Will and last will and testament of the said David O. Moore Dec^d

Declaration filed
Decr 21st 1887
Lewis Cooper CLK

Hacker & Wilson
Attorneys for PropONENT

Plea.

The Deft. Wilson Moore and Daniel Moore comes and for plea say that said paper writing purporting to be the last will and testament of said David O. Moore and filed with probonants declaration is not the last will and testament by nuncupation of said David Moore nor was the same made and executed as required by law and of this they put themselves upon the Country and demand a Jury to try the case

Plea filed Decr 22nd 1887
Lewis Cooper
CLK

J. J. Kirkpatrick
Atty for Pltff.

Circuit Court Monday April 16th 1888.

Be it remembered that at a Circuit Court began and held at the Court House in Jonesboro for the County of Washington and State of Tennessee on the 3^d Monday after the 4th Monday in March 1888 it being the 16th day of April 1888 present and presiding the Hon. Andrew J. Brown the elected to hold the Courts for the first Judicial Circuit of Tennessee when among other things the following proceedings were had and ordered to be entered of record, to wit,

Jonesboro Friday April 20th 1888

Humphreys Glaze et al.

vs

W. B. Glaze et al

Devisavit Vel Non

Came the parties by their allies and also came a Jury of good and lawful men of Washington County, James Brobeck, H. Campbell, W. A. Haddock, P. N. Mattern, C. Smith, J. J. Gibson, E. Davidson, J. W. Sherfy, R. W. Morrell, James Hale, S. B. Slaughter & W. M. Cooper who being elected tried and sworn the truth to speak upon the issue joined and there not being sufficient time to finish the consideration of this Cause to day the jury were respected from rendering their verdict until tomorrow

Monday April 23rd 1888.

Humphreys Glaze et al.

vs

W. B. Glaze et al

Devisavit Vel Non

Came again the parties by their allies and also came the same Jury who were on a former day sworn in the cause to wit, James Brobeck, H. Campbell, W. A. Haddock, P. N. Mattern, C. Smith, J. J. Gibson, E. Davidson, J. W. Sherfy, R. W. Morrell, James Hale, S. B. Slaughter and W. M. Cooper, who upon their oaths do say that they find the issue joined in favor of Pltff, that the paper writing purporting to contain and be the last will of David O. Moore Dec^d is and does contain the nuncupative will of said David O. Moore Dec^d.

It is accordingly adjudged that said paper writing be adjudged back to the County Court of Washington County to be there further proceeded with as the law directs and it is further adjudged that the contestants David Moore and Wilson Moore and R. G. Moore, their Surety on their prosecution bond pay the costs of the case for which execution may issue, and thereupon Defts by Ally moves the Court to tax Pltff with attendance of the following witnesses summoned