

Adam Sells Will

I Adam Sells of Washington County and State of Tennessee, being of sound mind and memory, do make Ordain and publish this my last will and testament hereby revoking and making void all other wills that I may at any other time have made,

First- I will my soul to God who gave it, and my body to be decently buried by my Executor hereinafter named.

Secondly- I will that my funeral expenses and all my just debts be paid out of the first money that may come into the hands of my Executor.

Third. I will that my beloved wife Margaret Sells, if she out lives me, have the use of all my property both personal and real, during her natural life, that if it is necessary for her support or if she does not wish to retain all of my personal property, she may sell any or all of said personal property and use the proceeds of such sale or sales for her support, but not for the support or benefit of any one of my heirs to the exclusion of the remainder of those who are herein after named as the beneficiaries of this will, that is if there remains any thing from such sales as my beloved wife may make after she receives her support then that remainder shall be divided by my Executor the same as the proceeds of my other property.

Fourth. After the death of my beloved wife Margaret Sells. I will that my Executor sell all of my property both personal and real. My personal property at public sale and my realty at either public or private sale as my Executor may think best. That is, in the sale of my land I leave every thing to the judgment of my Executor as to manner, time and the payments.

It is my will that the money received for my property by my Executor be divided as follows, that is to say, I will that he pay to my daughter Elizabeth Thornburg the sum of. (Doll.) One dollar. The remainder of said money my Executor is to divide equally between my following named children with such exceptions as shall here in after be made. That is, Joseph Sells, Sarah Moore Matilda Moore. Catharine Caruthers Susanarah Smithy, George Sells and Henry Sells, are to receive said money sharing equally except my daughter Catharine Caruthers who is to have (Doll.^{rs}) One hundred dollars more than any of the others and my son Henry Sells (Doll.^{rs}) four hundred and sixty four less, he having received this amount already. ^{by said money October 28th 1868} My daughter Mary Prebble, has been fully paid her part of my estate by me in land and therefore gets nothing more. Elizabeth Thornburg is only to have the one dollar before willed to her in this will. She having been paid her part of my estate by me.

Fifth- It is my will that whoever lives on and farms my land after my death until it is sold by my executor, shall be required to take good care of said land, and not destroy the timber unnecessarily, nor farm the lands so as to allow them to wash off, or become in any manner impoverished more than can be avoided and that said party farming said land at the time my executor sells

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the same shall have full rights and privileges to gather his growing crops.

Sixth- It is my will that John White act as my executor and I hereby appoint him to said office, and if he should die before my estate is closed up then it is my will and desire that James McBrink execute this will or what ever part thereof remains unexecuted at the time of the death of the said John White. Signed & sealed in our presence ~~Witnesses~~ this 30th day of August 1873.

Witnesses

W. H. Leary

V. A. Fawn

Adam Sells

I Margaret Sells wife of Adam Sells of Washington County Tennessee being of sound mind and memory do adopt Ordain and publish the foregoing will of my beloved husband Adam Sells, as my last will and testament hereby revoking and making void all other wills that I may at any other time have made. Signed and sealed in our presence this 4th day of September 1873.

Witnesses

W. H. Leary

V. A. Fawn

Margaret ^{her} Sells
mark

The foregoing wills was presented to the Court at the November Term 1874 and proven by the oath of W. H. Leary and V. A. Fawn the subscribing witnesses in open Court and ordered to be recorded.

J. F. Grisham atty

(792 words)