

James Fitzgeralds Will

State of Tennessee Washington County. Sept 6th 1864

Know all men by these presents that this is my will and Testament in the Special Term of Ten Thousand Dollars I bind my Ex^r or Administrators and assigns to make a good lawful title to the following tract of lands to viz Commencing on John P. Brisham line then due east to Joseph and Henry Kales lines then with their line to John Fords line then with his line to Jonathan Fords line then with his and Joseph Martin line to the place of beginning containing four hundred acres more or less to have and to hold unto James K. Milburn Andrew J. Milburn Mary Elizabeth Milburn John W. Milburn Henry J. Milburn to have and to hold unto them forever and there assigns I hereunto acknowledge and affix this to be my will and Testament and affix my seal date above written

Nathan Shipley
James K. Shipley
John Goforth

James Fitzgerald

State of Tennessee

Washington County
Sept 6th 1864

Know all men by these presents I James Fitzgerald of the one part all black Sal Jack Ham Sal Fan and the other part, this is my will and Testament, I James Fitzgerald for the above named blacks to have one hundred acres of land bounded as follows. Commencing on John P. Brisham line then running with the line of Joseph Watkins old tract then running round for complement to have and to hold unto them the above named blacks forever and to be free after my death I hereunto acknowledge and affix my seal this to be my will and Testament day and date above written

Test
Nathan Shipley
James K. Shipley
John Goforth

James Fitzgerald

The foregoing wills were proven in open Court at January term 1866. By Nathan Shipley and John Goforth two of the subscribing witnesses thereto and ordered to be recorded. And

Nathan Shipley appeared in open Court and entered in as Administrator of the said James Fitzgeralds Will with the will annexed. gave bond with approved security and was duly qualified as the law directs.

John P. Brisham Clerk

James Whites will

I James White of the County of Washington. Knowing life is uncertain I feel it is right and proper for me to make some disposition of my property. I therefore make the following disposition of my estate real and personal "to wit" I desire first that my Executors hereafter named bury my body in Christian like manner and that they pay all my funeral expenses and all my just debts. I do give to the Baptist Church at Union Washington - near me Three hundred dollars for the use and benefit of said Union Church as long as it remains a Baptist Church - the interest of which sum is to be paid annually to the Pastor of said Church, whoever he maybe. I want the members of the Union Church to determine how this sum shall be voted or loaned so as to be most beneficial for the Pastor. and I want it understood that when ever the Union Church ceases to be a Baptist Church then said fund shall belong to the Baptist denomination and subject to their control and management. 3rd - I want my real and personal estate sold and the proceeds equally divided among my children. by which I mean that the grand children shall represent their parents in the same way that their ancestors would if alive.

4th I desire and make it obligatory on my Executors to give Jane McFarland what would be a reasonable compensation for her extra services to me; this is to be discretionary with my Executors provided she remains with me and continues as kind to me as she has been heretofore. If she ceases to be kind and attentive to me as now, then she will get nothing.

My Executors are required to sell my lands to the highest bidder on such time as they may think best. I Appoint John White my Executor of this my last will and Testament. Should he die before me then I want Thomas A. Saw to execute this will.

In testimony whereof I have hereunto set my hand & seal this 6th day of Dec 1865.

Test

Joseph Bowman
W. H. Range

James White

The foregoing will was proven in open Court at January Term 1866 by Joseph Bowman and W. H. Range the two subscribing witnesses thereto and ordered to be recorded. And John White the Executor appointed in and will appeared in open Court gave bond and approved security and was duly qualified as the law directs.

John P. Brisham Clerk
County Court.

Noncupative Will of James Humphreys Dec. Feb. the 13th 1866.

At the under signed were present just before the death of James Humphreys and heard him say how he wished his property disposed of after his death, that he wanted Newton N. Humphreys to have his bay horse John & seven or eight Newtons, two children to have the head and bedding then lay on, he wished his other property and land sold and the proceeds equally divided between all his brothers & sisters and all his debts paid.

Thomas Meames
Margaret Thompson

The foregoing will was presented to Court for probate at its March Term 1866 and proven by the oath of Thomas Meames and Margaret Thompson the two subscribing witnesses thereto and ordered to be recorded & that the same

J. F. Kisham Clerk

Jacob Whistler's will

I Jacob Whistler of the County of Washington & State of Tennessee being weak of body but of sound mind memory & judgment, do make constitute & ordain this as my last will & Testament in form & manner following (Wiz)

Section 1st It is my will that my funeral expenses and my just debts be paid out of the first money that may come into the hands of my Executor.

Sec^d I will and bequeath to my beloved wife Mary Whistler the entire proceeds & income of my farm during her natural life, and any necessary thing in and about the house that she may need or want. And if she and Mary Ann Givins live or stay together, all things is to be & remain as heretofore in the family. And if any of stock & farming utensils, or any thing else that she may not need, it is my will that it be sold to the best advantage & whateven of the money my wife may not need, to be put out on interest to pay taxes &c.

Sec³ It is my will that at or after my wife's death, that all of my estate both real and personal be sold to the best advantage either publicly or privately by my Executor for cash and the proceeds to be equally divided among my heirs, except Elizabeth Biddle is to have two hundred dollars and an equal share.

Sec⁴ It is my will that my Executor have the entire control of my estate both real and personal as I have heretofore had to manage for the best interest of my wife & heirs.

Sec⁵ I hereby authorize and empower my Executor (hereafter to be named) to make to the purchaser of the land a warranty deed.

Lastly I hereby constitute and appoint my son-in-law William Quinn Executor of this my last will and Testament. Witness my hand and seal this 13th day of August A.D. 1859.

Jacob Whistler (Seal)

Attest
Ed. Mathis
Jacob L. Propst

The foregoing will was presented to Court for probate by Ed Mathis and Jacob Propst. at April Term 1866. The two subscribing witnesses thereto, and ordered to be recorded. and Jacob Propst appeared in open Court gave bond with approval security and was duly qualified as Administrator with the will annexed of the said Jacob Whistler decd.

John F. Kisham Clerk

Abraham Sherfy's Will.

I Abraham Sherfy do make and publish this my last Will and Testament

First, I direct that my funeral expenses be paid and also my debts be paid as soon after my death as possible out of any money that I may die possessed of or may first come into the hands of my Executors hands. Recently I give and bequeath to my wife Magdalene Sherfy all the lands and stock and house hold and kitchen furniture and farming utensils to be hers as long as she lives, and at to be divided with the heirs. Thirdly I give and bequeath to my daughter Mary Ann Sherfy and her heirs one half of the estate at the death of her mother. Fourthly I give and bequeath to my daughter Rebecca Emeline Sherfy and her heirs the other half of the estate at the death of her Mother. I do hereby nominate and appoint my sons Sherfy and Vincent Boring my Executors, in witness whereof I do set to this my will set my hand and seal this the 22nd day of December 1855.

Abraham Sherfy (Seal)

Attest
Saml S Sherfy
Vincent Boring

The foregoing will was proven in open Court by Saml S Sherfy and Vincent Boring the two subscribing witnesses thereto and ordered to be recorded at April Term 1866.

J. F. Kisham Clerk