

JOSEPH TALBERT'S WILL

Book A, page 57

Last will and testament was proved March term 1794, by the oath of Allen Robinson and ordered to be recorded.

R. Tutt, O.E.D.

In the name of God, Amen!

I, Joseph Talbert, of the State of South Carolina, and County of Edgefield, being sick and weak in body but of sound mind and perfect memory, thanks be to God for the same, do make, constitute and ordain this my last will and testament in manner and form following.

Imprimis- I recommend my soul unto the hands of my God, Creator and Blessed Redeemer, and my body to the earth to be decently buried at the discretion of my Executors hereafter named and as to what worldly estate with which it has pleased God to bless me with after payments of my just debts and funeral charges I give and bequeath as folleth.

Item- I lend unto my loving wife, Sarah Talbert, during her natural life the two hundred acres of land whereon I now live; also negro woman Ada, and her two children and increase of said negroes; also my household furniture and plantation tools and stock of horses, cattle and hogs and provisions that I am now possessed with.

Item- My will and pleasure further is that my Executors make sale of a certain sorrell mare, and wagon and gears that I lately purchased of Garrett Freeman and the money that may arise from such sale or sales to be laid out for a negro boy by my Executors and my will further is that my Executors put the said negro boy in possession of my loving wife and for her to keep the said negro in the same manner that I left her the other part of my estate.

Item- My will further is that the eighty pounds sterling money that John McCoy is owing of me for a certain sorrell stud horse, that is to say, forty pounds sterling, payable 1st day of January 1784, and forty pounds payable the 1st day of January 1785; further my will and pleasure is that if the said McCoy should have it in his power to make a good and lawful title with dower acknowledged to a certain tract of one hundred acres of land lying on the Savannah River in Wilks County opposite my landing, said lands now in dispute with Ezekiel Harling and Philip Jones, titles to be made by said McCoy to my executors, that in that case my will is that my Executors will release said McCoy from the above mentioned eighty pounds.

Item- My will further is that in case said McCoy should have it in his power to make titles to the above mentioned lands, that my Executors either make sale of the said land or rent it at their discretion the whole of said land excepting ten acres to be left to the use of my ferry.

Item- My will further is that if said McCoy should not have it in his power to make titles to the above mentioned lands, that my Executors collect the above sum of money of the said McCoy, and lay it out to the best advantage for the use of my family at their discretion.

Item- My will and pleasure further is that after the decease of my loving wife that my Executors make sale of all my lands, negroes, household furniture, plantation tools and stock of every kind at a long credit at the discretion of my Executors with the purchasers giving bond and approved security.

Item- My will further is that the money arising from such sales be equally divided amongst my children after such sums be taken out of such of them as I have given in part, that is to say, to my eldest daughter Mary Cason, the sum of ten pounds to be taken out of her part; also to my daughter Elizabeth Miles, the sum of eleven pounds, ten shillings, to be taken out of her part; also to my grand daughter, Pamela Talbert, the sum of sixteen pounds, ten shillings, to be taken out of her part; also to my daughter Nancy Ware, the sum of ten pounds, thirteen shillings, to be taken out of her part; also to my son JOHN TALBERT, the sum of twenty pounds, seventeen shillings to be taken out of his part; also to my daughter, Sarah Ware, the sum of twelve pounds to be taken of her part; also to my daughter Peggy Jennings, to be taken out of her part; also to my son, Nereemiah Talbert, the sum of nine pounds to be taken out of his part; also to my daughter, Phoebe Talbert, Stephen Talbert, Agness Talbert, Fanny Talbert, and lastly my youngest son Ansel Talbert, to be equally divided amongst the whole of my children after the above sums are taken out of these that stand charged.

Item- My will and pleasure further is that in case that any of my children that are now living with my loving wife should think proper to leave her, that in that case, if that she should think proper to help them to any part of my estate, they shall be charged with the above sums that she may advance from time to time as I have formerly done with those that left me, and the whole of the sums that have been paid, or may be paid, to be docked out of their respective parts when a general division takes place.

Item- My will and pleasure further is that in case any of my children should die without heirs lawfully begotten of his or her body, that in that case, his or her part of my estate shall be equally divided amongst the survivors, and lastly of this my last will and testament I ordain and appoint my loving son, John Talbert, and Henry Key to be my whole and sole Executors, revoking and making void all other wills heretofore by me made and ratifying and confirming this my last will and testament as aforesaid in testament whereof I have hereunto set my hand and affixed my seal the 29th day of December, 1793.

(Signed) Joseph Talbert, (Seal)

Signed, sealed and delivered
by Joseph Talbert to be his last
will and testament in presence of us:

Allen Robinson
Thomas Jennings
Jeremiah Talbert

State of South Carolina,
County of Edgefield.

I. W.T. Kinnaird, as Judge of the Court of Probate in and for the County of Edgefield, State of South Carolina, hereby certify that the foregoing is a true and correct copy of the last will and testament of Joseph Talbert, as found on the records in my office.

(Signed) W. T. Kinnaird. (L.S.)
As Probate Judge Edgefield County
South Carolina

THE WILL OF JOHN TALBERT
(Great Grandfather of R. D. Talbert)

IN THE NAME OF GOD, AMEN.

I, John Talbert of the District of Abbeville in the State of South Carolina, being of sound mind and disposing memory, do make and ordain this to be my last will and testament.

First, I direct and require that my executors shall pay all my just debts and do fully authorize and empower them to sell, exchange, or otherwise dispose of any of my property, real or personal, for that purpose, except the property herein afterwards specifically given to my wife during her life.

Second, I give and bequeath to my wife, Nancy Talbert, during her life, the use of the following property: Viz. Ten negro slaves: Bob and his wife, Martha, with her three children named Lucinda, Grodfoy (Godfrey), and Charlotte, also, Salisbury, Randal, Frank, Mary, and Ephriam, the house where I now live, with so much of the cleared and woodland attached thereto as shall be sufficient for her hands to cultivate, together with as much household and kitchen furniture, plantation tools and stock of every kind as she may desire, the land, furniture, tools and stock to be given off and allotted to her as soon after my death as the crops then in hand shall be housed.

Third, It is my will and desire that all the other property of which I may die possessed except such part as shall be disposed of for payment of my debts, shall be kept together under the sole management of my executors until the debts are fully paid and then to be divided among my children or their issue as hereafter directed. I have advanced to my daughter, Louisa Harrison, two negroes, Silvia and Sam, worth seven hundred and fifty dollars, one horse, one bed and furniture and two cows and calves worth one hundred and eighty dollars. To my son, Joseph S. Talbert, one tract of land worth eighteen hundred dollars, two negroes, Paul and George, worth seven hundred dollars, a horse, a bed and furniture and two cows and calves worth one hundred and eighty dollars. To my son, John C. Talbert, two negroes named Ambrose and Marshall, worth seven hundred dollars, one horse, a bed and furniture, two cows and calves worth one hundred and eighty dollars and three hundred and fifty dollars in cash. To my daughter, Harriet Collier, one tract of land worth eighteen hundred dollars, two negroes, Clary and Winney worth seven hundred dollars, one horse, one bed and furniture and two cows and calves worth one hundred and eighty dollars and should I make any further advances to any one of my children, the same shall be realized in like manner as above, then for the purpose of equalizing the shares of my several children with each other it is my will and intention that to each one of my five children, Louisa, John C., Pamela, Hillary, and Jeremiah, shall be given an allotted cut of my estate in fee simple taking into consideration the advances I have or may make to any of them an amount of property in value to the property I have given to each of my children, Joseph S. Talbert and Harriet Collier, herein before estimated at two thousand six hundred and eighty dollars.

Fourth, It is my will further that all the residue of my estate, real and personal, shall be divided into seven equal parts of which I bequeath to my daughter, Louisa Harrison, one seventh part in fee forever. To my son, Joseph S. Talbert, one seventh part in fee forever. To my son, John C. Talbert, one seventh part in fee forever. To my daughter, Pamela Talbert, one seventh part in fee forever. To my son, Hillary Talbert, one seventh part in fee forever. To my son, Jerimiah Talbert, one seventh part in fee forever, and the remaining one seventh part in fee to the lawful issue of my daughter, Mariah Collier.

THE WILL OF JOHN TALBERT

Fifth, It is also my will that after the death of my wife, Nancy Talbert, the property allotted to her use during life together with the increase thereof shall be divided in like manner as the residue of my estate is directed to be divided in the fourth clause immediately preceding.

Sixth, Should any of my children die before the division of my estate without issue, it is my will and desire that the shares intended for him or her shall be equally divided among the survivors or their issue, it being my express will that in all such cases of survivorship the issue of my daughter, Harriet, shall be entitled to and receive the share that would otherwise have fallen to their mother.

Seventh, The division of my estate above contemplated shall be made by three disinterested men to be chosen by my executors and if in the opinion of the persons so chosen a just and equitable division cannot otherwise be effected, it is my will that my property be sold for that purpose by my executors, the real estate on a credit of one and two years, the personal property on an agreement of one year.

Eighth, I do hereby appoint my son, Joseph S. Talbert, to be the guardian of the person and estates of my sons, Hillary and Jerimiah, during their minority and my son-in-law, Sterling Harrison, and daughter, Louisa, to be guardian of the person and estate of my daughter, Pamela, until she comes of age or marries.

Lastly, I appoint my brother, Ansel Talbert and sons, Joseph S. and John C., executors of this, my last will and testament and if my said two sons should die before the final settlement of my estate under this will, I further appoint my other two sons, Hillary and Jerimiah, executors when they shall come of age and I hereby revoke all former wills or other testamentary disposition of my property whatever.

Signed, sealed, and published as my last will and testament, this fifth day of May in the year of our Lord, one thousand eight hundred and twenty two (1822).

John Talbert (L.S.)

In the presence of:
Garland Walker
James Cowdy
Ezekial Evans, Jr.
B. F. Whitner

The above and foregoing will was proven by oath of Ezekial Evans, Jr. and James Gowdy (Cowdy), two of the witnesses thereto on the eighteenth of May, eighteen hundred and twenty three before Eugene Brannan Esquire, Notary Public, by virtue of a dedimus to him directed by Moses Taggart Ordinary of Abbeville District which was duly executed and returned by said Eugene Brannan Esquire.

Joseph S. Talbert qualified as executor of said will before Moses Taggart Ordinary.

COPY

W. D. Talbert
First-City Bank And Trust Co.,
Hopkinsville, Kentucky

Nov. 9, 1960

Dear Mrs. Talbert:

My son, Dr. James L. Talbert, who is on the staff of the National Institute of Health, has told me that he is well acquainted with your daughter, Mrs. R. L. Cournoyer and they have discussed genealogy. He also told me that Mrs. Natalie Talbert Gardner has done considerable research work on talbert records and is quite an authority. I would like to get in touch with her if you have her address.

Our family went from North Carolina to southern Indiana in the neighborhood of Shelbyville and then my great grandfather moved to southwestern Missouri near the town of Exeter. This is located on the Frisco Railroad about fifty miles southwest of Springfield.

My uncle, R. E. Talbert of New York City, discovered some interesting information in the Columbia University law library relating to the Bull-Talbert genealogy. This was the act of the Legislature of the State of North Carolina on December 21, 1805, changing the names of certain people from Bull to Talbert. Our family descended from this line.

Our family descends from this line. Because of the spelling "ert" rather "ot" or "ott" it has been generally assumed that all the Talberts have this same lineage. I have a copy of the Act of legislature and our genealogy and if you would like to have it, I will be glad to send it to you. I will appreciate any information you, or your daughter, can give me about our family.

Sincerely,
(Signed, W. D. Talbert)

My daughter

MRS. HENRY W. MORELAND
410 WEST END AVENUE
HADDONFIELD, NEW JERSEY

Lillian Jane Smith Moreland

Oct. 27-60

My dear Cousin -

Isn't it fun
to acquire new kin -

Lorena Martin
Spillers is the most popular
lady in Oklahoma -

She has long been a
good friend of mine.

We belong to several
clubs to gether. We go
to frequent parties -
She most graciously
said I could

look over the material

she has - I have been
ill go to Dr every
other day - will
soon be able to
get on it I hope -

Feel most
grateful to you -

Very cordially

Virginia N. Smith

2612 E. 19 St

Tulsa Okla -