

Cole County

**Probate Court
Will Book**

VOLUME A

1843-1856

Chronological

Indexed

Pages 1-99

**Blank Pages
Throughout
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1855-6 { All Persons Clipping
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7

W. J. Lee

W. J. Lee

A
B
C
D
E
F
G
H
I
J
K
L
M
N
O
P
Q
R
S
T
U
V
W
X
Y
Z

✓ Bruns William
✓ Burnett Amor.
Birner John
~~Birner John~~

✓ Buckner, William Henry
Ballingu. Richard
Byler Geo. H.
Katy Samuel
Proctor Josiah
✓ Bruncken John
Brenning Otto
Besel John

Page

7

18

23

94 95

122 123 124

131 132

133 134

134 135

~~136~~ ~~137~~

151 152 153

769 770 771

B

D

L

F

K

O

Same Testator

page

J. G. Cook.

34

✓ James Martin Francis de Louis

62 ✓

Campbell, William N.

178, 79, 80, 81

D
L
E
R
O

✓ *Dellinger, Catharine* 14 ✓
Dille, B. H. 200-201-202-203
Sturham, Isham page 195
Dimcau, Daniel 223-24

	Pago
✓ Elliot Williams	9
✓ Engelhardt, John	14 ✓
✓ Hughes, Elizabeth	102 45
✓ Enfinger, Benham	131 131 ✓
✓ Ewing, R. A.	203 209 ✓

L
E
R
E
O

Page

Fitzgerald Williams.
Jm. H. Leathair

11
117 118

117 118
119 120
121 122
123 124
125 126
127 128
129 130
131 132
133 134
135 136
137 138
139 140
141 142
143 144
145 146
147 148
149 150
151 152
153 154
155 156
157 158
159 160
161 162
163 164
165 166
167 168
169 170
171 172
173 174
175 176
177 178
179 180
181 182
183 184
185 186
187 188
189 190
191 192
193 194
195 196
197 198
199 200

Quiting, George
Gregory, Thomas
Herber, Edward
Hollar, George Nicholas
Kriesser, Peter

124-125
193-194-195
214-215
162
227

	Page
Martha Stinson	2
✓ Miss John	23
✓ John John V	30
✓ Harris William	100 109 110
✓ Haganer John	119 120
✓ Hugh Elzabeth	103 104 103
Hoffmeyer Catherine	168
Nackus, John Herman	183 84
Daar, Henry	185 86
Nickman, William sr.	209 10

	Page			
Kelly James	3			
Kolp Anthony	21			
Koster, Anton	78			
Kinproie, Eliza	111	112	113	
Kern Johanna	129			
Kramer, Norman Henry	172	73	74	
Kotting, Herman Henry	176	77	78	

✓ Lusk William

~~Lane~~ Wm. W.

✓ Given Balthasar

Isle K. No.

Lignier Christopher

Lignier Stephen

Lattimer William

Lillpops Christopher

Lusk, William

Page

4

51-52,

89-90

96-100

110 114 115

127 128 129

89

196-197-98-99

4

Maury Amos.
Misel John A.
Morrison Joseph
Melton Joel

James Morrow
Catharin Montier -
Martin, Eliza B.
Mohn, John N.
Miller, John

Date

11
91 92 93
186
180, 51, 52 953
216-17-18-19-20
54-55
14
30 31
41-47

Page

Overhimer, Abraham

67

~~Openbeck, D.~~

~~80~~

Ossunbeck, D.

80-81

111-112

Basin Lobes

115-116. 117

Stark H. David
 Shubert John. Adam
 Smith Mrs. B.
 Seneggs Tuen
 Schlegel Henry. G.
 Muffy Robert
 Jordan Jacob
 Steinger John
 Short Joseph N.
 Schulte, Johann Bernhard
 Schneider, Michael

11
 16
 32, 33, 34, 35, 36.
 38, 39, 40
 41 82 83 & 84
 106 107
 138 139
 160, 161
 187-88-89
 36 37
 174 75 76

✓ McCaslin Adam
✓ Taylor Shadrack
✓ Tompkins Mary. F.

Page

✓ 13
27-

70 71 72 & 73

Names - Testator

	page
Wolfram Conrad	29
Williams, James	86 87 88
Walker John Henry	130 131
Wray Robert	58
Wallendorf Joseph	65

Charles Younger

145, 46, 47, 48, 49

✓ *William Fitzgerald's Last Will & Testament*

I, William Fitzgerald, of the County of Cole and State of Missouri, do make and publish, this my last Will and Testament, hereby revoking and making void all former Wills, by me at any time heretofore made: And first I direct that my body be decently interred and that my funeral be conducted in a manner corresponding with my estate and situation in life, And as to such worldly Estate as it has pleased God to entrust me with I dispose of as follows: First: I direct that all my debts and funeral expences be paid out of the first moneys that shall come to the hands of my executor from any portion of my Estate real or personal, as soon after my decease as possible. I do hereby bequeath to my friend Batharine Munster my bay mare, called Wiley, one box of tools for quarry stones & for farming purposes: one chest and one trunk. Thirdly: I bequeath to John W. Munster and Margaret A. Munster, children of the late William Munster and Batharine Batharine his wife, all the residue of my property, both real, personal and mixed, and particularly also my lands lying in the County of Cole in the State of Missouri. Lastly, I appoint my friend William Bunn of Gasconade County in the State of Missouri, executor of this my last Will and Testament. I testify whereof I, William Fitzgerald, the Testator, have hereunto set my hand and seal, this ^{13th} 13th of April in the Year of our Lord, one thousand eight hundred and forty three.

Signed, sealed and delivered in the presence of us who have subscribed our names, as witnesses hereto, this 28th. April 1843.

John Dummer
Mr. H. Evans } Witnesses
J. B. Dellinger }

Approved by the Court May 6th. 1843. & filed May 6th. 1843. G. A. Parsons, clk.

By R. A. Wells, Secy.

Wm. Fitzgerald

✓ *Last Will and Testament of Miriam Washkins*

Be it remembered, that on this 13th. day of April in the Year of our Lord, one thousand eight hundred & forty three, that I, Miriam Washkins, of the County of Cole & State of Missouri, being of sound mind, but low in health, do this day and by these presents declare the following to be my last Will and Testament: 1st. I bequeath my spirit to God, who gave it, and my body to the dust, from whence it came; next I desire that all my Just Debts be paid - next, I give and bequeath unto my beloved wife Mary, all my slaves, consisting of one Negro woman, named Susan, aged about 26 years, and Girl named Nelly aged 11 years, the other a Boy named Adams, aged 6 years, all my horses cattle sheep and pigs also my farming utensils, all my household and kitchen furniture, bed and bedding & also my improvements of land try, during her natural life or widowhood. I further desire, that if she marries or at her death, as the case may be, that the above mentioned property or so much thereof as she may retain in possession, or the effects, thereof, may be divided equally among my children, all of which, I give & bequeath unto my beloved wife Mary, with the exception of —

1st. I give & bequeath unto my son Ezra C. Washkins one dollar. 2d. I give & bequeath my daughter Salleta Washkins one dollar. 3rd. I give and bequeath unto my son John D. Washkins one dollar, 4th. Charles D. Washkins one dollar, 5th. my daughter Mary C. Washkins one dollar 6th. I give and bequeath unto my son Miriam D. Washkins, one dollar, this I do for the purpose of enabling my wife Mary, to raise my children. I testify whereof I have set my name & affixed my seal, the day & year above written.

attest

Robt. W. Gray
John Dummer }

Filed August 29th. 1843.

Miriam Washkins

Last Will & Testament of James Kelly

In the name of God Amen: I, James Kelly, being weak in body, but of sound mind and memory thanks be to Almighty God, the benignant and gracious giver of all our mercies; do constitute and ordain this my last will and Testament, in manner and form as follows; Namely, I commend my soul to Almighty God who gave it; and my body to the grave, to be buried at the discretion of my beloved wife, Nancy Kelly.

As to my worldly property, with which God blessed me I give and bequeath, to my beloved wife Nancy Kelly, all and singular, for her sole use and behoof, first, two hundred acres of land, lying and being in Cook County and State of ~~Illinois~~ ^{Illinois}, deeded to James Kelly on the second day of May, in the Year of our Lord one thousand eight hundred and forty one, and described as follows (to wit) the east half of the south west quarter, and south east quarter of north west quarter and north west quarter of south east quarter, of section No three in township No forty four, of range No fifteen with all thereto belonging, Shores, Shoresholes and waters, also my stock of neat cattle - both young & also my stock of Hogs, Horses and every thing I possess, is to become the property of my beloved wife Nancy Kelly, to sell all or part of the above named land or property, as may suit her convenience to convert the money to her use and benefit, after my Just debts are paid. It is to be understood, that at the death of wife Nancy Kelly, I do hereby will and bequeath to my son William Kelly, all and every part of the above named land, and property, that may remain unsold or otherwise disposed of, by wife, Nancy Kelly, in her life time whatever remains, to be the property of my son William Kelly, to take possession of and do and act, with the same as may best suit his purposes and circumstances Given under my hand and seal, this twenty fifth

of June, in the Year of our Lord, one thousand eight hundred and forty one.

Witnesses present -
John Ingraham
Joseph Russell

James Kelly ~~Test~~

Filed Oct. 21st. 1853.

I, William Cook, of Jefferson City Mo., do make and declare, the following distribution of my estate, as my last will and Testament, binding in all my heirs as such.

After my decease, I direct that an inventory and appraisal, of all my property, real, personal and mixed, except what may be specifically bequeathed to individuals herein after named and identified, to be taken by my executor with out delay, in a legal manner.

My Just Debts, are to be legally paid.

My wife may, shall be allowed to select out of my personal property, any articles not herein named for another purpose, to the amount, at their appraised value, one hundred and fifty Dollars, for her own private use and behoof absolutely.

I bequeath to my son James, one third of the whole establishment of the printing office, of the Jefferson Enquirer, including all the materials and fixtures thereof absolutely. I bequeath to my son William Henry, one sixth, being the residue of one half of said establishment, as appraised absolutely, James to have the control of the office during William's minority.

I bequeath to my sons, James and William Henry, the residue, being the other two half of said printing establishment, in the same proportion, to wit, James two thirds of it and one third, in consideration that James shall pay to each of my other children, two hundred Dollars, one year after my decease, and one hundred, two years after my decease, with interest only on the last hundred dollars for one year, and my son William shall, by his Guardian, pay for his share fifty dollars, to each of my other children, in like time and manner, one year after

Last Will & Testament of Wm Lusk

my decease, and fifty dollars in two years ~~interest~~ interest.

I bequeath to my son Robert McLane, my Silver Spoon
watch - to my son James, my Gold watch, and to William
Henry, Rifle gun, to my daughters Martha and Mary Ann,
each a bedstead and bedding, Martha to have first choice
to my wife Mary a bedstead, bed and bedding (to be cho-
sen before Martha & Mary Ann, get theirs) and also my
Brilliant bow, and the proceeds of the sale of my mare
and my surviving compass. I direct to be applied to the ex-
ecutors of Martha, William and Mary Ann, - one half to
William and the other half, equally between Martha &
Mary Ann, to be use at the discretion of their Guardians
until they become of age.

All the residue of my estate, of every description, notes,
bonds, bills, book accounts, subscriptions dues, and every
claim due me at my decease, including those due
in the name of W. Lusk, to that time, I direct to be
collected and converted into money and divided equal-
ly, between my wife and five children, with this injunction
that the share of my wife, allowing sufficient thereof
for her comfort, during life, shall at her death be
equally shared by James, Martha, William Henry and
Mary Ann.

After two years from decease, I allow my land in Mus-
sins township, to be either divided mentally, or by le-
gal inquiry, or if that is impracticable to be sold and
then divided, so that my wife, Mary, receive one tenth
of the whole, my son Robert McLane, one tenth, and
my sons James & William Henry, and my daughters
Martha and Mary Ann, each one fifth of the whole.
But if, three of my heirs should desire, that the
land should not be sold nor divided, until
Mary Ann, shall become of age, or for any longer
time, then it shall not be done, the profits in the
mean time, and the division when it does take

Wm Lusk (continued)

place, shall be according to the above proportions.

I hereby constitute my son and appoint my son James
Lusk, my sole executor of this my last will and testa-
ment, he withof whom, I have herewith set my name
and seal, this 12th day of May 1843.

The intimation of the words
"or for any longer time" was made
by the testator, as part of his will
in our presence.

May 16/1843 James L. Meun
M. L. Brown

The above was acknowledged by William Lusk, to us,
to be his last will and testament, and we subscribed
our names, as witnesses thereto, in his presence -
May 16, 1843 } James L. Meun
M. L. Brown

The bequests made in the foregoing part of this will
to my son James, are intended to do away or cure,
any claims he may have for wages, or partnership
claims, until the first day of January 1844, if I should
live so long, and a receipt will be found among my
papers, dated April 1842, for \$300 dollars, then ad-
vanced to my son Robert McLane, which amount shall
be deducted out of his share of my estate, without interest
together with my book accounts, that I may have charge
of him with, and cash advanced - (W Lusk)

The foregoing will, or part of the will on this page
was acknowledged to us, by William Lusk, to be part of
his last will and testament, and we subscribed our
names, as witnesses thereto, in his presence -

August 18th 1843.

Appured

Filed Nov. 11th 1843

G. A. Parsons clk

By R. A. Wells Sec.

7 Last Will and Testament of Wm Brown

I, William Brown, of the County of Colo, in the State of Missouri, do make and publish this my last will and testament, in manner and form following, that is to say:

First, It is my will, that my funeral expenses and all my just debts be fully paid.

Second, I give, devise and bequeath to my beloved wife Ann Brown, in lieu of her dower, the plantation on which we now reside, situated, State and County aforesaid & containing about Acres, during his natural life and all the life stock -

also the household furniture and other items not particularly named and otherwise disposed of in this will during his natural life, as appraisers, the house first disposing of a sufficiency thereof to pay my just debts, as aforesaid.

And at the death of my said wife all the property hereby devised or bequeathed to her, as appraisers or so much thereof as may then remain unsold to my heirs viz, Neil Brown, Josiah Brown, Mary Brown, Eady Brown, Elvira Brown, Nancy Brown, Elizabeth Brown.

Third, I give and devise to my son, John William M. Brown, and his heirs forever, (to wit) South West 1/4 of section No. 20, town No. 10, range No. 10, of the base line, and West of the fifth principal meridian range No. 10, containing about 40 acres.

Fourth, I give and devise to my Daughter Martha and her heirs, viz, No 1/4 of No. 1/4 of section No. 15 township No. 10, N. - North of the base line and West of the fifth principal meridian, range No. 10, containing forty acres.

And lastly, I hereby constitute and appoint my said wife Ann Brown to be the executor of this my will and testament, settling and annulling all former wills by me made and ratifying and confirming this and no other to be my last will.

Last will & Testament of Wm Brown

and testament.

In witness whereof, I have hereunto set my hand and seal this twelfth day of October, in the Year of our Lord, one thousand eight hundred and fifty three signed, published and declared by the above named William Brown as and for his last will and testament in presence of ^{his} who at his request have signed as witnesses to the same -

Thos Sullins
William Brown
John Sullins

State of Missouri,
County of Colo } ss. Be it Remembered, that on the 12th day of November, in the Year of our Lord, one thousand eight hundred and fifty three, personally appeared before me the undersigned Clerk, of the County Court, with in and for the County appraisers William M. Musick and Thomas Sullins, who being by me duly sworn, say that William Brown, whose name is subscribed to the within instrument of writing, acknowledged in their presence, that said instrument, was his last will and that the same was signed by his request and that he made his mark thereunto, that he was of sound mind at the time of executing the same, and that they, said Musick and Sullins, subscribed the same as witnesses, in the presence of said William Brown.

Wm Brown

Witness Gustavus A. Parsons -
Clerk of said Court, at office, this the date above written.

Filed Nov. 13th. 1853 -
G. A. Parsons clk
By R. A. Wells Secy

G. A. Parsons clk
By Ann M. Brown

Last Will & Testament of William Elliot.

The State of Missouri, County of Cole,
 I, William Elliot of Cole County, State of Missouri
 being weak in body, but strong in mind, in the name
 of God, do make this my last will and Testament,
 First, I give and bequeath unto to my beloved wife
 Mary Elliot, all my land and other property, that is
 not named, or given to some other heir, also a black
 girl by the name of Kate, for the purpose of supporting
 herself and children and for the purpose of educating
 said children. Secondly, I give and bequeath to my
 son, one negro boy named Robert, aged eleven years
 3 mo. I give and bequeath to Daughter Samantha Ann, one
 negro girl named Mary, aged 4 years old, to be kept by
 her mother, until she becomes of age, or her mother
 sees cause to give her up to the said Samantha Ann, my
 boy Ben, is to be sold according to law, at my sale
 to the highest bidder, being his choice.
 I do, I also give and bequeath to my Daughters Ma-
 hald and Susan, each, one bed and furniture and
 one cow and calf, 5 sh; I also give and bequeath
 to ansoleu Fletcher, my step-son, a brown mare
 commonly known as his, and when my State is di-
 vided fifty dollars, 6 sh; I also give and bequeath to
 my son Peter, one yellow mare commonly called his.
 I give and bequeath to my three Grand-children
 Jackson, Sarah and Margaret Sander, twenty
 five dollars each, as their full share of my estate.
 The two negroes that is given to John and Saman-
 da, is to be valued when they receive them and
 deducted out of their part of the estate. John is
 to receive his when of age; My executor is to collect
 all my debts and loan all the money I have collect-
 ed, with what I have in hand until my youngest
 child becomes of age, and then equally divided.
 I furthermore will at the death of my wife Mar-
 ry, that all my property sold and be divided among
 my said children after my death, my wife

Amos Marney - (will)

is to keep in hand sufficient corn, and Bacon and
 wheat, to support her and my children for twelve months
 the balance to be sold, also my Bay mare and colt
 naggon and one flock of Oxen, and twenty head of
 hogs, also two head of cattle, besides the above, it is
 distinctly understood, that they is to be in division
 made amongst my children until my youngest child
 becomes of age, & my executor is hereby appointed by me
 viz, James English, now living in the forks of the
 Minutaw Creek, and Matthew P. Martin, I hereby
 revoke all other wills, made by me, at any other time
 signed and sealed, with my hand and seal, in the
 presence of the subscribing witnesses. It is further un-
 derstood, that I have given some of my children houn-
 dred money which I have charged against them and it
 to be credited in their parts, when they is a return made
 as will appear charged to them in my papers, &c;
 August 5th 1839 } William Elliot
 James ^{his} Redman }
 Lewis Elliot }
 Matthew P. Martin } Filed May 5th 1846
 L. A. Parsons clk
 By R. A. Wells sc.

Amos Marney of Cole County, in the State of Missouri,
 do make and publish this my will and Testament
 in manner and form following, that is to say: first my
 will is all my children (to wit), James P. Marney,
 Sarah Ann, Marney, Mariah Jane Marney, Robert
 B. Marney, William D. Marney, Fanna Marney, remain
 together on my farm, until they severally arrive to the age
 of twenty one years, and as long thereafter as they may be
 live it to be their interest, do so, it is my will that all
 my household & kitchen furniture, all my farming tools
 and so much of my stock of cattle, horses hogs and
 sheep, as may be necessary and all my crops in hand
 be and remain in the hands of my son, James P.
 Marney under the control of my executor, for the
 use and support of my children, it is also my will

James R Stark (will)

that so much of my stock as may not be necessary for the support of my children, be sold, and of the sale applied to the education of my children and to purchasing such necessaries as they may need: and it is further my will, that all money, that may come to the hands of my executor be kept at interest except so much thereof as shall be necessary for the education & support of my children and the payment of all my just debts, it is my will that all my estate real & personal, that remains after the payment of my just debts, raising and educating my children, be equally divided amongst my said children - And lastly, I hereby constitute and appoint, William Dunlap, executor, of this my last will and testament, hereby revoking all former wills, by me made.

In testimony whereof, I have hereunto set my hand & seal, this the sixteenth day of September, one thousand eight hundred & forty one.

Signed and sealed in presence of us, who, at the request and in the presence of the above named James Stark, have hereunto, signed our names, as witnesses -

Franklin W. Michon,
T. C. Mathaway,
Mary J. Banall

I, James R. Stark, of the County of Cole and State of Missouri, do make and publish, this, my last will and testament, in manner and form following: that is to say, First: it my will that my funeral expenses and just debts be fully paid, - Secondly, I give and bequeath to my loving wife, Polly Stark, all my stock of every description, that is my horses, cows and sheep, household and kitchen furniture, beds and bedding and also other items not particularly named so long as Polly Stark, my wife, remains my wife

James R Stark (will)

or, and if my wife Polly Stark, should marry, then all that is hereinbefore, to be sold and divided according to law among heirs, My wife Polly Stark an equal share, Nancy Jane Stark an equal share and Larkin N. Stark an equal share, and if my wife should have another heir, it is to have an equal share with the rest -

And lastly, I hereby constitute and appoint, my wife Polly Stark, my executor and ~~executor~~ ^{trustee} ~~trustee~~ my executor, to this my last will and testament, revoking and annulling all former wills, by me made and ratifying and confirming this and no others, to be my last will and testament.

In testimony whereof, I have hereunto set my hand and seal, this the 27th day of December 1841, in the presence of
test: John Day
Susannah ^{mark} Gray

James R. Stark

State of Missouri;
County of Cole } We do solemnly swear, that the deceased signed the foregoing instrument of writing as his last will and testament, that he was of sound mind, that we subscribe our names as witnesses to said will, in the presence of the aforesaid testator, given from under our hands and seals, this 17th day of August 1842.

Susannah ^{mark} Gray
John Day

Will of Adam Mueapher.

I, Adam Mueapher, being of sound mind & memory, do declare, this to be, my last will and Testament
 Art. 1: After paying all my just debts, I give and bequeath all my property real & personal, to my wife Susanna
 Art. 2: I appoint E. B. Cordell, my executor.

Witness my hand, this 27th day of July 1841-

Attest

J. M. Edwards }
 John Gordon }

I, John Gordon, & John M. Edwards, do solemnly swear that the above named, Adam Mueapher, signed the foregoing instrument, as his last will, that he was in sound mind and that we signed our names thereto, in presence of said testator, given from under hands, this 17th day August 1842.

Given and subscribed to before the undersigned, Clerk of the Cole County Court, Aug. 17th 1842.

John Gordon

G. A. Parsons clrk

State of Missouri }
 County of Cole } This last will and testament of Adam Mueapher deceased, was this day produced before the undersigned, Clerk of the Cole County Court, by Eust. B. Cordell, executor thereof, and being proved by the Oaths of John Gordon & John M. Edwards, who are personally known to me, to be the persons whose names are subscribed thereto, as witnesses, to be the last will and testament of Adam Mueapher deceased, and then upon Oaths Testamentary are granted to the said Eust. B. Cordell, and the will is ordered to be Recorded.

Attest

In witness whereof I G. A. Parsons, Clerk of said Court, have hereunto set my hand and seal of said Court, at Office this 17th day of August, 1843. G. A. Parsons clrk

By Mrs. B. Turner

Last Will and Testament of John Engelbrecht.

I, John Engelbrecht of the County of Cole, in the State of Missouri, do make and publish this my last will and Testament, in manner and form following that is to say:

First: it is my will, that my funeral expenses and all my just debts, be fully paid -

Second: I give devise and bequeath to my beloved wife Elizabeth Engelbrecht, in lieu of her dower, the plantation on which we live, situate in Cole County and State of Missouri, containing one hundred and twenty two acres, during her natural life, and all the live stock, horses, cattle, hogs and so forth, by me now owned and kept thereon, all the household furniture and other items not particularly named and otherwise disposed of this will, during her natural life as appraisals and that the Deeds of my said wife, all the property hereby devised or bequeathed to her as appraisals, or so much thereof as may then remain unsold, to my five children, Barbara Engelbrecht, Margaret Engelbrecht, Ann Engelbrecht, Adam Engelbrecht, Leathanna Engelbrecht, and to their heirs and assigns, forever, and last I hereby constitute and appoint, my said wife Elizabeth to be my executor, to this my last will and Testament, revoking and annulling all former wills by me made and ratifying and confirming this and no other, to be my last will and testament.

In testimony whereof, I have hereunto set my hand and seal, this tenth day of October, in the Year of our Lord one thousand eight hundred and forty four.

John Engelbrecht,

Signed, published and declared, by the above named John Engelbrecht, as and for his last will and testament in presence of us, who at his request, have signed as witnesses, to the same. Filed and proved this 14th Nov. 1844, G. A. Parsons clrk
 J. M. Edwards }
 William Pennington }
 Copeland }
 George R. Williams }

By R. A. Wells Secy.

14 Unincorporated Will of Elijah B. Martin

State of Wisconsin,
County of Chas } The following is the substance of
the Unincorporated Will, made by Elijah B. Martin
on the twenty second day of October A. D. 1844, in the
presence of the undersigned (when in his last sickness and
in his right mind) makes the following declaration in
substance, to wit: I do hereby wish William Jackson
to administer on his Estate, & after the payment of all
his just debts, the balance of his property, if any should
be left, he wishes to his brother Elisha Martin.

October 29th, 1844.

Joseph E. Smith
Edward Kitchum

I Catherine Dellinger of Cook County, Missouri, being
sick in body, but of sound mind, considering the
certainty of Death but the uncertainty of the time
thereof, make the following disposition of my property -
both real and personal.

In the first place, I give and devise and bequeath all my
Estate, real and personal to my sons, Samuel Dellinger
and Frederick B. Dellinger and to my daughters Mary Ann
and Ellen Friend, and to William Dellinger, his heirs
and for the benefit of my son Joseph D. to be held by them
absolutely and in fee simple, except, as hereinafter ex-
cepted and provided.

Secondly: Out of the two shares (there being eight),
which I purchased from Jacob W. Dellinger and
Joseph Dellinger, in two houses and two lots, in
Georgetown, District of Columbia, I will to my children
Share and share alike, by my husband, subject to my
life Estate, I give and devise to my Grand-Daughter
Catherine Dellinger, daughter of said Jacob W. Dell-
inger, and the other to William Dellinger, to be
held in trust and for the use and benefit of Joseph
Dellinger.

Thirdly: It is my will and I do devise that, in the
event of the property on the Missouri, on which is

Catherine Dellinger (will)

erected a grist and saw mill, becoming com-
paratively valueless, by the abandonment of the
mills, or an inability to sustain or continue the
same from the nature of the stream and soil,
the same and lot, owned by me in Jefferson City
and situated on Washington Street, shall go and
be vested in fee simple in my two Daughters Mary Ann
and Ellen Friend.

Fourthly: I give and bequeath my three male and
my female slaves, to my son Samuel Dellinger, to be
held on this condition, he shall keep and employ the
three men, George, Dan, and Jeff, for the mutual
benefit of himself, Frederick B. Dellinger, Mary Ann
Dellinger, Ellen Friend Dellinger, and William
Dellinger, for the use and benefit of Joseph Dellinger,
and each of the last aforesaid persons, shall share and
share alike, in all the earnings of the said slaves.

The said Samuel Dellinger, shall have the female slave
Marriet, before alluded to, for the mutual benefit and
 behoof of my Daughters Mary Ann and Ellen Friend
and it is my will, that they, alone, enjoy the benefit of
her labor, and service. It is further my will that the
said slaves remain in the service, and for the benefit
of the persons named in the annexed specification, until
such time as my son Samuel, shall think prop-
er to free and emancipate any or all of said slaves.

Fifthly, I constitute and appoint my three sons -
Joseph Dellinger, William Dellinger and Samuel
Dellinger, to be the executors of this my last will and
Testament, revoking all other Wills by me made heretofore.
I witness my hand and seal, this 24th day of May, 1844.
Signed sealed and believed
in presence of each other and
of the Notaries -

W. J. Augrey
Gerard. Proffers.

Catherine Dellinger (will)
mark

John A. Schubert (will)

State of Wisconsin }
County of Cole }
Be it remembered, that on this day

this 19th day of Oct. in the year of our Lord, one thousand eight hundred and forty four, personally appeared, before me the undersigned, Clerk of the Cole County Court, M. J. Auguy and Gerard Profts, who being examined before me on their Oaths, do say, that the above named, Nathaniel Delinger, signed the foregoing instrument of writing, in their presence as his last will and testament, that she was of sound mind at the time of signing the same, and that they subscribed their names thereto, in the presence of the said testator.

Subscribed

The testimony whereof, I G. A. Parsons
Clerk of the County Court of Cole County,
do hereby certify, my hand and affixing the seal of said Court, at
office, this 19th day of October 1844.

Filed October 19th 1844
G. A. Parsons, Clerk
By R. A. Wiles Secy.

Cole County August 5 1844

Upon the request of John Adam Schubert, we went to his Residence, we found him in full possession of his mental faculties, and he declared the following.

1) At my arrival in America in March 1841, I loaned my son Johann Schubert \$300 - say three hundred guilders or in the currency of this Country 120 dollars, including that, which he received from Conrad Goetschel. This money includes \$60 - which were already the property of my daughter Margaretha Schubert.

2) Further my daughter Thoredea Semmelmann had

John A. Schubert (will)

a debt of 10 dollars owing her by Nickel Doehla, I accepted that debt, and paid to my daughter Thoredea the same, this same money my son John received, also so from Doehla, and used it for his own benefit.

3) of the remaining 10 dollars - which I brought with me, my son Johann took also 8 dollars, and the other two dollars I used for repairing my fractured leg.

4) On my arrival here, I brought up with me, upon demand of my son Johann, brought for my own money.

- 1) for \$5 - Coffee
- 2) " \$3 - Sugar
- 3) " \$5 - Bk flour
- 4) " \$2 - Rice

5) I sent the above mentioned one hundred and fifty guilders received from Goetschel, by the same to Germany to purchase for him the following articles, which my son on my arrival, refused to accept, although he had ordered them, and which are therefore yet in my hands, if he will receive all these articles hereafter, they are at his disposition; if not, he has to receive out of the main sum his 150 guilders back. All that which is stated on the above page shall go to him, who will wait on me, and nurse me until my death.

This deed was done between the hours of 10 o'clock in the morning before the present

Witnesses

Witnesses
Sig. Paulus Wagner
Conrath Wolfmann
Karl Koenig

Sig. John Adam Schubert

✓ Amor Burnett (will)

State of Missouri
County of Cole³ Personally appeared before
the undersigned clerk of the Cole County
Court, Arch Plump, and made oath that
the above and foregoing is a true copy of the
Original Will written in the German Language
and translated by said Plump into the English
Language, made by John Adam Schuberth, said
Original Will being heretofore attached to this the
Copy as aforesaid.

In Testimony Whereof I have
hereto set my hand and Seal
of office, this 21st day of March
A.D. 1845.

Filed 21st March 1845 G. A. Parsons, clerk

I Amor Burnett of the County of Cole
and State of Missouri, do publish this
as and for my last will and testament
in manner and form as follows, that is to
say, First that my funeral expenses and
all my just debts be fully paid.

Second it is my will that the tract of
land on which I now reside lying
and being in the County and State above
named containing fifty one acres and
seventy eight hundredths of an acre to
be sold on twelve months credit at pub-
lick vendue and the proceeds thereof
to be divided between my four sons and
two daughters as follows that my son
Daniel C. Burnett, William M. Burnett
John B. Burnett Thomas G. Burnett all
have equal shares and that my daugh-
ter Susannah M. Bullard, Jane C. Mc-
Daniel, each have half a share with

✓ Amor Burnett (will)

the above named sons.
Third I appoint my son William M. Bur-
nett Executor to this my last Will and
testament, making void all former wills
by me made, in testimony whereof I have
hereto set my hand and seal this
twenty day of May one thousand eight
hundred and forty five.
Amor Burnett Seal
Mark.

Acknowledged and subscribed to by Amor
Burnett, before us as and for his last will
and testament, who at his request have
assigned our names as witnesses to the same
J. W. Moore
C. M. Bolton

State of Missouri
County of Cole³ Personally appeared
open Court J. W. Moore and C. M. Bolton
witnesses to the within will and stated on
examination that the deceased Amor
Burnett, signed said Will in their pres-
ence, as his last Will and Testament, and
that they subscribed their names as
witnesses thereto, in his presence, and
that he was of sound mind, at the
time said acts were performed.

G. A. Parsons, clerk.
J. W. Moore
C. M. Bolton
Filed Aug 11th 1845
G. A. Parsons, clerk
J. W. Moore
C. M. Bolton

Conrad Wolfrom (will)

Will!

I Conrad Wolfrom of Cole County do make and publish this my last Will and Testament, hereby revoking, and making void all former wills by me at any time heretofore made. First I direct that all my debts and funeral expenses be paid as soon as possible. Secondly That all my property, personal and real estate shall be after my death, the property of my beloved wife Catharina for to have and to hold the same lawfully, and after the decease of her, it shall be (the property then in her possession) the property of my beloved children. Thirdly That my beloved wife shall be if her wish be executor of this my last will and testament. In witness whereof, I Conrad Wolfrom, the testator have to this my Will set my hand and seal, this the twenty second day of September in the Year of our Lord one thousand eight hundred and forty five signed sealed and delivered in the presence of us who have subscribed in the presence of each other

Conrad Wolfrom
Frederick W. Sanford
Mifflin R. R. R.
Bernard Reple

Anthony Kolb (will)

State of Missouri
County of Cole St. Personally appeared before the undersigned, clerk of the County Court in and for said County, Michael Schuender and Bernard Reple, witnesses to the within will and stated on examination that the deceased Conrad Wolfrom, signed said Will in their presence, as his last Will and Testament, and that they subscribed their names as witnesses thereto in his presence and that he was of sound mind at the time said acts were performed. Taken and certified by me, this 21st day of October 1845

G. A. Parsons clerk
Filed Oct. 21st 1845 } By R. A. Wells W. C.
app. to Term }
G. A. Parsons clk }
By R. A. Wells W. C.

In the Name of God Amen
I Anthony Kolb, of the County of Cole in the State of Missouri, do make and publish this my last Will and Testament, in manner and form following, That is to say: 1st. I direct that my body be decently interred in the Catholic burying ground; 2nd I do direct if my beloved wife be shall survive me, that then all my estate, all and every my Messuage, plantations, tenements, hereditaments, and all the live stock, also all the household furniture, tools utensils & instruments, whatever will be in my possession, either in cash, or in due bills, at the

Anthony Kolp. (will)

day of my death, in short all my movables & immovables & other items not particularly named shall be & remain the absolute property of my trusty & beloved wife Eva Kolp, with full power & authority to dispose of all & every article in as full & large a manner in every respect, as I could myself do if living.

3^d I do hereby appoint my wife Eva Kolp sole executrix of this my last Will & Testament.

In Witness whereof I hereunto set my hand & seal on this twelfth day of September eighteen hundred and forty five

Anthony Kolp 

We the undersigned do hereby certify that Anthony Kolp signed & sealed the foregoing instrument of writing as his last will and Testament in our presence, and that we also have subscribed it in presence of each other

Francis Eppenhoff
George Laux
J. J. Loeux

State of Missouri,
County of Cole. Personally appeared before the undersigned clerk of the County Court in and for the County of Cole aforesaid Francis Eppenhoff and George Laux, witnesses to the within Will and stated on examination that the deceased Anthony Kolp, signed

John Mirsh. (Testated will)

said Will in their presence as his last Will and Testament and they subscribed their names as witnesses thereto, in his presence, and that he was of sound mind at the time said acts were performed - Taken by me, this 25th day of Oct. A.D. 1845.

Filed Oct 25th 1845

Proved -

By A. Parsons, Ck

By R. A. Wells, Sec.

By A. Parsons, Ck
By R. A. Wells, Sec.

State of Missouri County of Cole September 10th 1845

Upon the Request of John Mirsh we proceeded to his usual place of abode where we found him in bed, but in his full and sound mind, and demanded as follows:

On the account of mine so hasty and quickly illness I considered it the best for my family (that in case an early death should call me from this world) to arrange my affairs in my lifetime as I would wish them arranged after my death.

After my death my wife shall receive all my property real or personal, if she considers herself capable to make a living on the same, and after the smallest child shall become twenty one years of age, then all my children shall divide in equal parts with their Mother. But in case the Mother should find or think herself incapable to maintain my family, then and in that case she can by the consent of the balance of my heirs sell or rent said Farm.

In case said Farm should be

John Misch (Translation Will)

Rented the mother shall receive said rent, for what amount she has to maintain the two youngest children. And in case said Farm should be sold by said heirs containing eighty acres, then the money which does accrue of such sale, shall be lent on interest, and the mother shall receive such interest untill the youngest child becomes twenty one years of age.

The Administrator of my Estate shall be my Son in Law, George Wagner.

The Money I have lent out on interest, to wit \$50 fifty dollars to George Maffersumpf, and ten dollars to Anton Illershaw as the notes will show, and also the debt due me by Christian Friesmann as the account will show. the Mother shall have the interest of the same for her own benefit.

The above named John Misch has openly declared that every word herein contained is his full will and consent.

Witness
The own Subscription of John Misch

Witness
Carl Koenig
C. M. Keippling

State of Missouri

County of Cole } ss. I Charles R. Moller do hereby certify that I have translated the above will out of the German into the English Language correctly, and that the words and contents of this will are the same, as they are in the Original will translated by me.

John Birner (Will)

State of Missouri
County of Cole } I Charles R. Moller do hereby solemnly swear that the within is a true and perfect translation of the Will of John Misch deceased as translated from from the German into the English Language by me.

Sworn & subscribed to before the undersigned Clerk of the County Court in and for the County aforesaid this 6th Nov. A.D. 1825.

Filed Nov. 6th 1825 }
approved Nov. Term } G. A. Parsons CLK
G. A. Parsons CLK }
By R. A. Wells CLK

In the name of God Amen: I John Birner of the County of Cole in the State of Missouri do make and publish this my last Will and Testament; hereby revoking and making void all former wills by me at any time heretofore made: First I direct that all my debts and funeral expenses be paid as soon after my decease, as possible, out of the first moneys that shall come into the hands of my Executor out of my Estate real or personal. Second: I direct that if my wife Margaretha should have child by me, that such child shall have and receive of my Estate the Sum of two hundred dollars out of my Estate to be paid to such child on arriving at age. I direct that the said Sum shall remain a charge on my real Estate untill said child arrives at the age of twelve years or which time, I further direct said Sum to be raised from my real Estate and the same to be loaned out at interest for the benefit of my child.

John Birner (Will)

Thirdly In consideration that my brother Andreas Birner advanced a part of the money with which I purchased the farm where I now live, I give and bequeath to my said brother forty acres of land of said farm in full discharge of all sum of money due by me to him, which may be allotted to him at any time after my death.

Fourth I give and bequeath to my wife Margaretta all the residue of my estate real and personal for and during her natural life and after her death without other issue above referred to then to my said child, but if my said wife should again marry and have other children then I direct that the property last above bequeathed, shall be equally between my child and the children of wife the issue of such second marriage, or if my wife should die without issue then I direct that all my property shall be equally divided between my two brothers Andreas Birner and George Birner except the forty acres of land first given to my brother Andreas.

Lastly I appoint my said wife Margaretta Birner executrix of my of this my last will and Testament, & guardian of my child, hereafter to be born of my said wife & in the event of her death then I appoint my two brothers above named my executors & guardian as aforesaid.

In testimony whereof I have hereunto set my hand, this first day of September in the year 1845 & affixed my seal

Joseph Linsinger

Shadrack Taylor (Will)

Signed, Sealed, delivered & published as the last will & Testament of the said John Birner in the presence of us, this first of Sept: 1845.

Mary Wallendorf
Joseph Linsinger

State of Missouri
County of Cole Set. Cole County Court at St. Louis
1845

Be it Remembered that on the 8th day of November 1845, personally appeared in open Court, Mary Wallendorf and Joseph Birnhof, witnesses to the within Will, and made oath, that the within named Testator John Birner, signed the within Instrument as his last will and Testament, that he was of sound mind at the time of signing the same, and that they subscribed their names thereto at the request, and in the presence of said Testator, as witnesses thereto.

Sworn to before me the undersigned clerk of the Cole County Court the day and year above written

Approved: J. A. Parsons Clerk.
Filed Nov. 8. 1845 By J. C. Burch. S. C.
J. A. Parsons, cl.
By R. A. Wells, D. C.

I Shadrack Taylor of the County of Cole in the State of Missouri do make and publish this my last will and Testament in manner and form following, first it is my will that my funeral expenses and all my just debts be fully paid.

Second I give, devise and bequeath to

Shadrick Taylor Will

My beloved wife Semina A. Taylor in lieu of her dower the plantation on which we now reside with eighty acres of land situated as follows viz: The South East quarter of the North East quarter of Section number nine (9), in Township forty three (43) Range 10 west also the South West quarter of the North West quarter of Section (10) Township forty three (43) in Range (10) West both containing eighty acres to have during her natural life or so long as she shall remain my widow, and all the live & et B. horses, cattle, sheep, hogs &c. with all the farming tools, wagons and carriages &c. with all the household and kitchen furniture and other items not particularly named and other wares disposed of in this will. She however first disposing of a sufficiency thereof to pay my just debts as aforesaid 3^d it is my will that my Executors pay to my beloved daughter Mary M. Haley the sum of five dollars 1st it is my will that my Executors pay to the two children of my daughter Sarah W. Foster now dead to be divided between them.

5th It is my Will that my daughters Elizabeth P. Taylor and Anne E. Taylor & Nancy V. Taylor that is living with me shall remain with their mother on the plantation during her life time or until they may marry, and if my wife should die leaving any of the girls still single they shall have the place as above named for a house until they may marry or die and if any of the girls may

Shadrick Taylor Will

they are to leave and my Executors to pay them the sum of five dollars when so married and leave.

6th It is my will that so soon as any of my daughter or my wife shall marry that they shall not remain any longer on the place.

7th It is further my will that when all my wife and daughters shall marry or die that the place and all the property that may then be on the place shall go to my two sons William G. Taylor and Minalehes B. Taylor or their heirs.

And lastly I hereby constitute and appoint William G. Taylor and Minalehes B. Taylor to be the Executors to this my last Will and Testament revoking and annulling all former Wills by me made and ratifying and confirming this and no other to be my last Will and Testament.

In Testimony whereof I have hereunto set my hand and seal this fourth day of October 1843

Shadrick Taylor

Signed, published, and delivered by the above named Shadrick Taylor as and for his last Will and Testament in presence of us who at his request, have signed as Witnesses to the Same. Test

A. W. Kearnal

State of Missouri
County of Cole 3^d Ct. Cole County Court Nov 1843

We the undersigned witnesses to the last Will and Testament of Shadrick Taylor, do solemnly swear, that the within named Testator, Shadrick Taylor, signed the within instrument of writing as his last Will and Testament, that he was of sound mind

W² NW 29-45-12

SW 20-45-12.

W² SE 20-45-12.

18a. in 18+19-45-12 (Good.)

NW 20-45-12

W² of Wm B. Smith.

To 3 children Ann Rebecca,
Wm B. + Mary Goode Smith

31-3-46

Book A. 6-8-46
page 32.

John Mahan (Will)

at the time signing the same, and that we subscribed our names thereto, at the request and in the presence of said Testator as witnesses thereto.

Sworn & subscribed to in open Court, before the undersigned, ^{* W. C. Adams}
 Clerk of the Court } William M. Kerr.
 County Court, this

18th day of Nov. A.D. 1823.
 Approved & d. } G. A. Parsons clk
 Filed 18th Nov. 1823 } By R. A. Wells Sh. C.
 G. A. Parsons clk }
 By R. A. Wells Sh. C.

I John V. Mahan of the County of Cole in the State of Missouri do make and publish this my last will and Testament in manner and form following that is to Say:

First it is my Will that my funeral expenses and all my just debts be fully paid.

Second I give, devise and bequeath to my beloved wife Ann K. Mahan in lieu of her dower the plantation on which we now reside situated in Cole County in the State of Missouri containing eighty acres, during her natural life, and all and all the live stock, horses, cattle, sheep hogs &c. by me now owned and kept there on also all the household furniture and and other items not particularly named and otherwise disposed of in this will, during her natural life as aforesaid, and at the death of my said wife all the property hereby devised or be-

John Mahan (Will)

queathed to her as aforesaid or so much thereof as may then remain unpended to my six children John J. Mahan, Elizabeth M. Meadows, John Leonhart Mahan, Katharine R. Mahan, Adam Mahan and Jacob Mahan to their heirs and assigns forever. And lastly I hereby constitute and appoint my said wife Ann K. Mahan to be executor to this my last will and Testament revoking and annulling all former wills by me made, and ratifying and confirming this and no other to be my last will and Testament.

In Testimony whereof I have hereunto set my hand and seal this twelfth day of August 1823.

John Mahan
 made

Signed, published and declared by the aforesaid John Mahan as and for his last will and Testament in presence of us who at his request have signed as witnesses to the same.

John A. Rathel
 Conrad W. Underlick

State of Missouri
 County of Cole } Be it remembered that on this twenty ninth day of October in the year of Our Lord one thousand eight hundred & 23 five before the undersigned Clerk of the County Court of Cole County personally appeared John A. Rathel and Conrad W. Underlick, both of the aforesaid persons being personally known to me and made oath that John V. Mahan the Testator signed the writing hereunto annexed as his

William B. Smith's Will.

last Will, that he was of sound mind, that they subscribed their names thereto in their presence of the Testator and that they signed their names as witnesses thereto at his request.

In Testimony whereof I have hereunto set my hand and seal of said Court at office, this 29th day of October A.D. 1845.

Filed Oct. 29th 1845 J. G. A. Parsons clk.
Appr. for Term 1845 J. G. A. Parsons clk.

In the name of God amen, I, William Burrell Smith, late of Cole County Missouri, now of Nottoway County Virginia, being of sound mind and disposing memory do make and ordain this my last and testament in manner and form following that is to say—

- Item 1st It is my will and desire that my land and negroes in Cole County Missouri shall be kept together by my Executor herein after named and as equal portions thereof allotted to each of my three children Ann Rebecca, William Burrell and Mary Eliza Smith as they severally become of age or marry—
- Item 2nd I desire that my Executor shall exercise his discretion either to cultivate the land with the negroes or lease the land and hire out the negroes, or lease the land and negroes together, as he shall think most conducive to the interest of the Estate.
- Item 3rd It is my desire that the upland shall never be cultivated in any thing except small grain or grass.
- Item 4th It is my will and desire that the sum of four thousand dollars due me by E. B. Cordeel of Jefferson City Missouri payable the 1st day of April 1845 and bearing interest at the rate of ten per cent per annum payable annually—shall remain in his

Smith's Will continued.

hands upon his giving security in double the amount by a mortgage upon real Estate at ten per cent per annum, the interest to be payable as above.

- Item 5th It is my will and desire that the interest so accruing shall be applied to the maintenance and education of my three children above named—
- Item 6th If the interest be not paid annually, I direct that the whole amount shall become due—
- Item 7th It is my will and desire that each of my ^{three} children above named, shall receive an equal portion of this fund as they severally become of age or marry—
- Item 8th If at any time the profits of the Estate shall exceed the expenses necessarily incurred in the maintenance and education of the children there and in that case, it is my will and desire that the surplus shall be invested in the same manner as above, that is to say, it shall be loaned out at ten per cent interest per annum, upon the borrower giving security in double the amount, by a mortgage upon real Estate, the interest to be paid annually and applied to the support and education of my children, the principal sum to be equally divided between them as they severally become of age or marry—
- Item 9th It is my will and desire that my Executor sell my valuable library, consisting of upwards of one thousand volumes and now in possession of E. B. Cordeel of Jefferson City Missouri and lend out the money arising from such sale at ten per cent per annum, upon the borrower giving security in double the amount, by mortgage upon real Estate, which said fund shall accumulate until beloved son William Burrell Smith shall arrive at the age of twenty one years, when I desire that the whole shall be given him as his sole and exclusive property as a literary fund to dispose of as he shall think proper.
- Item 10th I desire that my children Ann Rebecca Mrs. Burrell and Mary Eliza Smith shall receive equal portions of my

Wm B. Smith Miller, Continued

deceased wife's reversionary interest in the property now held by Mrs. Eliza R. Anderson of Cooper County Missouri as dower in the Estate of Thos. Good decd.

Item 17th I direct my Executor to see all such personal property as beads, bedding, furniture, guns &c as I have seen since.

Item 18th I constitute and appoint General James C. Minor of Cole County, Missouri Executor of this my last will and testament, and in case of his death, inability, or refusal to qualify, then and in that case I appoint E. B. Cordell of Jefferson City, Missouri my Executor and in case of his failure to qualify, I appoint A. M. Davison of Jefferson City, Missouri my Executor.

Item 19th I also constitute and appoint James C. Minor guardian of my three infant children Ann Rebecca M. Burwell and Mary Good Smith, and in case of his failure to qualify, I appoint E. B. Cordell of Jefferson City, Missouri their guardian and in case of his failure to qualify I appoint A. M. Davison of Jefferson City his guardian.

Item 20th It is my will and desire that my three children shall receive equal portions of my reversionary interest in the property now held by my beloved mother Mrs. Mary P. Gray of Nottoway County Virginia as dower in the Estate of Thomas Smith decd.

Item 21th Of that interest I constitute and appoint Warner W. Gray of Nottoway County Virginia Curator.

Item 22th It is my will and desire that said Warner W. Gray Curator as aforesaid, shall sell the land which shall revert to me at the death of my beloved mother Mary P. Gray, and pay over the proceeds to my executor in Missouri; the money arising from such sale I direct my executor to lend out at ten per cent interest per annum, upon good security, and double the amount, by mortgage upon real estate; the interest to be collected annually and applied to the support and education of my three children; the principal to be equally divided among - as they severally become of age or marry.

Wm B. Smith Miller, Continued

Item 23th It is my will and desire that the said Warner W. Gray shall receive the negroes to which I shall be come entitled at the death of my mother and deliver them to my Executor in Missouri to be disposed of as above directed.

Item 24th I desire that Warner W. Gray my Curator as aforesaid shall sell my library at Nottoway Court house Virginia consisting of forty two volumes, my watch and chain, buggy and harness and horse, pistol and bowie knife, on such terms as he shall think proper. I desire also that he shall collect whatever sums of money may be due me in Virginia, which together with the proceeds of the sale of the property above specified shall constitute a fund of which he shall pay whatever just debts I may owe in Virginia and the balance, if any remain to my Executor in Missouri.

Item 25th I give and bequeath to my beloved mother Mary P. Gray of Nottoway County Virginia for and during the term of her natural life my faithful servant Hercules, and at her death I desire that Warner W. Gray Curator as aforesaid shall deliver him along with the slaves to which I shall then be entitled, and which are now in her possession to my Executor in Missouri.

Item 26th I direct Warner W. Gray my Curator to transmit the bonds I hold against E. B. Cordell of Jefferson City Missouri, for four thousand dollars together with all such papers in my possession as may be necessary to my Executor in Missouri.

acknowledged in presence of: Wm Burwell Smith (Seal)
Wm H. Anderson }
A Hopkins } March 31st 1846

In Nottoway County Court 4th June 1846.
This last will and Testament of William B. Smith decd. was this day presented in court by Warner W. Gray Curator therein named, was proven by the oaths of William H. Anderson and A. Hopkins the subscribing witnesses to the same and ordered to be recorded, and the said Curator took an oath, and with Timothy Northam

Benjamin M. Fitzgerald and Daniel McLinton his securities executed a bond to the Commonwealth of Virginia in the penalty of twenty thousand dollars conditioned for the faithful performance of his curatorship.

F. Fitzgerald Clerk

Virginia Nottoway County to wit

I Francis Fitzgerald clerk of the county court of the aforesaid county of Nottoway in the State of Virginia do hereby certify that the foregoing is a true transcript from the records of the said county court.

In Testimony whereof I hereunto set my hand and annex the seal of the said Court the 9th day of June 1846.

Francis Fitzgerald

State of Virginia Nottoway County to wit

I John P. Dupuy, presiding justice of the county court of the aforesaid county of Nottoway in the State of Virginia, that Francis Fitzgerald who hath given the above certificate is the clerk of the said court and that his said attestation is in due form given under my hand the 9th day of June 1846.

John P. Dupuy J.P.

State of Virginia Nottoway County to wit

I Francis Fitzgerald clerk of the county court of the aforesaid county of Nottoway in the State of Virginia certify that John P. Dupuy who hath given the certificate subscribed by him on the last preceding page of this sheet is the presiding justice of the said court commissioned and qualified according to law given under my hand this 9th day of June 1846.

F. Fitzgerald

In the Cole County Court August 6th 1846.

This day was produced in open court the last will and Testament of William B. Smith, and it appearing to the satisfaction of the court that it has been properly proved and recorded in the County of Nottoway State of

Virginia, it is therefore ordered by the court to be filed for Record.

L. A. Parsons clerk.

By J. L. Burch D. C.

I Frederick G. Cook of the County of Cole and State of Missouri do hereby declare this to be my last will and Testament.

I do give and bequeath to my wife Eve Maria Cook the following described land to wit The South East of the South West quarter of Section Eleven (11) Township Forty four (44) Range Twelve (12) —

I give and bequeath to my wife Eve Maria Cook all of my other property consisting as follows. one mare and one colt, two cows and two calves twelve head of hogs one rifle gun two ploughs and two axes two arses one bedstead and furniture, and my kitchen furniture consisting of one pot one oven and one copper Kettle —

I appoint George Sohn my Executor of this my last will and Testament. Given under my hand and seal this May 28th day AD 1846.

Frederick G. Cook of Cole

Signed sealed published and declared by Frederick G. Cook to be his last will and Testament in our presence

P. R. Shaw

Herman Motters

Cole County Court

In vacation

State of Missouri

County of Cole Personally appeared before the undersigned Clerk of the County

Iven Semggs Will

know in and for the County of Cole
 Peter P. Shaw and Herman Wotter, whose
 names are signed to the within will, as witnesses
 thereto, under oaths upon their oaths that the
 deceased Frederick S. Cook signed the
 within instrument of writing as his last will
 and Testament, in their presence, that he
 was of sound and disposing mind at the
 time of signing the same and that they
 subscribed their names thereto at the re-
 quest and in the presence of said Testator
 as witnesses thereto. Taken and certified by
 me this the 7th day of October A.D. 1846.

Approved and 5 By J. A. Pickett Clerk
 Filed Nov. 7th 1846

In the name of God Amen. I Iven Semggs of
 the County of Cole and State of Missouri,
 being of sound mind and mature age, do make
 this my last Will and Testament.

- 1st My body Respectably buried and all my just
 debts paid
- 2^d My Father and Mother to be well taken care
 of during their lives, and to live at this place
- 3^d My property real and personal consisting of
 lands money, bonds, Slaves stock and far-
 ming utensils to be equally divided between
 my wife Maria Louisa and My son Al-
 bert Brooks, to each Equally in fee simple
 forever.
- 4th As Executors and administrators I do hereby
 nominate and appoint, my wife Louisa and
 my friends Edward J. Davison & Alexander
 J. Davison all of this County and

Iven Semggs Will continued

State to act as my lawful and full
 Executors, the same as though prop-
 erly and regularly appointed by Court
 also to act as Guardians to my son Al-
 bert Brooks until he is of lawful age.
 5th And lastly in case of my son A. Brooks
 death before he arrives at the age of Ma-
 turity I give and bequeath out of
 property going to said son, two hundred
 Dollars to my niece Matilda Mahan
 in fee simple. And to my nephew Hardin
 Mahan I give and bequeath two
 hundred Dollars out of the same.
 And the residue of the property that
 my son would be entitled to
 I give and bequeath to my wife Louisa
 Maria Louisa.
 My niece Mary Mahan I do also give
 and bequeath two hundred Dollars
 out of same in case of my sons death
 as before expressed. In Testimony of which
 I have hereunto set my hand and seal
 this the fifteenth day of October 1846
 Iven Semggs
 mark

Witness George Mahan
 Witness John Gordon
 Witness Henry S. Semggs
 Seal Witness A. Mahan

State of Missouri
 County of Cole. Be it remembered that on
 this nineteenth day of October A.D. 1846
 personally appeared before the under-
 signed Clerk of the Cole County Court
 George Mahan and James A. Mahan
 both of whom are personally known

John Seruggs will

to me to be the persons whose names are subscribed to the foregoing instrument of writing as witnesses thereto and made oath that John Seruggs the Testator signed the writing hereto annexed as his last will (by making his mark) that he was of sound mind, that they subscribed their names thereto in the presence of the Testator, and that they signed their names as witnesses at his request.

In Testimony whereof I have hereunto set my hand and seal of said Court this 19th day of Oct. 1846.

Filed Oct 19th 1846
Approved W. 7th
J. A. Parnis Clerk
J. C. Burchell.

Will of John Miller -

I John Miller of St. Louis County State of Missouri being of sound and disposing mind, but of weak and feeble body, and knowing the uncertainty of life doth declare and publish the following to be my last will and testament. After the payment of my funeral Expenses and debts, I will the following disposition of my property. - Item. I give and bequeath unto my nephew James Miller of Saline County Missouri, the three promissory notes of one thousand dollars each executed by my said nephew James Miller and made payable to me together with the interest thereon, and also the balance now due and unpaid of another promissory note executed by the said James Miller and James W. Smith which said last mentioned note was made payable to me in the sum of fifteen hundred and ninety dollars hereby cancelling and making null and void all of the said notes. I give and bequeath also to my said nephew James Miller and his heirs forever the farm or land on which I now live commonly called "Douglass" lying and being in St. Louis County and about nine miles from the City of St. Louis on the public road leading from said City to the town of St. Charles, containing about two hundred and seventy six acres -

Also the sum of five thousand dollars in cash. - Also one negro man named Tom, one negro named Mary and all my stock, farming utensils, furniture, my library, and wearing apparel. - Item. I give and bequeath unto my nephew John Miller of Cooper County Missouri and his heirs forever a tract of land lying and being in Howard County Missouri and near the town of Alascow commonly called the "Hurricane tract" containing about four hundred acres; it being the East half of section twenty two, Township fifty one, Range seventeen, together with other lands adjoining. I give and bequeath also to said John Miller my nephew the sum of two thousand dollars. Also one negro man named Ira, and also a promissory note executed by said John Miller for the payment of one hundred and forty dollars and payable to me, hereby cancelling and making null and void said promissory note. - Item. I give and bequeath unto Nancy Miller Sourg daughter of Dr. John I. Sourg of Howard County Missouri and her heirs forever the lot of ground number one hundred and twenty one situated on the South west corner of the Public Square in the town of Fayette in said County of Howard Missouri together with the brick dwelling thereon. - Also another lot of ground in said town of Fayette being number one hundred and thirty nine, on which there is a large brick stable. -

Also a tract of land adjoining said town of Fayette, and

purchased of Benjamin Holliday under a deed of Trust containing about forty acres it being my will and desire however that the dwelling house on said last mentioned tract of land and the land on which it stands together with six or seven acres adjoining as surveyed by Alfred Morrison may be conveyed to M^{rs}..... Holliday wife of Benjamin Holliday and her heirs forever when Alfred Basy the father of said M^{rs}..... Holliday shall convey all his right title and Estate of whatever kind soever in and to said tract of land unto the said Nancy Miller Lowry and her heirs forever this latter being the substance of a verbal contract between me and said M^{rs}..... Holliday. Item I give and bequeath unto my nephew William Miller son of James Miller S^r of Ohio and his heirs forever a tract of land adjoining the Mississippi River and lying and being in Lewis County Missouri containing between four and five hundred acres embraced within the fractional sections twelve and thirteen Township sixty one Range six also I give and bequeath to said William Miller the sum of one thousand dollars in cash. Item I give and bequeath unto Richard Miller my nephew and son of James Miller of Ohio and his heirs forever a tract of land lying and being in Cooper County Missouri it being the North half Section Eleven Township forty eight Range sixteen and also the sum of one thousand dollars in cash. Item I give and bequeath unto my nephew James Parks of Ohio and his heirs forever a lot of ground on third Street in the Town of St. Louisville Jefferson County Ohio together with the brick dwelling and other houses thereon and also the sum of one thousand dollars in cash. Item I give and bequeath unto my faithful negro man commonly called "Commodore" his freedom from slavery hereby fully manumitting and forever setting forth free the said negro man and I give and bequeath also unto my nephew James Miller his heirs Executors and Administrators the South half of South East quarter of Section number twenty three Township forty nine Range sixteen of land lying and being in the County of Howard in Texas however for the said negro man Commodore and his heirs and I give and bequeath also to said negro man Commodore

the sum of two hundred dollars in cash. Item I give and bequeath unto my friend Dr. George Penn of Saline County Missouri and his heirs forever all my right title interest and Estate in and to one lot of ground in front of said Penn's dwelling in Arrow Rock Saline County aforesaid upon which said lot stands a small log house and which adjoins the garden of the said dwelling and also such lots of ground as may be embraced in the enclosed or fenced in garden of said Penn. Item I give and bequeath unto my friend James W. Smith of Saline County Missouri and his heirs forever all my right title interest and Estate in and to all my real Estate or property in the Town of Arrow Rock Saline County aforesaid (not above ~~given~~ and bequeathed and given to Dr. George Penn) which said real property I hold as copartner of Dr. George Penn. Item I give and bequeath unto my brother James Miller of Ohio his the promissory note executed by the said James Miller in my favor in the sum of one hundred dollars hereby cancelling and making null and void the said promissory note. Item I give and bequeath unto my nephew Joseph Miller of Philadelphia and son of James Miller of Ohio the sum of three thousand dollars in cash. Item I give and bequeath unto my friend Alonzo W. Manning of St. Louis Missouri and his heirs forever five arpens of land to be taken from the western end or part of a tract of land lying near the City of St. Louis in the County of St. Louis which I hold in common with Col. John B. Fallow of said County and which was purchased of Madame Sebaume the said tract of land being the undivided half of one hundred and eighty five arpens the said five arpens as bequeathed to be taken from the undisputed portion of said tract and also I give and bequeath to said Alonzo W. Manning the diamond Breast pin which I usually wear. Item I give and bequeath ~~to said Alonzo W. Manning~~ unto my friend M^{rs} Martha Mitchell wife of David D. Mitchell of St. Louis the sum of one hundred and fifty dollars in cash to be expended in the purchase of a suitable monument of me. Item I give and bequeath unto my friend M^{rs} Catharine Graham wife of Maj. Richard Graham of St. Louis County the like sum of one hundred and fifty

John Miller conr.

dollars in cash to be expended in the purchase of a suitable memento of me - Item I give and bequeath unto my friend Maj. Richard Graham of Said County my gold watch chain and seal - Item I give and bequeath unto my friend Col. John O'Fallon the sum of one hundred dollars in cash to be expended in the purchase of a suitable memento of me

Item I give and bequeath unto Col. John O'Fallon, Maj. Richard Graham, Col. Stephen W. Kearney of the United States Dragoons, David S. Mitchell and Henry W. Manning, their Executors and Administrators and assigns the sum of three thousand dollars in trust however, that the same shall be laid out and expended in the purchase and erection of a suitable and becoming monument over my mortal remains - Item after the payment of the above legacies and bequests I will and desire that all the monies collected by my Executors (to be hereafter mentioned) whether arising from the payments of Bonds notes or accounts due me, or from sales of my other lands and lots of ground not herein specially bequeathed and devised shall be divided into four equal parts or portions, and the one fourth part or portion of the whole sum of money so arising, I give and bequeath unto my brother James Miller of Ohio if he be alive, and if he be dead then the said one fourth part to be equally divided between the surviving children of the said James Miller - I give and bequeath one other fourth part or portion of the said whole sum of money so arising unto my sister Elizabeth Parks of Pennsylvania if she be alive, and if dead, then the said last mentioned one fourth part to be equally divided between her surviving children - I give and bequeath one other fourth part of said whole sum arising as aforesaid unto the surviving children of my sister Jane Parks deceased to be equally divided between them, I give and bequeath the remaining one fourth part of the said whole sum of money arising as aforesaid unto the surviving children of my sister Mary Lowry deceased to be equally divided between

John Miller conr.

them - I give and bequeath unto John Miller Wils of Howard County (omitted above by the draftsman of this will) and son of Robert Wils and his heirs forever one hundred acres of land lying and being in Pike County Missouri commonly called Eastern tract said land having Ramsau's creek running through it and being about four miles from Clarksville - And lastly I hereby nominate appoint and publish as the Executor of this my last will and testament John O'Fallon Esq. Richard Graham Esq. of St. Louis County St. John I. Lowry of Howard County James Miller of Saline County and Alonzo W. Manning of St. Louis County Missouri. In Testimony whereof I have this Seventh day of February in the year of our Lord Eighteen hundred and forty six at the County of St. Louis set my hand and signature - John Miller - Signed by the Testator John Miller in our presence and we have signed our names in the presence of each other, and also in the presence of and at the request of the Testator the words "and his heirs forever" interlined between the 20th and 21st lines of page 3 and also the words "and fifty" inserted between the 20th and 21st lines of page 5 inserted before execution of this will. In Testimony whereof I have this twenty seventh day of March in the year of our Lord one thousand eight hundred and forty six before me Peter Ferguson Judge of Probate of the County of Saint Louis in the State of Missouri personally appeared Michael Hefferan and William H. Grimalds two of the subscribing witnesses to the foregoing instrument of writing who being by me severally duly sworn on their oaths severally say that they were present and saw John Miller the Testator sign his name to the foregoing instrument of writing which they then understood to be the last will and testament of said John Miller, that they and John Graham the other subscribing witness signed their names thereto in the presence of the Testator and in the presence of each other as witnesses to the same and that at and during the time of so doing he the said John Miller was of sound and disposing mind to the best of their knowledge observation and belief. Michael Hefferan.

John Miller Court

W. H. Grimalds Sworn to and Subscribed before me this 27th day of March 1846 Peter Ferguson Judge of Probate - State of Missouri, County of Saint Louis. Be it Remembered that on this thirty first day of March in the Year of our Lord one thousand Eight hundred and forty six before me Peter Ferguson Judge of Probate of the County of St. Louis personally appeared John Graham one of the subscribing witnesses to the foregoing instrument of writing purporting to be the last will and Testament of John Miller who being by me duly sworn on his oath said that he was present and saw John Miller sign his name to said instrument, that he knows it to be the will of said Miller and he thinks said Miller told him it was, that this affiant signed his name as a witness to the same in the presence of the Testator and he thinks at his request, and that Michael Jefferson and William H. Grimalds also subscribed their names thereto in the presence of the Testator and of this affiant, during all which time said John Miller was of sound and disposing mind, to the best of this affiant's knowledge, observation and belief. Sworn to and Subscribed before me this 31st March 1846 Peter Ferguson Judge of Probate - State of Missouri, County of Saint Louis. I Peter Ferguson Judge of Probate of the County of Saint Louis having examined the Testimony of Michael Jefferson, William H. Grimalds and John Graham subscribing witnesses to the foregoing instrument purporting to be the last will and Testament of John Miller deceased Consider that the same is duly proved to be the last will and Testament of said John Miller deceased. In Testimony whereof I hereto set my hand and affix the seal of the Probate Court of the County of Saint Louis, at office in said County and in the State aforesaid this thirty first day of March in the Year of our Lord one thousand Eight hundred and forty six. Peter Ferguson Judge of Probate - State of Missouri. I Peter Ferguson Judge of Probate of the County of Saint Louis in the State of Missouri Cer-

John Miller Court

tify that the foregoing is a true copy of the last will and Testament of John Miller deceased and of the probate thereof as the same now remains on file in my office. In Testimony whereof I hereto set my hand and affix the Seal of the Probate Court of the County of Saint Louis, at Office in the County and State aforesaid this Twelfth day of May in the Year of our Lord one thousand Eight hundred and forty six -

Peter Ferguson Judge of Probate

State of Missouri. County of Marion. I Thos. E. Mather Clerk of the County Court in and for said County hereby Certify that the within and foregoing instrument of writing was Rec^d. by me for Record on the 4th day of September 1846 and that the same has been duly Recorded in my said Office in Record B. for Recording "Wills" letters N and pages 359, 60, 61, 62, 63, 64, 65 -

(Seal)

In Testimony whereof I hereto set my hand and the Seal of our said Court at Office in Baltimore the 21st Sept. 1846. Thomas E. Mather Clerk
Filed Dec. 18th 1846
By A. Taylor clerk
By J. L. Burch D.C.

Andrew Reed - Will -

Know all men by this present that I Andrew Reed of Cole County State of Missouri make my last will on the 21st thirty first day of January, eighteen hundred and forty seven, in the presence of two lawful witnesses, being in sound mind.

I bequeath as follows to Elijah Ray the tract of land upon which he resides, being the East half of the north East quarter of Section number five, in township forty four range twelve, together with twenty acres of land being the South half of forty acres, said forty acres being South west quarter of the South, East quarter of Section thirty two, in Township forty five, and in range number (12) twelve, the said tract to be divided by a line running east and west the said Elijah Ray and his heirs to have and to hold the same forever, with all rights thereto belonging upon condition of paying a debt of forty two dollars and the interest thereon arising from date until paid, the said debt being due to the Estate of John Ronton, but in case of his not paying said debt, the debts shall be paid out of the above tracts of land to him bequeathed by selling the whole tract or as much of it as will pay the above debt.

I also bequeath to George Ray forty acres of land, being the South East of the North West quarter of Section No. thirty two in township No. forty five and Range No. twelve, to him and his heirs forever.

I also bequeath to the said George Ray all my personal property consisting of horses, cattle, hogs, farming utensils, house and kitchen furniture, and all my debts active, outstanding upon condition of his paying all my just debts and burying expenses, reserving to him the right to collect of Elijah Ray's property the aforesaid forty two dollars and the interest thereon arising if the said George Ray should have to pay it but in default of George Ray neglecting to pay my debts, I do hereby order

Andrew Reed cont.

that all my debts, active and moveable property be appropriated to that use and should they not prove sufficient, the forty acres bequeathed to said George Ray shall be appropriated to that use by.

I also bequeath to Elenor Ray and William Ray children of George and Margaret Ray eight acres of land being the east half of the South west quarter of Section No. thirty two in township No. 45, forty five and Range twelve, also twenty acres of land being the north half of a forty acre tract, said forty being the South west of the South East quarter of Section No. thirty two in township No. forty five and Range No. twelve, the said twenty being separated by a line running east and west due across the tract from Elijah Ray's twenty acres, to have and to hold the same in peaceable possession free of all debts and incumbrances whatever for them and their heirs forever, the said William and Elenor Ray shall at any time after they come of proper age to do so shall have the privilege of dividing equally between them, the said tracts if they shall see proper, to do so and in case one should survive the other, the one surviving shall possess the share the other possessed of my estate, provided the deceased may have no legitimate heirs of their body at the time of such death, but in case of such heirs existing the said heirs shall be entitled to their parents share of my estate.

I also bequeath to said Elenor and William Ray all my bed clothes bed and bedstead, which they at the years of maturity shall have power to dispose of as they may agree best upon.

I also appoint George Ray as guardian to Elenor Ray and William Ray and their property, subject to the control of the County Court judges should he so act as to excite their censure they shall have power

Andrew Reed Cont.

to reject him and appoint such guardian as will do them justice by seeing them educated and prudently cared for as they in their judgment shall see proper and just.

I also allow George Ray the use of the farm I bequeath to William and Elenor Ray for the consideration of the payment of all taxes that may become due on that land until they said Elenor and William Ray become of age to manage it for themselves or until the County Court judges shall dispose of him of his guardianship and control should occasion demand their interference, the said George Ray shall pay them a rent for all the lands improved on their farm, at the rate of seventy five cents per acre annually, the amount to be appropriated to comfortably clothing and educating the said Elenor and William Ray the said George Ray to keep all buildings and fences in good order, and delivering up the same to the said Elenor and William Ray or their guardians should property demands such guardians to be appointed other than the said George Ray. I also hereby obligate George Ray to clear fence and put in a good state of cultivation for Elenor and William Ray as many acres adjoining my upper field on the east side of said field as he may take off my tower field by running his line and enclosing for himself that part of his tract embraced in my lower field. In testimony of which witness my hands.

Witnesses —

Patrick Corcoran

John Rany — January 31st 1847

Proved & Filed July 6th 1847

By A. Parsons Clerk

By J. C. Burch s.c.

Wm. W. Lane Will

February the 12th One thousand Eight hundred and forty seven. State of Missouri County of Cole.

In the name of God Be Ye. I give and bequeath to my beloved wife Sarah Lane all the use of the lands embracing all the farm where I now live together with the house and household furniture and farming utensils, also as many work animals as may be necessary to carry on the farming business together with plows, hoes, and axes with all the proceeds of the farm. She is also to retain three servants. One of my servants by the name of Ganer to be set free, if there should be any disputations or jarings among the heirs of my estate in regard to its distribution. My servant Elsey I will to be set free at my death, provided she pay the balance due for her times. I give and grant unto my brother-in-law, Peter Rhodes the privilege of living and remaining on the place whereon he now resides and to have the same free of rent or charge as long as he chooses to occupy and remain thereon, but if he shall abandon and remove therefrom, then the said premises shall revert back to my estate. My wife Sarah is to have the use and benefit of the above bequests for and during the term of her widowhood. She is also to retain as much of the various farm stock as she shall deem profitable to the family to be kept on the place, and she is to have the privilege of retaining and employing John and Patsey as her servants during her state of widowhood.

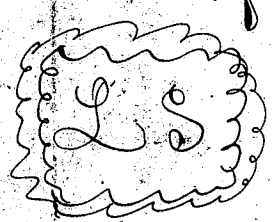
In Testimony whereof I have hereunto affixed my hands and seal the day above written

William W. Lane

In presence of
James Moad
Joseph Keaynes.

W. W. Lane's Will cont =

State of Missouri ss.
County of Cole. Be it remembered that on this sixth day of March A.D. 1847 personally appeared before me the undersigned Clerk of the County Court James Moad and Joseph Haynes both of whom are personally known to me, to be the persons, whose names are subscribed to the foregoing instrument of writing as witnesses thereto, and made oath that William W. Lane the Testator signed the same as his last will and testament, that at the time of so doing he was of sound mind and disposing memory, that they signed their names thereto in the presence of the Testator and they signed their names as witnesses, at his request.



In Testimony whereof I have hereunto set my hand and affixed the seal of said Court or office this 6th day of March A.D. 1847.

G. A. Parsons clk
By J. C. Burch

Last will and Testament of M. A. Rogers.

I, Mary Ann Rogers of the County of Cole in the State of Missouri, do make and publish this my last will and Testament in manner and form following that is to say.

First it is my will that my funeral expenses and all my just debts be fully paid.

Second I give, devise and Bequeath to my daughter Liza Ann over half of the Lot that now reside on in the City of Jefferson known on the plat of said City as in Lot numbered sixty two (62) and the balance of said Lot I give and

M. A. Rogers Will continued.

bequeath Equally to 3 of my sons namely Thomas Rogers David Barten Rogers & William C. Rogers, and it is my will that the above named Boys shall have a feather Bed and Bedding Each one, it is further my will that all the property that I may have not named shall be sold by my Executors and the same of five dollars to be paid to Jefferson & Rogers, and the sum of five dollars to be paid to George W. Rogers, both my sons and also the sum of five dollars to be paid to my daughter Mary Jane White and if after paying the above named sums if there should be any thing left I wish it to be equally divided between Liza Ann Thomas, David B. & W. C. Rogers the four first named in this my will. It is further my will that if my daughter Liza Ann named namely Liza Ann Rogers should die without leaving a Body Heir, then and in that case it is my will that her interests of the Lot herein named shall be equally divided between the above said, Thomas, David B. & William C. Rogers.

And lastly I hereby constitute and appoint Thomas Rogers David B. Rogers & William C. Rogers all three my sons to be the Executors to this my last will and testament Revoking and annulling all former wills by me made and Ratifying and confirming this and no other to be my last will and testament.

In Testimony whereof I have hereunto set my hand and seal the 8th day of November 1846.
Signed, published and declared by the above named Mary Ann Rogers as and for her last will and Testament in presence of us who at her request have signed as witnesses to the same.

William W. King
John W. Carey

Mary Ann Rogers (initials)

54
Mary A Rogers Will con.

State of Missouri
 County of Cole B. I remembered that on this
 the third day of August A. D. 1847 personally ap-
 peared before the Cole County Court while said
 Court was in Session William McKim and
 John H. Carey both of whom are personally
 known to said Court to be the persons whose
 names are subscribed to the within and fore-
 going instrument of writing as witnesses thereto
 and made oath that Mary A Rogers signed
 the same as her last will and testament and
 that at the time of so doing she was of good
 mind and disposing memory that they
 signed their names thereto in the presence of
 of the Justices and the signed their names
 as witnesses at her request

*Witness of A Parsons Clerk of said
 Court with seal of said Court an-
 nounced the day and date above
 of A Parsons Clerk
 By Robt H. Kelly C. C.*

Last Will and Testament of Catherine Montier

In the name of God Amen, I Catherine Montier
 of Cole County in the State of Missouri being
 sick and weak in Body but of sound ~~mind~~ disposing
 mind and understanding and considering the cer-
 tainty of death and the uncertainty of the time thereof
 and being desirous to settle my worldly affairs
 and thereby to be better prepared to leave this world
 when it shall please God to call me hence do therefore
 make and publish this my last will and testament
 in manner and form following that is to say
 I give and bequeath all my real estate to be equally

55
C. Montier Will continued

divided between my son John Montier and daughter
 Margaret Ann Montier. All my household effects I give
 and bequeath to be divided between my three children
 John & Margaret Montier and Lauretta Smith. I
 desire to make some provision for my son John Montier
 on account of his weak and sickly constitution and
 for this purpose I give and bequeath to my son John one
 horse named Colin one Yoke of oxen one cow three sows
 with pigs their shoats and one years provision together
 with all the money I have on hand the amount being
 about twenty dollars for the purpose of purchasing
 his pork and all my farming utensils. I give and
 bequeath to my daughter Lauretta fifty dollars. And
 I do hereby constitute and appoint William Bumpus
 and George H. Miller my Executors of this my last
 will and Testament, revoking and annulling all
 former wills by me heretofore made, ratifying and
 confirming this and none other to be my last will
 and Testament. In testimony whereof I have hereunto set
 my hand and affixed my seal this first day of
 August in the Year of our Lord one thousand eight
 hundred and forty seven

Catherine^h Montier *(Seal)*
mark

Signed sealed published and
 declared by Catherine Montier
 the above named Testatrix as
 And for her last will and tes-
 tament in the presence of us
 who at her request and in her
 presence and in the presence of
 each other have subscribed our
 names as witnesses thereto

*Samuel B. Hellingger
 William G. Young*

Montier Will con.

State of Missouri ss.

County of Cole. Be it remembered that on this twenty ninth day of September A.D. Eighteen hundred and forty seven personally appeared before the undersigned clerk of the County Court of Cole County, Samuel B. Hillinger and William L. Young, witnesses to the within will and made oath that the deceased signed said will in their presence as her last will and testament and at her request they subscribed their names thereto as witnesses in her presence and that she was of sound mind at the time said acts were performed.

In testimony whereof I have hereunto set my hand and seal of said court at office this day and date above written.

By A. Parsons, clerk

Last Will and Testament

Upon request of Johann Gerhard Schulte we proceeded to his house and found him laying in bed however in full & good possession of his mental powers and he declared the following:

In consequence of a sudden and unexpected death my wife Anna Maria would perhaps be put to some difficulties, I therefore consider it the best, to arrange all my affairs during my life and in full possession of my mental faculties, so that there may be no difficulties hereafter.

My wife Anna Maria shall be my only heir of all my things however in case she should marry again after my death my child William shall have a claim on the farm for fifty dollars provided that he assist his mother until he is twenty one years old of age as a child ought to do. Should the child

however not stay with his mother during that time and help the mother along, it shall be at the option of the mother to give him something or nothing.

This is the declaration of Johann Gerhard Schulte which was read to him, and which he signed with his own hand.

Cole County Stat of Missour
the 27th Sept 1845
J. Mark of J. Gerhard Schulte
L. J. Carl Hornig
S. J. John Gerhard Schulte
S. J. Bernard Reple
S. J. Kaspar Arnold

State of Missouri ss.

County of Cole. I, Erich Plump, do hereby solemnly swear that the within is a true and perfect copy translation of the last will & testament of Johann Gerhard Schulte from the German into the English Language as made by us.

Given and subscribed to before me undersigned clerk of the County Court in and for the County of Cole aforesaid this 15th day of Nov A.D. 1845.

By A. Parsons clerk
By R. A. Mees Notary

Robert Wray's Will

On this March the 8th 1849.

This day Robert Wray Esq in his last sickness and in his full mind did give to his daughter Isabella Boy & Greenup, the following described property, a certain little near that was then in John C. Greenup's care and forty dollars that I Mr. Wray brought to him about the first day of March that I was known to and twenty five dollars that he had that he had let John C. Greenup have when he first came to John and seventy dollars and fifty cents that he had besides in his own possession if he dies the above mentioned property was his.

Wm Greenup
Filed April 4th 1849.
G. A. Parsons Clk
By J. H. McLean or

Witness

William Latimer's Will

In the name of God, Amen. I, William Latimer, of the County of Saint Louis and State of Missouri being weak in body but of sound and disposing mind and memory, and being mindful of mortality, do make and publish this my last will and testament in manner and form following. First, it is my will that my funeral expenses and all my just debts be paid as soon as practicable after my death. Second, I give, devise and bequeath to my beloved sister Eliza Latimer of the County and State of Missouri, the following described real estate (to wit) The South West quarter and West half of the South East quarter of Section No Thirty One in Township No

William Latimer's Will

Forty Four of Range No Twelve, containing one hundred and fifty nine acres and being in the District of lands offered for sale at Fayette, this county, the above lands being entered by me of the United States on the twelfth day of April 1839; To have and to hold

the above described tract of land with all the appertinances thereto belonging, unto her the said Eliza Latimer, her heirs and assigns forever; and I wish it further understood that there is a proviso in the receipt of the receiver at Fayette for the above lands, that if any part of the above described tract should be claimed by a valid right of Pre-emption under the Act of the Twenty Second of June 1838, that they will refund to the said William Latimer at the rate of one dollar and twenty five cents per acre without interest for all that may be held by pre-emption right - Now it is my will and desire, that if the quantity of the above described "tract" should be lessened that the money to be refunded should accrue to my sister Eliza Latimer, or in other words it is my will that my sister Eliza Latimer shall enjoy the full benefit of my purchase of the above lands of the Government. Third, I give and bequeath unto my brother James Latimer all the residue of my estate that may be left after the payment of my just debts of every description what so ever. And lastly, I hereby constitute and appoint my said brother James Latimer to be the Executor to this my last will and testament, revoking and annulling all former Wills by me made, and ratifying and confirming this and no other to be my Last Will and Testament.

In Testimony Whereof, I have hereunto set my hand and seal this 29th day of January 1844.

Signed, ~~published~~ and ~~declared~~ William Latimer
declared by the above named William Latimer as his last will and testament in presence of us, who at his request have signed as witnesses.

William Latimer's - Will

witnesses to the same, Edward Hall, Frederick Hyatt.
State of Missouri, County of St Louis, 3 ss.
Be it remembered that on this eighth day
of May, in the year of our Lord one thousand eight
hundred and forty six before me Peter Ferguson,
Judge of Probate of the County of Saint Louis
personally appeared Frederick Hyatt one of the
subscribing witnesses to the foregoing instrument
of writing, who being by me duly sworn on his oath
saith that he was present and saw William Latimer sign
his name to the said instrument and heard him publish
and declare the same to be his last will and testa-
ment, that he the said Hyatt and Edward Hall the
other subscribing witness, subscribed their names there
as witnesses to the same in the presence and at the request
of the testator, and that at the time of so doing he the said
William Latimer was of sound and disposing mind to the
best of his knowledge observation and belief, Frederick
Hyatt, sworn to and subscribed before me this 8 day of
May, 1846, Peter Ferguson, Judge of Probate

State of Missouri, County of Saint Louis 3 ss. Be it
remembered that on this first day of June in the year
of our Lord one thousand eight hundred and forty six,
before me Peter Ferguson, Judge of Probate of the
County of St Louis, personally appeared Edward Hall
subscribing witness to the preceding instrument of
writing purporting to be the last will and testament
of William Latimer, deceased, who being by me duly
sworn on his oath saith that he was present and saw said
William Latimer sign his name to said instrument,
and heard him publish and declare the same to be his last
will and testament, that he the said Hall and Frederick
Hyatt the other subscribing witness signed their
names thereto in the presence and at the request of the
testator as witnesses to the same, and that at the time
of so doing he the said William Latimer was of
sound and disposing mind to the best of his knowledge

William Latimer - Will

observation and belief, Edward Hall, sworn to and
subscribed before me this 14 day of June 1846, Peter
Ferguson, Judge of Probate. State of Missouri,
County of Saint Louis, 3 ss. Be it remembered
that at the same Term of the Probate Court of the
County of Saint Louis, in the State of Missouri, in
the year of our Lord one thousand eight hundred and
forty six on the first day of June in the year and
at the Term aforesaid, the preceding instrument
of writing purporting to be the last will and testa-
ment of William Latimer deceased, being
produced in and exhibited to said court, together
with the testimony of Frederick Hyatt and Edward
Hall taken before the Judge of said County, my
examination here of, ~~it~~ was considered by said
court that said instrument was duly proved
to be the last will and testament of William
Latimer deceased and was ordered to be certified
and recorded. In testimony whereof I, Peter
Ferguson, Judge of Probate of the County
of St Louis, here to set my hand and affix
the seal of the Probate Court of the County aforesaid,
at office in said County this first day of June
in the year of our Lord one thousand eight hundred
and forty six. Peter Ferguson, Judge of Probate
State of Missouri, County of St Louis 3 ss. I,
Peter Ferguson, Judge of Probate of the County of
St Louis in the State of Missouri, certify that
the foregoing is a true copy of the last will
and testament of William Latimer deceased
and of the Probate thereof as the same now remains
on file and as the same now remains of record in
my office in the record of letters and wills, Book
No. page two hundred and thirty four and following
In testimony whereof I here to set my hand
and affix the seal of the Probate Court of
the County aforesaid at office in the County

of Saint Louis, and then aforesaid, this
second day of June in the year of
our Lord one thousand eight hun-
dred and forty six.

Peter Ferguson
Judge of Probate

In the Name of God Amen I Francis
Louis de Causemaker of the County of Cole
in the State of Missouri do make and pub-
lish this my last Will and Testament in
manner and form following, that is to say
First I direct that my body be decently
interred in the Catholic Burying Ground
near the Church and I do direct of my
beloved wife Barbara de Causemaker
Conr Motschman shall survive that
then all my estate all and every my
measuage, inheritances, lands, tenements
hereditaments and all the lin stock,
horses, cattle, hogs &c, also all the house
hold furniture, tools utensils, and in-
struments and also whatever will be
in my possession either in cash or in
any bills at the day of my death in
short all and other items not partic-
ularly named shall be and remain
the absolute property of my Trusty and
beloved wife Barbara with full power
and authority to dispose of all and
every article, in as full and large a man-
ner in any respect as I could do if living
Provided howev and this donation is
made with this condition and limitation
that she will have good care of

Will of Francis Louis de Causemaker

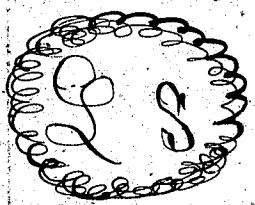
my nephew Peter Sato during his minority
teach him or cause him to be taught and
shall well and truly faithfully find & pro-
vide for his necessities during said mi-
nority and even longer if he choose to stay
with her and shall behave himself well
300 I do hereby appoint my trusty & beloved
wife sole executrix of this my last will
and Testament and Guardian of the minor
Peter Sato Reserving all & every other will
surviving made this 18th March 1850 In
Witness my hand and Seal this
Francis Louis de Causemaker

We the undersigned do
hereby certify that Francis
Louis de Causemaker signed
wrote the foregoing last
document of writing as his
last will & judgment in
our presence & that we re-
quested by him signed it
in presence of each other
Michael Schneider
John Schneider
B Van Kertsborn

State of Missouri }
County of Cole }
We it Remembers that on
this Sixth day of April in the Year of our
Lord one thousand eight hundred and
fifty personally appeared before me the
undersigned Clerk of the said County Court
Michael Snider and John Snider who being
examined before me on their oaths do say
that the above and within named Francis
Louis de Causemaker signed the foregoing

Will of Francis Louis de Causemader

instrument of writing by making his mark in their presence as his last will and testament that he was of sound mind at the time of signing the same and that they subscribed their names thereto in the presence of the said Justice.



In Testimony whereof I
G. A. Parsons Clerk of the
County Court of Cole County
have hereunto set my hand
and Seal of said Court at office
this 6th day of April 1850

G. A. Parsons Clerk

Approved by the Court this
11th day of May 1850
G. A. Parsons Clerk

Will of Joseph Wallendorf

In the Name of God Amen.
I Joseph Wallendorf of the County of Cole in
the State of Missouri being of sound mind do
make and publish this my last will and tes-
tament in manner and form following that
is to say. First I do direct if my beloved wife
Elizabeth Wallendorf shall survive me that
then all my estate all and every my messuages
lots plantations lands tenements heredit-
aments and all the live stock horses cattle
hogs &c also all the household furniture
tools utensils and instruments. And also
whatever will be in my possession either in
cash or in due bills at the day of my death
in that all my real and personal proper-
ty not particularly named shall be and
remain the absolute property with also

Will of Joseph Wallendorf

interest thereof of my trusty wife Elizabeth
Wallendorf during her whole natural life.
Saying only to my beloved son Bartholomew
Wallendorf one Forty Acres price and to my
beloved daughter Catharine Wallendorf
one horse worth forty dollars and one cow
Took request I do devise to them on condition
to help their beloved mother my trusty wife
Elizabeth during her life as also in con-
sideration of their services conferred upon
me till the end of my life. The balance of
my above described estate shall be and
remain the absolute property of my trusty
wife Elizabeth Wallendorf with full power
and authority to use & dispose of it during
her whole life and I would do if living and
the remainder of it after her decease, shall
be divided in equal share to each of
my beloved children or their representa-
tives if dead. Without any deduction of
the above mentioned request of the already
named son & daughter I do hereby
appoint my trusty wife Elizabeth Wallen-
dorf sole Executrix of this my last will
& Testament In Witness whereof I here-
unto set my hand & Seal on the eighth
day of March AD 1857 revoking all
other testaments

Joseph Wallendorf Seal

We the undersigned do certify that Joseph
Wallendorf signed & sealed the foregoing in-
strument of writing as his last will and
testament in our presence and that we re-
quested by him signed it as witnesses in
presence of each other
Peter Gruesse
Jas. W. Fullmer

66
Will of Joseph Wallendorf

State of Missouri Cole County Court
County of Cole In Vacation
As it remembreth that on
this tenth day of April A.D. 1857 personally
appeared before me the undersigned Clerk
of the Cole County Court Peter Knauer and
Sebastian Schultze who being examined
before me on their oaths do say that the above
named Joseph Wallendorf signed the fore-
going instrument of writing in their pre-
sence as his last will and testament that
he was of sound mind at the time of
signing the same and that they subscri-
bed their names thereto in the presence of
the said testator and at his request
In Testimony whereof
I have hereunto set my
hand and seal of said
Court this day and year
A.D. 1857
Filed 10th April 1857.
Clerk of said Court

Will of Abraham Overshiner 67

I Abraham Overshiner, late of the County
of Warren, and State of Virginia, but now
of the County of Cole and State of Missouri,
being of sound mind and disposing mem-
ory do hereby make, publish & declare
this my last will and testament To
wit: First: I desire all my funeral expen-
ses, and all other just debts to be paid
Second: It is my wish that my executors
hereafter named, shall purchase with
the moneys belonging to my estate a
tract of land as a home for my wife and
children - said land not to cost exceed-
ing one thousand dollars, in value -
and to be bought whereon my said
executors shall deem best, for the good
of the family - and tract of land shall
be used and enjoyed as a home by my
wife and children until the youngest
child named Mary shall arrive at twen-
ty one years of age, when it is my
wish that said land shall be sold
for cash, and the amount arising
from such sale shall be equally div-
ided between my wife and children
share and equal alike. Thirdly: It is
my wish that all the residue of my
estate, of every kind, whatsoever, shall
be equally divided between my wife
and children, share and share alike.
Fourth: I do hereby appoint my son
William Overshiner and my son in
law Perry Witzel executors of this my
last will and testament.
I witness whereof, I have hereunto

Will of Abraham Overshiner

Set my hand & seal This 13th day of November A.D. 1850

Abraham Overshiner Seal
Attested by us in the presence of the testator & by his direction and W. H. Buffington signing the name of said testator at his request

B. H. McBarty
John S. Currier
W. H. Buffington

State of Wisconsin
County of Cole

Be it remembered that on this twenty second day of November A.D. 1850 personally appeared before me the undersigned clerk of the County Court within and for the County and State aforesaid, William H. Buffington John S. Currier and B. H. McBarty three credible witnesses who being duly sworn according to law depose and say that Abraham Overshiner whose name appears subscribed to the foregoing instrument of writing made and executed the same as his last Will and Testament, that at the request of the said Abraham Overshiner the said William H. Buffington by the direction of the said Abraham Overshiner signed his name (name) thereto to and in his presence, and that he was of

Will of Abraham Overshiner

Sound mind at the time his execution of the same as aforesaid, and that the said witnesses at the request, and in the presence of the said Abraham Overshiner subscribed their names to the said instrument of writing as witnesses thereto

William H. Buffington
B. H. McBarty
John S. Currier

Sworn to and subscribed before me on this day and year last above written

[Signature]

In testimony whereof I, J. A. Parsons clerk of the County Court within and for the County and State aforesaid have hereunto set my hand and affixed the seal of said Court this the day and year aforesaid

Filed Nov 22, 1850

J. A. Parsons clk
By C. D. Goring

J. A. Parsons Clerk
By C. D. Goring

Will of Mary F. Tompkins

This is the last will and Testament of Mary F. Tompkins.

I Mary F. Tompkins of Cole County in the State of Missouri widow of the late Hon. George Tompkins deceased do make and execute this instrument as and for my last will and Testament, hereby revoking and declaring void all other wills by me heretofore made.

First. I do hereby emancipate, manumit and set free my five oldest Slaves, viz: Lewis, Nancy, Ludy, John and Charles, and do declare, order and direct that they shall severally be entitled to their free dom from and after the period of my decease, and shall not thereafter be held in bondage.

Second. I do hereby emancipate manumit and set free my slave Joseph (now about the age of sixteen years) when he shall have attained the age of thirty five years; and I give and bequeath the use of the said Joseph, until his said age of thirty five years, unto George Tompkins White upon the conditions herein after expressed and declared in the ninth Item.

Third. I do hereby emancipate manumit and set free my slave Ann (now about twelve years old) when she shall have attained the age of thirty years, unto my uncle Edmund Fisher. In case the said Ann shall have any offspring during the period of her servitude with my said uncle the same shall be the property until the age of thirty five of the three sons of the said Edmund Fisher, viz:

Will of Mary F. Tompkins

Fenwick, Charles, Edmond and Samuel Harrison Fisher, when the said offspring shall have arrived at the age of thirty five years, he or she or they (if more than one) shall become and be absolutely free that is to say each one, as they severally (if more than one) attain the said age of thirty five. And it is my wish and I do direct, if the laws of the State of Missouri will so permit, that the offspring of the said Ann, if she have any, shall not be disposed of by the legates thereof out of the family.

Fourth. In case I shall not have done so myself in my life time, I direct that as soon as may be after my decease conveniently, then shall be surveyed and laid off by my executors, out of my real Estate, one lot of land of forty acres, and also two other lots of land of twenty acres each, the two twenty acre lots, as near as may be, to be equally valuable, and the two together to be also as near as practicable, of equal value with the forty acre lot which said lots so to be laid off. I do give and demise as follows, viz: the lot of forty acres to my aforesaid slave Lewis for and during the term of his natural life; one of the said twenty acre lots to my aforesaid slave John for and during his natural life, and the other of said twenty acre lots to the aforesaid Charles for and during his natural life, the lot of John & that of Charles to be designated by my executors by some witness under their hand upon the death of either of the said devisees Lewis, John and Charles.

Mary F Tompkins (Wise)

~~If it should become necessary for my said~~
~~executors to lay off said lots of land~~
~~I direct that in so doing the lot so demis-~~
~~ed to him shall pass to the survivors~~
 for the term of their joint lives and the
 life of the survivors, and upon the death
 of all of the ^{said} demisees, I give and demise
 the said three lots of land and all my
 estate title and interest therein, unto
 the Episcopal church in Jefferson City
 in the said state of Missouri absolute-
 -ly and in fee simple forever. The foregoing
 demise is to be in operation in case I
 shall have laid off any land to the
 said Lewis John and Charles in my life
 time. If I have done so, and have not
 otherwise limited their titles therein,
 their respective estates and interests in
 said land shall be the same as is
 above provided for the lots to be laid
 off by my executors, and the said land
 shall be the property in remainder
 in fee simple of the aforesaid Episcopal
 church after the death of the said
 Lewis, John and Charles. If it should
 become necessary for my said executors
 to lay off said lots of land, I direct
 that in so doing they shall have par-
 -ticular regard for the comfort and
 happiness of the said Lewis John and
 Charles.

Fifth In case I shall not have done so
 myself in my lifetime, I direct my
 executors, as soon as conveniently may
 be after my decease, to survey and lay
 off one acre of land of my real estate

in two parcels of an half acre each of equal
 value, as near as practicable, one of which
 lots so to be laid off, I give and demise to my
 aforesaid slave Nancy, for and during the
 term of her natural life, and from and
 after her death, to her daughter Ann (if the
 said Ann shall have attained the age of thirty
 five years) for and during her natural life,
 if she shall not have arrived at thirty five
 years of age at the death of her said mother,
 then upon her attainment of said age
 to the said Ann for and during her
 natural life. The other of said half acre
 lots I give and demise to the aforesaid
 Ludy for and during her natural life.
 I direct my executors to designate by some
 writing under their hands which of said
 lots shall be Nancy's and which Ludy's,
 and to have built upon each of them
 a good comfortable log dwelling house
 with a glass window therein. The said
 demise is to be in operation, if I have
 laid off lots for Nancy and Ludy in
 my life time, and built houses thereon
 if I have, and have not, otherwise limited
 the titles therein, they shall be held
 for the same interests and estates as is
 hereinbefore provided in case the lots
 are to be laid off by my executors. If I
 have laid off said lots to Nancy and Ludy
 but have not built houses thereon,
 then houses such as above described shall
 be built by my executors.

Sixth I give and bequeath to the aforesaid
 Lewis, John and Charles each a yoke of oxen,
 five sheep and as many hogs, and I

Will of Mary F. Tompkins cont=

give and bequeath to the Lewis my mule which has always been called his.

Seventh. I give and bequeath to the aforesaid Nancy and Indy each one cow, and five sheep and five hogs. The bequests in this item are to be for the respective lives of the legates thereof: at the death of the said Nancy the said personal property bequeathed to her is to belong to her aforesaid daughter Ann, if she shall be then five years old at that time; if not then to be hers when she shall have arrived at that age, this is my wish; but if the laws of the State of Missouri do not recognize as valid such a disposition of personal property as I have made to the said Ann, then I trust that my wish here expressed that said Ann shall have said personal property, altho she may not be free at the death of her mother, shall be carried into effect when the said Ann becomes free by those to whom said property would pass at the death of said Nancy, said Ann not being then entitled to her freedom.

Eighth. If my two old friends Cornelius B. Corniggs and Ruhamah his wife, now of the State of Delaware, shall be living at the time of my decease, I give and bequeath and direct my executors to pay to each of them, immediately upon my decease, the sum of one hundred dollars as a memento of my affectionate regard: or if ~~one~~ be living and the other dead, I bequeath to the one who may be living ~~one~~ hundred dollars.

In case both be dead at my decease, I give to Maria Corniggs their daughter and to my cousin Ann Wayne each the sum of one hundred dollars,

Ninth. The preceding bequest to George Tompkins White, in the second item of this my will, of the use of my slave Joseph, is upon this express condition, to wit: that the said George Tompkins White pay to the aforesaid Nancy and Indy each monthly and every month during their respective life time, the sum of one dollar and fifty cents, making to each eighteen dollars per year, and that he furnish them during their lifetime with sufficient corn meal for their bread at such times and in such quantities as their necessities require; also that he furnish to each of them a barrel of wheat flour at Christmas. The said George Tompkins White shall also, as a further condition of said bequest, pay to the said Joseph, when he shall be free by the terms of this my will the sum of Fifty dollars.

Tenth. I give and demise one equal undivided fourth part of all the rest and residue of my real estate to the aforesaid George Tompkins White, and the remaining three fourths to the aforesaid Penwick, Charles E. and Samuel H. Fisher, the said lands tenements and hereditaments to be held by them the said George, Penwick, Charles and Samuel and their heirs and assigns forever as tenants in common. The demise of the said three fourths of the rest and residue of my said real estate to the said Penwick, Charles and

Will of Mary F. Tompkins cont.

Samuel is to be subject to the payment by them to their father the aforesaid Edmund Fisher, if he be living at the time of my decease, of one half part of all the clear annual income rents and profits thereof during his lifetime and I do expressly charge the said three fourths with and make the same subject to the payment of the said moiety of the clear income rents and profits thereof to the Edward Fisher for and during his natural life.

Lastly I nominate constitute and appoint the aforesaid George Tompkins White and Penabick Fisher the executors of this my last will and testament & enjoin upon them the protection of my aforesaid Slaves in all their rights under this my will and the laws of the land. In case from any cause letters testamentary up on my Estate should not be granted to either of my said executors, or being granted they should die before all the provisions of this my will shall be carried into effect, then I direct that the powers & duties remaining unexecuted by them shall be performed by such person or persons as the laws of the land will clothe with the settlement of my personal estate. Witness my hand & seal this day of June A.D. 1849

Mary F. Tompkins

Signed sealed and delivered, published, pronounced and declared by the said-

Mary F. Tompkins (Will). Cont.

testatrix as for her last will & testament in the presence of us who at her request in her presence and in the presence of each other have hereto subscribed our names as witnesses the interlineation in the 4th item, and the two in interlineations in the 10th item having first been made.

I believe most sincerely I have } I. W. Morrow
so disposed of my property as to } Elizabeth Morrow
meet the wishes of my beloved
husband from whom I received every thing
that I have W. F. Tompkins

State of Missouri In vacation
County of Cole

Personally appeared before the undersigned clerk of the county court of the county of Cole and State of Missouri the said James W. Morrow and Elizabeth Morrow and made oath before the undersigned clerk of the county court of the county of Cole aforesaid that Mary F. Tompkins the testatrix whose name is subscribed to the annexed will signed sealed published pronounced and declared the paper dated June 1849 hereto annexed to be her last will and testament that they subscribe the same in the presence of each other at her request and by her direction and that the said testatrix declared the same to be her last will and testament and the said testatrix was of sound mind at the time of such signature declaration and publication

James W. Morrow
Elizabeth Morrow

Sworn to and subscribed this 5th day of September A.D. 1851 before the undersigned Clerk of the Cole County Court

G. A. Parsons Clerk

Anton Koster (Wife)

Liberty Township, 1st of September 1850
Last Will and Testament.

Upon request of Gerhardus Hermannus Antonius Koster some person or persons repaired to his lodgings, and found him in good health, and in full possession of his spiritual faculties, who declared as follows: 1st. To avoid difficulties - if an early and unlook for death should happen - I will arrange my matters so, as I wish to have them after my death.

2nd) After my death I wish, that Wilhelmina Beekel be made administratrix on my Estate. 3rd) My Daughter Anna-Gesina Koster, at present in the Kingdom of the Netherlands, shall have her lawful part consisting in five dollars, if ever she should make any claims on the administratrix of my Estate.

4th) The above mentioned Wilhelmina Beekel & Regina Le Roy shall be made possessors of all my effects then out standing and in hand, on the condition that they settle up my Books, and pay my debts, the rest of my Property in the Netherlands, in the hands of Wilhelm Lunter of Franeker inriesland shall after my death be given to my

Will of Anton Koster

daughter Anna Gesina, so long the property remains in the Netherlands before my death, should it in the mean time be paid home I reserve the second ground (reason foundation) for a nother Testament.

5th) Without making further cost, Wilhelmina Beekel shall after my death, and after she has taken letters of administration from the County Court, be authorized by agreement with Regina Le Roy, equally to divide without having the Estate appraised and making further costs.

Anton Koster

John Dotzer

John Conrad Gatchel

} Anton Koster

State of Missouri

County of Cole } At a special Term of the Cole County Court, June 10th 1851, among others the following proceedings were had to wit, Now at this day was produced in open Court the last will and Testament of Anton Koster deceased and John Dotzer and John Conrad Gatchel the subscribing witnesses thereto approved in open Court and was sworn and testified that the said Anton Koster deceased signed the aforesaid in their presence that he was of sound and disposing mind at the time of ~~making~~ ^{disposing} the same, that they subscribed their thereto as witnesses, in his presence and by his request thereupon the Court admits the will aforesaid to probate and orders the same filed for record.

Scopy Test.

Filed June 10th 1851 } G. A. Parsons Clerk
G. A. Parsons

D. Ossebeck (Will)

In name of God, Amen
 I, Dedrick Ossebeck of Cole Co., Mo., do
 hereby publish and make my last Will
 or Testament in the following manner
 that is to say 1st. It is my desire that if
 my trusty & beloved Wife Catharine Os-
sebeck born Ulderman shall survive me
 that all my estate, meynage, plantation,
 moveable, & immoveable property, cash in hand
 due bills, rights and inheritments should
 be and remain the absolute property of said
 trusty Wife Catharine, with full power &
 authority to dispose of each & every article in
 as full manner as I could do if living,
 under this condition and limitation
 that my beloved child Henry shall have
 all my instruments & should be reached
 to use of if, and as soon as he will be
 married & remained in the place she
 will give him forty acres of land &c.
 It is my last will that my trusty Wife
Catharine Ossebeck born Ulderman shall
 be the sole Executrix of this last will
 and Testament In witness Whereof I
 have here to set my hand & seal in
 presence of said witnesses who signed
 it as required.

by me in presence of Dedrick Ossebeck & seal
 of each other.

H. M. Helias
Ignatz, Entz

Will of D. Ossebeck cont.

State of Missouri
 County of Cole } ^{east} Cole County, May Term
 A.D. 1850 among others the
 following Proceedings were had to wit.
 The last Will of Dedrick Ossebeck was
 this day presented in Court, and being
 proven to the satisfaction of the Court
 was thereupon admitted to Probate
 A copy Test
 Filed May 16/50 } E. A. Parsons Clerk
E. A. Parsons
 By E. J. Garing D.C.

Will of Henry A. Scruggs

I Henry A. Scruggs of the County of Cole,
 in the State of Missouri do make and pub-
 -lish this my last Will and Testament,
 hereby revoking and making void all former
 wills by me at any time heretofore made.
 And first I direct that my body be decently
 interred in a christian like manner, And as
 to such worldly estate as it has pleased God
 to intrust me, I dispose of the same as fol-
 -lows: First I give and bequeath to my daug-
 -hter Mary Scruggs, wife of my son James
Scruggs, and to her children after her death,
 for her and their sole and separate use and
 benefit all the personal property formerly
 belonging to the said James Scruggs, being
 the same property that I purchased at
 Constable Sale of said James Scruggs
 Property to wit: Eight head of Cattle
 Eight head of Sheep: nineteen head
 of hogs: Three Beds and furniture

Henry C. Scruggs (Will) cont

one cupboard, one clock, one half dozen Windsor chairs three colts, and a crop of Tobacco, or the proceeds of said Tobacco being a crop raised in 1841 by said James together with the increase and profits of said Cattle, Sheep and Hogs, Second I give and bequeath unto my son James Scruggs in addition to what I have heretofore given him, the sum of one dollar, the said James having been heretofore sufficiently advanced by me, Third I give and bequeath unto my son Lewis Scruggs in addition to what I have heretofore given him, the sum of one dollar, he also having been heretofore ^{sufficiently} advanced by me, Fourth I give and bequeath to my daughter Polly Mahan wife of James A. Mahan one dollar, it being my intention to make some additional provisions for her, out of the proceeds of certain property now involved in a suit in chancery in the State of Virginia, Fifth I give unto my son Ivan Scruggs the sum of one dollar, it being my intention to sell him, in consideration of the support and maintenance of myself and my beloved wife, certain of my property and rights in action unmentioned in this Will Sixth my sons Albert, Warden, Thomas and John Scruggs having died without leaving children of their bodies lawfully begotten, I merely make mention of them in this my Will Seventh I hereby make, constitute and appoint my son Ivan Scruggs and my friend Martin D. Roland Executors of

Will of Henry C. Scruggs cont 83

this my last will and testament. In testimony whereof I have hereunto set my hand and affixed my seal to this my last will and testament this twenty third day of October in the year of our Lord one thousand eight hundred and forty five,

Henry C. Scruggs ^{seal}

Signed sealed and published by the above named Henry C. Scruggs as and for his last will and testament, in the presence of us, who at his request and in his presence, and in the presence of each other have subscribed our names as witnesses thereto this day and year last aforesaid

William H. Melton
E. J. Davison

State of Missouri
County of Cole

At a special Term of the Cole County Court December 16th 1850, Among others the following proceedings were had to wit.

Now at this day comes Albert C. Scruggs by his guardian William H. Evans and presents to the Court, here the will of Henry C. Scruggs, late of Cole County, for Probate, and it appearing to the satisfaction of the Court, here, by the testimony of Enos B. Cordell and A. M. Davison, that Edward J. Davison & Wm H. Melton, whose names are subscribed to said Will, as witnesses thereto, are dead; The Court proceeds to take and receive proof of

the hand writing of the said Henry C. Scruggs, the Testator, and the said E. J. Davison and W. N. Melton the only subscribing witnesses to said Will; and thereupon the said A. M. Davison being produced and sworn as a witness to establish said Will, testified as follows: I have known the said Testator Henry C. Scruggs for fifteen years previous to his death, and known his hand writing; having seen him write often; and know the signature to this will to be genuine, and the proper hand writing of the said Testator, I saw him a few days before the execution of this will. The Testator told me he was going to make a will of the character produced in Court here. I also saw him a few days after and was told by the Testator that he had made a Will. After the death of Ivan Scruggs one of the named in said Will I had possession thereof as Executor of said Ivan, and often heard the Testator speak of said Will, and that it was his last will. He, the Testator was a man of strong mind, and never was otherwise during the time I knew him, which embraced a period of about 15 years next preceding his death, I also knew E. J. Davison and W. N. Melton whose names are subscribed to said Will, as witnesses thereto; both of whom are since dead, I knew their hand writing

well, having seen each of them write often; and I know their signatures to be genuine, and in the proper hand writing of the said Davison & Melton.

Enos B. Cordell after being duly sworn testified, that he was acquainted with E. J. Davison & W. N. Melton during their life time, that he was also acquainted with their hand writing, having seen them write often, and he knew their signatures to said Will to be genuine and in the proper hand writing of said witnesses, who are both dead, that he was acquainted with the Testator, Henry C. Scruggs at the time of making said Will, and that said Scruggs was a man of remarkably clear and sound mind, that he had been for several years previous to the making of said Will and from thence up to the time of his death, and that his mind was at no time the least unsound or impaired, nor had he ever at any time, heard any imputation against the soundness of his mind which evidence being seen and heard by the Court, said Will is admitted to Probate and the evidence adduced in its support is ordered to be certified by the Clerk of this Court.

A Copy Test
Filed Dec 16 1850 L. A. Parsons, Clerk
L. A. Parsons CK
By E. Sewing D. C.

James Williams Will

In the name of God Amen
 James Williams of the County of Cole
 and State of Missouri, being of a sound
 and disposing mind and knowing
 the uncertainty of human life do make
 publish and declare this my last will
 and Testament in manner and follow-
 ing that is to say, First. It is my will
 that after my decease my body shall
 be buried in a plain and decent manner
 Second. I will that all my just debts
 shall be fully paid out of my estate
 by my executor hereinafter named.
 Third. I will and bequeath to my be-
 loved wife Mary Williams during
 her life time or widowhood all my
 Estate both personal and Real to be used
 and controlled by her as she may think
 her necessities require.
 Fourth. I will and bequeath to my Broth-
 er John W. Williams after the death of
 my wife the Farm upon which I live.
 Fifth. I will to Hannah Price wife of
 Edward Price after the death of my
 wife the sum of one hundred and
 fifty dollars.
 Sixth. I will and bequeath to Arabella
 Van wife of Williams Van the
 sum of fifty dollars to be paid after
 the death of my wife.
 Seventh. I will also in like manner
 to Polly Wadox the sum of fifty dollars
 Eighth. I will and bequeath to Richard
 Williams the son of Micajah
 Williams a land Warrant which
 calls for one hundred and sixty

acres. Tenth I will and bequeath to Lewis
 Williams deceased the sum of one dollar
 each also the heirs of Micajah Williams
 deceased the sum of one dollar. Also to
 the heirs of Oliver Wynn the sum of one
 dollar each, also to B. F. Williams one dollar
 Eleventh. I will and bequeath to my Ne-
 -groes Slaves Godfrey, Jefferson, William
 Will Godfrey Inantz, Joe, Daniel, Eliza
 Marth Jane, Mary Dineida, Julia, Harriet
 and any that hereafter may be born
 in Slavery their freedom from Slavery
 and Servitude.

Twelfth. I will and bequeath all the res-
 -idue of my property of whatever descrip-
 -tion not heretofore disposed of to be
 sold after the death of my wife and
 the sum appropriate to the removal
 of the Negroes from this to some other
 Country. Thirteenth. I will and here-
 -by constitute and appoint John W.
 Williams the sole Executor to this
 my last Will and Testament.

Fourteenth. I will that the Negroes
 remain on the Farm as long as they
 are in this Country. I Testimony where-
 -of I James Williams do hereby publish
 declare pronounce and acknowledge
 this to be my last Will and Testa-
 -ment hereby revoking and annulling
 all former Wills by me at any time made
 signed and sealed with my hand in
 Presence of the attesting witnesses this
 the 13th June in the year of our Lord
 one thousand eight hundred and

88 James Williams, Will continued

Fifty One,
Test

William B Taylor
Menalches B Taylor
James (Parberry)

James Williams

State of Missouri
County of Cole (at a special Term of
the Cole County Court
August 5th 1851 Among others the following
proceedings were had (to wit)
Now at this day comes William B Tay-
lor and Menalches B. Taylor two subscri-
bing witnesses to the last will and
Testament of James Williams deceased,
who being examined by the Court,
and the Court being satisfied from
the testimony, that the Testator was
of sound mind, the said Will is
admitted to probate, A copy Test,
Filed August 5th 1851
G. A. Parsons, Clerk
By R. H. Kyle

Balthasar Levens last will & testament

State of Missouri
County of Cole

I Balthasar Leven, of the
County and State aforesaid, do make and
publish this my last will and Testa-
ment, in manner and form following
that is to say: First, it is my will, that
in case I should die, all my just debts
be fully paid, Second, I give devise and
bequeath unto my beloved wife, Theresia
all my real and personal property, which
I possess here and in Germany, during
her natural life. And at the death of
my said wife all the property or so
much thereof as may be then remain-
ing unpended, to my children now
living or born hereafter and to their
heirs and assigns forever. And lastly
I hereby constitute and appoint my
said wife Theresia, to be executrix to
this my last will and Testament.
In Testimony whereof I have hereunto
set my hand and seal this twentieth
day of December 1841.

Balthasar Levens (Seal)

signed published and
declared by the above named
Balthasar Leven as and for
his last will and Testament
in presence of us who at his request
have signed as witnesses to the same.

Ephraim Clark
Hermann Weber

Balthasar Seven Will continued

State of Missouri }
 County of Cole { Be it remembered that on
 the twentieth day of Dec-
 ember A.D. one thousand eight hundred
 and forty one Before me one of the
 J.P. within and for the County and
 State aforesaid personally appeared
 Baltasar Seven and subscribed his
 name to the foregoing instrument
 of writing and acknowledged it to be
 his act and deed for the purposes there-
 in mentioned, given under my hand
 the day and year above written.
 Whitley & Fowler J.P.

State of Missouri {
 County of Cole { At an adjourned Term
 of the Cole County Court begun and held
 at the Court house in the City
 of Jefferson on the 17th day of June 1850
 Among the proceedings had were the
 following to wit: The Will of Baltasar
 Seven being produced in Court and
 Ephraim Clark one of the subscribing
 witnesses appeared before the Court, ~~that~~
 and being examined ~~as required~~ by
 law & it also being proven to the satis-
 faction of the Court, that the residence
 of the other subscribing witness is un-
 known, and it appearing to the Court
 from an acknowledgment taken before
 before a Justice of the Peace in this
 County that the Testator, approved
 before the Justice aforesaid & acknow-
 ledged said Will aforesaid to be his act
 and deed for the purposes therein

mentioned and such acknowledgment
 being written out on said Will the Court
 admitted said Will to probate ^{ordered} & recorded
 a copy Test.

Filed June 4th 1850 } G. A. Parsons, Clerk
 G. A. Parsons, Ck }
 By E. D. Cowing D.C.

Last Will and Testament of J. A. Wisel
 I John A. Wisel of the County of Cole
 and State of Missouri do make and pub-
 -lish this as my last will and testament
 in manner and form following that is
 to say: First I give and devise to my eldest
 son Henry J. Wisel the sum of one hund-
 -red and fifty dollars out of the money he
 owes me for the farm we now reside on.
 Second, I give and devise to my second son
 John Wisel the sum of one hundred and
 fifty dollars to be paid to him by my
 son Henry on or before the first day
 of January 1860 and to bear interest
 at the rate of five per cent paid annu-
 ally. Third, I give and devise to my third
 son Fredrick Wisel the sum of one
 hundred and fifty Dollars to be paid
 him by my eldest son Henry out of
 the money he owes me for the farm
 he now ~~owes me~~ resides on on or
 before the first day of January 1860
 and to bear interest at the rate of five
 percent. Fourth I give and devise to
 my daughter Barbara Wisel one
 hundred and fifty dollars to be
 paid to her by my son Henry for

John A Wisel Will continued

the remaining fourth part of six hundred dollars he owes me for the farm I sold him which hundred and fifty dollars is to be paid on or before the first day of January 1862 with interest at five per cent and the interest arising from the six hundred dollars given my four children to be paid annually by my son Henry to my daughter Barbara for four years from date then each one as before named.

And lastly I constitute and appoint my son Henry Wisel to be executor to this my last will and testament revoking and annulling all former wills by me made and ratifying and confirming this and no other to be my last will and testament.

In testimony whereof I have hereunto set my hand and seal this 28 day of February 1852 1852

John A^W Wisel
mark

signed published and declared by the above named John A Wisel as an for his last will and testament in presence of us who at his request have signed as witnesses to the same

James W. Moore
John W. Holybein

John A Wisel Will continued

State of Missouri In vacation
County of Cole

Personally appeared before the undersigned clerk of the County Court of the County of Cole and State of Missouri aforesaid James W. Moore and John Holybein and made oath before the undersigned clerk of the County Court of the County of Cole aforesaid that John A Wisel the testator whose name is subscribed to the annexed will signed sealed, published, pronounced, and declared the paper, dated February 28th 1852 hereto annexed to be his last will and testament, that they subscribed the same in his presence and in the presence of each other at his request and by his direction and that the said testator delivered the same to be his last will and testament and that the said testator was of sound mind at the time of such signature declaration and publication.

James W. Moore
John W. Holybein

Sworn to and subscribed before the undersigned clerk of the County Court aforesaid this 9th day of March 1852

G. A. Parsons Clerk
Filed March 9th 1852
G. A. Parsons clk

Last Will & Testament of Henry Buckner

In the Name of God Amen
 I Henry Buckner being weak in
 Body but yet of a sound and disposing
 mind do hereby make and ordain
 this my last Will and Testament
 Revoking all former Wills and cod-
 icils heretofore made by me.
 In the first place, I give my Soul
 to Almighty God, trusting that
 through the Merits of an all aton-
 ing Saviour, it may appear at the
 last day clothed with garments
 washed with the Blood of the Lamb
 slain for the Remission of Sins.
 In the next place I give and devise
 to my Beloved wife, the Farm on
 which I now Reside & my servant
 Aaron during her widowhood &
 after the termination of her wid-
 owhood or death to my children
 Charlotte John and Robert. Should
 any of my said children die before
 the death or termination of the wid-
 owhood of their Mother, my Will
 is if they die with out children
 that their Shares shall be in-
 herited by their surviving broth-
 ers heretofore named.
 Having heretofore provided for my
 children William, Eliott, Nancy
 the late Mrs. Scrib & Mrs. Stone
 according to my abilities, I hereby
 give and bequeath to them & also
 to my Daughter Mrs. Davis one cent
 each. This provision is made not to
 slight any of my Dear Children
 but Because I am instructed that

Henry Buckner Will cont.

it is necessary to make effectual the
 former provisions of my Will,
 I hereby appoint my beloved son Eliott
 the executor of this my last Will
 and Testament. In Testimony whereof
 I have hereunto set my name this 20th
 day of October eighteen hundred and
 fifty
 attested by us the subscribers Henry Buckner
 in presence of the Testator
 Mary Barry
 Wm Scott

State of Missouri } In Vacation
 County of Cole }

Personally appeared
 before the undersigned Clerk of the County
 Court of the County and State aforesaid
 Mary Barry and William Scott
 and made oath that Henry Buck-
 ner the testator whose name is sub-
 scribed to the annexed Will signed
 sealed published pronounced and
 declared the paper dated 20th day of
 October A.D. 1850 hereto annexed to be
 his last will and testament and
 that the said testator was of sound
 mind at the time of such signa-
 ture declaration and publication.

Sworn to and subscribed this 15th
 day of January A.D. 1852 before the un-
 dersigned Clerk of the Cole County

96
Court.

G. A. Parsons Clerk
By Robt. H. Kyle D.C.

Filed Jan 13 1882

G. A. Parsons Clerk
By Robt. H. Kyle D.C.

In the name of God Amen. I Benjamin M. Dick in view of the uncertainty of life and the certainty of death do make, ordain and publish this my last will and testament.

It is my will that all my just debts be paid out of my personal assets and from the following sources first from the collection of debts due to me if a sufficient amount can be collected in time but should my Executor be unable to pay my said debts by the collection of debts due to me then it is my will that a sufficient sum be raised and I give my Executors full power and authority to raise a sufficient sum for that purpose by selling, in such terms as they may think best at private or public sale or so much of the following described real estate as may be necessary there to pay a tract of land lying on the Orange River between the farms of Abner Williams and Shibly in Section No 16 in Township No 48 of Range 10 West containing about one hundred and twenty acres the North West quarter of Section No 26 in Town Ship No 44 Range No 11 West containing

Bent Le Lisle Will.

97

one hundred and sixty acres and Bent as the corner tract or from Eighty Acres of land adjoining the land of Emma W. Bent embracing what is called the Lyman ford on the Missouri the Equal and adjacent three or four one hundred and twenty six acres of land in range twenty at Benton Ferry and a tract of land containing Eighty acres adjoining the land of Nicholas Stinsons and where the owners of the soil of the above described real estate be insufficient to pay my said debts then my Executors are fully authorized and empowered to sell such other real estate as will in their opinion command the best price and provide in the greatest degree the interest of my wife and children. I will and bequeath to my beloved wife Margaret to be held owned and enjoyed as her absolute property my Clock Watch three Valleys cows my horse old sold and her calf and all my household and kitchen furniture my farming and gardening utensils of every kind and description whatever and one third of the balance of my personal property of every kind and description. It is my will that my beloved wife Margaret have the possession use and enjoyment of the dwelling house in which I now reside and the out houses and a Engorgment there with and the lot of land on which the same is situated being lot No 28 in the city of Jefferson and the lot adjoining the same No 262.

Bonjour au Lake Wells

for and during his natural life with
out let or hindrance or the payment
of any rent. Therefore it is also my will
that my beloved wife Margaretta shall
receive and have to her own use the en-
tire part of the remaining part of the
rent and profits of the Mineralion of
my real Estate during his natural life
but if any part of such Mineralion
real Estate shall be sold by executor or
the person of paying out to them in ex-
cept of the rent and profits of the real
Estate so sold shall cease and terminate.
I also will and bequeath to my
beloved wife Margaretta my library of
books except my Law books

It is also my wife & three my widow
Wife Margaretta & her the possession and
power of my ~~own~~ slaves. Francis & Mary
Nancy and India and during the war
civil life and I truly give her the said Mar-
garetta full power and authority to convey
or all of the said slaves if in her discretion
she shall think it best to do so and to join
chase with the Procureur General & other
other slaves in lieu of those who have been
the my power and in the same that other
slaves shall be purchased in lieu of those who
then she shall have the possession and power
of the slaves so purchased in the manner
and during the time she would have been
entitled to such as she shall or sell, and
if she shall have out to purchase other
slaves in lieu of those she may sell the
proceeds of such sale shall be paid out
at the best lawful interest then cur-
rent and she shall have and

Benjamin M. Lisle Will.

as executors such interest during her
natural life and as hereafter the
principle shall be divided among
my three children Dorthy Elizabeth Eliza
Jane and Margaretta Sutton or the sur-
vivors or survivors of them share and
share alike I will and agree that my be-
loved Child Dorthy Elizabeth Eliza
Jane and Margaretta Sutton the sum-
ing two thirds of all my personal prop-
erty share and share alike and if ei-
ther of them should die without issue
of their bodies lawfully begotten living
at the time of her death then what ever
is bequeathed by this clause in my will
to the one so dying shall vest in and
become the property of the survivor
or survivors It is also my will that at
the Death of my beloved wife Margaretta
the said No. 10. of Lane St. N. B. S. 1856
with all the improvements there on
and the appurtenances thereto belonging
and the said slaves Henry Nancy and Julia
Ann or such slaves as may be purchased
in lieu of the same shall vest in and be-
come the property of my Children Dorthy
Elizabeth Eliza Jane and Margaretta Sul-
tana but if either of them should die
without issue of their bodies lawfully
begotten living at the time of her death
then what ever is given to the one so dying
by this clause in my will shall vest
in and become the property of the survivor
or survivors I also will and agree that
to my beloved Children Dorthy Elizabeth
Eliza Jane and Margaretta Sutton
all the East and West India of my Estate