

# **RUTHERFORD COUNTY, TENNESSEE DEATHS & ESTATE SETTLEMENTS**

## **VOLUME VII**

**1896 - 1905**

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**Abstracted by  
DONALD DETWILER**

**Edited and Indexed by  
SUSAN G. DANIEL**

**Published 2021**

**RUTHERFORD COUNTY HISTORICAL SOCIETY  
P. O. BOX 906, MURFREESBORO, TN 37133-0906**

Feb 27, 1902, Circuit Court: The court dissolved the Bonds of Matrimony. The court also reported that the complainant had offered to return to the defendant the sum of \$900 less one-half of the case and attorney fees in this cause arising from the sale of the defendant's interest in the estate of her grandfather, John Gum (deceased). The complainant had used the \$900 to purchase land in Cannon County, taking title unto himself. The court ordered the complainant to pay \$900.

Rutherford Co. TN Marriage Records: Hatton Adams married Fannie Marlin on Aug 29, 1893,

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**2 Adams, Mary A. [Ott] Died before Aug 24, 1891, intestate. [Cont'd from Vol. 6].**

May 1, 1896, Chancery Court: H. R. Adams **vs** C. [Charles] R. Holmes, et al. The following defendants had answered the bill:

1. Charles R. Holmes, Administrator of Mrs. Mary A. [Ott] Adams (deceased). 2. John T. Ott. 3. Henry C. Ott. 4. James N. Ott. 5. Joseph M. McCreary and wife, Matilda [Ott] McCreary. 6. Florence Ott. 7. Mrs. Lou [Ott] Smith. 8. Rosa Gibson, a non-compos mentis. 9. Mrs. Lillian [Elliott] Ott. The court issued orders pro confesso against: 1. Mrs. Olivia [Ott] Cates. 2. Delaska Ott and her husband. 3. Mrs. Callie Wilson and her husband. 4. Parmelia [Ott] Burrows and her husband. 5. Fannie Nelson and her husband, Charles Nelson. 6. Heirs of [Ann] Eliza [Ott] Tarpley (deceased). 7. William Ott. 8. Robert Ott.

Mrs. Mary A. Adams (deceased) executrix of J. [James] M. Adams (deceased). The court held that Mrs. Mary A. Adams had used the sum of \$391.85, belonging to the estate of J. M. Adams (deceased), in which she had only a life estate under his will. She had purchased a 50-acre tract of land in the 25<sup>th</sup> Civil District lying on the Manchester Turnpike. Under the terms of the will of J. M. Adams (deceased), the remainder interest in his estate went to Hatton Adams, Joseph E. Johnson Adams, Jesse Adams and Lucy Adams. Lucy Adams was a sister of Jesse Adams and had died. The court ordered the tract of land sold and the proceeds applied as follows: 1. The payment of costs of this cause. 2. The payment of \$391.85 with interest from Jun 5, 1871 to the complainants. 3. A lien on the fund for the payment of attorney fees and guardian ad litem fees. 4. The C & M was to apply the remainder to the debts of the deceased's insolvent estate. The court appointed the C & M to advertise and sell the land.

Jan 25, 1897, Chancery Court: H. R. Adams **vs** C. R. Holmes, et al. On Oct 3, 1896, the C & M did offer at auction the land in the 25<sup>th</sup> District on the Manchester and Murfreesboro Pike. J. A. Hooper purchased the land for \$625 and complied with terms of the sale. The court confirmed the sale and divested all right, title and interest from the heirs [listed above] and was to be divided as follows: 1. H. [Hatton] R. Adams, one-fourth. 2. Joseph Johnson Adams, one-fourth. 3. Jesse Adams, one-fourth. 4. Heirs of Lucy Adams (deceased), one-fourth.

1870 Rutherford Co., TN Census: Jesse Adams, 30; Mary Adams, 21; Hatten Adams, 3 months; Matt Adams, 35; Mary Adams, 36.

1880 Rutherford Co., TN Census: John Ott, 37; Linchy Ott, 28; Mary Adams, 47 sister; Jeff Huckebbee, 17 nephew.

1900 Rutherford Co., TN Census: John Elliott, 66, head; Lillian Ott, 38, daughter, widow; Anna May Ott, 16; Charlie Ott, 15; Henry H. Ott, 12; Ernest Ott, 4.

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3 **Adams, William H. Died Aug 26, 1891, intestate. [Cont'd from Vol. 6].**

Feb 1, 1896, Feb 24, 1896, Jan 29, 1897, Jan 31, 1898, County Court: Thomas G. Miles had renewed his bond as guardian of Mattie E. Adams and Mary A. Adams, minor children of W. H. Adams (deceased).

Nov 4, 1898, Estate Settlements 4: Thomas G. Miles, guardian of Mattie E, minor child of W. H. Adams (deceased), made a final settlement with the court. Mattie E. Adams had receipted for her final balance.

Mar 20, 1899, Estate Settlements 4: Thomas G. Miles, guardian of Mary A. Adams, minor child of W. H. Adams (deceased), made a settlement with the court.

Nov 11, 1899, Estate Settlements 4: Thomas G. Miles, guardian of Mary A. Adams, minor child of W. H. Adams (deceased), made a settlement with the court. She, being twenty-one years of age, signed for the balance.

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4 **Adcock, Joseph Henry Died between Sep 20 and Nov 11, 1904, testate.**

Will dated Sep 20, 1904. **First:** The testator directed the payment of his funeral expenses and all his debts as soon as possible after his death. **Secondly:** The testator willed and bequeathed to his wife, Mary [Rawlins Coughanour] Adcock, his entire estate, real and personal, for her use during her natural life, and after her death, to his stepdaughter, Martha P. [Coughanour] Richard and her son, Charles C. Richard, jointly in fee simple. **Lastly:** The testator nominated Martha P. Richard and Charles C. Richard as his executors.

Nov 11, 1904, County Court: The court ordered the will recorded and filed.

Rutherford Co. TN Marriage Records: J. H. Adcock married Mary Coughanour on Aug 6, 1876

Cannon Co. TN Marriage Records: J. A. Coughanour married Mary Rawlins on 29 Dec 1863.

Hazel Cemetery, Bell Buckle, Bedford Co. TN Joe Henry Adcock, born 1854, died 1904. Wife: Mary.

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5 **Adcock, Josiah Died bet. Oct 23, 1890 and Jan 12, 1891, testate. [Cont'd from Vol. 6].**

Jan 20, 1896, County Court: P. E. Prater, guardian of Florence Prater and Joanna Prater, his own children and minor heirs at law of Josiah Adcock (deceased), made a settlement with the court.

Jan 1, 1897, Estate Settlements 4: P. E. Prater, guardian of Florence & Joanna Prater, his own children and minor heirs at law of Josiah Adcock (deceased), made a settlement with the court.

Feb 14, 1898, Estate Settlements 4: P. E. Prater, guardian of Joanna Prater, his own child and minor heir at law of Josiah Adcock (deceased), made a settlement with the court.

Aug 9, 1898, Estate Settlements 4: P. E. Prater, guardian of Joanna Prater, his own child and minor heir at law of Josiah Adcock (deceased), made a final settlement with the court. Joanna Prater, twenty-one years of age.

Rutherford Co. TN Marriage Records: Mollie E. Adcock married P. E. Prater 13 Feb 1875.

1870 Rutherford Co., TN Census: Josiah Adcock, 50; Tabitha Adcock, 50; Polly B. Adcock, 19; Joseph H. Adcock, 16; Catherine Adcock, 11; Jefferson D. Adcock, 8; James F. Adcock, 6.

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6 **Adkerson, James Died before Mar 4, 1891, intestate. [Cont'd from Vol. 6].**

Aug 5, 1896, County Court: W. [William] N. Mason, guardian of Clinton Adkerson, a minor child of John Adkerson and heir at law of James Adkerson (deceased), made a settlement with the court.

Feb 8, 1897, County Court: J. [John] M. Adkerson, administrator and others vs Jimmie Adkerson and others. The commissioner in this cause reported that Albert B. Miller and George C. Garrett, purchasers of the land, had paid their last note

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7      **Adkerson, Samuel Peter**      **Died Oct 18, 1893, intestate. [Cont'd from Vol. 6].**

Jun 13, 1896, County Court: J. [John] M. Adkerson, administrator of the deceased's estate, made a settlement with the court.

Jul 13, 1896, County Court: J. M. Adkerson, administrator **vs** Jimmie Adkerson and others. The court allowed thirty-five claims filed against the estate. The administrator had paid all except ten of these claims. The administrator agreed to make up any deficit.

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8      **Akin, Dudley R.**      **Died Oct 14, 1902, intestate.**

Dec 8, 1902, County Court: The court had noted the death of D. R. Akin intestate. W. [William] E. Akin applied for and received Letters of Administration for the deceased's estate after executing a bond for \$250.

Cemeteries and Graveyards: Dudley R. Akin, son of W. G. & Bettie Akin, Aug 31, 1878 – Oct 14, 1902, Akin Cemetery, LaVergne, Rutherford County, Tennessee.

1880 Rutherford Co., TN Census, LaVergne, Rutherford County, Tennessee: William G. Akin, 37, Bettie C. Akin, 30; William E. Akin, 12; John W. Akin, 9; Lulley B. Akin, 5; Dudley Akin, 2; John R. Eskridge, 75.

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9      **Alexander, Albert Gallatin**      **Died Feb 26, 1862, intestate [Cont'd from Vols. 3 & 4].**  
     **Alexander, Mrs. Annie Eliza [Suttle]**      **Died Aug 12, 1898, intestate.**

Jan 29, 1897, Chancery Court: Miss Eliza Alexander **vs** John King and others. Miss Annie Rucker had become of age. The court discharged her guardian ad litem.

Sep 22, 1898, County Court: The court had noted the death of Mrs. E. A. Alexander intestate. Miss Eliza J. Alexander had applied for and received Letters of Administration.

Oct 3, 1898, County Court: R. L. Alexander, et al **vs** J. [John] B. Kimbro, Julian S. Kimbro, Clarence Kimbro Jr., Robert King and Azile King. The defendants were minors without guardians.

Oct 7, 1898, County Court: R. L. Alexander, et al **vs** J. B. Kimbro, et al. Following information comes from three depositions. A. G. Alexander had died a number of years earlier and E. A. Alexander was his wife. They assigned his widow a dower out of the two tracts in the 5<sup>th</sup> C.D. Tract 1 contained over 141 acres and tract 2 was cedar land, acreage unknown. Petitioner R. L. Alexander owned 1/5 share; Eliza J. Alexander and Liza A. Sutton each owned 1/5 share; Annie Rucker owned 1/3 of 1/5 share; Elizabeth Kimbro owned 1/4 of 1/5 share. Defendants J. B. Kimbro, Julian S. Kimbro, Clarence Kimbro Jr. each owned 1/4 of 1/5 share and Robert King and Azile King each owned 1/3 of 1/5 share. The clerk recommended the court issue a decree of sale for partition.

Nov 4, 1898, County Court: R. L. Alexander, et al **vs** J. B. Kimbro, et al. Eliza A. Alexander purchased the first tract or Home Place. R. L. Alexander and William Short purchased the cedar tract. Frank Farris and wife, Annie [Majors] Farris, were the purchasers of the house and lot.

Sep 12, 1900, Estate Settlements: Miss Eliza J. Alexander, administratrix of Mrs. Annie E. Alexander (deceased), made a final settlement with the court.

Oct 22, 1900, County Court: Henry King had been appointed guardian for Robert P. and Belle Ophelia King, minor children of John H. King and heirs at law of Mrs. A. E. Alexander (deceased).

Oct 23, 1900, County Court: R. L. Alexander, et al **vs** J. B. Kimbro, et al. The administratrix of Mrs. A. E. Alexander used all of the personal estate in the payment of debts and costs of administration. There remained due from Mrs. A. E. Alexander (deceased), one debt for \$296 to John H. King, as husband of Ophelia Alexander as shown on her settlement as guardian of her daughter. The children of his former wife, Ophelia Alexander, were to pay equal shares of the debt due John H. King. The children were to wit: Annie Elam, formerly Annie Rucker, Robert P. King and Bettie Ophelia King. The balance of the proceeds of the house and lot, after deducting the costs in selling same, to be paid to the heirs of Mrs. A. E. Alexander (deceased). The share of Miss Lizzie Kimbro went to her administrator, L. Jordan. The court approved the agreement and ordered: 1. that out of the proceeds of the house and lot, the clerk would pay Henry King, guardian of Robert

and Bettie Ophelia King, \$197.80. 2. The clerk would pay Ervin Elam and his wife, Annie Elam, \$98. 3. The clerk would also pay to Miss Eliza Alexander, administratrix of Mrs. A. E. Alexander (deceased). \$112.47.

Jan 14, 1901, County Court: Miss Eliza J. Alexander, administratrix, of Mrs. Annie E. Alexander, made a final settlement with the court.

Jun 17, 1903, Apr 14, 1904, Estate Settlements 5: Henry King, guardian for Robert P. King and Bettie Ophelia King, minor children of John H. King and minor heirs at law of Mrs. A. E. Alexander (deceased), made a settlement with the court.

Aug 3, 1903, County Court: Henry King, guardian of Robert P. King, and Bettie Ophelia King, minor children of John H. King (deceased), and minor heirs at law of Mrs. A. Alexander (deceased), made a settlement.

Alexander Cemetery, Crescent, Rutherford Co., TN: Annie Eliza Alexander, Mar 31, 1814-Aug 12, 1898.

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10      **Alexander, Mrs. America [colored]**      **Died before Nov 26, 1901, intestate.**

Nov 26, 1901, County Court: Abraham Alexander [colored] **vs** John Walter McKnight [colored]. America Alexander had died leaving the following heirs at law: 1. Abraham Alexander, a son. 2. John Walter McKnight. 3. Jessie McKnight [colored]. The last two were children of Paralee Alexander [McKnight] (deceased) [colored], who was a daughter of America Alexander (deceased). The deceased had owned 36 acres, a house and one spring. The clerk recommended selling the land and dividing the proceeds among the heirs. The court ordered the land sold at auction.

Mar 12, 1902, County Court: Abraham Alexander **vs** John Wallis McKnight and others. The clerk offered at auction on Dec 17, 1901, a tract of 38 acres. Ivason Jones purchased the land

1880 Rutherford Co. TN Census 19<sup>th</sup> C.D.: Marshal Alexander, 34 [Mulatto]; Ninna Alexander, 28 wife [Mulatto]; America Alexander, 60, mother [Black]; Sarah Alexander, 25, sister [Black]; Parilee Alexander, 22, sister [Black].

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11      **Alexander, Andrew Miller**      **Died Oct 28, 1898, testate.**

Will dated Jan 12, 1894. Codicil undated.

**Item 1<sup>st</sup>:** The testator directed the payment of all his just debts from the first money that came into the executor's hands. **Item 2<sup>nd</sup>:** The testator willed to his wife, Kate L. [Catherine Carney Lytle] Alexander, all of his property, both real and personal, wherever they might be, in Tennessee, Arkansas or elsewhere. The testator referred to his title deeds and other title papers for proper identification of all of his real estate or real property. When his little daughter, Andrewena came of age or married, the testator's wife had authority to give her as much of the property as she wished. **Item 3<sup>rd</sup>** The testator appointed his wife executrix of his last will and testament. **Codicil:** The testator directed that the property that their daughter received when she became of age or married, have limitations and restrictions as she thought proper, or she could give it to their daughter.

Nov 14, 1898, County Court: The court ordered the Will & Codicil recorded and filed.

Nov 30, 1898, Inventory: Kate Lytle Alexander, executrix, submitted an inventory that listed an extensive list of household items, over 100 head of animals of various types, large quantities of corn and wheat, 100 bales of hay and numerous farming tools.

Wards Grove Cemetery, Rutherford Co. TN: Andrew Miller Alexander, born May 19, 1815, died Oct 28, 1898. Spouse: Rebecca Tennessee Alexander.

Marriages (per Family Tree): Andrew Miller Alexander (1815-1898) married Rebecca Tennessee Wright (1807 - 1882) on 3 Dec 1837 in Rutherford Co., TN. Andrew Miller Alexander married Catherine "Kate" Carney Lytle on 23 Nov 1886. Catherine "Kate" Carney married Robert Logan Lytle, son of William F. Lytle.

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12      **Alexander, Annie [Sehorn] (colored) vs Alexander, Joe (colored)      Divorce**

Nov 1, 1901, Circuit Court: The defendant had been guilty of cruel and inhuman treatment so that it was unsafe for the complainant to cohabit with him. He had refused to provide for her and their two children, William, 10 years old, and Fannie, 6 years old. The court dissolved the Bonds of Matrimony and restored the complainant's maiden name of Annie Sehorn. The court also divested title to their household and kitchen furniture from the defendant and vested it in the complainant.

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13      **Alexander, Henry Clay Died Dec 5, 1884, intestate. [Cont'd from Vol. 5 & 6].**

Jan 11, 1896, Jan 18, 1897, County Court: C. [Catherine] C. Ellis, guardian of Ellis, Sallie and Kate Alexander, minor children of H. C. Alexander (deceased), made a settlement with the court.

Dec 21, 1896, Estate Settlements 4: C. C. Ellis, guardian of Sallie Dennison, made a settlement with the court. Sallie Dennison, formerly Sallie Alexander, was married to F. L. Dennison.

Nov 18, 1897, Dec 21, 1898, Dec 22, 1899, Dec 22, 1900, Dec 22, 1901, Dec 22, 1902, Estate Settlements 4: C. C. Ellis, guardian of Kate Alexander, minor child of H. C. Alexander (deceased), made a settlement with the court.

Sep 12, 1903, Estate Settlements 5: C. C. Ellis, guardian of Kate Alexander, minor child of H. C. Alexander (deceased) made a settlement. Kate [Alexander] Ezell and husband, Robert Ezell, receipted for her balance.

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14      **Alexander, John Thaddeus      Died Jun 25, 1902, intestate.**

Jul 26, 1902, County Court: Mrs. Sallie W. [White] Alexander was appointed guardian for Foster and Katie Lee Alexander, minor children of J. T. Alexander (deceased),

Aug 4, 1902, County Court: The court appointed commissioners to set apart to Mrs. Sallie W. Alexander, widow of J. T. Alexander (deceased), as much of the crop, stock, etc. that might be necessary for the support of the widow and her family for one year.

Aug 4, 1902, County Court: J. H. Eskridge and J. [John] H. Alexander received Letters of Administration.

Nov 7, 1902, County Court: Sallie W. Alexander **vs** John H. Alexander and others. John H. Alexander, White Alexander, Richard Alexander, W. A. Mason and wife, Mannie Mason, failed to appear in court on defense. The court ruled the petition filed confessed as to them and an ex parte hearing scheduled.

Nov 7, 1902, County Court: Sallie W. Alexander **vs** John H. Alexander and others. **J. T. Alexander, late of Rutherford County, died Jun 25/26, 1902** and left petitioner, Sallie W. Alexander, as his widow, and defendants, John H. Alexander, White Alexander, [Ernest] Richard "Dick" Alexander, Richard Foster Alexander, Kate Lee Alexander, and Mary "Mamie" [Alexander] Mason, wife of W. A. Mason, co-defendant. He died owing in fee simple a tract of 300 acres. The court decreed that the petitioner had the right to homestead and dower and had the right to have them set apart according to law. The court appointed the County Surveyor and two commissioners to go upon the land and set apart a homestead valued at \$1000 and 1/3 of the remaining land as her dower.

Nov 29, 1902, County Court: The commissioners reported that there was only 225 acres vice the 300 acres in the court decree. They had set apart 20 acres with the dwelling house and other improvements for the widow's homestead. They had set apart 39 acres and 40 poles for her dower. The court approved the report.

Rutherford Co TN Marriages: J. T. Alexander married Sally B. White, Dec 24, 1866.

1880 Rutherford Co. TN Census: Thad Alexander, 37; Sally Alexander, 32; Mary Alexander, 10; John Alexander, 2; White Alexander, 9/12.

1900 Rutherford Co., TN Census: John T. Alexander, 57; Sallie B. Alexander, 52, wife; White Alexander, 20, son; Ernest Alexander, 18, son; Foster Alexander, 16, son; Kate L. Alexander, 13, daughter.

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15      **Alexander, Jesse (colored)**                      **Died before Jan 4, 1900, intestate.**

Jan 4, 1899, County Court: The court appointed three commissioners to set aside to Nancy [Bethshares] Alexander [colored], widow of Jesse Alexander (deceased), as much of the crop, stock, provisions and money on hand or due, or other assets as may be necessary for the support of the widow and her family for one year.

Rutherford Co., TN Marriages: Jesse Alexander married Nancey Bethshares, on 19 Aug 1865.

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16      **Alexander, Ned (colored)**                      **Died before Sep 2, 1898, intestate.**

Sep 2, 1898, County Court: The court noted that Ned Alexander (colored) had died intestate. R. E. Jarman applied for and received Letters of Administration. The court appointed commissioners to set apart to Hadine Alexander (colored), widow of the deceased as much of the crop, stock, etc. as may be necessary to support the widow and her family for one year.

Nov 9, 1898, Inventory: The inventory submitted by R. E. Jarman showed that Ned Alexander (deceased) had been a blacksmith and left over 40 accounts due for \$40 or less.

1870 Rutherford Co., TN Census: Mary Alexander, 40; Wellie Alexander, 38; Ester Alexander, 28; Ned Alexander, 11; Thomas Alexander, 7; William Alexander, 4; Wason Alexander, 6 months.

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17      **Allen, Isabelle [Dillon]**                      **Died Apr 12, 1895, testate. [Cont'd from Vol. 6].**

Jun 19, 1896, County Court: The court received a sale list of personal property.

Nov 27, 1897: John Spencer Allen, Anna Tallie Allen, and Russell "Russie" Augustus Ellis, formerly Russell August Allen, executors of Mrs. Bell Allen (deceased), made a settlement with the court. P. A. Allen, guardian of Willie Allen, receipted for \$1000, the amount due from Belle Allen who was in her lifetime, guardian of Willie Allen. Anna Talley Allen, guardian of Edmond B. Allen, receipted for \$1000 due from Belle Allen (deceased), who was in her lifetime guardian of Edmond B. Allen. A. [Andrew] J. Brandon, guardian of Pearl and Ernestine Allen, receipted for \$2000 for the amount due from Belle Allen who was in her lifetime their guardian. J. S. Allen receipted for \$1000 for the amount due him from Bell Allen as his guardian. Russie Ellis, formerly Russie Allen, and her husband, N. D. Ellis, receipted for \$1060, the amount due them on a note. Talley Allen and Russie Allen receipted for \$1000, a special bequest in trust for schooling Pearl, Ernestine, Willie and Edmund Allen.

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18      **Allen, Lunsford Eli**                      **Died May 24, 1903, intestate.**

Jul 6, 1903, County Court: The court noted the death of L. E. Allen intestate. J. G. Barlow applied for and received Letters of Administration.

Dec 30, 1904, Estate Settlements 5: J. G. Barlow, administrator, made a final settlement with the court. The administrator distributed the balance to: D. [David] D. Crouse and J. [James] W. Allen

Bradley Creek Cemetery, Rutherford Co., TN: Lunsford Eli Allen, born May 20, 1828, died May 24, 1903.

Rutherford Co., TN Marriages: Lunsford E. Allen married Martha Hood, Jan 15, 1853. David D. Crouse married Nancy C. Allen, 6 Dec 1875.

1870 Rutherford Co., TN Census: L.E. Allen, 40; M. A. Allen. 43; N. C. Allen, 13; Loda E. Allen, 9; James W. Allen, 5; Ellis M. Allen, 3.

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19      **Allen, William Newton**      **Died Aug 25, 1893, intestate. [Cont'd from Vol. 6].**

Mar 4, 1896, County Court: John S. Allen, Russell Allen and Annie Allen, executors of Mrs. Belle [Isabelle Dillon] Allen (deceased), in her lifetime guardian of Spencer, Pearl, Ernestine, Edmond and Willie Allen, minor children of W. H. Allen (deceased), made a settlement with the court.

Oct 10, 1896, Oct 10, 1897, Estate Settlements: P. A. Allen, guardian of Willie Allen, a minor child of W. N. Allen (deceased), made a settlement with the court.

Nov 6, 1896, County Court: P. A. Lyon, guardian of Willie Allen, a minor child of W. N. Allen (deceased), made a settlement with the court.

Feb 13, 1897, Dec 15, 1897, Estate Settlements 4: Anna Talley Allen, guardian of Edmond Allen, minor child of W. N. Allen (deceased), made a settlement with the court.

Jun 21, 1897, Jun 6, 1898, Jul 16, 1899, Estate Settlements 4: A. [Andrew] J. Brandon, guardian of Pearl and Ernestine Allen, minor children of W. N. Allen (deceased), made a settlement with the court.

Oct 16, 1897, County Court: P. A. Lyon, guardian of Willie Allen, a minor child of W. N. Allen (deceased), had petitioned the court to be permitted to resign. The court accepted his resignation.

Nov 18, 1897, Nov 21, 1898, Jan 6, 1900, Dec 31, 1900, Dec 30, 1901, Feb 19, 1903, Feb 23, 1904, Estate Settlements 4: Anna Talley Allen, guardian of Edmond Allen, a minor child of W. N. Allen (deceased), made a settlement with the court.

Nov 12, 1898, Jan 6, 1900, Dec 31, 1900, Nov 16, 1901, Dec 30, 1901, Nov 16, 1902, Feb 23, 1903, Estate Settlements 4: J. S. Allen, guardian of Willie Allen, minor child of W. N. Allen (deceased), made a settlement.

Aug 20, 1900, Estate Settlements 4: A. J. Brandon, guardian of Ernestine Allen, a minor child of W. N. Allen (deceased) made a final settlement with the court. The ward was 21 years old.

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20      **Alsup, Thomas Edwin**      **Died Sep 14, 1898, unknown.**

Jan 2, 1899, Quarterly County Court: We, the committee appointed to draft and present resolutions of respect to the memory of T. E. Alsup, beg leave to offer the following. He was born in Rutherford Co., TN, May 26, 1845, was elected Magistrate of the 15<sup>th</sup> District of said county in the fall of 1890, which position he held until his death Sep 14, 1898. During his term of office, he was held in high esteem by his fellow men, being conscientious, Christian man, faithful in the discharge of the duties of his office, striving in all to give each one all that was just and due him. Resolved, that the court has lost a worthy member in the death of Esq. Alsup

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21      **Ames, Zack**      **Died before Sep 9, 1897, intestate.**

Sep 9, 1897, County Court: B. [Benjamin] F. Jones had been appointed guardian of Fred O. Ames, minor child of Zack Ames (deceased).

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22      **Arnett, Maggie L. vs Arnett, James D. Divorce**

Oct 23, 1902, Circuit Court: The complainant and the defendant were married and lived together until 1897 when the defendant deserted his wife and had remained away failing to provide for his wife. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co. TN Marriage Records: J. D. Arnett married Mollie Todd on Oct 20, 1891.

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23      **Arnett, Samuel**      **Died before Sep 7, 1891, intestate. [Cont'd from Vol. 6].**

Mar 10, 1896, County Court: M. E. Pitts renewed his bond as guardian of Walter and Samuel Arnett, minor children of Samuel Arnett (deceased).

Apr 7, 1896, Aug 1, 1898, Jun 12, 1899, County Court: M. E. Pitts, guardian of Walter and Samuel Arnett, minor children of Samuel Arnett (deceased), made a settlement with the court.

Jun 6, 1896, County Court: R. L. Jennings, Administrator of the deceased's estate, made a settlement.



Feb 13, 1897, Feb 18, 1898, Estate Settlements 4: M. E. Pitts, guardian of Walter and Samuel Arnett, minor children of Samuel Arnett (deceased), made a settlement with the court.

Mar 22, 1899, Estate Settlements 4: M. E. Pitts, guardian of Walter and Samuel Arnett, minor children of Samuel Arnett (deceased), made a settlement with the court. This was the final settlement for Walter Arnett.

Mar 2, 1903, Apr 30, 1904, Estate Settlements 5: M. E. Pitts, guardian of Samuel Arnett, minor child of Samuel Arnett (deceased), made a settlement with the court.

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**24      Arnold, Hickman      Died before Oct 14, 1895, intestate. [Cont'd from Vol. 6].**

May 7, 1898, Estate Settlements 4: H. T. Mills, administrator of Arnold Hickman (deceased), made a final settlement with the court. The administrator distributed the estate balance as follows: Annie Arnold; Azariah Arnold; Richard McPeak authorized receipt for the share of Emma [Arnold] Huddleston and husband, J. H. Huddleston. J. H. Arnold had authorized receipt for share of Annie Arnold.

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**25      Arnold, John G.      Died Jul 25, 1901, intestate.**

Sep 5, 1901, County Court: The court had noted the death of J. G. Arnold intestate. B. L. Sagely had applied for and received Letters of Administration

Sep 21, 1901, County Court: The court had appointed three commissioners to set apart to Mrs. Eliza [Hoover] Arnold, widow of J. G. Arnold (deceased), as much of the crop, stock, etc. that might be necessary for the support of Mrs. Arnold and her family for one year.

Apr 17, 1902, Chancery Court: Mrs. Eliza [Hoover] Arnold, P. [Pritchett] A. Lyon and wife, M. [Mary] J. [Lowe] Lyon **vs** Matthew Arnold, Lula Arnold, Estell Arnold and Horace Arnold, and B. L. Sagely, administrator of J. G. Arnold (deceased). The first four named defendants were minors without guardian. J. G. Arnold died intestate in Rutherford County in Jul 1901. Survivors include his widow, Mrs. Eliza Arnold, and the defendants, Mathew, Lula, Estell and Horace Arnold, as his children. The administrator suggested that the estate was insolvent. On Dec 5, 1900, J. G. Arnold (deceased) purchased from complainants, P. A. Lyon and wife, M. J. Lyon, a 70-acre lot in the 25<sup>th</sup> Civil District. P. A. Lyon and wife, M. J. Lyon, and Mrs. Eliza Arnold had entered into an agreement whereby the Lyons would take back the tract of land and pay Mrs. Eliza Arnold \$515. Upon completion, the court would divest title out of the heirs of J. G. Arnold (deceased) and vest it in Mrs. Lyon. At the same time, Mrs. and Mrs. Lyon would return the three notes to Mrs. Eliza Arnold. The Lyons agreed to pay the taxes for 1901 and 1902. If the court ratified the contract, Mrs. Arnold asked that she receive a homestead paid in money absolutely

Apr term, 1902, Chancery Court: The court ratified the above agreement.

May 5, 1902, Chancery Court: Mrs. Eliza Arnold et al **vs** Matthew Arnold et al. The C & M had the funds paid into the court. He had paid ten dollars to the guardian ad litem. Mrs. Arnold was about 36 years old and her youngest child, Horace, was 7 years old. The court ordered the fund disposed of absolutely.

Mar 5, 1904, Estate Settlements 5: B. F. Sagely, administrator, made a final settlement on the insolvent estate.

Chadwick Cemetery, Rutherford Co. TN: John G. Arnold, born Jun 12, 1862, died Jul 25, 1901.

1900 Rutherford Co., TN Census: John G. Arnold, 37; Lisa T. Arnold, 36; William M. Arnold, 16; Lula D. Arnold, 12; Estelle Arnold, 10; Horace P. Arnold, 5; Mollie Mankin, 19.

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**26      Arnold, Pamela J. [Tolbert]      Date of death unknown.**

Mar 12, 1900, County Court: L. [Leighton "Latts"] J. Tolbert, guardian of Andrew and Bettie Arnold, minor children of Pamela J. [Tolbert] Arnold (deceased), and legatees of L. [Leroy] G. Tolbert (deceased) [Note: Died 1897. See below], made a settlement with the court. L. J. Tolbert, appointed guardian of Elihu, Paralee, Ernest and Lilburn Tolbert, minor children of J. C. [Charles] Tolbert (deceased) and legatees of L. G. Tolbert (deceased), made a settlement with the court.

Dec 21, 1903, Jan 4, 1904, County Court: This came to court upon settlement of L. J. Tolbert, as guardian of Andrew D. Arnold, a person of unsound mind. W. J. Arnold qualified as guardian of Andrew D. Arnold in the County Court of Fannin County, Texas. The court directed L. J. Tolbert to turn over all assets of the estate A. D. Arnold and the receipt thereof will be the full and final discharge of L. J. Tolbert as guardian.

Cannon Co., TN Marriage Records: W. J. Arnold married P. J. Tolbert, 18 Sep 1870.

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27      **Arnold, Peggy [Williams] (colored) vs Arnold, Robert (colored)**      **Divorce**

Feb 25, 1898, Circuit Court: The defendant had willfully deserted his wife in Kansas more than two years previous and had since refused to support her. The court dissolved the Bonds of Matrimony and committed the care of the infant child to the mother free from interference of the defendant.

Rutherford Co., TN Marriages: Robert Arnold (colored) married Peggy Williams (colored) on Jun 3, 1887.

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28      **Arnold, Richard D.**      **Died before Feb 24, 1903, intestate.**

Feb 24, 1903, County Court: The court noted the death of Richard D. Arnold, intestate. T. C. Arnold applied for and Letters of Administration for the deceased's estate.

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29      **Arnold, William A.**      **Died Feb 5, 1887, intestate. [Cont'd from Vol. 6].**

Jan 6, 1896, County Court: Richard McPeak, guardian of Annie and Hickman Arnold, minor children of William A. Arnold (deceased), made a settlement with the court.

Sep 7, 1896, Estate Settlements 4: Richard McPeak, guardian of Annie Arnold, minor child of William A. Arnold (deceased), made a final settlement with the court. Annie Arnold had reached the age of twenty-one.

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30      **Ashley, Alexander**      **Died before Dec 24, 1900, intestate.**

Dec 24, 1900, County Court: The court had noted the death of Alexander Ashley intestate. James N. Crunk had applied for and received Letters of Administration

Nov 10, 1903, Estate Settlements: J. N. Crunk, administrator, made a final settlement with the court.

Rutherford Co. TN Marriages: Alexander Ashley married Mary Ann McCrary, Aug 24, 1848.

Ashley Cemetery, Rutherford Co., TN: A. S. Ashley, born 16 Oct 1825 ; Mary A. Ashley, born 9 Dec 1827.

1880 Rutherford Co. TN Census: Alexander Ashley, 53; Mary Ann Ashley, 51; Sarah Lowe, 26 daughter; M. J. Lowe, 9 granddaughter.

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31      **Ashley, Mary Ann [McCrary]**      **Died bet Sep 21, 1901 and Mar 20, 1902, testate .**

Will dated Jan 23, 1896, probated March term 1902.

The testatrix was the wife of Alexander Ashley and if he outlived her, he was to have the land to use as he pleased. At his death, she wanted her great grandchild, Guy May Crutcher Prater, to have the place that she lived on. He was the son of Mary Jane Prater, a granddaughter of the testatrix. He was also to have the cedar land lying about a mile west of where she lived. The testatrix wanted Jane [Ashley] Prater Crunk, a daughter, to have the place she lived on at that time, called the "Hall Place". If she died without issue, the testatrix wanted the place to go to Guy May Crutcher Prater. If James N. Crunk outlived Jane [Ashley] Prater Crunk, he was to have the place that they lived on at that time, known as the "Hall Place". At his death, the testatrix wanted the land to go to Guy May Crutcher Prater, and he was not to sell the land until he was thirty years old.

Codicil #1 dated 22 Aug, 1900: The testatrix did not want John Prater, father of Guy May Crutcher Prater, to have anything to do with that he comes into possession of this will.

Codicil #2 dated 27 Sep 1901. Mary Ann Ashley, wife of the late deceased Alexander. Ashley, wanted her daughter, Jane [Ashley] Prater Crunk, if she out lived her, to take charge of all the property listed previously and use it she thought best for her great grandson, Guy May Crutcher Prater. She was to have full control of the property until her great grandson reached the age of twenty-one. The testatrix wanted her daughter, Jane [Ashley] Prater Crunk, to use and have full control over the property without bond or security in any way, so long as she lived, or the child became twenty-one. If her daughter died before son reached twenty-one, the testatrix wanted the Court to appoint a good and reliable man, making a good bond for whatever property was on hand. She did not want her great grandson to sell the property before he reached the age of thirty.

Mar 20, 1902, County Court: The court ordered the will and two codicils recorded and filed.

1870 Rutherford Co., TN Census: Alex Ashley, 44; Mary Ashley, 42; Sarah Ashley, 16; Jane Ashley, 13.

1900 Rutherford Co. TN Census: Alexander Ashley, 74; Mary N. Ashley, 70, wife; Guy Prater, born Jan 1896, grandson.

Rutherford Co., TN Marriages: W. S. Lowe married Sarah Ashley, 15 Jun 1869. James N. Crunk married Jane P. Ashley, 18 Feb 1875.

Ashley Cemetery, Rutherford Co., TN: A. S. Ashley, 16 Oct 1825 - ; Mary A. Ashley, 9 Dec 1827 - . William S. Lowe, 22 May 1844 - 11 Mar 1877. Jane P. Crunk, 18 July 1856 - . Mollie J. Prater, wife of J. C. Prater, 24 Dec 1870 - 8 Jan 1896.

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**32      Atkins, Lola Eve                      State Industrial School.**

Oct 24, 1900, County Court: The court decided that it would be to the advantage of Lola Eve Atkins, a child 12-years old, to be committed to the State Industrial School.

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**33      Atkinson, Susan G. [Phillips]              Died between Nov 30, 1903 and Dec 14, 1903**

Will dated Nov 30, 1903.

The testatrix gave to William Seat the following personal property: one sorrel mare, a red cow and calf, a gilt and the two fattening hogs and one-half of the corn that was on the farm at her death. A feather bed, bedstead and sufficient cover was included.

Dec 14, 1903, County Court: The court noted the death of Mrs. Susan G. Atkinson intestate. James P. Atkinson applied for and received Letters of Administration for the deceased's estate.

Jan 25, 1904, County Court: The court ordered the will recorded and filed.

Rutherford Co. TN Marriages: F. M. Atkinson married Susan G. Phillips, Jun 23, 1851.

1880 Rutherford Co., TN Census: Francis M. Atkinson, 59; Susan G. Atkinson, 55; James Atkinson, 19.

1900 Rutherford Co., TN Census: Susan Atkinson, 78; Will Seats, Servant.

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Jul 23, 1896, Estate Settlements 4: Bettie B. [Avent] Murfree, guardian of Sarah W. Avent, minor child of J. M. Avent (deceased) made a final settlement with the court.

Jul 25, 1896, Sep 21, 1896, County Court: Bettie B. Murfree, formerly Bettie B. Avent, guardian of Sara W. Avent, had tendered her resignation as guardian. The court had noted that she made a settlement this date and had no funds in her hands belonging to her ward. The court had accepted her resignation and had appointed John W. Childress as guardian of Sara W. Avent who had consented to the appointment.

Feb 22, 1898, Jan 1, 1898, Jan 1, 1900, Jun 9, 1900, Estate Settlements 4: J. W. Childress, guardian of Sarah W. Avent, a minor child of J. W. Avent (deceased), made a settlement. Sarah was attending Ward's Seminary.

Mar 4, 1896, May 4, 1897, County Court: Charles R. Holmes, guardian for Maud Baird, child of Ben Baird (deceased) and heir at law of Martha A. [Bennett] Baird (deceased), made a settlement with the court.

Will dated Aug 19, 1903.

The testator wanted his debts paid first. The testator gave whatever personal property he had at his death to his wife absolutely. The testator also gave to his wife, Mattie Baird, the notes and (word) in action that he died seized and in possession of and leave it with her to use whatever portion of two notes owing the testator for land that she sees proper to relieve a mortgage on his land of about \$500. The estate was not liable for whatever his wife used of these notes to pay off the mortgage on land. The testator willed his real estate of his wife, Mattie Baird, for life. If there was a mortgage on the land, she was to keep the interest paid up out of her effects and at his wife's death; the children would divide the real estate equally, share and share alike. The testator nominated his wife, Mattie Baird, as the executrix of his estate to serve without bond. His attorney, B. [Bromfield] L. Ridley was to aid her in settling the estate.

Oct 3, 1903, County Court: A paper writing purporting to be the last will and testament of Hugh P. Baird (deceased) was presented for probate. The court ordered the will recorded and filed.

1900 Rutherford Co., TN Census: Hugh P. Baird, 56; Mattie Baird, 57; Will Baird, 21; Bell Baird, 19.

U. S. Civil War Soldiers, 1861-1865 on Ancestry.com: H. P. Baird 45<sup>th</sup> Regiment, Tennessee Infantry, Confederate.

Mar 4, 1896, Jan 21, 1902, County Court: Mrs. Sarah J. [McKnight] Baird, guardian of Joseph (Josiah) M. Baird, a person of unsound mind and legatee of J. M. Baird (deceased), made a settlement with the County Court Clerk.

Mar 8, 1897, Mar 2, 1898, Feb 16, 1899, May 27, 1901, Jun 5, 1903, May 7, 1904, Estate Settlements 4: Mrs. Sarah J. Baird, guardian of Joseph (Josiah) M. Baird, a person of unsound mind and legatee of J. M. Baird (deceased), made a settlement with the Court.

Will dated Mar 19, 1899.

**First:** The testator directed his executor to pay his funeral expenses and debts with the first monies available.

**Second:** The testator gave and bequeathed to his son, W. [William] D. Baird, the South end of the farm where he was living containing 67 acres. The testator also gave him one-half of a 160-acre tract of cedar land. The testator gave and bequeathed to his son, H. [Hugh] P. Baird, the North end of the farm where he was living containing 85.25 acres. The testator gave him one-half of a 160-acre tract of cedar land. **Third:** The testator willed that his executors sell all his personal property and the proceeds divided between his two sons, W. D. Baird and H. P. Baird. **Lastly:** The testator nominated his two sons, W. D. and H. P. Baird, as his executors.

Feb 26, 1900, County Court: The court ordered the Will recorded and filed.

Dec 3, 1902, Estate Settlements 5: W. D. and H. P. Baird were the only heirs at law and were entitled under the deceased's will to all his property, real and personal. The deceased owed no debts and the two men divided the property equally.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: James Pinkney Baird, born Aug 9, 1808, Lincoln Co., NC; died Feb 17, 1900, Rutherford Co., TN; Wife: Sarah A. Baird. Children: Ada M. McGaughey and William D. Baird.

Rutherford Co. TN Marriages: James P. Baird married Elener W. Kirk on Aug 8, 1833 He married Sarah A. Ward on Sep 8, 1849

Mar 4, 1896, County Court: Charles R. Holmes, guardian for Maud Baird, child of Ben Baird (deceased) and heir at law of Martha A. Baird (deceased), made a settlement with the court.

Apr 6, 1897, Estate Settlements 4: Charles R. Holmes, guardian for Maud Baird, child of Ben Baird (deceased) and heir of Martha A. Baird (deceased), made a final settlement. Maud Baird was twenty-one years of age.

Apr 7, 1896, County Court: J. S. "Jack" Gooch, guardian of Jackson, Jennie M., Willie and Belle Baird, minor children of Victoria Baird (deceased) and heirs at law of J. J. [James Jordan] Ward (deceased), made a settlement with the court.

Feb 4, 1897, County Court: J. S. Gooch, guardian of Jennie M., Willie and Belle Baird, minor children of Victoria Baird (deceased) and heirs at law of J. J. Ward (deceased), made a settlement with the court.

Feb 27, 1899, Jan 22, 1900, Mar 19, 1901, Jan 21, 1902, Feb 10, 1904, Estate Settlements 4: George M. Darrow, guardian of Baldwin H. Darrow, minor child of Richard H. Darrow (deceased), and legatee of Mary J. Baldwin (deceased), made a settlement with the court.

Note: There was a George Morris Darrow living in Memphis at this time.

Jul 22, 1897, Chancery Court: The defendant had failed to appear in defense. The court accepted the allegations that the defendant had deserted the complainant for over two- years. The court dissolved the Bonds of Matrimony that had existed between the two-persons.

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43 **Barber, Thomas** **Died before Jul 4, 1881, intestate. [Cont'd from Vol. 5 & 6].**

Feb 24, 1896, County Court: F. [Fount] P. Swain, guardian of Lillard, James and John Swain, his own children and heirs at law of Thomas Barber (deceased), made a settlement with the court.

Oct 18, 1897, Estate Settlements 4: F. P. Swain, guardian of Lillard and James Swain, his own children and heirs at law of Thomas Barber (deceased), made a settlement with the court.

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44 **Barker, Dollarson/Donalson** **Died bef Aug 12, 1889, testate. [Cont'd from Vol. 6].**

Mar 2, 1896, County Court: J. D. Odom, guardian for James H. and Cora Odom, his own children and heirs at law of Dollarson Barker (deceased), made a settlement with the court.

Jan 28, 1897, Chancery Court: T. [Thompson] J. Wright, executor **vs** Mary Jane [Neeley] Barker, et al. The C& M reported that the following agreement with reference to the 146 acres in Civil District #17. If Mr. McKnight pays his part that is due on the land belonging to us and the McKnight children, you may receipt for the same and proceed to sale with our portion of the land for the remainder due. The court decreed an order of sale in the cause of D. Barker **vs** Cora [Odom] Nolan et al, or T. J. Wright, executor **vs** Mary Jane Barker. You will sell our portion of the land observing the division line established by D. Barker in his lifetime. Signed J. B. Campbell and [Martha] Olivia [Barker] Campbell. A portion of the 146 acres of land where A. M. McKnight was living was derived by D. Barker in his will to the children of his daughter, Louisa W. [Barker] McKnight for their special use and benefit. On May 5, 1894, the court charged the tract of land with \$500 of the \$2995 of the debts of D. Barker (deceased), and the cost of administration fees and costs of the cause plus \$25 for guardian ad litem fees. The C & M reported that the sale of the portion occupied by John A. McKnight and devised to the children of himself and Louisa W. McKnight was unnecessary, as Jennie T. McKnight had paid \$125.05 charged against the land to him on Jan 9, 1897 for the children of Louisa McKnight. The C & M had advertised for sale the share of Olivia Campbell as left her by the will of D. Barker (deceased).

Feb 22, 1897, Estate Settlements 4: J. D. Odom, guardian for James H. and Cora Odom, his own children and heirs at law of Dollarson Barker (deceased), made a settlement with the court.

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45 **Barker, Peter D.** **Died Dec 10, 1881, intestate. [Cont'd from Vols. 5 & 6].**

May 18, 1896, County Court: T. [Thompson] J. Wright, guardian of Shelly and Byron Barker, minor children of Peter Barker (deceased) and heirs at law of John T. Lawrence, made a settlement with the court.

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46 **Barker, Stephen. D.** **Died Sep 10, 1903, testate.**

Will dated Sep 6, 1903. **First:** The testator directed his executors to pay his funeral expenses and his personal debts out of the first money available. **Second:** The testator gave the farm known as the Couch place where they were living to his wife, Mary Eliza [Lawrence] Barker, during her natural life. After her death, the farm was to go to his three sons, Stephen Vance Barker, John Lawrence Barker and Clarence Oscar Barker. **Third:** The testator directed that his executors sell his personal property and apply the proceeds to what he owes on the Couch place. They were to keep the other lands that the testator owned in the 17<sup>th</sup> and 18<sup>th</sup> Civil Districts of Rutherford County and use the rents and profits towards payment of his debts. **Fourth:** After all his debts had been paid, the testator directed that all his lands except the Couch place be sold by his executors and the proceeds thereof be equally divided among his six daughters, to wit: Birdie [Barker] McElroy, Annie [Barker] Alexander, Arminta Barker, Mary Eliza "Mamie" Barker, Henrietta Robertson Barker and Ada Morton Barker. **Fifth:** The testator directed that his executor be charged together with his wife with the care, support and

protection of his two youngest daughters, Henrietta Robertson Barker and Ada Morton Barker, and support, cloth and educate them out of the rents of the Couch place. **Sixth:** The testator nominated and appointed his three sons, Stephen Vance Barker, John Lawrence Barker and Clarence Oscar Barker, as his executors and requested that they accept the appointment.

Sep 26, 1903, County Court: The court ordered the will recorded and filed.

Sep 26, 1903, County Court: S. V. [Steven Vance] Barker, J. L. [John Lawrence] Barker and C. O. [Clara Osseas Barker, the executors nominated in the last will and testament of S. D. Barker (deceased), qualified according to the law.

Jan 4, 1904, Inventory: The executors presented an inventory of personal estate.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: S. D. Barker, born Apr 28, 1848, died Sep 10, 1903.

Rutherford Co. TN Marriages: S. D. Barker married Mary E. Lawrence, Jun 16, 1874.

1880 Rutherford Co., TN Census: S. D. Barker, 34; Eliza Barker, 28 wife; Birdie Barker, 4 daughter; Steven V. Barker, 3 son; Annie Baker, 1, daughter,

1900 Rutherford Co., TN Census: S. D. Barker, 54; Mary E. Barker, 45 wife; Vance Barker, 23 son; Annie Baker, 21, daughter; Lawrence Barker, 18 son; Oscar Barker, 17 son; Minta Barker, 15 daughter; Mamie Barker, 13 daughter; Henrietta Barker, 10 daughter; Ada M. Barker, 7 daughter.

Civil War Soldiers Records, 1861-1865. S. D. Lawrence enlisted Co A, Tennessee 21<sup>st</sup> Calvary.

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47      **Barnes, Robert H.**      **Died between Mar 29 and May 14, 1901, testate.**

Will dated Mar 29, 1901.

**First:** The testator wanted his executor to pay debts and burial expenses as soon as possible. **Second:** The testator gave his wife, Kiturah [Hoskins] Barnes, during her natural life, all of his land and stock of every kind, farming implements, household and kitchen furniture, and wagon and buggy for her use, as she desired. At her death, as much of the personalty as still in her possession and the land previously mentioned was to be divided among his children or sold and the resulting money equally divided among his children. In the event they want it sold, the testator instructed his executor to sell both personalty and the land without order from the court and to make deed(s) to the purchaser. **Third:** The testator wanted his executor to use the notes he possessed at his death, and the money from notes he collected to pay one hundred (\$100) to each of his children. They were C. [Charles] L. Barnes, Alice E. [Barnes] Modrell, Anna E. [Barnes] Hart, Stephen B. Barnes, Lucy J. [Barnes] Holden, Nannie S. Barnes, Thadie Barnes and Dannie Frances [Barnes]Morgan. The remainder was to go to his wife, Kiturah Barnes. At her death, the remainder went to the children divided equally. If one or more of his children had died leaving children, then their share was to go to the children. **Fourth:** The testator appointed C. L. Cooper to be the executor of his last will and testament. The testator stipulated that if his sickness lasted long enough to reduce the money below the point that each child received \$100, and leave money to his wife, then set apart a reasonable amount for his wife and divide the remainder equally among his children.

May 14, 1901, County Court: The will was recorded and filed. C.L. Cooper, the executor.

Jun 3, 1901, Inventory: The executor submitted an inventory that had \$1900 in notes due, two horses, two cows, fifteen head of sheep and five hogs.

Nov 5, 1903, Jun 11, 1904 Estate Settlements 5: C. L. Cooper, executor, made a settlement with the court. The estate made the following distributions. Mrs. Alice E. [Barnes] Modrall; C. [Charles] L. Barnes; Mrs. Anna [Barnes] Hart and W. W. Hart; S. [Stephen] B. Barnes; Mrs. Lucy J. [Barnes] Holden and W. D. Holden; Miss Nannie Sue Barnes; Mrs. Dannie Frances [Barnes] Morgan; Thadie H. Barnes.

TN Death Records: Robert Barnes died Rutherford Co. TN. Spouse: Keturah Hoskins. Child Ann Eliza Hart.

1880 Rutherford Co., TN Census: Robert H. Barnes, 53; Kiturah Barnes, 48; Charles Barnes, 27; Analiza Barnes, 29; Stephen Barnes, 17; Lucy J. Barnes, 15; Nancy S. Barnes, 13; Theodrick Barnes, 11 [male]; Daniel F. Barnes, 7 [daughter].

1870 Rutherford Co., TN Census: Robert Barnes, 43; Kiturah Barnes, 38; Lewis Barnes, 17; William G. Barnes, 15; Alice Barnes, 14; Anna Barnes, 12; Stephen Barnes, 8; Lucy Barnes, 5; Nancy Barnes, 3; Theodrick Barnes, 1 [male].

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48      **Barnett, Elizabeth E. [Sanders]**      **Died Jan 1897, testate.**

Will dated Dec 20, 1873.

The testatrix willed the place where she lived in the 1<sup>st</sup> District known as the Lawham place containing about 60 acres together along with all her personal property to be equally divided among her children—children of George F. Barnett as follows: William Thomas Barnett, Ardena George Barnett, [Martha] Mattie Jane Barnett, Effie Addison Barnett and Beulah E. Barnett. In case of the death of any of them, the property was to go to their survivors or their heirs in equal parts. She did not appoint an executor/executrix.

Jan term, 1897, County Court: The court received the purported will of Elizabeth E. [Sanders] Barnett (deceased) for probate. The court validated the will and ordered it recorded and filed.

Rutherford Co. TN Marriages: G. F. Barnett married Elizabeth Sanders on Aug 20, 1856.

1880 Rutherford Co., TN Census: Elizabeth Barnett, 34 Widowed; Thomas Barnett, 17; Ardenia Barnett, 17; Martha Barnett, 14; Effie Barnett, 12; Bulah Barnett, 10.

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49      **Barton, William**      **Died, 1892, testate, Cannon County, TN. [Copy of will unavailable.]**

Oct 14, 1902, Chancery Court: James R. Jetton and others **vs** Mary B. [Barton] Jetton and others. The court asked the following questions: If all the parties interested in the property on East Main Street that the complainant proposed to sell to W. H. Harrison, were before the court. The cost of the property to the trust estate of defendant Mary B. Jetton, its present value and whether or not it would be advantageous that it be sold to W. H. Harrison. Whether Mary B. Jetton owned any other property, and if so, what income did it produce? The value of the storehouse and lot mentioned in the Will. Were there any encumbrances on the property, and did complainants [John M.] Butler and wife have a title in fee simple to the property?

Oct 18, 1902, Chancery Court: James R. Jetton and others **vs** Mary B. Jetton and others. The C & M reported that the house on Main Street which had been bargained for by W. H. Harrison for \$5300 and which was part of the trust estate of Mary B. Jetton, was purchased by W. C. Jetton, one of the complainants and her former trustee. W.C. Jetton, trustee, had title to the property. The erection of a two-story frame dwelling consisting of eight rooms improved the value. Other improvement consisted of a barn, coalhouse and all necessary out houses. The C & M reported that John M. Butler and wife had an unencumbered title to the storehouse that they proposed to sell to James R. Jetton, trustee for Mary B. [Barton] Jetton. The storehouse known as #2 in Barton & Ridley block on the East side of the Public Square, was a brick building and rented.

Apr 18, 1903, Chancery Court: Joshua Barton et al. **vs** Mildred Jordan et al. The complainant and defendant were the owners of a storehouse and lot located on the East side of the public square in Murfreesboro, holding title thereto under the terms and conditions of item #2 of the will of William Barton (deceased). There were two insurance policies on the building. Fire damaged the building on Dec 6, 1902. The court appointed a receiver to collect from the insurance companies and to supervise the repairs to the storehouse.

Nov 23, 1903, Chancery Court: James R. Jetton and others **vs** Mary B. Jetton and others. The C & M made the following report: The C & M considered the offer of G. M. Craig for the house and lot in Readyville to be fair. The C & M considered the offer of J. C. Beesley and wife, Sarah A. Beesley for 123 5/12<sup>ths</sup> shares of stock in the Murfreesboro-Woodbury Turnpike Co. to be fair. The C & M considered \$3000 to be a fair and reasonable price for the house and lot located on Main Street. Mrs. Mary B. Jetton had other real estate in



Cannon and Rutherford Counties valued at \$12,000. The court ratified the contract of G. M. Craig to purchase house and lot in Readyville and divested all right, title and interest of Joshua Barton and wife, Vida Barton, Clark Barton and wife, Pauline Barton, Harriet C. [Barton] Jones and husband, Foster Jones, Mrs. H. N. Barton, and James R. Jetton, all the descendants of William Barton (deceased).

Barton Cemetery, Cannon Co. TN: Sarah J. Barton, 13 Sep 1821 - 15 Oct 1862;

Cannon Co. TN Marriages: William Barton, Jr. married Sarah J. McBroom, 1 Nov 1838. James R. Jetton married Miss Mary C. Barton, 24 Feb 1881.

1860 Cannon Co. TN Census: William Barton, 47; Sarah Barton, 38; and others.

1880 Cannon Co., TN Census: William Barton, 66; Hattie N. Barton, 35 wife; Lizzie H. Barton, 13 daughter; Mary E. Barton, 9 daughter; Joshua Barton, 7 son; Hattie C. Barton, 5 daughter; Newton C. Barton, 2 son.

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50      **Baskette, William E.**                      **Died May 31, 1896, intestate.**

Aug 12, 1896, County Court: The court noted that William E. Baskette had died intestate. J. H. Reed applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: William E. Baskette, born Jun 9, 1847, died May 31, 1896. Son of William Baskette. Spouse: Elizabeth Baskette. Children: Oscar Reed Baskette.

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51      **Bass, Miss Eliza L.**                      **Died Mar 21, 1901, testate.**

Will dated May 15, 1894.

**First:** The executrix directed that her executor pay her debts and funeral expenses as soon after her death as practicable. **Second:** The executrix stated that Mr. C. M. [Caswell Moore] Miles Jr. was indebted to her for \$500 for which she held his note. If the note was unpaid before her death, it would go to her niece, Eliza Howse [Lida Blackman] Miles, wife of C. M. Miles. If Mr. Miles paid the note before the testatrix died, she did not will that sum to her niece. **Third:** Her brother, H. [Hartwell] P. Bass, owed her about \$50. The executrix willed the note to him if it were unpaid. If Mr. Bass paid the note by her death, she did not will that sum to her brother. The testatrix stated that it was not her intention to collect any portion of the principal due her from Mr. Miles or her brother unless she found it necessary to do so to live upon or make herself more comfortable. If the note of her brother remained unpaid by her death, her executor was to surrender it to him. **Fourth:** The testatrix gave the remainder of her estate to her sister, Mary A. [Bass] Blackman, wife of Alfred W. Blackman, absolutely. Her estate was composed of notes, household furniture, wearing apparel all of which was at her sister's house. **Fifth:** The testatrix appointed her brother-in-law, A. [Alfred] W. Blackman, to be her executor.

Apr 15, 1901, County Court: The court ordered the will recorded and filed.

May 14, 1901, County Court: Mrs. Mary A. Blackman had applied for Letters of Administration, on the estate of Miss Eliza L. Bass (deceased). The executor nominated in the will had died.

Undated Inventory: The administratrix submitted an inventory.

Bass Cemetery, Blackman, Rutherford Co. TN: Eliza L. Bass, born Apr 20, 1840; died Mar 21, 1901; Daughter of James A. Bass and: Eliza Catherine Bass.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Eliza Howse Lida Miles, 25 Mar 1870 - 30 May 1942, wife of Caswell Moore Miles, daughter of Alfred W. & Mary Anna Blackman.

1860 Rutherford Co., TN Census: Jas. Bass, 62; E. S. Bass, 58; J. G. Bass, 26 m; G. W. Bass, 24 m; A. J. Bass, 22 m; E. Bass, 20 f; S. A. bass, 18 f; H. Bass, 15 m; M. A. Bass, 13 f.

1900 Rutherford Co., TN Census: Eliza L. Bass, 60, aunt-in-law, was living with the M. Caselel Miles family.

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52      **Bass, Houston [colored]**      **Died prior Oct 1902, intestate.**

Oct term, 1902, Chancery Court: Z. [Zachary] T. Dismukes & wife vs Houston Bass & wife. The court accepted the death of Houston Bass.

1900 Rutherford Co., TN Census: Houston Bass (colored), 48; Millie Bass (colored), 47; Martin Bass (colored), 16; Henry Bass (colored), 14; McEwin Bass (colored).

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53      **Bass, Leslie [Woods] (colored) vs Bass, Gabriel (colored)**      **Divorce**

Feb 19, 1897, Circuit Court: The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Gabriel Bass (colored) married Leslie Woods (colored) on Nov 30, 1894.

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54      **Bass, Sarah A. Died Apr 17, 1894, intestate. [Cont'd from Vol. 6].**

Jun 8, 1898, Estate Settlements: A. [Alfred] W. Blackman, administrator of Sarah A. Bass (deceased), made a final settlement with the court. The was distributed as follows: Robert C. Anderson; H. [Hartwell] P. Bass; Eliza L. Bass; Thomas W. Bass; James J. Bass and Mrs. M. O. Avent, assignee of James J. Bass; Jennie S. Swain, B. A. Bass and J. B. Bass; Mary A. [Bass] Blackman; Robert P. Ransom, R. B. Ransom and J. J. Ransom.

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56      **Bass, Vinney [Haynes] (colored) vs Shed Bass (colored)**      **Divorce.**

Jan 20, 1898, Chancery Court: The defendant had abandoned the complainant more than two years previously and had failed to contribute to her support. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Shed Bass (colored) married Vinnie Haynes (colored) Jan 6, 1891.

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56      **Batey, Mrs. Tabitha**      **Trust Fund.**

Feb 26, 1896, Feb 16, 1897, Feb 28, 1898, Feb 14, 1899, Apr 5, 1900, Feb 11, 1901, Jan 21, 1902, County Court: Col. Anderson Searcy, trustee for Mrs. Tabitha [Searcy] Batey, made a settlement with the court.

Jan 31, 1901, Estate Settlements 4: Col. Anderson Searcy, trustee for Mrs. Tabitha Batey, made a settlement with the court. The trustee had receipts from W. [William] B. Batey, Mrs. Tabitha Batey, A. [Anderson] S. Batey, Sallie Batey, J. G. [Jack Gooch] Batey, I. R. [Isham R.] Peebles and Mrs. I. R. [Martha Batey] Peebles.

Rutherford Co., TN Marriages: William B. Batey married Tabitha J. Searcy, Nov 28, 1859.

1880 Rutherford Co., TN Census: William Batey, 51; Tabitha Batey, 40; Eva Batey, 18; William Batey, 18; Anderson Batey, 13; Sallie Batey, 8; Martha Batey, 6; Jack Batey, 3; Robert Batey, 3; Benjamin Batey, 34.

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57      **Baugh, Charles Richard**      **Died Aug 3, 1900, intestate.**  
         **Baugh, Elizabeth "Lizzie" P. [Miller]**      **Died Aug 6, 1900, intestate.**

Sep 23, 1901, Chancery Court: In a deposition, Miller Baugh gave the following information: His father was Charles R. Baugh and his mother was Lizzie P. Baugh. His father died first. They left the following children: Joseph Baugh, about 24; Miller Baugh, about 22; Will Baugh, about 20; Sammy Baugh, 18 years old; Charles Baugh, about 15; Bessie Baugh, about 13; Cassie Baugh, about 11; Johnnie B. Baugh, about 9; James Baugh, about 7. All except Joseph Baugh were living with their mother when she died. Personal property included two horses, one mare, a cow and calf, a sow and eight pigs. Esq. T. L. Huddleston provided the following information in a deposition: Charles R. Baugh owned about 147 acres and about one-half was in cultivation. The land was rather poor quality and it was impossible to partition it equitably. There was no water on the place-neither well nor running water. There was scarcely any timber.

Oct term, 1901, Chancery Court: Miller Baugh sold all of his share to William J. Rowlett.

Oct term, 1901, Chancery Court: The home place sold to E. M. Talley. The court approved the sale and divested all rights from the heirs [listed above], and withheld ¼ acre for a graveyard.

Oct 3, 1901, Chancery Court: Miller Baugh et al **vs** William Baugh et al. Miss Sammie Baugh was heavily questioned in a deposition about a cow that she was supposedly given by her mother. There was concern that the others had not received any animals. She stated that Will Baugh had gone to Texas in Oct or Nov of 1900. The remaining children were living with relatives or neighbors.

Nov 16, 1901, Chancery Court: Joseph L. Baugh sold his share of the estate to W. [William] H. Huddleston. Chancery Court offered the land for sale. Mr. Huddleston was entitled to a share.

Nov 18, 1901, Chancery Court: Miller Baugh et al **vs** William Baugh et al. William Baugh had assigned and transferred his share in the proceeds to William J. Rowlett.

Nov 23, 1901, Chancery Court: The C & M auctioned property and real estate. Personal property and two horses were sold. 125 acres sold to E. W. Talley. 9-acres and 4-acres also sold. Miller Baugh had to move a small house and some logs by Jan 1, 1902. There was an established family graveyard of ¼ acre.

Apr 18, 1902, Chancery Court: Miller Baugh et al **vs** William Baugh et al. William Baugh transferred his interest in the estates to William H. Huddleston. William Baugh was living in Texas.

Oct term, 1902, Chancery Court: Miller Baugh et al **vs** William Baugh et al. The shares of Bessie, Cassie and Charley Baugh in the fund were less than \$150. The interest that would accrue would not pay the expenses of guardianship. The court appointed T.H. Huddleston to receive the several shares and to apply the funds to the maintenance and support of the minor children.

Apr term, 1903, Chancery Court: Miller Baugh et al **vs** William Baugh et al. The share of Johnnie Baugh in the fund was less than \$150. The interest that would accrue would not pay the expenses of guardianship. She lived with R. H. Lee and the court directed the payment of the funds to R. H. Lee as trustee for the minor child.

Apr 9, 1907, Chancery Court: Miller Baugh et al **vs** William Baugh et al. T.H. Huddleston reported that James Baugh, a minor, had died and he had \$101.87 of his funds. He had applied most of these funds to medical expenses and the remainder had gone to Miller Baugh for his expenses in caring for James Baugh.

Rutherford Co., TN Marriages: R. C. Baugh married L. P. Miller, 30 Sep 1873.

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58      **Baugh, Maria [Murfree]**      **Died Jan 7, 1898, intestate.**

Aug 29, 1898, County Court: The court had noted the death of Maria Baugh intestate. J. [John] M. Baugh had applied for and received Letters of Administration

Evergreen Cemetery, Murfreesboro, Rutherford Co., Tennessee: Maria Louisa Baugh, b. Apr 17, 1842; d. Jan 7, 1898, Spouse: John Mason Marable Baugh

Rutherford Co. TN Marriages: J. M. M. Baugh married Mariah L. Murfree on May 3, 1860.

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Apr 15, 1895, Chancery Court: A contract between Mrs. Clemmie [Baugh] Gum of the first part and J. [Joseph] L. Baugh of the second part, read as follows: I, the undersigned, Clemmie Gum, an owner for life for my sole and separate use, free from the control of my husband under the last will and control of my late mother, Mary A. Baugh, of a lot located on the corner of East Main St. and Maney Ave. The lot had a storehouse, lately occupied by R. N. Ransom, in which he sold goods and did business as a merchant. This storehouse had recently burned. Clemmie Gum was anxious to rebuild the storehouse but was without the means. J. L. Baugh had agreed to provide her the money necessary to rebuild. She left to J. L. Baugh, the lot and the house to be constructed, for a period of four years, on the following conditions: J. L. Baugh was to have the control and renting; retain out of the rents collected by him, \$6.25 each month; and keep the new house insured.

Jan 3, 1896, Chancery Court: J. L. Baugh [resident of Franklin Co.] and J. M. Baugh, executors of Mary A. Baugh (deceased), J. L. Baugh, individually, and W. T. Gum, guardian of the hereinafter named defendants, filed in this court against Mary B. Gum, about 14 years old, Robert Emmett Gum, about 12 years old, Frank A. Gum, about 9 years old, William W. Gum, about 6 years old and Allie R. Gum, about 3 years old. The testatrix' name had been inadvertently signed "Mary M. Baugh" to the will by the drafter who had written her name thereto because of her inability to write her name. The second item of the will bequeathed the real estate described therein to the daughter of the testatrix, Mrs. Clemmie Gum. The third item bequeathed the balance of her estate to her six children, named in the fifth item of the will. One of those named was Mrs. Gum. By the fourth item of the will, the estate given Mrs. Gum was limited to her and her children. The will contained a requirement that the executors were use Mrs. Gum's share to build her a dwelling on the lot.. The sixth item nominated complainants J. L. and J. [John] M. Baugh as executors and empowered them to sell the property bequeathed in the third item of the will. The executors had wound up the estate except so far as the share given Mrs. Gum and her children under items 3 and 4, and they still had in their hands said share. **Mrs. Gum died on Oct 27, 1895,** leaving her husband, complainant W. T. Gum and the five minor children as survivors.

She was the sister of complainants J. L. and J. M. Baugh and was afflicted-having been a cripple from her infancy. The storehouse located on the lot devised to Mrs. Gum had been destroyed by fire in Mar 1895. There had been no insurance against the loss. The policy had lapsed as Mr. and Mrs. Gum did not have the money to pay the premium. W. T. Gum had no estate and had failed for many months, to obtain employment. Mrs. Gum and her children had no estate except that devised in the will. The lot devised in the will to Mrs. Gum had a storehouse and two tenement houses. Mrs. Gum and her children had lived in the brick tenement and rented out the storehouse for \$10 per month and the other tenement house for \$4 per month. The destruction of the storehouse by fire significantly reduced their income. Realizing the seriousness of his sister and her children's circumstances, J. L. Baugh, a man of moderate means and a large dependent family, had contracted with his sister to rebuild the storehouse under the terms and conditions in paper dated Apr 15, 1895 above. The storehouse had cost \$301.50 to rebuild. He had paid out \$7.50 for insurance making his total outlay \$309. Up to the date of his sister's death, he had received as his portion of the rents \$37.50 leaving at that date the balance due him without interest \$271.50. The court appointed complainant Gum guardian of his five minor children in Nov 1895. He had no estate, and was unable to secure employment. Complainants argued that it would be unwise and impracticable to expend the small amount in the executor's hands to build a dwelling house on the lot as provided for in the will, and that the lease contract was a wise and prudent provision for the children. This was the only application of the revenue from their estate the Court of Chancery would approve.

May 1, 1896, Chancery Court: The amended and supplemental bill of J. L. and J. M. Baugh, executors of Mary A. Baugh (deceased). (The first part of the amended bill is the same as that dated Jan 3, 1896). After the fire, W. T. Gum had contracted to sell the lot where the office stood to Mrs. Ada J. Murfree, wife of complainant J. B. Murfree Sr., for \$600. One-third payment upon ratification of the sale in this court. One-third Mar 1, 1897 and the final payment on Jan 1, 1898. A diagram of the property was included in the bill. Since the filing of the original bill, complainant Gum as guardian, had contracted to buy from Miss Mary W. Richardson and James T. Richardson, a house and lot located in Murfreesboro for \$825. Contract agreed to and signed on Apr 30, 1896. A deed of trust in favor of L. Guggenheim encumbered the property. He had signed a paper consenting to the sale. W. T. Gum was to remove the fire-damaged portion of the brick house. W. T. Gum stated the sum to be realized from the sale of property to Mrs. Murfree, together with the sum in the hands of the executors, and

the money received for the damage to the brick office would be sufficient to pay the purchase money for the house purchased from the Richardsons. It would also be sufficient to remove the office, repair it and make it suitable to rent and pay the costs of these proceedings.

Jul 24, 1896, Chancery Court: The court approved the contract.

Feb 4, 1897, Estate Settlements 4: J. L. and J. M. Baugh, executors, made a final settlement with the court. Six legatees received equal shares of the fund, to wit: Eliza A. [Baugh] Pruett and husband, J. [John] M. Pruett; Clemmie Gum and children; Mollie Howland and husband, R. L. Howland, and [Elizabeth] Bettie White and husband, R. M. White's shares were purchased by and transferred to Frank White; J. L. Baugh; J. M. Baugh.

Jul term, 1897, Chancery Court: J.M. & J. L. Baugh, executors and others **vs** M. B. Gum, et al. The father of the minor children had built a small frame building at a cost of \$200 on the lot belonging to the minor children. The building would contain a butcher shop. W. T. Gum had so far paid \$95 of the cost and insurance. The C & M was to pay out of funds the amounts due for labor and material. W. T. Gum remained insolvent and the court supervised his use of rents.

Apr 1, 1902, Chancery Court: W. T. Gum, guardian, Mary B. Gum and C. [Charles] H. Byrn **vs** Robert Emmett Gum; et al. Mary B. Gum was of age. The complainant alleged that the sale was manifestly to the interest of the children. The minors were aged as follows: Robert Emmett, 19, Frank A., 15, W. W., 12; and Allie R., 8. The lack of a house or store on the lot made it undesirable to rent. The children did not have the means to build on the lot and it was a drain on their resources to keep the taxes paid. The children owned a dwelling house in Murfreesboro where they lived. The property was greatly in need of repairs and they did not have the means to do so. The sale of lot would provide them the means to improve their dwelling house.

Apr term, 1902, Chancery Court: The court ratified the conditional sale of the property.

Aug 16, 1902, Chancery Court: The C & M was considering the investment of \$1100 of the children's funds in a house and lot originally owned by Captain James G. Oslin and conveyed to S. S. Butler. It was an unusually well built house with a large amount of red cedar lumber. It had a bathroom and water closet, three rooms and a kitchen on first floor and three rooms and a bath on the second floor. It would rent for \$10-12 per month.

Special Aug Term, 1902, Chancery Court: W. T. Gum et al **vs** R. E. [Robert Emmett] Gum et al. The court ratified the trade between W. T. Gum, guardian, and S. S. Butler. The house and lot were on the corner of Walnut and Bell Streets.

Oct 16, 1902, Chancery Court: W. T. Gum et al **vs** R. E. Gum et al.. The court recommended additional repairs.

Apr 16, 1903, Chancery Court: W. T. Gum et al **vs** R. E. Gum et al. The C& M continued as a Special Commissioner to erect a small tenement house on the lot occupied by W. T. Gum and children as a residence.

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61      **Baxter, James W.**                      **Industrial School.**

Dec 16, 1901, County Court: The court concluded that it would be manifestly for the interest of James W. Baster, a child of 11 years of age, to be committed to the State Industrial School.

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62      **Beard, Marie L. [Dromgoole]**                      **Died Dec 11, 1900, testate.**

Will dated Dec 23, 1898.

**First:** The testatrix wanted her just debts paid. **Second:** The testatrix willed all her property, real and personal, of every description to her husband, Richard. The testatrix owned the following real estate: House and lot on Maney Ave. that L. J. Pierce conveyed to her. House and lot on the corner of Burton and Academy conveyed to her by John E. Dromgoole and Mrs. B. E. Kendall. Hotel property at Estill Springs that had been conveyed to her by J. D. Richardson, R. D. Reed and R. L. Martin and all the lots adjacent to the hotel that they had purchased since they had purchased the hotel property. House and lot on the corner of Main and Maney in Murfreesboro. She gave all the real estate to her husband absolutely. **Third:** The testatrix owned two life insurance certificates payable to her children. The testatrix requested her husband be guardian of her two minor children, Richard and Marie. She exempted him from giving bond and security for the guardianship.

Dec 27, 1900, County Court: The court ordered the will recorded and filed. Richard Beard came into court and qualified as her executor and as guardian of Richard Beard Jr. and Marie L. Beard.

Evergreen Cemetery, Murfreesboro, Rutherford Co., Tennessee: Lady Marie Louise Beard, born Nov 11, 1849. Died Dec 11, 1900. Daughter of John Easter and Rebecca Mildred Dromgoole.

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63      **Beard, Thomas (colored) vs Beard, Bettie [Pride] (colored)**      **Divorce.**

Jan 12, 1901, Chancery Court: Thomas Beard (colored) had married the defendant, Betty Pride (colored), on Aug 27, 1885. They had two children, Ann, 7 years old and the other, 2 years old. Theirs was a troubled marriage. The defendant had a violent temper and on one occasion had injured him with an axe that prevented him from working for some time. During his recovery, she had refused to change the dressings or to cook any food for him. He went to live with his brother for nearly a year until he could go back to work. There were later assaults described in the bill.

Jan 24, 1901, Chancery Court: The court dissolved the Bonds of Matrimony that existed between the couple. The court postponed question of child custody.

Rutherford Co., TN Marriages: Thomas L. Beard (colored) married 27 Aug 1885, Bettie Pride (colored).

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64      **Beasley, Christopher "Kit"**      **Date of death not known, intestate.**

Note: Kit Beasley was the son of Christopher who died Mar 10, 1879 [see Vol 5]

Jan 23, 1901, Jun 1, 1903, Mar 7, 1904, County Court: George Beasley, guardian of Houston, Sadie, Sam, Ada, Frank and William C. Beasley, children of Christopher Beasley (deceased), made a settlement.

May 15, 1903, Feb 23, 1904, Estate Settlements 5: George Beasley, guardian for Houston, Sadie, Sam, Ada, Frank and Willie Beasley, minor children of Christopher Beasley (deceased), made a settlement with the court.

Rutherford Co., TN Marriages: Christopher Beasley married Bettie O. Pope, 7 Nov 1876.

1900 Rutherford Co., TN Census: C. Beasley, 47; Bettie O. Beasley, 45 wife; Houston B. Beasley, 18 son; Sadie G. Beasley, 16 dau; Sam A. Beasley, 11 son; Ada C. Beasley, 8 dau; Frank W. Beasley, 5 son; William C. Beasley, 2 son.

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65      **Beasley, Gleaves E. [Kimbrow] vs Beasley, Minos J.**      **Divorce.**

Jul 19, 1901, Chancery Court: The court accepted the charge of habitual drunkenness against the defendant. He had acquired the habit after their marriage on Feb 5, 1899. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: M. J. Beasley married Gleaves Kimbro on Feb 5, 1899.

1900 Rutherford Co., TN Census: Minos Beasley. 25; Gleaves E. Beasley, 18 wife.

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66      **Beasley, Elizabeth Adeline [Jordan]**      **Died by Jan 1885, Intestate [Cont'd from Vols. 5 & 6].**

May 4, 1897, Aug 30, 1898, Estate Settlements 4: George Beasley, guardian of Jesse E. and Elizabeth W. Beasley, his own children and minor heirs at law of Mrs. E. A. Beasley, made a settlement with the court.

Sep 13, 1898, County Court: George Beasley, guardian of Elizabeth W. Beasley, his own child and minor heirs at law of Mrs. E. A. Beasley (deceased), made a settlement with the court.

Feb 23, 1904, Estate Settlements 4: George Beasley, guardian of Elizabeth W. Beasley, his own child and minor heir at law of Mrs. E. A. Beasley (deceased), made a final settlement. The ward was of age.

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67      **Beesley, Joel (colored)      Died before Nov 10, 1900, intestate.**

Nov 10, 1900, County Court: The court noted the death of Joel Beesley (colored) intestate. Hannibal Black (colored) applied for and received Letters of Administration

Nov 21, 1903, County Court: Hannibal Black (colored) vs Joel Beasley (colored). The personality was insufficient to pay the debts. The court ordered the sale of the five acres owned by the deceased at his death.

Feb 13, 1904, County Court: The Clerk and Commissioner did on Dec 12, 1903, offer at auction the five acres owned by the deceased. Hannibal Black (colored) was the high bidder. The court approved the sale, divested all right, title and interest from the heirs of Joel Beasley Jr. (colored), Robert Beasley (colored) and Ella Burrus (colored), and vested it in Hannibal Black (colored).

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68      **Beasley, Lucy [Yeargan] (colored) vs Beasley, Walker (colored)      Divorce.**

Jan 25, 1897, Chancery Court: The court accepted the allegation made and dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: (colored) Walker Beasley married Lucy Jane Yeargan on Aug 14, 1884.

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69      **Beasley, Scott [Colored]      Died before Apr 26, 1902, intestate.**

Apr 26, 1902, County Court: The court noted the death of Scott Beasley intestate. J. C. Read applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Scott Beasley married Sophia Jarratt, Aug 21, 1865.

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70      **Beckwith, Laura [McPeak] vs Beckwith, J. W.      Divorce**

Jun 19, 1903, Circuit Court: The defendant had deserted his wife and remained away for over two years without providing support to her. The court dissolved the Bonds of Matrimony that had existed between the couple.

DeKalb Co. TN Marriages: J. W. Beckwith married Laura McPeak on Sep 14, 1892.

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71      **Bedford, America [Sneed] (colored) vs Bedford, Albert (colored)      Divorce**

Jul 4, 1899, Circuit Court: The court accepted the order pro confesso and the oral testimony of witnesses and dissolved the Bonds of Matrimony. The court restored the complainant's maiden name of America Sneed. The complainant was also to have exclusive custody of their child, James Bedford.

Rutherford Co. TN Marriages: Albert Bedford (colored) married America Sneed (colored) on Sep 22, 1892.

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72      **Bedford, Fannie [Huff] (colored) vs Bedford, Enous (colored)      Divorce.**

Apr 3, 1901, Chancery Court: The couple were married in the fall of 1898 and lived together about seven months before the defendant abandoned her. He had been cruel to her and on occasion had whipped her. Prior to his leaving, he had told her to take her things and go to her father's home. They had no children. The complainant prayed for a decree of divorce.

Apr 12, 1901, Chancery Court: The court accepted the accusations and dissolved the Bonds of Matrimony.

Rutherford Co. TN Marriage Records: Enous Bedford (colored) married Fannie Huff (colored) on Oct 28, 1898.

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**73 Bedford, Lucinda Date of death circa 1894. [Cont'd from Vol. 6].**

Aug 29, 1896, Oct 17, 1897, Sep 10, 1898, July 14, 1899, Oct 25, 1900, Jul 14, 1901, Jul 14, 1902, Estate Settlements 4: John B. Johns, guardian for Sam Houston Bedford, minor child of W. [William] H. Bedford and a legatee of Lucinda Bedford (deceased), made a court settlement.

Aug 28, 1903, Estate Settlements 5: John B. Johns, guardian for Sam Houston Bedford, minor child of W. H. Bedford and a legatee of Lucinda Bedford (deceased), made a final settlement with the court. Sam Houston Bedford was 21 years old.

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**74 Beesley, John Died Jul 3, 1891, intestate. [Cont'd from Vol. 6].**

Sep 22, 1898, County Court: J. S. Batey and wife, Minnie [Beesley] Batey, C. W. Moore and wife, Mary [Beesley] Moore, residents of Rutherford Co., TN and Mrs. Mollie E. [Matthews] Beesley, resident of Davidson Co., TN **vs** Fred Beesley, a minor and resident of Davidson Co., TN. **John Beesley had died about six years ago** owning a tract of land in the 12<sup>th</sup> Civil District containing about 25-acres. William Beesley had qualified as administrator and made a final settlement on Feb 6, 1894. John Beesley had left a widow, Mrs. Mollie E. Beesley. She had never applied for dower. There were no encumbrances on the tract. John Beesley left the following children: Minnie [Beesley] Batey; Mary [Beesley] Moore; Fred Beesley, a minor without guardian. The tract was near Salem or Overall and was suited for farming. Petitioners claimed the tract was too small to partition. The court appointed the clerk as Special Commissioner to auction the property.

Nov 10, 1898, County Court: The court approved the sale for \$650 cash and divested rights and title from the petitioners and defendant and vested it in Mrs. Sallie D. Scales. The widow had agreed to accept a child's part in full satisfaction of her dower interest. Each of the petitioners and the defendant would receive a child's part.

Mar 4, 1899, County Court: J. S. Batey and more **vs** Fred Beesley. The land had sold for \$650 cash and the clerk had that amount. The amount designated for Fred Beesley, a minor child with no guardian, was so small as to be consumed by the expenses of appointing a guardian and making settlements. The court directed that payment go to Mrs. Mollie E. Beesley, the mother of the child.

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**75 Bell, James Died in 1865, intestate. [Cont'd from Vol. 3, 4, 5]**

Aug 14, 1902, Chancery Court: L. F. Todd, James Farmer, T. E. Bell, Al Floyd (colored), Caleb Floyd (colored), A. [Andrew] A. Lewis, Jim Lewis, Will Lewis, Andrew Lewis, William Lewis, all of Rutherford County, and Nathan Davenport and sister, Ella Davenport and husband of Cannon County, and of Mrs. Sam Bell and children, Montgomery County, namely Marrie, Howard, Harry, Henry, Minnie, and of Lucy [Fuller] Summers and husband, James Mack Summers, and two children, Alta [Fuller] Harris and husband, Charles Harris and Geneva Fuller who sues in the name of Charley Harris' next friend, all of Rutherford County, and of Mrs. N. [Nancy] C. [Sanders] Bell, the widow [of Robert W. Bell] and the following children, Mollie Bell, Willie Bell, Minnie Bell, Catie Bell, Gilbert Bell, Robert Bell, Nannie Bell, Judia Bell, all of Gibson Co., TN **vs** Geneva Fuller, Rutherford County, Logan Lewis, Sam Lewis, Homer Lewis, Robert Lewis, Nannie Lewis, Lizzie Lewis, all minors of Rutherford County. The complainants and defendants all claimed an interest in the estate of James Bell who died in 1864 or 1865. The court assigned Susan [Farmer] Bell [McKee] Williford a dower out of the real estate in Civil District 17. The widow married R. P. Williford and they lived on the dower until their respective deaths. **Susan Williford died in Dec 1901.** The dower contained about 49 acres not susceptible to division. The plaintiffs and defendants requested a sale of the property for division. In the case of Samuel Bell et al., heirs of James Bell (deceased) **vs** James Bell and Robert Bell, County Court, Rutherford County issued a final decree on Dec 6, 1882, to divide and set apart the lands after dower as follows: [1] Lots #1 & 2, 22 acres and four poles, Thomas Erbil and wife and R. [Robert] W. Bell and wife. [2] Lot # 3, 13 acres and 16 poles, William Bell [colored] and wife, Fannie [Bell] Bell [colored]. [3] Lot #4, 11 acres and 16 poles, Bettie [Bell] Davenport and husband, Nathan Davenport. They later sold it to James A. Farmer. [4] Lot #5, 49 acres and 132 poles, allotted to Sam Bell, James Bell, Robert Bell, Sallie Bell and M. J. [Jennie Bell] Bell and husband, G. W. Bell in common. Nine shares in total. The five tenants in common did divide among themselves the 49 acres. In the years since, some of the property had changed hands as follows: [1] L. F. Todd (complainant)



claimed the interests of M. J. Bell and G. W. Bell, one-fifth of 49 acres, deed registered. [2] Mrs. Sam Bell, the widow of Sam Bell died and her children still had their interest in the 49 acres. [3] Isaac Fuller purchased the interest of James S. Bell in his lifetime and that share now belonged to his children, complainants Alta [Fuller] Harris and husband, Charles Harris, and Geneva Fuller a minor without guardian. They each own one-fifth of 49 acres in addition to one-ninth dower interest. [4] Complainant T. E. Bell sold his interest in the 100 acres to J. [James] A. Farmer, but retained his one-ninth interest in the dower. [5] James Farmer claimed Robert Bell and wife's interest. [6] Robert Bell's widow claimed the interest of Martha [Bell] Lewis & husband, A.A. Lewis, and deeded it to Robert Bell. [7] L. F. Todd claimed the interest of Sallie Bell. [8] Bettie [Bell] Davenport left two children complainants who claimed one-ninth interest in dower. [9] Al Floyd (colored) and brother Caleb Floyd (colored) inherited Fannie Bell's interest by operation of law from their father. [10] A.A. Lewis and children claimed that their mother, Martha Lewis, never sold her interest but the Robert Bell heirs and the widow, N. [Nancy] C. [Sanders] Bell, claimed to have bought and paid for it. The purpose of this bill was to settle the rights of all parties in the 49 acres and to have titles perfected. The complainants prayed the court to appoint the C & M as commissioner to conduct the sale of the 49 acres and the dower interests.

Dec 2, 1902, Chancery Court: L. F. Todd et al vs Geneva Fuller et al. The C&M as commissioner offered the 49 plus acres for sale and W. M. Bell was the purchaser.

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76 & 77      **Bell, James T.**      **Died Aug 18, 1897, testate.**

Will dated Aug 13, 1887.

The testator did state and disport of all his real and personal effects endeavoring to dispose of his effects so as not to give any dissatisfaction to any of his heirs and that each and every one would be satisfied with their portion. **First:** The testator gave his wife, Roxanna [Young], the homestead consisting of 110-120 acres during her lifetime, and at her death, it was to be sold and the proceeds thereof divided equally between his heirs. He wanted his wife and children to select a small parcel of land to be preserved as a family burial ground. The testator also gave his wife one good family horse and buggy and all furniture that she may desire to keep. **Second:** The testator gave his oldest daughter, Nancy [Bell] Harrall, a tract of land valued at \$3250 for which she had a deed. **Third:** The testator gave his daughter, Susan C. [Bell] Petty, a tract of land valued at \$3250 for which she had a deed. **Fourth:** The testator gave his son, A. L. [Lewis] Bell, a tract of land valued at \$3400 for which he had a deed. **Fifth:** The testator gave his daughter, Senna E. [Bell] Petty, a tract of land valued at \$3250 for which she had a deed. **Sixth:** The testator gave his son, Alex Bell, a tract of land valued at \$3250 for which he had a deed. **Seventh:** The testator gave his daughter, Asalene [Bell] Dement, a tract of land valued at \$3500 for which she had the deed. **Eighth:** The testator gave his son, John Bell, land valued at \$3500 for which he had a deed. **Ninth:** The testator gave his daughter, Nettie [Jenetta] [Bell] Campbell, land valued at \$3100 for which she had a deed. **Tenth:** The testator gave his son, James H. Bell, land valued at \$3100 for which he had a deed. The testator directed that the children, who received \$3500 and \$3400, pay the children who only received \$3100, enough money to make them equal to \$3250. That amount paid would leave a balance of \$350. The testator desired that this \$350 go to the clerk for the benefit of his oldest [Mary Jane Bell Pulliam] deceased daughter's four [Pulliam] children. The Beshear note: Alex Bell was to pay \$2.50, Jim Bell was to pay \$37.50 and the testator was to pay the remainder. For the year 1897, each one of the heirs was to pay the testator four percent on the land deeded to them and if he should live longer, they were to continue to pay the four percent. The testator appointed his three sons, Louis, Alex and John T. Bell as his administrators. When the testator's estate had been settled, all his children would divide equally any money.

Aug 21, 1897, County Court: The court received the deceased's will for probate.

Sep 25, 1897, Inventory: The executors presented an inventory of the estate.

Apr 6, 1899, County Court: L. Fulton, guardian **vs** Lewis (Louis) Bell and others. J. [James] T. Bell in his will directed that the executor to pay fund in question to the clerk. The court decided that in the best interest of the minor, N. J. Pulliam, payment went to his Texas Guardian. Denton Co., Texas court appointed L. Fulton guardian of Minnie J. Pulliam, 15 years and N. J. Pulliam, a male 17 years. The minors had no estate in Texas but were entitled to an estate inherited from their grandfather, James T. Bell. L. Fulton petitioned the court for appointment as guardian for the minors in Tennessee.

Jul 30, 1898, Chancery Court: The executors prepared to pay a portion of the estate to the legatees. Item 10 of the will provided for grandchildren, the children of his oldest daughter, Mrs. Pulliam. Two of the children, Mariah [Pulliam] Flannagan and Roxanna [Pulliam] Reynolds, were married and insisted they had the right in conjunction with their husbands to receive their portion of the estate directly from the executor. The two couples were residents of Denton Co., Texas and had Powers of Attorney for a law firm there to receive the funds.

May 18, 1899, County Court: L. Fulton, guardian of Minnie and N. J. Pulliam, acknowledged receipt of \$713.75 from the clerk of the County Court, Rutherford Co., TN.

Jan 15, 1900, County Court: L. Fulton, guardian **vs** Lewis Bell, et al., executors of J. T. Bell (deceased). James A. Jones and L. Fulton, guardians, presented receipts in open court and the court ordered them recorded in the minutes. The receipt read as follows: "Received of G. H. Williamson, Clerk of the County Court, Rutherford Co., Tennessee, \$262.50, the shares of Mariah Flanagan, Roxana Reynolds, and Minnie [Pulliam] Neace, it being the account paid into court by A. L., A. and John T. Bell, executors of J. T. Bell (deceased)." "Received of G. H. Williamson, Clerk of the County Court, \$106.25, it being the amount due N. J. Pulliam, minor, and ordered to be paid to L. Fulton, guardian by decree of the court."

Mar 28, 1900, Estate Settlements 4: The executors made a final settlement with the court. Payments under the will were as follows: W. H. Campbell and wife, Nellie; James H. Bell; G. H. Williamson, Clerk in the case of L. Fulton, guardian **vs** Bell Executors; James A. Jones, assignee for 3 children of May Jane Pulliam, \$2175. The executors presented receipts for the following payments to general legatees: G. H. Williamson clerk for N. J. Pulliam; James Jones, assignee for Mariah Flanagan, Roxanna Reynolds and Minnie Neace; H. J. Harrell and wife, Nannie; A. M. Petty and wife, Susan C.; James H. Bell; Charles Dement and wife, Asaline; W. L. Petty and wife, Senna; W. H. Campbell and wife, Nettie; John T. Bell; A. L. [Lewis] Bell.

Bell Cemetery, Walter Hill, Rutherford Co. TN: James Thomas Bell, born Sep 26, 1839, died Aug 18, 1897 and wife, Roxanna Young Bell, born Nov 27, 1834, died Mar 12, 1917.

1880 Cannon Co., TN Census: James T. Bell, 40; Roxannah Bell, 44 wife; Lewis A. Bell, 15; Senna E. Bell, 13; Alexander Bell, 11; Azalene Bell, 10; John T. Bell, 7; Jenetta Bell, 5; James H. Bell, 2.

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**78      Bell, Mary E.                      Name change.**

Nov 19, 1904, County Court: Beverly R. Bivins Jr. petitioned to change the name of Mary E. Bell, age 18, to Mary E. Bivins and legitimate and adopt her as his child. Petitioner was the father of the child born out of wedlock on Mar 6, 1886 and afterwards married the mother, Sallie Bell, and they were currently living together as man and wife. He wanted to confer upon his child all the privileges of a legitimate child of his with the capacity to inherit the real and personal estate of the petitioner, as one of the heirs and next of kin. The petitioner had two other children born to Sallie Bell in lawful wedlock. He desired that Mary E. Bivins shared equally with any children living at the time of his death. The court approved the name change and the adoption.

1910 Rutherford Co., TN Census: Beverly R. Bivins, 51; Sallie Bivins, 46; Mary E. Bivins, 23; Eliza Bivins, 12; Hugh Bivins, 8; William Parker, 38 servant.

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**79      Bell, W. A.                              Died before Sep 6, 1898, intestate.**

Sep 6, 1898, County Court: The court noted the death of W. A. Bell, intestate. W. M. Morton applied for and received Letters of Administration.

Jan 6, 1900, Estate Settlements 4: W. M. Martin, administrator of the estate of W. A. Bell (deceased), made a settlement with the court. The estate had a balance of \$147.65. On Feb 17, 1904, Olivia Webb and Minos Webb signed for \$100 and Mary L. Bell signed for \$47.65.

Rutherford Co., TN Marriages: W. A. Bell married Mary Webb on May 10, 1868.

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Mar 26, 1904, County Court: W. [William] A. Ransom was appointed guardian for Sophia May Bell and Sarah Garner Bell, minor children of W. E. Bell (deceased), after executing a bond for \$2000.

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81 **Bellenfant, John** **Died Jan 26, 1887, intestate. [Cont'd from Vol. 6].**

**Note:** The surname was spelled Bellenfant, Belefante and Belefant.

Apr 29, 1896, Chancery Court: H. [Hartwell] B. Hyde and others **vs** Sarah ["Sallie" Webb] Bellenfant, et.al. The court directed D. A. Gilmore, guardian, to report what funds he had on hand from the rental of the lands previously controlled by Sarah Bellenfant that belonged to the estate of John Belenfant (deceased). The court directed D. A. Gilmore to take the remainder of the real estate after the homestead and dower were aside, and rent it to the best advantage.

May 1, 1896, Chancery Court: H. B. Hyde, et al. **vs** Sarah Belenfant, et al. Commissioners set aside a homestead of 40 acres, it being the place where she lived, and 75 acres of cedar land in 2 parcels. They assigned her 41  $\frac{3}{4}$  acres as her dower.

Nov 18, 1896, Chancery Court: Nicholas Belefante, John Taylor and wife, Blanch [Bellenfant] Taylor, all of Rutherford County, and Maggie Bellefonte, of Bedford County **vs** Lucy Bellefonte, Lenora Bellefonte, John Bellefonte, Granville "Gran" Bellefonte, James Bellefonte, and Joab Bellefonte, all of Rutherford County, and Allie Elmore, guardian of the above named.

The complainants claimed that they and the defendants owned in common by descent from their late father, John Bellefonte, a tract of land in the 8<sup>th</sup> Civil District containing 126 acres. The defendants stated that partition of the land between them and the defendants was acceptable and they prayed for a decision to have the land partitioned. If partition of the land in kind was not possible, they asked for a decree to sell the land for division among them, each to have one-ninth of the proceeds. Complainants, Nicholas and John Taylor and wife claimed that they could sell to advantage their interest in the land if properly set aside to them. The land was unencumbered with dower or homestead and there were no debts.

Jan 28, 1897, Chancery Court: H. B. Hyde **vs** Sarah Belenfant et al. Sarah Belenfant was justly indebted to various persons a total of \$222.74.

Feb 4, 1897, Chancery Court: Nicholas Belefant et al **vs** Lucy Belefant et al. The C & M reported that all the heirs of John W. Belenfant were before the court; that an equitable partition of the land described was not possible; and \$8.00 an acre was a fair minimum price for the land. The court appointed the C & M as Special Commissioner to auction the land.

Feb 15, 1897, Jul term 1900, Chancery Court: Nicholas Belefant et al **vs** Lucy Belefant et al. Miss Nora [Lenora] Belefante, a minor, had married W. C. Clark. W. C. Clark was added a defendant.

Jul 25, 1897, Chancery Court: Nicholas Belefant et al **vs** Lucy Belefant et al. The C & M had offered the land in question at auction on Mar 18, 1897. T. P. Burns had purchased the 126-acre tract.

Feb 1, 1899, Chancery Court: Nicholas Belefant et al **vs** Lucy Belefant et al. Lucy Belenfant was supporting the minor children, Lucy, Nora, John, Gran, James and Joab. The court ordered the C & M to pay her \$25 out of the funds of said estate.

Oct term, 1901, Chancery Court: Nicholas Belefant et al **vs** Lucy Belefant et al. John Belefant, son of Mrs. Sallie Belefant, was nearly of age. The court directed the C & M to pay the remainder now in his hands.

Apr term, 1902, Chancery Court: Gran Belefant and James Belefant were nearing their majority and wanted to make a crop. They needed a horse to do so and the court directed the C & M to pay them from the funds in his hands enough that they might purchase a horse.

Apr term, 1903, Chancery Court: Joab Belefant, son of Mrs. Sallie Belefant, was nearly twenty-one and the court ordered the C & M to pay him the remainder of the funds in his hands.

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82      **Bennett, Joseph Montgomery Died Jun 17, 1903, intestate.**

Oct 17, 1903, Chancery Court: Walter D. Wood **vs** B. Watson Bennett and others. **The court noted the death of Joseph Montgomery Bennett.** His son, B. Watson Bennett, was the only heir at law. His counsel agreed to revive the cause against him as an heir of J. M. Bennett.

Rutherford Co., TN Marriages: Joseph M. Bennett married Jane K. Hall, Jan 10, 1853.

Bennett Cemetery, Rocky Fork, Rutherford Co., TN; Joseph M. Bennett, born Dec 15, 1830, died Jun 17, 1903. Father: Thomas Bennett. Spouse: Jane K. Bennett. Children: Benjamin Watson Bennett.

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83      **Bennett, Sarah C. [Brown]                                  Died between Jul 13 and Aug 25, 1904, testate.**

Will dated Jul 13, 1904.

The testatrix directed that her executor pay of all her just debts and funeral expenses as soon as possible. The testatrix gave her son, Stephen B. Bennett, her entire estate, real and personal and he was to pay to the following persons the amount attached to each name: Mrs. Fiona [Bennett] Gillespie, \$200. Shuch Bennett and HESSIE Bennett, \$100 each. Dokey Ray, \$50. Rufus Bennett, \$50. Wiley Bennett, \$100. Her grandchildren, Bob [Robert] Owen, Laura [Owen] Lamb, Susannah [Owen] Oglesby, Henrietta [Owen] Pope, Sam Jones Owen, Martha Owen, Dick [Richard] Owen, Jim Pits Owen, Evie Scott, great grandson, Robert Owen, Jr., D. [Devereaux] J. Bennett, John Bennett and Will [William T.] Bennett, one dollar each. The testatrix nominated her son, Stephen B. Bennett, as the executor of her last will and testament.

Aug 25, 1904, County Court: A paper writing purporting to be the last will and testament of Sarah C. Bennett (deceased) was submitted to the court for probate.

Williamson Co. TN Marriages: Stephen Bennett married Sarah C. Brown on Dec 18, 1849.

Bennett Cemetery, Mt. Vernon, Rutherford Co., TN. Sarah C. [Brown] Bennett, born 1833, died 1904. Parents: Wiley S. and Keziah Brown.

1870 Rutherford Co., TN Census: Stephen Bennett, 50; Sarah Bennett, 31; Wyley Bennett, 20; Kate Bennett, 16; Dinia Bennett, 14 (female); Derby Bennett, 12; Stephen Bennett, 10; Almira Bennett, 7; Sarah Bennett, 5; Etna Bennett, 4; John Bennett, 1.

1880 Rutherford Co., TN Census: Stephen Bennett, 59; Sarah C. Bennett, 46; Devereaux Bennett, 22; Almira Bennett, 18; Elizabeth E. Bennett, 15; Edna F. Bennett, 13; John Bennett, 10; Flona Bennett, 8; William T. Bennett, 4.

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84      **Benson, George Washington                                  Died Jun 25-30, 1871, testate. [Cont'd from Vols. 4 & 6].**

Jul 24, 1896, Chancery Court: J. B. Pilkerton, et al **vs** William Travis & others. In Jul 1895, the court had ordered the sale of the tract of land that sold on Sep 28, 1895. The tract contained 10 acres and was in Civil District 23. W. W. Wilson was the high bidder at \$40.

Apr 12, 1897, County Court: W. H. Gumm, administrator of W. [Wilson] A. Gumm (deceased), who was in his lifetime guardian of William A. Travis, a minor child of David Travis and heir of Washington Benson (deceased), made a settlement with the court. William A. Travis was of age.

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Jan 8, 1896, County Court: Thomas V. Bethel, administrator of the estate of R. K. Bethel (deceased), made a settlement with the court.

**86      Binford, Filmore vs Binford, Lucy [Porter]      Divorce**

Feb 22, 1902, Circuit Court: The court accepted the order pro confesso entered against the defendant and oral testimony introduced in open court and decreed that the complainant was entitled to a divorce. The court dissolved the Bonds of Matrimony that had existed between the couple.

Bedford Co. TN Marriages: Filmore Binford married Lucy Porter on Sep 24, 1881.

**87      Binford, Virginia      Died between Nov 2 and Nov 14, 1898, testate.**

Will dated Nov 2, 1898.

The testatrix conveyed, transferred and delivered all of her property, personal and real, to J. [Joseph] W. Binford, trustee for Mrs. M. L. [Lavenia Calhoun] Binford during her natural life. Mrs. M. L. Binford was to have the full benefit of rents or crops as the said J. W. Binford in his judgment directed. At the death of Mrs. Binford, the testatrix directed that her property remain in the hands of the trustee, J. W. Binford, for the sole benefit of P. [Peter] L. Binford for his needs and requirements. The testatrix stipulated that her real and personal property, or the proceeds there were not available for payment of any of the debts or obligation existing now, or contracted by P. L. Binford at any time. J. W. Binford was to control and direct his property for P. L. Binford when P. L. Binford had the benefit of the proceeds as if P. L. Binford was a minor.

Nov 14, 1898, County Court: The court received the purported will of Virginia Binford (deceased) for probate.

Rutherford Co., TN Marriages: Joseph W. Binford married Margaret L. A. Calhoun on 17 Nov 1841. Peter L. Binford married Sue Jetton on 14 Apr 1880.

1880 Rutherford Co., TN Census: Joe W. Binford, 65; Levina L. Binford, 56; Virginia Binford, 39; John C. Binford, 31; Hattie Binford, 21; Peter Binford, 29; Susan Binford, 29.

1900 Rutherford Co., TN Census: Peter L. Binford, 51 Head single; Lavenia M. Binford, 76 Mother Widowed.

**88 & 89      Bingham, John D.      Died Oct 2, 1901, testate.**

Will dated Oct 2, 1900.

**First:** The testator nominated his son, W. [William] W. Bingham, to be his executor. **Second:** The testator directed the payment of all his just debts. **Third:** The testator gave his wife, Nancy C. [Pearson] Bingham, the "Home Place", the place where he lived that contained 160 acres conveyed to him by Mrs. Nannie Miller. He also gave her all the provisions on hand when he died and the household and kitchen furniture. In addition, he gave her a sufficiency of work stock, farming wagons, harness, implements to run the farm and his buggy horse and buggies. At her death, a sufficiency of it was to go to her daughter, Mrs. Nannie [Bingham] Miller, to make her full share of his estate to include the improvements. **Fourth:** The testator intended to give his daughter, Mrs. Nannie Miller, \$2000 for the purchase of a tract of land, the title to show she was part owner of the tract. If the testator gave her this sum, or furnished it to be used in the said purchase, he directed that it was to be charged against his daughter, Mrs. Nannie Miller, or her children, or her representative with the same as an advance out of the estate. **Fifth:** The testator had conveyed to his children advancements: W. W. Bingham, land valued at \$7415: G. C. [Granville Crockett] Bingham, land valued at \$6450: Mrs. Isabella [Bingham] Lewis and her children, land valued at \$6550: and Mrs. Nannie Miller and her children, land valued at \$3000. The testator directed that in the division of the estate, one equal share to each of his four children after considering

their advancement. **Sixth:** If at the testator's death, he had not already furnished \$2000 for the purchase or payment of real estate for Mrs. Miller, his executor would furnish this sum from his estate, but only for investment in land in Rutherford or Bedford County, if his daughter so desired. If she had died, then her husband's desire. The amount would come from her share. **Seventh:** After the testator's death when all just debts were paid, commissioners named later would value all remaining property, including the home place. The testator directed the division, but if commissioners could make a better division by selling the real estate that he owned in Bell Buckle, Foster ville and near Rucker, in Civil District 11, Rutherford County, then the executors were to sell the real estate in Bell Buckle, Foster ville and near Rucker, and the proceeds allotted to ensure that each of his children, or his or her branch, received the same value previously received by every other child or branch. The share designated to go to his daughter, Mrs. Nannie Miller, had no limitation. The remainder to her children, or the representatives or descendants of her children that had died, when her husband, James Miller, died. The share that was to go to his daughter, Mrs. Isabella Lewis, if alive, was to go to her husband, James B. Lewis, for life with remainder to his daughter's children, or the representatives or descendants of her children that had died, when her husband, James B. Lewis, died. If James B. Lewis had died before the testator, then this share was to go to the children of his daughter, Isabella Lewis, and to the representatives of her children that had died. The testator directed that when they divided the land, each of his children or grandchildren received land-adjoining land that already belonged to them. **Eighth:** The testator named the commissioners to make the division as above: Z. T. Crouch, P. C. Steele, W. C. Alexander, S. R. Whitesides and John H. White. The testator directed that if any of the commissioners died or refused to act, the court to select replacement(s). **Ninth:** The commissioners had the option of employing a surveyor. **Tenth:** In the event, the testator's executor furnished the \$2000 in the purchase, or payment, for his daughter, Mrs. Miller, the title to said land would stipulate that she owned an interest in the land represented by the \$2000. **Eleventh:** The testator directed that his children were not to be charged rent for the use and occupation of any of the land he gave them. **Twelfth:** If his wife died before him, then the home place, or a sufficiency thereof to make out a share to Mrs. Miller, or her representatives, was to go to her at the testator's death.

Oct 7, 1901, County Court: The will of John D. Bingham (deceased) had been presented to the court and proven.

Dec 25, 1903, Estate Settlements 5: W. W. Bingham, Executor, made a settlement with the court. The estate had a balance of \$1827.56 that the Executor distributed as follows: J. G. Miller and wife, Nannie C. Miller, G. C. Bingham, J. B. Lewis, and W. W. Bingham each received \$456.89.

Rutherford Co. TN Marriages: John D. Bingham married Nancy C. Pearson on Oct 31, 1856.

Hazel Cemetery, Bell Buckle, Bedford Co., TN: John D. Bingham, born May 28, 1821, died Oct 2, 1901. Parents: William and Jane Bingham. Children: Joseph E. L. Bingham, Mary Jane Bingham, Matilda B. Bingham, Samuel G. Bingham, John D. Bingham, William Winfield Bingham, Granville Crockett Bingham, Sophia Mankin and Isabella Lewis.

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90 & 91

**Black, Lela May**

**Died between Jan & Apr 1903, intestate.**

**Note:** Lela May Black was a daughter of S. [Samuel] P. Black, and granddaughter of Lun sford P. Black.

Apr 14, 1903, Chancery Court: S. P. Black et al. **vs** R. E. Black et al. **L. M. Black was dead.** Her brothers and sisters, complainants and defendants to this suit, succeed to all her rights to the property mentioned in the bill.

Apr 14, 1903, Chancery Court: S. P. Black, Mattie Black, Lula May Black, D. F. Elam, B. B. [Ben Batey] Searcy, J. [John] H. Searcy, and Mrs. Sallie N. [Black] Coleman, all of Rutherford Co., and W. P. Thomason and wife, Ellen E., formerly Ellen E. Black, citizens of Alabama **vs** R. E. Black, a minor aged 16, resident of Davidson Co., and E. F. Black, minor aged 19, E. H. Black, minor aged 13 and J. E. Black, minor aged 12, citizens of Rutherford Co. S. P. Black was the father of complainants, defendants named Black, and of complainant Ellen E. Thomason. Complainant D. F. Elam was their grandfather on their mother's side. The mother of the S. P. Black children died several years previous owning two tracts of land. Her husband, S. P. Black was entitled to a life estate and the Black children were entitled to the remainder interest as tenants in common. Complainants

also claimed that on Jan 2, 1891, S. P. Black and wife executed a mortgage on the tracts of land to complainant Sallie N. Coleman, a sister of S. P. Black. The mortgage was for the sum of \$1625.32 due three years from date of note. There was still due to Mrs. Coleman a considerable sum. The children of S. P. Black had no other property except the remainder interest in the two tracts subject to the encumbrance of Mrs. Coleman. On Nov 12, 1902, S. P. Black and his children and W. Pearce Thomason, the husband of complainant Ellen E. Thomason, entered into a written contract. It was agreed that Black and his children and the husband of Ellen Thomason would convey to B. B. and J. H. Searcy one of the tracts of land in the 15<sup>th</sup> Civil District for \$3800. The second tract containing 5 acres was in the 5<sup>th</sup> Civil District, immediately opposite and adjoining the first tract but on the other side of the Lebanon Turnpike from it. The contract required ratification by the court. On Nov 26, 1902, S. P. Black and his children entered into a contract with Frank Farris to purchase and pay for a house and lot in Murfreesboro out of the proceeds from the first tract. After execution of the contract but before taking possession of the house and lot, S. P. Black and children became very dissatisfied with his trade. In order to meet the objections of Mr. Farris to the trade and secure the house and lot for Black and his children, D. F. Elam purchased the house and lot from Frank Farris and wife, paid cash and took a deed for it. He agreed to hold house and lot, and carry out the provisions of the Farris and Black contract. S. P. Black and children had been living a considerable distance from the two tracts of land for a number of years. The tracts had continuously decreased in value due to being continuously rented out. There was no residence on either of the tracts suitable for Mr. Black and his family. Their only means to secure a home was to have the proceeds of the sale of the tract of land after the satisfaction of the mortgage used to purchase the house and lot. The complainants recommended the sale of the first lot be to the Searcys. The house and lot in Murfreesboro were within walking distance from the square and had a large two-story frame dwelling with seven rooms. The Farris house that S. P. Black and his children agreed to purchase from D. F. Elam needed painting, the back porch needed covering, and the sills under the porch needed replacing. The three younger children needed to go to a school. The complainants prayed for the ratification of the sale of both tracts for the satisfaction of the Coleman mortgage and reinvestment of the remainder in the house and lot. Any balance was to be used to improve the Farris house and for the education of the children.

Apr 14, 1903, Chancery Court: S. P. Black and others vs R. E. Black and others. **L. [Lela] M. Black was dead.** The court appointed a guardian ad litem for the minor children.

Apr 17, 1903, Chancery Court: S. P. Black and others vs R. E. Black and others. D. F. Elam was the owner in fee simple of the house and lot mentioned in the bill as the Farris house and lot. There were no encumbrances on it, except taxes for current year. S. P. Black and children owned two tracts of land, his by courtesy for life, and his children owned the remainder in fee as tenants in common. **L.M. Black, a child of S. P. Black, had died intestate** and the remaining children were her successors in interest to her share of the two tracts. She owed no debts except a doctor's bill, medical bills, and her funeral expenses. S. P. Black owned no other property except their household goods and the remainder interest in a small tract of land valued at \$150-200. S. P. Black was a merchant and the land had no house on it suitable for them to live in. The Black family lived in Murfreesboro. The price for the Farris House was \$2250. The amount due Sallie Coleman on the mortgage was \$1121.33. The cost of repairs on the Farris House was about \$200. The three younger children were unusually bright and their father was a clerk in a Dry Goods Store in Murfreesboro and was not financially able to provide the boys a good education. The C & M recommended that the payment of \$50 to \$75 to each child per annum out of the corpus of their interest in this estate for the payment of tuition at college. The C & M recommended that the court confirm both sales.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Lela May Black, born 1879, died 1903

Rutherford Co., TN Marriages: Samuel P. Black married Miss Ella Elam on 8 Sep 1874. Lunsford P. Black married Martha Nelson on 8 Apr 1846.

1880 U.S. Census: Sam P. Black, 33; Frank E. Black, 23 wife; Ellen Black, 4 daughter; Mattie Black, 2 daughter; Lela May Black, 11 months daughter; L. P. Black, 65 father.

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**Note:** Dr. Samuel P. Black never married.

Mar 28, 1898, County Court: The court noted the death of Dr. S. P. Black intestate. T.[Thomas] C. Black applied for and received Letters of Administration.

Sep 19, 1898, Inventory: The inventory presented by the administrator showed \$892 received from life insurance, 50 shares of Nashville and Lebanon Turnpike stock worth \$625 and 10 notes due worth about \$100 from parties in Robinson County.

Jan 25, 1901, Estate Settlements 4: T. C. Black, administrator of S. P. Black (deceased), made a final settlement with the court. The estate balance was distributed as follows: Joe [Joseph] M. Black; W. [William] N. Black; Frank N. Black; James M. Black; L. [Lunsford] P. Black; Mrs. Kate P. [Black] Ward; Fannie B. [Black] Wade; Nannie W. [Wilkerson] Hutton.

Black Cemetery, Walter Hill, Rutherford Co., TN. Samuel P. Black, born Apr 10, 1837; died May 24, 1898.

1850 Rutherford Co., TN Census: Thos. C. Black, 41; Catherine Black, 33; Samuel P. Black, 13; Nancy L. Black, 10; James M. Black, 8; Thos. C. Black, 6; Wm. N. Black, 4; Frances Black, 1.

1870 Rutherford Co., TN Census: F. C. Black, 62; Kate Black, 52; Willie Black, 23; Lena Ann Black, 16; Lunsford Black, 17; Frank Black, 15; Kate Black, 13; Joseph Black, 11; Eva ?A. Black, 7; Nancy B. Wilkerson, 3.

Jan 13, 1899, County Court: The court had noted the death of A. W. Blackman intestate. George B. Blackman had applied for and received Letters of Administration.

Jan 16, 1899, County Court: Three commissioners were to set apart to Mrs. Mary A. [Bass] Blackman, widow of A. W. Blackman (deceased), as much of the crop, stock, provisions and money on hand, or other assets necessary for the support of the widow and her family.

Jan 28, 1899, Inventory: The administrator submitted an inventory that listed 24 mules, 14 horses, 17 jacks, 14 jeanettes, 3 head cattle, 33 goats, 50 bushels of oats, 400 barrels of corn, 18 tons of hay, 82 bales of cotton and an extensive list of farming equipment. It also listed \$1554 cash in bank.

May 22, 1899, Chancery Court: Mrs. Mary A. Blackman, George B. Blackman as administrators and individually, C. [Caswell] M. Miles Jr and wife, Lida [Blackman] Miles, Henry Huddleston and wife, America [Blackman] Huddleston, Andrew J. Blackman, and [John] Charles Batey and wife, Mary Blackman] Batey **vs** Fannie Blackman, a minor 20, Elizabeth Blackman, a minor 17, and Lillian Blackman, 9, all without regular guardian. **A.W. Blackman died Jan 2, 1899 in Nashville, Tennessee** where he was temporarily living for the purpose of medical treatment. He left surviving him, widow, Mrs. Mary A. Blackman and the following named children: George B. Blackman, Lida Miles, America Huddleston, Andrew J. Blackman, Mary Batey, Fannie Blackman, Elizabeth Blackman, Lillian Blackman, the last three being minors. The deceased died owning a tract of 900 acres. His wife owned in fee 300 acres. James Bass and his wife, Mrs. E. [Eliza] A. C. Bass, both deceased, who were the parents of Mrs. Mary A. Blackman, and the grand parents of the other complainants and defendants, had formerly owned the greater portion of this tract of 1200 acres. Mrs. Blackman acquired some of the lots by partition, and some by purchase. The deceased acquired the remainder by purchase from the various owners making the husband and wife separate owners of land included within the same general boundaries. The dwelling house and some of the other improvements were on land owned by Mrs. Blackman. The line of the land belonging to the estate ran a short distance from the residence. In order to make the land more easily divisible, Mrs. Blackman proposed and desired to transfer, convey and surrender to the estate of her deceased husband 200 acres of her land in exchange for 130 acres of land belonging to the estate of her late husband. The 130 acres was to adjoin the 100 acres reserved by her and upon which the residence was located. If the court ratified this exchange of land, Mrs. Blackman agreed to relinquish her right to homestead and dower out of the lands of her deceased husband. This would facilitate a full partition of the lands for the



benefit of the children of her and her deceased husband. She argued that the complainants and the defendants, insofar as they could consent being minors, were anxious to make the exchange. The land that Mrs. Blackman was to surrender contained more acres, and was worth more than the lands received in exchange. The exchange figured the land owned by the estate for partition into something approaching equal parts. C.M. Miles and wife, Lida Miles, received an advancement of \$2500 in cash, chargeable to them for purpose to buy land and they did. Therefore, they divided the estate of A. W. Blackman (deceased) into seven equal parts instead of eight. If a share in the estate was worth more than the advancement, then payment out of the personal assets of the estate to C. M. Miles Jr. and wife would equalize them to the others. The complainant prayed for the court's approval of the exchange. If the court did not approve the exchange, she prayed that the court set apart to her, homestead and dower out of the lands of her deceased husband.

Jul 20, 1899, Chancery Court: Mrs. Mary A. Blackman, et al **vs** Fannie Blackman, et al. According to the report by the Clerk and Master, the exchange of lands would be manifestly to the advantage of defendants, Fannie, Elizabeth and Lillian Blackman, the minor children. Since the adult children had already agreed, the court ratified the exchange of lands. The court appointed commissioners and a surveyor to partition the lands into 7 shares for the following children: George B. Blackman, America Huddleston, wife of Henry Huddleston, A. J. Blackman, Mary Batey, wife of Charles Batey, Fannie Blackman, Elizabeth Blackman and Lillian Blackman.

Jul 22, 1899, Chancery Court: The deceased died left the following survivors as named above.

Aug term, 1899, Chancery Court: Mrs. Mary A. Blackman, et al **vs** Fannie Blackman, et al. The commissioners assigned to partition the lands of A. W. Blackman (deceased) reported as follows:  
128 acres assigned to A. J. Blackman. 76 acres and 38 acres of woodland assigned to George B. Blackman. 75 acres and 58 acres of woodland assigned to Miss Bessie [Elizabeth] Blackman. 89 acres and 42 acres of woodland assigned to Miss Lillian Blackman. The old Bass place, containing 58 acres and 20 acres of woodland assigned to Mary Batey, wife of Charley Batey. 126 acres and 40 acres of woodland assigned to America Huddleston, wife of Henry Huddleston. 164 acres assigned to Miss Fannie Blackman. The commissioners valued each share at \$2000. On the land assigned to Charles Batey, there was one-half acre reserved for a family burying ground with the right of way to it. The court approved the report.

Sep 11, 1899, Chancery Court: Mrs. Mary A. Blackman, et al **vs** Fannie Blackman, et al. Lida Miles, wife of C. M. Miles Jr., one of the heirs of A. W. Blackman (deceased), had received an advancement of \$2500 from her father. Until the remaining heirs were made equal, she would receive nothing further from the estate. The other heirs were entitled to \$500 each before Mrs. Miles would receive anything in addition.

Oct 4, 1900, County Court: Mrs. Mary A. Blackman was appointed guardian for Lillian G. Blackman, a minor child of A. W. Blackman (deceased).

Oct 6, 1900, Estate Settlements 4: J. C. Batey, guardian of Miss Bessie Blackman, a minor child of A. W. Blackman (deceased), made a settlement with the court.

Aug 3, 1901, Estate Settlements 4: J. C. Batey, guardian of Miss Bessie Blackman, a minor child of A. W. Blackman (deceased), made a settlement with the court.

Oct 29, 1901, Estate Settlements 4: Dr. G. B. Blackman, administrator, made a final settlement. The estate was distributed as follows: Mrs. Mary A. Blackman; W. H. Huddleston and wife; Andrew J. Blackman; J. C. Batey and wife; Miss Fannie Blackman. C. M. Miles G. B. Blackman, Administrators; Charles Batey, Guardian for Miss Bessie Blackman; Mrs. Mary A. Blackman, Guardian for Lillian Blackman; C. M. Miles and wife.

Sep 24, 1902, Jun 11, 1904, Estate Settlements 5: J. C. [John Charles] Batey, guardian of Miss Bessie Blackman, a minor child, made a settlement with the court.

Jul 2, 1903, Estate Settlements 5:: Mary A. Blackman, guardian for Lillian G. Blackman, minor child, made a settlement with the court.

Rutherford Co. TN Marriages: Alfred Blackman married MaryA. Bass on Dec 11, 1866.

Bass Cemetery, Blackman, Rutherford Co., TN.: Alfred W. Blackman, 14 Sep 1846 - 3 Jan 1899 & wife, Mary Bass Blackman, 17 Apr 1846 - 17 Oct 1915.

1850 Rutherford Co., TN Census: Lazarus Blackman, 31; Virginia A. Blackman, 23; Alfred W. Blackman, 3; Siciely Blackman, 2.

1880 Rutherford Co., TN Census: Alfred Blackman, 33; Mary A. Blackman, 34; George B. Blackman, 12; Lidie Blackman, 7; America S. Blackman, 9; Alfred W. Blackman, 6; Andrew. Blackman, 5; Mary A. Blackman, 4; Fanny R. Blackman, 2; Sarah Bass, 43 sister-in-law.

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95      **Blackman, Alfred**      **Died before Jul 3, 1872, testate. [Cont'd from Vols. 4, 5, & 6].**

Mar 24, County Court: Charles R. Holmes executed bond for \$6000 as administrator for Alfred Blackman (deceased). The U. S. Government required Charles R. Holmes to post the additional bond in order that he might receive a claim allowed by the U.S. Government in favor of the estate.

Aug 28, 1899, County Court: The administrator had \$23.28 as the distributive share of Sadie Butler, minor child of D. W. [Watson] Butler. The money, part of the money the administrator had collected from the U. S. Government on a war claim due the Blackman estate, was too small to justify appointing a guardian so the court ordered the sum paid to D. W. Butler.

Aug 31, 1899, County Court. The administrator of the deceased's estate had \$104.00 as the distributive share of Robert Royal. James M. Butler [administrator of Jennie Royal (deceased)], in the sum of money the administrator had collected from the U. S. Government on a war claim due the Blackman estate. The sum was too small to justify appointing a Guardian so the court ordered the sum paid to James M. Butler.

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96      **Blackman, Miss Fannie Ransom**      **Died Sep 14, 1900, Nashville, intestate.**

**Note:** She was the unmarried daughter of Alfred Watson Blackman, see above.

Oct 15, 1900, County Court: The court noted the death of Miss Fannie Blackman intestate. C. [Caswell] M. Miles had applied for and received Letters of Administration.

Apr 29, 1901, County Court: C.M. Miles Jr., administrator of Miss Fannie Blackman (deceased), C. M. Miles Jr. and wife, Lyda [Blackman] Miles, George B. Blackman, Henry Huddleston and wife, America [Blackman] Huddleston, [John] Charles Batey and wife, Mary [Blackman] Batey and A. [Andrew] J. Blackman, petitioners **vs** [Elizabeth] Bessie Blackman, a minor over 14, regular guardian Charles Batey, and Lillian Blackman, a minor under 14, whose regular guardian was Mrs. Mary A. [Bass] Blackman, defendants. Miss Fannie Blackman died in Sep 1900 and left surviving the above-named brothers and sisters. Her father, A. W. [Alfred Watson] Blackman had died prior to her death. Personal property in the estate was \$690 and the indebtedness was \$1032.50 as of this filing. The petitioners prayed for a decree to sell the land.

May 16, 1901, May 28, 1901, County Court: C. M. Miles Jr., administrator **vs** Miss Bessie Blackman et al. Bessie Blackman and Lillian Blackman were minors with guardians who were also petitioners in this case. The court appointed a guardian ad litem to represent the two children.

Jul 9, 1901, County Court: C. M. Miles Jr., administrator **vs** Miss Bessie Blackman et al. The court had appointed the Court Clerk as Special Commissioner to sell the 160-acre tract.

Jul 9, 1901, County Court: The Court Clerk noted that the land could not partitioned in kind and recommended a sale for division. The brothers and sisters each owned an undivided 1/7<sup>th</sup> of the estate. The court ordered the land auctioned on Aug 15, 1901.

Dec 16, 1901, County Court: The Special Commissioner auctioned the land and Mrs. M. A. Blackman purchased the land for \$2000. The court had approved the sale.

Jul 9, 1903, Estate Settlements 5: C. M. Miles Jr., administrator, made a final settlement with the court.

Bass Cemetery, Blackman, Rutherford Co., TN. Fannie R. Blackman, born Sep 29, 1878; died Sep 14, 1900. Parents: Alfred Watson and Mary Ann Blackman.

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97      **Blackman, Sophia [Pruett] (colored) vs Blackman, John (colored)**      **Divorce**

Mar 6, 1900, Circuit Court: The court accepted the order pro confesso and the testimony of witnesses in open court and dissolved the Bonds of Matrimony that had existed between the couple. The court restored the complainant's maiden name of Sophia Pruett.

Rutherford Co., TN Marriages: John Blackman (colored) married Sophia Pruett (colored) on Mar 1, 1899.

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98      **Blanch, Miss Caroline**                      **Died before Mar 14, 1904, intestate.**

Mar 14, 1904, County Court: The court noted the death of Miss Carrie Blanch intestate. Frank Farris applied for and received Letters of Administration.

Oct 14, 1904, Chancery Court: The court instructed the C & M to take proof on the following: Who were the heirs of Carrie Blanch? What property, real and personal, did she leave? Whether to divide the land or sell it for partition? What interest does Helen Evans have in the estate? What was the value of the life estate of the widow of William Blanch? From whom did William and Carrie Blanch inherit the means to purchase the property? What debts did the estate owe? Who nursed Carrie Blanch during her illness and for how long?

Mecklenburg, VA Marriages: William Blanch married Mary C. Rogers on 16 Sep 1834.

1870 Rutherford Co., TN Census: [all born in Virginia] William B. Blanch, 56; Mary C. Blanch, 48; William Blanch, 23; Caroline Blanch, 16.

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99      **Blake, Josephine**                      **Died before Mar 12, 1894, intestate. [Cont'd from Vol. 6].**

Mar 15, 1897, Estate Settlements 4: J. D. Cromer, administrator of the deceased's estate, made a settlement with the court. Expenses consumed the estate balance of \$82.90. Delia [Blake] Cromer, the sole heir of Josephine Blake, had receipted for all the personal property in kind belonging to the deceased's estate.

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100      **Blankenship, Nancy E. [Lannon] vs Blankenship, William W.**                      **Divorce**

Nov 6, 1901, Circuit Court: The complainant and defendant exchanged vows in Mar 1897 and lived together until Oct 1897 when they moved to Texas. A month later, the defendant provided means for her to return to Tennessee and sent her back to her father with the promise he would come to her by Christmas. She requested help from him to support herself and her child, but support was not forthcoming. He had stayed away from her for over three years. The court dissolved the Bonds of Matrimony that had existed between the couple and gave the complainant complete control of the small child named Willie. The court enjoined the defendant from molesting her in any way in her control and management. The court restored the complainant's maiden name of Nancy E. Lannon.

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101      **Blansett, Minnie [Bonds] vs Blansett, William B.**                      **Divorce.**

Jul 19, 1900, Chancery Court: After oral testimony from several witnesses, the court agreed that the defendant was guilty of such cruel and inhuman treatment towards the complainant, that it was unsafe for her to cohabit with him. The court dissolved the Bonds of Matrimony that had existed between the couple.

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102      **Blanton, Benjamin**                      **Died before May 31, 1902, intestate.**

May 31, 1902, County Court: Joseph T. Blanton was appointed administrator de bonis non of the estate of Benjamin Blanton (deceased).

Oct 24, 1904, County Court: W. T. Blanton was appointed administrator de bonis non of the estate of Benjamin Blanton (deceased).

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Will dated Aug 6, 1897.

**Item 1<sup>st</sup>:** The testatrix gave her daughter, Agnes Blanton, the house and lot where she lived for her sole and separate use and benefit. The lot was in the 4<sup>th</sup> Ward of Murfreesboro, bounded as follows: On the East by Walnut Street; on the West by Mrs. Bivin; on the South by lot herein given to her son, William Blanton; and on the North by Burton Street. **Item 2<sup>nd</sup>:** The testatrix gave her daughter, Agnes D. Blanton, all her household and kitchen furniture of every kind and character except one bed and the bedding and clothing for it and consisting of not more than six quilts, one blanket, two (wd) and slips for same. **Item 3<sup>rd</sup>:** The testatrix gave to her son, William Blanton, the lot mentioned in **Item 1<sup>st</sup>** for his life and at his death, to his children in fee simple. If he died leaving no children, then the lot was to go to her daughter, Agnes D. Blanton. **Item 4<sup>th</sup>:** The testatrix nominated James O. Oslin to be her executor to pay her debts and funeral expenses out of any monies that she had. She also willed Albert Hill \$150 for the kindness he had shown since the death of her son, Robert Blanton. She also asked her executor to erect suitable stones on the graves of her husband and her son, Robert, and on her grave. The testatrix willed her son, William Blanton, \$100 and the remainder to her daughter, Agnes D. Blanton.

Aug 16, 1897, County Court: The court received the purported will of Emma C. Blanton (deceased) for probate. Testimony of a subscribing witness validated the will and the court ordered it recorded and filed. James O. Oslin relinquished his rights to qualify as executor. Agnes D. Blanton received Letters of Administration.

Aug 21, 1897, County Court: A. [Albert] G. Hill ex parte petition to pay Albert Hill. Emma C. Blanton, administratrix with the will annexed, was ready to pay Albert Hill the \$150 according to the deceased's will. Albert Hill was a minor about 18-years-old without guardian. His father, the petitioner, noted the expense of appointing a guardian and making settlements would soon consume the legacy. The petitioner asked the court to pay the legacy directly to his son, a careful and discreet person. The court agreed and directed Agnes D. Blanton to make the payment.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN. Emma C. Blanton, born Oct 27, 1838, died Aug 9, 1897. [Also buried together: N. C. Blanton, 1831 - Aug 25, 1883 - see Vol. 5]

Rutherford Co., TN Marriages: N. C. Blanton married Emma Peak on Feb 14, 1860.

1870 Rutherford Co., TN Census: Newton Blanton, 38; Emeline Blanton, 26; Elizabeth Blanton, 17; Robert Blanton, 10; Benjamin Blanton, 5; Agnes Blanton, 1.

Mar 2, 1900, Circuit Court: Jacob S. Blumenthal had been granted naturalization papers in the State of Alabama, Lee County, about 25 years ago. Fire had destroyed the papers. The petitioner had lived in the United States for more than five years with the intention of being a citizen of the United States and in Rutherford County, State of Tennessee, for more than one year before filing this petition to become a citizen. During that time, he had behaved as a man of good moral character. The court ordered, adjudged and decreed that the petitioner, Jacob S. Blumenthal, was a citizen of the United States.

Will dated Dec 26, 1896.

**First:** The testator appointed his wife, Mattie [Boyd] Bogle as executrix and J. B. [Joseph Bidwell] Davis and R. Boyd Bogle as executors without bond. **Second:** After payment of all of his just debts, the testator made the following disposition of his property to wit: To his wife, Mattie Bogle, for her lifetime, the home place where he lived with a tract of land known as the Lamb Woods in lieu of a homestead and dower. In addition, she received the necessary amount of stock of every description including farming implements and vehicles that she may need with a year's allowance. At her death, the executors were to sell the realty and divide proceeds

equally between his children. **Second:** The testator bequeathed his daughter, Mary Vance Bogle, \$1200 for educational purposes, and she was to receive two cows and their offspring from her uncle, J. B. Davis. The testator bequeathed to Rans McCroskey (colored) \$50, paid by his executors in the best interest of Rans McCroskey (colored). **Third:** The testator desired that his executrix and his executors dispose of the remainder of his property either publically or privately when they think best. His wife and children would share in the proceeds, share and share alike. **Fourth:** If the testator died holding any notes on J. B. Davis, he was to have ample time to liquidate the same. If he was in reduced circumstances or stand greatly in need of said amount, he was to receive it. J. B. Davis had a policy in the Mutual Reserve Fund Life Association of New York for the testator's benefit and died while the policy is in force, his family would not receive any amount of said policy over and above his actual indebtedness unless J. B. Davis made such provision. **Fifth:** The testator desired the adjudication his affairs outside the courts, so the testator appointed A. G. Watkins, C. W. Holden, C. L. Cooper and C. G. McLean as a board of referees. They would hear all differences of every character and a majority of whom was to be sufficient to settle any dispute or mooted question and whose decision was to be final and render the penalty of forfeiting the interest of the party dissenting.

Jul 27, 1896, County Court: The court received the will of R. C. Bogle (deceased) for probate. The will was signed and sealed without subscribing witnesses. The deceased's wife testified she found the will after his death in an iron safe where her husband kept his valuable papers. Witnesses testified that the will and signature were in the handwriting of the deceased. The court appointed Lula J. Bogle guardian of Mattie Bell Bogle and Mary Vance Bogle, minor children of R. C. Bogle (deceased).

Jul 24, 1897, Inventory: The executors and executrix submitted an inventory of the estate. The inventory included real estate holdings in Nashville, Fentress and Pickett Counties, and near Midland, Tennessee. It also included an interest in a thrasher and a sawmill.

Nov 30, 1900, Estate Settlements 4: Lula J. Bogle, guardian of Mary Vance Bogle, a minor child of H. C. [Henry Clay] Alexander (deceased), made a final settlement with the Clerk, Davidson County, Tennessee. After the settlement, she resigned as guardian as she had married George R. Anthony, which disqualified her.

Dec 3, 1900, County Court: The question before the court was the settlement of Lula J. Anthony, nee Lula J. Bogle, guardian of Mary Vance Bogle, a minor. George R. Anthony had presented document proving that he had qualified as guardian for Mary Vance Bogle in Davidson County. The court ordered Lula J. Anthony, nee Lula J. Bogle, to turn over to George R. Anthony all money, notes and other assets of the estate of her ward, Mary Vance Bogle. The widow of R. C. Bogle (deceased) was Mrs. Mattie Bogle, the mother of Mary Vance Bogle, and had requested that the court appoint George R. Anthony guardian of her daughter.

Jan 21, 1902, County Court: Lula J. Bogle, guardian of Mary Vance Bogle, a minor child of H. C. Alexander (deceased), made a final settlement with the court.

Bradley Co., TN Marriages: R. C. Bogle and Mattie Boyd applied for certificate of marriage on 14 Nov 1871.

Mount Olivet Cemetery, Nashville, Davidson Co., TN: Dr. Robert Caldwell Bogle, born May 1, 1840; died Jun 25, 1896, Rutherford Co., TN. Shared with Mattie Boyd Bogle, born Jun 25, 1848; died Sep 16, 1937. Parents: Hugh Campbell Bogle 1809 - 1841 and Isabella Jane [McCroskey Bogle] Davis 1822 - 1856. Step-Brother: Dr. Joseph B. Davis 1849-1914

1880 Middleton Dist., Rutherford Co., TN Census: Robert C. Bogle, 40 physician; Mattie Bogle, 31 wife; Lulla Bogle, 7 daughter; Boyd Bogle 5 son; Mattie Bogle, 2 daughter; Joseph Davis, 28 self brother, dentist; Julia Boyd, 35 sister-in-law; and others unrelated.

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107      **Bond(s), Daniel M.**                      **Died Feb 25, 1889, intestate. [Cont'd from Vol. 6].**

Feb 17, 1896, Jan 10, 1898, Apr 27, 1900, Feb 19, 1901, Mar 4, 1903, County Court: A. H. Smith, guardian of Ollie, Harvey, Clara and Daniel Bond, minor children of D. M. Bond (deceased) and heirs at law of Daniel B. Bond (deceased), made a settlement with the court.

Feb 1, 1897, Dec 17, 1897, Apr 10, 1900, Nov 22, 1900, Dec 23, 1901, Estate Settlements 4: A. H. Smith, guardian of Ollie, Harvey, Clara and Daniel Bond, minor children of D. M. Bond (deceased) and heirs at law of Daniel B. Bond (deceased), made a settlement with the court.

Feb 3, 1903, Feb 22, 1904, Estate Settlements 5: A. H. Smith, guardian of Harvey, Clara and Daniel Bond, minor children of D. M. Bond (deceased) and heirs at law of Daniel B. Bond (deceased), made a settlement.

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108     **Bone, Wilson Sherrill**                     **Died Apr 18, 1898, testate.**

Will dated Apr 1, 1898.

**Item 1.** The testator wanted all his just debts promptly paid. **Item 2.** The testator gave to his affectionate sister, Ann Eliza Bone, the house and lot in Jefferson with all the appurtenances thereto including household and kitchen furniture, carpets and books. He also gave her his buggy, harness and buggy horse. Additionally, he gave her any case or notes that he possessed when he died. He owned two lots of river land, one he purchased from Dr. T.[Thomas] C. Black consisting of 67 acres, and the other he purchased from Jeff Peyton containing 470 acres. His two sisters, Ann Eliza Bone and Melissa [Bone] Ward, were to divide the two lots. The testator also owned a 12-acre lot of cedar land in Civil District 5 that his two sisters were to share equally. His two sisters would also divide equally any personal property not disposed of in this will. The testator appointed his sister, Ann Eliza Bone, as his executrix.

May 2, 1898, County Court: The court received and filed the will of W. S. Bone (deceased) for probate.

Bone Cemetery, Rutherford Co., TN [removed to Mt. Juliet Cemetery, Wilson Co., TN]: Wilson Sherrill Bone, Oct 10, 1825 - Apr 18, 1898. Mira Cornelia Bone, May 5, 1832 - Mar 30, 1895. Ann Eliza Bone, Oct 10, 1830 - May 16, 1907. Margaret Melissa Ward, Aug 1837 - 17 Jun 1907.

Rutherford Co., TN Marriages: Melissa M. Bone married Raiford C. Ward on 28 Nov 1854.

1880 Rutherford Co., TN Census: Wilson S. Bone, 52; Anna E. Bone, 48 sister; Mira C. Bone, 46 Sister.

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109     **Boner, Michael J.**                             **Died before Jan 7, 1902, intestate.**

Jan 7, 1902, County Court: The court noted the death of M. J. Boner intestate. John Boner had applied for and received Letters of Administration.

Rutherford Co. TN Marriages: Michael J. Boner married Martha Ann Pugh on Sep 11, 1845.

1880 Rutherford Co., TN Census: Michael Boner, 58; Martha Boner, 52 wife; James Boner, 27 son; John Boner, 22 son; Albert Boner, 19 son; Ann Pugh, 80 mother-in-law.

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110     **Bowers, Levi L.**                                 **Died Jan 5, 1904, intestate.**

May 2, 1904, County Court: The court noted the death of L. L. Bowers intestate. C. J. [Clifford Jacob] Bowers applied for and received Letters of Administration.

Aug 2, 1904, Inventory: The administrator submitted an inventory.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Levi L. Bowers, born Nov 27, 1841; died Jan 5, 1904.

1880 Rutherford Co., TN Census: Levi L. Bowers, 59; Mary M. Bowers, 60; Della M. Bowers, 30; Emma Bowers, 21; Clifford Bowers, 20.

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Sep 8, 1902, Inventory: W. H. Haynes, administrator, submitted an inventory of the personal estate.

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112 & 113 **Bowman, T. W. J. Died Jun 20, 1900, intestate.**

**Note:** In Vol. 5, Mrs. Celina or Salina Bowman, died in 1880, testate. She was the widow of David Bowman, who died ca March 1839 [see Vols. 1 & 2]. Children were: John T. W. Bowman married 1<sup>st</sup> Sarah Jane Caffey in 1841; and married 2<sup>nd</sup> in 1875, Ariadne Pritchett, widow of John C. Ray, [Perella] Elizabeth Bowman [married Joseph Bragg in 1842], Catharine C. Bowman [married 1<sup>st</sup> James Fossett in 1845; and married 2<sup>nd</sup> J. N. Brown in 1859], Mary Bowman [married Edmund T. Brown in 1845], David B. F[rank] Bowman [married Rebecca H. J. Brown in 1849 and married Lucy J. Brown in 1870], Medford C. Bowman [married Martha J. Benson in 1851, who later married Wilson A. Gumm in 1866], Susan Bowman [married John W. Donnell in 1852], James C. Bowman [married Josephine Jacobs in 1869], William J. Bowman.

Jun 20, 1900, County Court: The court noted the death of T. W. J. Bowman intestate. J. [John] C. Coleman applied for and received Letters of Administration.

Aug 31, 1900, County Court: John C. Coleman, administrator, of T. W. J. Bowman (deceased), D. B. F. Bowman, James Bowman, Susan [Bowman] Donald [Donnell] and her husband, J.[John] W. Donald [Donnell], Amanda [Bowman] Bowling and her husband, John [J. G.] Bowling, Wendel Shearon, Thomas Brown, Alice Thompson and her husband, James Thompson, all residents of Rutherford Co., T, James Bowman Jr, a resident of Cannon Co., TN and Josie [Josephine Shearon] Holleman and husband, James Holleman, residents of Montgomery Co., TN, and Medford Johnson, Mary [Brown] Spray and her husband, Abraham Spray, citizens of Davidson Co., Tennessee **vs** Thomas Bowman, Texas, the unknown heirs of Jane Pearson and Richard Pearson, Texas, and the unknown heirs of Elizabeth M. [Bowman] Bragg [Note: born 1818, died 1884 Saline Co., IL] and her husband, Joe [Joseph] Bragg, who were believed to reside in Illinois.

**First: T. W. J. Bowman died at his home in Rutherford Co., Tennessee on or about Jun 20, 1900.** The court appointed John C. Coleman administrator. **Second:** T. W. J. Bowman died leaving no issue, as he had never married. He left surviving him brothers, D. B. T. Bowman and James Bowman and a sister, Susan Donald. Two brothers of the deceased had died prior to his death leaving children, to wit: Medford Bowman and Thomas Bowman. Medford Bowman left the following children, to wit James Bowman Jr., Thomas Bowman who lived in Texas and Amanda [Bowman] who had married John Bowling. Thomas Bowman left no children living but did leave two grandchildren to wit: Wendel Shearin and his sister, Josie [Shearon] Holleman. He also had the following sisters who had died prior to his death, to wit: Catherine [Bowman - Fossett] Johnson, Mary [Bowman] Brown and Elizabeth M. [Bowman] Bragg. Mrs. Johnson left surviving her a son, Medford Johnson. Mary [Bowman] Brown left a son, Thomas Brown and two daughters, to wit: Mary [Brown] Spray and Jane [Brown] Pearson, who had died in Texas a year or so before leaving five or six children, all of age but names unknown. Petitioner, Mrs. Alice [Pearson]Thompson, was one of her children. The sister of the intestate, Elizabeth M. [Bowman] Bragg, together with her husband, Joe Bragg, moved from Rutherford County to Illinois many years previous. There had been no contact for 50 years. Petitioners did not know whether they were living or dead, and if dead, whether they left children. The relatives of T. W. J. Bowman (deceased) listed in the caption of this petition as petitioners, joined the administrator, Coleman, in this petition for the purpose of savings costs. They ask for a partition of any balance remaining after payment of the debts of the deceased. **Third:** The estate of T. W. J. Bowman was insolvent. The administrator suggested the insolvency and had advertised for claims. The claims against the estate were to be paid. **Fourth:** T. W. J. Bowman (deceased) had owned a lot located on the West side of Nashville and Murfreesboro Turnpike near the first tollgate going from Murfreesboro. The lot was about 60 yards square and valued at \$125. There were two cabins on it. A rental contract existed on one for the remainder of the year for \$2.00 per month. **Fifth:** The petitioners prayed that the defendants named in the caption be made such by publication, as they were all non-residents of this state and that they be required to make answer hereto but not under oath. They prayed for a decree directing the sale of the property and the proceeds used to pay indebtedness.

Sep 3, 1900, County Court: John C. Coleman, administrator et al **vs** Thomas Bowman et als. Defendants, Thomas Bowman, the unknown heirs of Jane and Richard Pearson, all residents of Texas, and the unknown heirs of Elizabeth M. and Joe Bragg, who last lived in Illinois, had been parties to the complainant's bill by publication in the Home Journal, Murfreesboro, TN and they had failed to appear. The court decreed the complainant's bill confessed for all of the defendants, and an ex parte hearing was to be scheduled.

Oct 1, 1900, County Court: The court noted the insolvency of the estate and that T. W. J. Brown (deceased) had owned a parcel of land. The court agreed that it would be to the benefit of the beneficiaries to sell the land to pay the claims against the estate. The court appointed the court clerk to sell the lot.

Nov 13, 1900, County Court: The tract of land sold for \$280 to L. Manor. The court approved the sale. The court directed that all funds collected be used to pay debts and any surplus was to be divided among the heirs.

Nov 14, 1900, County Court: John C. Coleman, administrator et al. **vs** Thomas Bowman et al. The court allowed the claim of J. G. Yearwood against the estate for \$125.

Nov 25, 1901, Estate Settlements 4: John C. Coleman, administrator, made a final settlement with the court.

Cannon Co., TN Marriages: John T. W. Bowman married Miss Sarah Jane Caffey on 28 Oct 1841.

Rutherford Co., TN Marriages: John T. W. Bowman married Mrs. A. T. [Ariadne Pritchett] Ray on August 25, 1875.

1850 Rutherford Co., TN Census: John T. Bowman, 33; Sarah Bowman, 25; James F. Bowman, 6; Salina A. Bowman, 4; Mary A. Bowman, 2; Joseph C. Bowman, 1; Bedford Bowman, 23.

1870 Rutherford Co., TN Census: J. T. W. Bowman, 52; Sarah Bowman, 46; Selina Shearon, 24; Isaac Shearon, 32; James Shearon, 3; Josephine Shearon, 3/12; Selina Brown, 70 (Black).

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114     **Boyd, John**                     **Died between Apr 9 and May 7, 1900, testate.**

Will dated Apr 9, 1900.

**First:** The testator directed the payment of his funeral expenses and all his debts with the first monies that come into his executor's hand. **Second:** The testator bequeathed all his property, personal and real, to his wife, M. [Martha] S. [North] Boyd, to have and to hold during her lifetime or widowhood, or to dispose of any stock, crops or personalty, as she sees fit, but the estate was to remain as it was during her lifetime or widowhood. At the expiration of that period, the children were to sell the estate on normal terms and divide the proceeds of the sale equally between each child of theirs living at the time, or their heirs if any living at that time. If his widow, M. S. Boyd, were to marry again, she was to have a child's part. **Third:** The testator appointed his wife, M. S. Boyd, to administer his estate and his son, T. [Thomas] M. Boyd, as an advisor.

May 7, 1900, County Court: The court ordered the will recorded. Mrs. M. S. Boyd qualified as executrix.

Rutherford Co. TN Marriage Records: John Boyd married M. S. North on Mar 22, 1856.

1870 Rutherford Co. Census: John Boyd, 34; Martha Boyd, 32; William Boyd, 13; Robert Boyd, 7; Sarah Boyd, 5; Lucinda Boyd, 3; Thomas M. Boyd, 1; Lucinda Boyd, 59; Johnson Smotherman, 14.

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115     **Boyd, John Wesley**                     **Died before Sep 24, 1898, intestate.**

Sep 24, 1898, County Court: The court noted the death of J. W. Boyd intestate. Mrs. Susan A. [Pitts] Boyd applied for and received Letters of Administration. The court appointed commissioners to set apart as much of the assets, necessary to support Mrs. Susan A. Boyd, widow of the deceased, and her family for one year.

Oct 24, 1898, County Court: There were no assets left after the commissioners set apart a year's support to the widow and children.



Rutherford Co. TN Marriages: John W. Boyd married Susan N. Pitts on Oct 29, 1867.

Boyd Cemetery, Lascassas Pike, Rutherford Co. TN: John Wesley Boyd, born 1846, died 1898. Wife: Susan Ann Boyd, born 1850, died 1925.

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116     **Boyles, T. [Thomas] J.             Died before Dec 18, 1900, intestate.**  
           **Boyles, [Narcissa] Carrie [Miller]     Died Dec 20, 1893, Harris Co., Texas. [Cont'd from Vol. 6]**

Dec 18, 1900, County Court: Mrs. Lizzie H. Jones had been appointed guardian of Stuart, Waldo and Carrie Boyles, minor children of T. [Thomas] J. and Mrs. Carrie Boyles (deceased).

Jan 1, 1903, Estate Settlements 5: Mrs. Lizzie H. Jones, guardian of Stuart, Waldo and Carrie Boyles, minor children of T. J. and Mrs. Carrie Boyles (deceased), made a settlement with the court.

Feb 29, 1904, Estate Settlements 5: Mrs. Lizzie H. Jones, guardian of Stuart/Stewart, Waldo and Carrie Boyles, minor children of T. J. and Mrs. Carrie Boyles (deceased), made a settlement. A trip to Texas by the guardian and the wards' tuition and other expenses reduced the balance to \$0.66.

Miller-Ransom Cemetery, Murfreesboro, Rutherford Co. TN: N. Carrie Miller Boyles, born May 31, 1859 in Rutherford Co., TN, died Dec 29, 1893 in Houston, TX.

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117     **Bracken, Thomas Tucker, M.D.             Died Oct 19, 1897, intestate.**

Oct 25, 1897, County Court: W. [William] K. Patterson was appointed as guardian of Thomas T. Bracken, a minor child of Thomas T. Bracken (deceased).

Rutherford Co. TN Marriages: Dr. Thomas T. Bracken married Ella M. Patterson on Jan 16, 1894.

Patterson Cemetery, Smyrna, Rutherford Co., TN: Thomas T. Bracken, M. D., born Mar 25, 1861; died Oct 19, 1897; & wife, Ella Patterson Brackin, born Oct 10, 1870, died May 12, 1897.

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118     **Bradley, William L             Died before Oct 17, 1904, intestate.**

Oct 17, 1904, County Court: G. [George] T. Vaught was appointed guardian of Ethyl, Altie and Verner Vaught, his own children and heirs at law of William L. Bradley (deceased).

Rutherford Co. TN Marriages: William L. Bradley married Emeline Dunn on Dec 14, 1848. G. T. Vaught married Mary J. Bradley on Feb 18, 1869.

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119     **Brandon, Abraham             Died before Jul 1, 1896, intestate.**

Jul 1, 1896, County Court: The court appointed commissioners to set apart to Mrs. Nancy J. [Helton] Brandon, widow, one year's support for her and her family.

Oct 5, 1899, County Court: Robert Thompson and wife, W. A. Brandon and wife, and others **vs** Thomas Brown and wife, Sarah, and Armstrong J. Petty and wife and others. Thomas Brown and wife, Sarah, Armstrong J. Petty and wife, Margaret, to appear in court. The "Home Journal" published a notice requiring Armstrong J. Petty and wife, who were non-residents of Tennessee, to appear in court. They failed to appear.

Oct 7, 1899, County Court: Robert Thompson and wife, W. A. Brandon and wife, and others **vs** Thomas Brown and wife, Sarah, and Armstrong J. Petty and wife and others. **Nancy J. Brandon, widow, died in 1898.** The deceased left the following children and heirs at law, all aged 21 years old or older. Rebecca [Brandon]Thompson, wife of Robert Thompson; Mary [Brandon] Brandon, wife of W. A. Brandon; Arch Brandon; Abram Brandon; Sarah [Brandon] Brown; wife of Thomas Brown; Margaret [Brandon] Petty, wife of Armstrong J. Petty; Edmund Brandon. There were no debts against the estate. The deceased had owned two parcels of land in the 22<sup>nd</sup> Civil District, one contained 40 acres and 62 poles and the other, 7 acres. Edmond

Brandon had sold his interest to Thomas Brown. The court ordered the land sold for partition.

Dec 16, 1899, County Court: Robert Thompson & wife, W. A. Brandon & wife and others **vs** Thomas Brown and wife and others. The clerk offered at auction the two tracts of land on Oct 28, 1899. The land had sold to H. R. Sullivan. The court divested all rights, etc. from the heirs.

Dec 29, 1900, County Court: Robert Thompson et al. **vs** Thomas Brown et al. There was a dispute over a portion of the boundary of the property and the court directed a survey of the property and report to the court.

Cannon Co. TN Marriages: Abraham Brandon married Nancy J. Helton on Nov 20, 1849.

1850 Cannon Co., TN Census: Abraham Brandon, 38; Nancy J. Brandon, 26; James Brandon, 10; Edmund Brandon, 8; Mary A. Brandon, 6; Margaret E. Brandon, 3.

1860 Cannon Co., TN Census: Abraham Brandon, 46; Nancy J. Brandon, 35; James Brandon, 20; Ed Brandon, 18; Mary Brandon, 15; Margaret Brandon, 13; Abram Brandon, 9; Archibald Brandon, 6; Sarah Brandon, 2.

1870 Cannon Co., TN Census: Abraham Brandon, 56; Nancy J. Brandon, 45; Mary A. Brandon, 24; Abram Brandon, 19; Archibald Brandon, 17; Sarah O. Brandon, 12; Rebecca Brandon, 8.

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120      **Brandon, Mrs. Nancy J. [Helton]**                      **Died before Dec 3, 1898, intestate.**

Will dated Sep 29, 1896.

**First:** After all her lawful debts had been paid and discharged, the testatrix gave the residue of her estate and personal belongings to her two daughters, S.[Sarah] O. [Brandon] Brown and Rebecca [Brandon] Thompson, \$100 to be used to buy her home place known at the G. W. Zumbro place, containing 40 acres. The two daughters would divide the property equally. The testatrix also gave her two daughters all of her household and kitchen furniture for equal division between them.

Dec 3, 1898, County Court: The court received the purported will of Mrs. N. J. Brandon for probate. The two subscribing witnesses swore they signed the will at the request of Mrs. N. J. Brandon (deceased), but not in her presence. The court declined to admit the will for probate.

Dec 30, 1898, County Court: The court had noted the death of Mrs. N. J. Brandon intestate. Robert Thompson had applied for and received Letters of Administration.

Jul 5, 1901, Estate Settlements: Robert Thompson, administrator, made a final settlement with the court.

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121 & 122      **Brashear, Col. Jesse**                      **Died Oct 4, 1895, intestate. [Cont'd from Vol. 6].**  
                         **Brashear, Sallie Ann [Brown]**                      **Died Aug 31, 1886, intestate.**

Dec 17, 1895, Chancery Court: Marcellus Brashear was born to Ann and John Brashear before they were married. Marcellus could not be an heir to the intestate or of his father. Under the law, he could not inherit any portion of the intestate's estate. Bascomb Brashear was born to them after their marriage. **Sally Ann [Brown] Brashear, wife of Jesse Brashear (deceased), died on Aug 31, 1886.** She had owned a tract of 136 acres

Jan 13, 1896, Mar 10, 1897, Mar 7, 1898, County Court: W.B. Jamison had been appointed guardian of Bascomb Brasher, a minor child of John Brasher (deceased) and heir at law of Jesse Brashear (deceased).

Feb 13, 1896, County Court: The administrator presented an inventory of the personal estate.

Apr 13, 1896, County Court: The administrator presented a sale list of the personal estate.

Jul 24, 1896, Chancery Court: Jesse Brashear and others **vs** Ann Brashear and others. The C & M reported that the heirs of Jesse Brashear and Sallie Ann Brashear were before the court viz: Jesse Brashear; Mary E. "Bettie" [Brashear] Smith, wife of Joseph S. Smith; Docia [Brashear] Barton, wife of Joshua Barton [Rutherford Co., TN Marriages: J. H. Barton married Docia Bethshears on 20 Oct 1859]; Mattie [Martha] Brashear; Bascomb Brashear, a minor, was the son of John Brashear (deceased), a son of Jesse Brashear (deceased). Jesse Brashear had owned at his death the following real estate: [1] Home place where he lived at the time of his death that contained 600 acres. [2] One-half interest in 5 ¾ acres. [3] One-fifth interest in 136 acres. He

had purchased the undivided one-fifth interest of Mrs. Docia Barton. The 136 acres had belonged to Sallie Ann Brashear, wife of Jesse Brashear (deceased), during her life. She had died before Jesse Brashear. The tract became the property of the children and heirs of Jesse and Sallie Ann Brashear (deceased). Mrs. Docia Barton had sold her one-fifth interest to her father, Jesse Brashear. Since Mrs. Docia Barton had sold her share of the 136 acres, she would only inherit 1/25<sup>th</sup> part of the proceeds of the sale less expenses for selling. The other children would take 1/5<sup>th</sup> + 1/25<sup>th</sup> of the proceeds. The home place was susceptible to equal partition. The adult heirs of Jesse Brashear gave the 5 3/4-acre tract to Mrs. Ann Brashear for life, with remainder to Marcellus Brashear, son of Mrs. Ann Brashear. . She was the widow of John Brashear. The C & M recommended the sale of that the 136-acre tract for partition.

Sep 19, 1896, Chancery Court: The commissioners appointed at the Jul 1896 term of the Chancery Court to divide the lands of Jesse Brashear (deceased) equal in value made the following report: Miss Mattie Brashear, home place of 69 1/2 acres and 31 1/2 acres of woodland; Docie Barton, 130 acres; Bettie Smith, 142 acres; Jesse Brashear, two tracts, one of 32 1/2 acres and the other, 58 1/2 acres; Bascomb Brashear, two tracts, one of 44 3/4 acres and the other of 36 acres of woodland.

Jan 18, 1897, Chancery Court: Jesse Brashear and others vs Ann Brashear and others. The C&M offered 136 acres in Civil District #22 at auction. The high bidder was James H. Bell.

Feb 15, 1897, Feb 12, 1898, Aug 5, 1898, Feb 27, 1899, Feb 15, 1900, Feb 15, 1901, Feb 15, 1902, Nov 18, 1902, Estate Settlements 4 & 5: W. B. Jamison, guardian of Bascom Brashear, a minor child of John Brashear (deceased) and heir at law of Jesse Brashear (deceased), made a settlement with the court.

Nov 15, 1902, Dec 7, 1903, Dec 24, 1904, County Court: C. O. Wright had been appointed guardian for Bascom Brashear, a minor child of John Brashear (deceased) and heir at law of Jesse Brashear (deceased).

Nov 16, 1903, Nov 14, 1904, Estate Settlements 5: C. O. Wright, guardian of Bascom Brashear, , a minor child of John Brashear (deceased) and heir at law of Jesse Brashear (deceased), made a final settlement.

Brashears Cemetery, Kittrell, Rutherford Co., TN: Jesse Brashear, born February 1, 1817; died October 4, 1895. Spouse: Sarah Ann Brashear, born May 10, 1821; died August 31, 1886. John Brashear, born unknown died 20 July 1892 in Dallas Co., TX.

Rutherford Co., TN Marriages: Jesse Brashear married Sarah Ann Brown, September 26, 1838.

1860 Rutherford Co., TN Census: Jesse Brasheer, 43; S. A. Brasheer, 39; John Brasheer, 9; Martha Brasheer, 3; T. Brown, 74 (male).

1870 Rutherford Co., TN Census: Jesse Brashier, 51; Sarah Brashier, 49; Jesse Brashier, 19; Martha Brashier, 12.

1900 Rutherford Co., TN Census: Annie Brashear, 34 divorced; Marcellus Brashear, 12, son; Bascomb Brashear, 8, son.

Coleman Cemetery, Rutherford Co., TN : Bascomb Beril Brashear, born 4 June 1891; died September 7, 1954; Father: John Brashear. Mother: Annie Ivie.

Civil War Confederate Pension List: Soldier: John Brashear; Widow: Annie L. Brashear

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123     **Brashear, Joe (colored) vs Brashear, Lee Anna [Childress] (colored)**     **Divorce**

Jan 19, 1900, Chancery Court: The court accepted that the facts were true that the defendant had abandoned the complainant and had stayed away for over two years. The court dissolved the Bonds of Matrimony.

Rutherford Co. TN Marriages: Joseph Brashear (colored) married Leanna Childress on Apr 27, 1881.

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Jan 16, 1896, County Court: The court noted that John Brashear had died intestate. L. [Louis] D. Bowling applied for and received Letters of Administration.

Apr 7, 1897, County Court: The administrator presented an inventory of the personal estate.

Jun 24, 1899, County Court: The court ordered L. D. Bowling, administrator, to pay the amount in equal shares to Mrs. Annie Brashear Sanders, formerly the widow of John Brashear (deceased), and W. B. Jamison, guardian of Bascom Brashear, a minor child of John Brashear.

Jun 17, 1899, Estate Settlements 4: L. D. Bowling, Administrator of the estate of John Brashear (deceased), made a final settlement with the court.

Will dated Jan 29, 1903.

**Item 1<sup>st</sup>:** The testator wanted all his just debts paid. **Item 2<sup>nd</sup>:** The testator wanted a plain and suitable monument erected in his memory and placed on his last resting place with suitable inscription thereon. **Item 3<sup>rd</sup>:** On the date of his death, the testator conveyed to each of his children by deeds of gift viz: Maggie M. Brittain, John W. Brittain, Frances D. [Brittain], wife of W. [William] E. Carter, and life interest to his wife, Frances M. [Batey] Brittain. They were to hold these lands, subject to the limitations and specifications as set forth in each deed. The testator acknowledged and approved the deeds. They were to be in evidence at the settlement of all his real estate. His daughter, Maggie M. Brittain, was to have added to her lands, the sum of \$800 appropriated out of his personal estate. This was to be in addition to what the testator might owe her on other accounts. The testator considered that the \$800 made her lands equal in value to what he intended. This provided he did not make or cause to be made improvements on the lands in his lifetime to the value of that amount. If she married during his lifetime, the \$800 was hers to use as she saw fit. The suit of furniture bought for her and in use in her room was for her. **Item 4<sup>th</sup>:** The testator's three children, viz Maggie M. Brittain, John W. Brittain and Francis D., wife of W. E. Carter were to share equally in any money collected on the life insurance policy held in his name. **Item 5<sup>th</sup>:** The testator directed his executor to settle his personal estate according to the laws of Tennessee. The executor could use his own discretion for a public or private disposition of the same. The personalty after fulfilling the previous bequests and directions and when settled, the testator's wife, Francis M. Brittain was to have one-half of the same. **Item 6<sup>th</sup>:** The testator's three children would equally divide the other half, share and share alike, except the testator gave his wife all of the household and kitchen furniture, except the suit of furniture previously given to his daughter, Maggie M. Brittain. **Item 7<sup>th</sup>:** The testator limited and encumbered one-half interest of his wife, Francis M. Brittain, to the payment of certain legacies herein after named. **Item 8<sup>th</sup>:** First, that she pay her nephew, Carlton Batey, who lived with them, \$200 when he arrived at the age of majority, provided he continued to live with and be faithful and obedient to that date, unless she voluntarily releases him from this obligation. **Item 9<sup>th</sup>:** Second, the testator and his wife had once adopted a boy named William Stewart and he became sorely displeased and left them without sufficient cause or permission. The testator disclaimed and revoked the adoption. He requested his wife to pay him \$1.00 and pay the note that he held against the testator for \$47.00 when he became of age. That is all he was to have of the testator's estate. **Item 10<sup>th</sup>:** Third: the testator and his wife adopted a girl named Edith McGolrick. She sorely displeased them and for her willful and obstinate disobedience, the testator disclaimed the adoption and requested his wife to pay her \$1.00 and nothing more from his estate. **Item 11<sup>th</sup>:** The testator authorized his son, John W. Brittain, to select such of his farming implements and machinery as he may choose, to keep for his own use, and account to the estate for the same at a fair and reasonable valuation in money. **Item 12<sup>th</sup>:** The testator nominated his wife, Francis M. Brittain, who had been so affectionate and faithful to him since their marriage, as the executrix of his last will and testament. She was not to be required to give bond. **Item 13<sup>th</sup> and lastly:** The testator appointed his son, John W. Brittain, to advise and assist his executrix in the execution of his last will and full settlement of his personal estate.

Sep 21, 1903, County Court: The court ordered the will of Columbus Lafayette Brittain recorded and filed.

Rutherford Co. TN Marriages: Columbus Brittain married Mary L. Browther on Nov 24, 1869. C. L. Brittain married F. M. Batey on Oct 21, 1873.

Brittain Cemetery, Rocksprings, Rutherford Co., TN. Columbus Lafayette Brittain, born Jul 12, 1834; died Sep 7, 1903. Parents: John and Martha M. Brittain. Spouses: Mary Brittain and Frances Matilda Brittain.

Tennessee, Civil War Pension Application Index: The widow of Columbus Lafayette Brittain applied for a pension.

U. S. Civil War Soldiers, 1861-1865. Columbus Lafayette Brittain was a member of the 4<sup>th</sup> Regiment, Tennessee Calvary. Rank in: First Sergeant: Rank out: Ordinance Sergeant.  
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127 to 130      **Brittain, Peyton Smith**      **Died in 1899, testate.**

Will dated Jan 13, 1898.

The testator willed that his wife, Elizabeth "Bettie" J. [Harris] Brittain, was to have, hold and dispose of as she saw fit all personal property that she made, bought, or the offspring of the same to have, hold and dispose with as she saw fit. This included one bay mule, two milch cows, one yearling, three beds, bedsteads and bed clothing, one organ, one cedar chest, two dresses, one washstand, one sewing machine, one trunk, four chairs, one rocking chair, and all the tableware, tablecloths and carpet. The testator wanted a note that his wife held against him for \$98 paid out of his personal property. The testator wanted his wife to administer his estate without bond if she wanted to. He also wanted her to have a double-seat buggy that she had purchased with her own money. (There was no witness signature on the will..)

May 13, 1899, County Court: The court ordered commissioners to set apart to Mrs. Bettie Brittain, widow of P. S. Brittain (deceased), as much of the assets necessary for the support for her and her family for one year.

Jan 15, 1901, County Court: John C. Brittain, Della [Brittain] Harris and her husband, John Harris, Alice [Brittain] Hampton and her husband, Harry Hampton, all citizens of Rutherford County and P. [Peyton] A. Brittain, a resident of Indian Territory, and S. [Samuel] F. Harris, a resident of Warren Co., Tennessee **vs** Elizabeth Jane [Harris] Brittain, Alonzo Brittain, Ollie Brittain and Hattie Brittain, residents of Rutherford County and Lawrence Harris, Kate Harris, Emmett Harris and Fannis Harris, residents of Warren Co., Tennessee.

**Peyton S. Brittain died intestate at his residence in Mar 1899.** He owned real estate described below in entry of Feb 20, 1901. Peyton S. Brittain left surviving him widow, Elizabeth J. Brittain, and the following children and heirs at law, to wit: John C. Brittain; Della [Brittain] Harris, wife of John Harris; Alice [Brittain] Hampton, wife of Harry Hampton; P. [Peyton] A. Brittain; Alonzo Brittain, about 18 years old; Ollie Brittain, about 14 years old; Hattie Brittain, about 9 years old; Florence [Brittain] Harris, a daughter of P. S. Brittain, had married S. [Samuel] F. Harris and she had recently died leaving her husband with four children, ages 3 to 12 years of age. They were Lawrence Harris, Kate Harris, Emmett Harris and Fannie Harris. They resided with their father in McMinnville, Warren Co., TN. Elizabeth Brittain, widow of the deceased, lived on the tract of 98 acres and claimed homestead and dower. The complainants alleged that the 98-acre tract was worth \$1500-1800 and the 50-acre tract was worth \$500. The parties named in this bill were tenants in common proportionately in the several tracts of land. The complainants alleged the land remaining after the assignment of homestead and dower to the widow, were not susceptible to fair and equitable division in kind and should be sold for partition. The estate of Peyton S. Brittain (deceased) had no debts... All the personal property left by him, went to his widow as her "years support."

Feb 20, 1901, County Court: John C. Brittain et al **vs** Elizabeth Brittain, et al. The court assigned a guardian ad litem for the minor defendants. P. S. Brittain had owned the following tracts of land at his death. Tract #1 contained 40 acres. Tract #2 contained just over 41 acres. Tract #3 contained almost 18 acres. These three tracts adjoined each other and together made a tract of 98 acres. Tract #4 contained 40 acres. Tract #5 contained just over 5 acres. Tract #6 contained about 3½ acres.

Mar 4, 1901, County Court: The commissioners had set apart 30 acres including mansion house and out buildings for the widow's homestead. Her dower consisted of two lots. The first adjoined the homestead and

contained 30 acres. The second contained 10 acres taken from the lower lot.

Mar 11, 1901, County Court: John C. Brittain et al vs Elizabeth Brittain, et al. The two tracts of land remaining after the commissioners allotted homestead and dower to Mrs. Brittain were not suitable for partition in kind, and the clerk recommended their sale. Complainant S. F. Harris, surviving husband of Florence Harris (deceased), was a tenant by the courtesy of the one-eighth undivided interest belonging to the above named Harris children. He was willing to have his interest sold with the rest of the land and he be paid out of the shares of his children the value of his interest.

Apr 6, 1901, County Court: The court received the purported will of P. S. Brittain for probate as a holographic will. Mrs. Elizabeth J. Brittain, the widow, and 3 others, testified that the hand writing in the will was that of P. S. Brittain. The court ordered the will recorded and filed.

Apr 11, 1901, County Court: John C. Brittain et al vs Elizabeth Brittain, et al. In this cause, the plaintiffs claimed the estate of P. S. Brittain (deceased) owed Elizabeth Brittain money, and that she had a paper, purporting to be the will of the deceased. She had it probated and qualified as the executrix. She did all this since the court issued the decree to sell the land. John C. Brittain did not admit the validity of the claims. He expressly denied she had any debt against the estate. He also denied the existence of a legally probated will of P. S. Brittain (deceased). He did agree that the sale of the lands could proceed as if no claim by Mrs. Brittain existed and she would have the right to enforce any right or claim she could lawfully establish against the proceeds of the sale of land prior to the time of distribution. The complainant expressly denied all claims against the estate.

Undated: Mrs. Bettie C. Brittain vs John C. Brittain. Mrs. Brittain testified she found a will among her husband's valuable papers, and had shown it to John Harris and John C. Brittain. They acknowledged it was his handwriting, but noted the will did not have a witness's signature. They told her it would be of no use under the law. John C. Brittain had told the neighbors that what the commissioners had given her was not valid and he was going to have everything on the place sold. John C. Brittain was the son of P. S. Brittain's (deceased) first wife. John C. was about 43, Alice Hampton (no age given) and Florence Harris was about 33. Alonzo was 19, Ollie was 15 and Hattie was 11. When Elizabeth found the will, they told her it was no good, so she laid it aside. She finally brought it into town and conferred with a judge. The court probated the will and appointed her executrix. She had paid off \$107 in debts against the estate. There was a note for \$93 that her husband had borrowed from her. P. S. Brittain paid \$50 as security for John C. Brittain who borrowed the balance giving his father as security. Elizabeth Brittain testified that when she filed the bill to sell the place, she had not hired counsel nor did she know that the paper probated was a will. She further testified that when the commissioner came to her home to set apart support, they did not review the debts, and she did not enter into any agreement. According to the answer to the bill, Mrs. Brittain had agreed that she would pay all the debts if the commissioners allotted her all the personalty. She denied making any agreement. She did however say that if the commissioners had allowed her to keep the whole place during her lifetime, she would pay the debts. She stated the commissioners agreed to that, and she thought everything had been settled until she learned the place was to be sold. She had paid the debts with the understanding she was to have the place during her lifetime. John Brittain, Della Harris, Alice Hampton and Florence Harris had been present when the commissioners were there.

Apr 22, 1901, County Court: The clerk and commissioner had in accordance with a decree of the court, offered two tracts of land at auction. Lot #1 had sold to Mrs. Brittain for a total of \$260. Lot #2 had sold for a total of \$580. The purchasers had complied with terms of sale

Oct 7, 1901, County Court: Bettie C. Brittain, executrix of P. S. Brittain (deceased) vs John C. Brittain, et al. The complainant alleged that without qualifying as executrix and without knowing that the instrument probated was a will, she paid out of her own funds the debts of her husband. Interested parties advised her that her husband had no will, and she had acted under that belief until she hired counsel. In the meantime, John C. Brittain et al had filed a bill in County Court against the complainant that alleged that the estate owed no debts and sought to have the homestead and dower set apart and the balance of the lands sold for division. While the advertisement of the lands was going on, complainant had appeared before the County Court and probated the will. The court designated the complainant as executrix. The court approved an agreement giving complainant the right to enforce any right or claim she might establish against the estate and against the proceeds that might arise from the sale of lands. Complainant charged they misled her to believe she could

not collect the note from her husband to her. They also told her that he had left no debts other than those she had paid off and she could not collect them. Her husband had given her a promissory note on Jan 13, 1898 for \$93 principal and interest and due and unpaid. She had listed several bills that she paid and stated that there was no personalty and reimbursement would have to come from real estate sales. John C. Brittain answered the allegations denying that Elizabeth Brittain had paid any debts and if she had, she had done so on her own and was not entitled to reimbursement. He also denied that Mrs. Brittain received advice that her husband left no will. John Brittain acknowledged an agreement wherein all parties to the original cause, which was to allow the sale of the land to proceed and giving Mrs. Brittain the right to reach the proceeds of the sale in the event she had established any claim or right either in law or equity to a claim against the estate being expressly denied. He also denied Mrs. Brittain received counsel that the note from her husband to her was collectable. He also stated that Mrs. Brittain had known of the debts against the estate when her husband had died. He also claimed Mrs. Brittain knew about the will that she discovered after the decree of sale. The commissioners while setting apart a year's support for the widow had gone over all the debts due from and to the estate in the presence of the children. An agreement at that time specified that if the commissioners set apart to her all the personal property left by her husband, she would assume and pay off all the debts including the note she held. The purpose of the agreement was to save expenses of administration. The commissioners had set apart to Mrs. Brittain as part of her year's allowance all the personal property including notes and accounts totaling about \$125. The respondents were willing to let the arrangements stand as agreed but if Mrs. Brittain continued to insist on the contentions made in her bill, they were going to insist on a complete accounting of all property received by her as administratrix of the estate.

Jun 30, 1902, County Court: John C. Brittain et al **vs** Elizabeth Brittain. Elizabeth Brittain had given the Court Clerk a note for \$104 for land that he had sold by court order. The court stated that \$111.58, principal and interest were due on the note. The court directed the Court Clerk recover from Elizabeth Brittain and her sureties that sum and the cost of the motion.

Dec 6, 1902, Inventory: Elizabeth Brittain, administratrix, submitted an inventory showing the allotment of all the personal estate to her as an allowance for the support of her and her family.

May 1903, County Court: [?John C. Brittain et al **vs** Elizabeth Brittain.] This was a petition by Elizabeth Brittain, widow of the deceased, after she had qualified as administratrix with the will annexed and was in the act of taking steps to stop the sale of the land in this cause. The petition claimed there were debts due from the estate and no personal property to pay them. The petitioner claimed that the payment of debts had to come from proceeds from the sale of land. The petitioner paid some of the debts and wanted to be subrogated to the rights of the creditors. She had paid the debts out of her own funds. As administratrix with the will annexed, she had suggested the insolvency of the estate and notified all persons to file their claims against the estate. The decree for sale preceded the discovery of the will and discovery that the estate had debts. The petitioner was unable to stop the sale, but she successfully stopped the commissioner from paying out the funds to the heirs until the debts were paid. The share for John Brittain was payable after the debts had been paid. He owed the estate \$50 plus interest and owed a debt to Tom Traylor. John Brittain had no property but his interest in the estate of Peyton S. Brittain (deceased) and the administratrix sought to reach it. The estate was less than \$1000 and the Chancellor had declined to act on the case. The petitioner prayed the court to accept the petition and issue subpoenas to all the heirs of P. S. Brittain (deceased) by Jun or Jul. That John Brittain's debts to the estate be taken out of his share of the proceeds. That all non-resident defendants by notified by publication.

Jun 3, 1903, Inventory: The administrator submitted an inventory listing considerable household furniture, farm animals, a few farming tools, and a few personal items.

Dec 8, 1903, County Court: John C. Brittain et al **vs** Elizabeth Brittain et al. The court was to determine the interest of S. F. Harris as tenant, to the share of his deceased wife, Florence Harris, and to the fund from the sale of land. After taking into consideration his age, his health, his habits of life and the longevity of his parents and had consulted mortality tables, the court had determined that his share of the fund was \$72.45. The balance of \$23.90 would go to the minor children of Florence Harris (deceased).

Dec term, 1903, County Court: John C. Brittain et al **vs** Elizabeth Brittain, et al. Mrs. Elizabeth Brittain was the mother and natural guardian of her three minor children. There was a fund of \$96.35 for each of the children. The interest on such would be insufficient to pay the expenses of appointing a guardian so the court agreed to pay the money to Mrs. Elizabeth Brittain.

Rutherford Co. TN Marriages: Peyton Smith Burton married Lucy F. Lawrence on Oct 12, 1859.

Brittain Cemetery, Rock Springs, Rutherford Co. TN: Peyton Smith Brittain, born Sep 29, 1836, died Nov 16, 1899. Father: John Brittain. Mother: Martha M. Brittain. Wife: Fannie L. Brittain. Son: John Columbus Brittain.

1880 Rutherford Co., TN Census: Payton S. Brittain, 43 widowed; Martha A. Brittain, 19; Payton A. Brittain, 18; John C. Brittain, 16; Frances A. Brittain, 14; Mary A. Brittain, 12.

1900 Rutherford Co., TN Census: Bettie Brittain, 42 widowed; Lonnie Brittain, 17 son; Ollie Brittain, 13 son; Hattie B. Brittain, 9 daughter.

U.S. Confederate Soldiers Compiled Service Records: Peyton S. Brittain enlisted Mar 3, 1862 as a 3 Lieutenant in the 31<sup>st</sup> Infantry.

Tennessee, Civil War Confederate Pension Application Index: Elizabeth Jane Brittain, made a widow's application for a pension on Peyton S. Brittain in Rutherford County.

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131     **Broiles [Broyles], Jemima [Hoover]**                     **Died before Jun 25, 1904, intestate.**

**Note**: She was the widow of Matthias S. Broyles, died ca 1888 [see Vol. 6]

Jun 25, 1904, County Court: The court noted the death of Jemima Broiles intestate. B. K. Broiles applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Mathias Broiles married Mary Jemima Hoover, January 4, 1846.

1900 Rutherford Co., TN Census: Gemima Broyles, 73 widow; Mathias Broyles, 53 son; Elizabeth Fuston, 51 widowed; Tennie Stepp, 18 gdau widowed; Ida Broyles, 13 gdau; Oscar Broyles, 15 gson; William M. Broyles, 13 gson; Clinton Broyles, 13 gson.

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132     **Brooks, W. R.**                     **Died before Dec 14, 1896, intestate.**

Dec 14, 1896, County Court: The court noted the death of W. R. Brooks, intestate. W. I. [Washington Irving] Brooks applied for and received Letters of Administration.

Jun 9, 1897, Estate Settlements 4: W. I. Brooks, administrator, made a settlement with the court. The estate had a balance distributed to the heirs: A. [Ann] E. [Brooks] Reed and husband, G. [George] W. Reed. C. [Christopher] C. Brooks. Mrs. M. W. Russel. Mrs. S. K. Franklin. W. B. Downing. W. I. Brooks, administrator.

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133     **Brothers, John M.**                     **Died before May 5, 1900, intestate.**

May 5, 1900, County Court: The court noted the death of J. M. Brothers (deceased). F. B. Williams applied for and received Letters of Administration.

Aug 20, 1900, County Court: The court appointed three commissioners to set apart to Mrs. Sophronia [Prater] Brothers, widow of John M. Brothers (deceased), as much of the crop, stock, provisions and money, etc., necessary to support the widow and her family for one year.

Aug 28, 1900, County Court: The court appointed Mrs. Sophronia Brothers guardian for Ida, John M., Macky P. and Robert L. Brothers, minor children of John M. Brothers (deceased)

Aug 3, 1903, County Court: F. B. Williams, administrator of the deceased's estate, made a final settlement.

Rutherford Co. TN Marriages: J. M. Brothers married S. L. Prater on Nov 30, 1876.

Brothers Cemetery, Rutherford Co. TN: John M. Brothers, born 1855, died 1900.



1900 Rutherford Co., TN Census: Sophronia Brothers, 46 widow; Ida May Brothers, 20 daughter; John M. Brothers, 18 son; Mackie P. Brothers, 13 son; Robert L. Brothers, 7, son.

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134     **Brothers, Jesse**                     **Died Jun 14, 1893, intestate. [Cont'd from Vol. 6].**

Mar 3, 1896, Aug 10, 1896, Dec 11, 1897, County Court: J. W. Brothers, guardian of Walter W., Thomas, Fountain and Joe M. Brothers, minor children of Jesse Brothers (deceased), made a settlement with the court.  
Feb 6, 1897, Oct 16, 1897, Estate Settlements 4: J. W. Brothers, guardian of Walter W., Thomas, Fountain and Joe M. Brothers, minor children of Jesse Brothers (deceased), made a settlement with the court.  
Oct 16, 1897, Jul 27, 1901, Estate Settlements 4: J. W. Brothers, guardian of Walter W., Thomas, Fountain and Joe M. Brothers, minor children of Jesse Brothers (deceased), made a settlement with the court.  
Oct 28, 1902, Oct 20, 1903, Estate Settlements 5: J. W. Brothers, Guardian of Thomas, Fountain and Joe M. Brothers, minor children of Jesse Brothers (deceased), made a settlement with the court.

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135     **Brothers, Lula M. [Puckett]**                     **Died Oct 19, 1900, intestate.**

Apr 12, 1901, Chancery Court: J. N. Williams **vs** Granville Brothers and wife. **Mrs. Granville Brothers died.** The court dismissed cause before the court and abated as to her.

Brothers Cemetery, Silver Hill, Rutherford Co., TN: Lula M. Brothers, born Feb 14, 1861, died Oct 19, 1900.

1900 Rutherford Co., TN Census: Granville Brothers, 44; Lula Brothers, 39; Mary L. Brothers, 14; Nannie L. Brothers, 12; William s. Brothers, 10; Eddie E. Brothers, 7; Robert D. Brothers, 3.

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136 & 137     **Brothers, Robert Lee**                     **Died Sep 26, 1897, intestate.**

Oct 25, 1897, County Court: The court noted the death of Robert L. Brothers intestate. Henry F. Brothers received Letters of Administration. The court appointed commissioners to set apart to Tennie C. [Pruett] Brothers, the widow, so much of the assets necessary to support the widow and her family for one year. Tennie C. Brothers had been appointed guardian of John W. Brothers, Robert Cleveland Brothers, Sallie C. Brothers [Manning], and Daisy M. Brothers [Messick], minor children.

Nov 2, 1897, County Court: Mrs. Tennessee C. Brothers, individually and as guardian of the minor defendants, and of H. F. Brothers, individually and as administrator of R. L. Brothers (deceased) **vs** J. W. Brothers, Sallie B. Brothers, R. C. Brothers and Daisy May Brothers. **R. L. Brothers had died Sep 26, 1897.** He left his widow, Mrs. Tennessee Brothers, and the defendants as his only children and heirs. Petitioners claimed that R. L. Brothers had died seized and possessed of some personal property and in fee of three tracts of land in the 12<sup>th</sup> C.D. of Rutherford Co. Tract #1 contained about 418 acres. Tract #2 contained 35 acres. Tract #3 contained 25 acres. The petitioners believed the personal estate was sufficient to pay all debts but did not want to hinder the administrator from subjecting enough of the real estate for sale for that purpose. The petitioners prayed the court to appoint a guardian ad litem for the minor children, and the widow receive a homestead and dower.

Nov 4, 1897, County Court: The court set apart homestead and dower to the widow. They set aside 9 acres with buildings as her homestead. They set aside 100 acres of cropland and 24 acres of woodland as her dower.

Oct 12, 1898, Chancery Court: Henry Brothers, administrator of Robert Brothers (deceased) and individually and Mrs. Tennessee Brothers, guardian of John Brothers, Sallie Brothers, Cleveland Brothers and Daisy May Brothers **vs** John Brothers, Sallie B. Brothers, Cleveland Brothers and Daisy May Brothers, minors with Mrs. Tennie Brothers as their guardian. Robert Brothers, before his death, had purchased a tract of land of Azariah Kimbro. The administrator sold all the personalty. The deceased also left an insurance policy for \$2500. Mrs. Brothers took the insurance money and paid off the minors pro rata of the balance due upon the land. The complainant asked that a court of equity ratify the appropriation of the minor's fund in this manner. The land contained 474 acres and the balance of the purchase money due on it was \$1365 plus interest.

Jan 18, 1899, Chancery Court: Henry Brothers, et al **vs** John Brothers et al. The court appointed commissioners to divide 350 acres remaining after laying off the dower and homestead among the five children.

Jan 26, 1899, Chancery Court: The court ratified the actions of Mrs. Tennie Brothers in taking the money from the life insurance and using it to pay \$1365 remaining on the purchase of land.

Jan 31, 1899, Chancery Court: The commissioners reported that they had divided the land as follows: 1. Henry Brothers, 70 acres, 2. John Brothers, 85 acres, 3. Sallie B. Brothers, 45 acres, 4. Cleveland Brothers, 60 acres, 5. Daisy May Brothers, 52 acres. The commissioners suggested the sale of a tract of 35 acres of cedar land that was of little value and undividable.

Nov 15, 1899, Estate Settlements 4: H. F. Brothers, administrator, made a final settlement.

Dec 10, 1899, Estate Settlements 4: Mrs. Tennessee Brothers, guardian for J. W. Brothers, Mrs. Sallie B. Manning, formerly Sallie B. Brothers, Cleveland Brothers and Daisy May Brothers, minor children of R.L. Brothers (deceased), made a settlement with the court.

Jan 27, 1900, Chancery Court: Henry Brothers, et al **vs** John Brothers, et al. On Oct 28, 1899, the C & M offered at auction a tract of land in the 12<sup>th</sup> Civil District containing 35 acres. John Brothers purchased the land.

Aug 10, 1902, Sep 12, 1903, Aug 26, 1904, Estate Settlements 5: Mrs. Tennie Brown, formerly Brothers, guardian of Cleveland and Daisy Brothers, minor children of R. L. Brothers (deceased), made a settlement.

Rutherford Co. TN Marriages: Robert L. Brothers married Tennie Pruett on Dec 16, 1873.

Brothers Cemetery, Salem, Rutherford Co., TN. Robert L. Brothers, born Jul 22, 1847, died Sep 26, 1897. Spouse: Tennessee Brothers. Children: Daisy Messick; Henry Francis Brothers; Robert Cleveland Brothers; John William Brothers.

1880 Rutherford Co., TN Census: Robert L. Brothers, 32; Tennie Brothers, 25; Henry F. Brothers, 5; John W. Brothers, 1.

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138    **Brothers, Thomas**    **Died Jan 28, 1903, intestate.**

Apr 18, 1903, Chancery Court: Parr-Scott and Co. **vs** J. B. and Thomas Brothers. **Thomas Brothers had died.** The court appointed L. [Lee] A. Brothers as administrator of the deceased's estate.

May 5, 1903, May 25, 1903, County Court: Martha J. [Thomas] Brothers **vs** L. A. Brothers, administrator, et al. Martha J. Brothers, widow, applied to have homestead and dower set apart out of the lands of her deceased husband. The court appointed commissioners to set apart homestead and dower out of the 144 acres.

Jun 29, 1903, County Court: Mrs. M. J. Brothers **vs** L. A. Brothers, et al. The commissioners set apart 110.5 acres as homestead and 17.3 acres as dower. The remaining 52.2 acres had a dwelling and a barn.

Dec 8, 1903, County Court: L. A. Brothers **vs** Martha Brothers et al. The court accepted Rosa Lynch, defendant, married \_\_\_\_\_ Barber. Rosa Barber and Nora Bledsoe and her husband, Bledsoe, as proper defendants and added to them to the original bill. They lived in Texas.

Dec 6, 1903, County Court: The court appointed a guardian ad litem for Loudorna Lynch and Rachel Lynch, two of the defendants in the bill.

Jan 9, 1904, County Court: L. A. Brothers, administrator **vs** Martha Brothers, et al. Defendants Martha J. Brothers, W. B. Brothers and L. A. Brothers were served to answer the complainants bill. Defendants Charles Lynch, Thomas Lynch, Rosa Barber and her husband, \_\_\_\_\_ Barber, Nora Bledsoe and her husband, \_\_\_\_\_ Bledsoe, Scott Lynch, Mary [Brothers]Willoughby, J. M. Willoughby, Lou Parker and J. H. Parker were made parties, but they failed to appear and make defense.

Jan 11, 1904, County Court: L. A. Brothers, administrator **vs** Martha Brothers, et al. The complainant petitioned the court to sell all the land to pay debts. The estate was insolvent. To satisfy all the bonafide claims against the estate, the land had to be sold. The court directed the Clerk and Commissioner to sell the 180 acres of land in the 20<sup>th</sup> C.D. Mrs. Martha J. Brothers, widow of Thomas Brothers (deceased), retained homestead rights.

Feb 13, 1904, County Court: L. A. Brothers, administrator **vs** Martha Brothers, et al. The Clerk offered at auction the 180 acres in the 20<sup>th</sup> C.D. subject to the homestead rights of Mrs. Martha J. Brothers, widow of the deceased. L. A. Brothers was the high bidder.

Rutherford Co. TN Marriages: Thomas Brothers married Martha J. Thomas on Jan 18, 1849.

Brothers Cemetery, Fosterville, Rutherford Co., TN. Thomas Brothers, born Apr 27, 1826, died Jan 28, 1903. Father: Francis Brothers. Mother Sara Jane Brothers. Spouse: Martha Jane Brothers.

1860 Rutherford Co., TN Census: Tom Brothers, 30; Martha Brothers, 30; Mary Brothers, 8; Nancy Brothers, 7; Harriett Brothers, 5; J. B. Brothers, 3 (male); J. A. Brothers, 1 (female).

1880 Rutherford Co., TN Census: Thomas Brothers, 52; Martha Brothers, 48 wife, Hensley Mc. Brothers, 18 son; William Brothers, 15 son; Lee Brothers, 10 son; Thomas Brothers, 7 son.

1900 Rutherford Co., TN Census: Thomas Brothers, 73; Martha Brothers, 68.

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139      **Brown, Edmond Tarleton**                      **Died Feb 6, 1904, intestate, Texas.**

Sep 10, 1904, County Court: T. [Thomas] F. Brown, James Thompson and wife, Callie [Pearson] Thompson, Wilson Gum and wife, N. C. [Narcissa Clementine Brothers] Gum, Rutherford County, William Duke and wife, [Louise Frances] Fannie [Brown] Duke, and Mary M. [Brown] Spray, Davidson County **vs** H. C. [Henry Clay] Brown, [Alice Tennessee] Jimmie Brown, [Robert] Hubbard Brown, E. T. Brown, [David Black] Davie Brown, Charlotte Brown, Dudley Brown, John Pearson, Hardy Brown, Francis Aven and wife, [Sarah Jane] Janie [Pearson] Aven, Oscar McWilliams and wife, [Ocie] Delia [Pearson] McWilliams, [Andrew J.] Jack Ogle and wife, Bettie [Pearson] Ogle, Henry Butler and wife, Alice [Pearson] Butler, \_\_\_\_\_ Holland and wife, Missie Holland, \_\_\_\_\_ Holland and wife, Sallie Holland, citizens of Texas, and the unknown heirs of Kittie [Pearson] Tucker (deceased), names and residence not known, and L. J. [Louisa Jane Bowman] Brown, defendants.

**E. T. Brown died Feb 1904 in Texas** leaving a widow, defendant L. J. Brown and the following named children and descendants of children as his heirs and were entitled to share in the distribution of his estate.

The following received 1/13th share: T. F. Brown, son; Mary M. Spray, daughter; Janie Brown, daughter; Hubbard Brown, son; E. T. Brown; H. C. Brown, son; Davie Brown, son; Charlotte Brown, daughter; [William M.] Sully Brown, son; [Benamin T.] Lolly Brown, son; N. C. Gum, daughter, wife of William Gum; Fannie Duke, daughter, wife of William Duke. The following children of [Amanda Jane Brown] Pearson together received 1/13th share: Janie [Pearson] Aven, Delia [Pearson] McWilliams, wife of Oscar McWilliams, Bettie [Pearson] Ogle, wife of Jack Ogle, Alice [Pearson] Butler, wife of Henry Butler, Mrs. Sallie Holland, Mrs. Missie Holland, John Pearson, Callie [Pearson] Thompson, wife of James Thompson, and the unknown heirs of Kittie [Pearson] Tucker, deceased daughter of Jane Pearson. The deceased owned the following real estate: [1] 160 acres in the 24<sup>th</sup> Rutherford Co. C.D. known as the E. T. Brown home place. [2] 10 acres cedar land in the 24<sup>th</sup> C.D.t containing about 10 acres. [3] 10 acres in the 2<sup>nd</sup> District of Coffee Co. known as the Mill tract and had a grist mill operated by water power. These lands descended to the complainants and defendants upon the death of E. T. Brown. The lands were unencumbered except for the unassigned dower interest of the widow. The complainants alleged it was in everybody's best interest to sell the land and partition the proceeds. The complainants asked the court to set apart to the deceased's widow, dower out of the above-described land. Nov 12, 1904, County Court: T. F. Brown, et al **vs** H. C. Brown, et al. The unknown heirs at law of Kittie Tucker (deceased) were before the court by publication. The court appointed a guardian ad litem for them.

Rutherford Co. TN Marriages: E. T. Brown married Louiza Bowman on Jan 5, 1857.

Grove Hill Cemetery, Leonard, Fannin County, Texas: Edmond Tarleton Brown Sr., born Aug 4, 1823, died Feb 6. 1904. Father: John Ely Brown: Spouse: Louise Jane Brown

1880 Rutherford Co., TN Census: E. T. Brown. 57; L. J. Brown, 40; Jimmie Brown, 22 [female]; Sophia Brown, 18; Edward Brown, 13; William Brown, 11; Benjamin Brown, 11; Charlotte Brown, 8; Henry C. Brown, 5; Narcissa Brown, 3; Davie Mc. Brown, 1.

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140 **Brown, John C. Died Apr 30, 1893, intestate. [Cont'd from Vol. 6].**

Feb 20, 1896, County Court: Mrs. Almira [Jarratt] Brown, administratrix of the estate of John C. Brown (deceased), made a final settlement with the court.

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141 **Brown, Mary A. [Davis] Died Apr 5, 1903, testate.**

Will dated Oct 6, 1900.

The testator willed Mrs. Sallie [Davis] Suddarth and Mary [Davis] Miller, children of her brother, Alf. [Alford] James Davis, equal shares of all her assets, real and personal, that she possessed at the time of her death.

Apr 7, 1903, County Court: The court received the paper writing purporting to be the last will and testament of Mary A. [Davis] Brown (deceased) for probate. Testimony of one of the subscribing witnesses validated the will. The testatrix did not nominate an executor/executrix. A. J. Davis applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Mary A. Brown, born Dec 4, 1825, died Apr 5, 1903, daughter of C. L. Davis.

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142 **Brown, Pleasant W. Died before Nov 17, 1899, intestate.**  
**Brown, Martha J. [Warren] Died before Jun 26, 1899, intestate.**

Jun 26, 1899, County Court: The court had noted the death of Martha J. [Warren] Brown intestate. N. [Nathaniel] L. Brown had applied for and received Letters of Administration.

Nov 17, 1899, County Court: M. L. Brown, administrator and others **vs** J. O. Eggleston, guardian. The court directed to identify the heirs and determine if they were properly before the court.

Dec 4, 1899, County Court: P. W. Brown and Mrs. Martha J. Brown were husband and wife and left the following heirs at law: Miranda [Laura Brown] Johnson, a daughter and wife of John R. Johnson.

N. [Nathaniel] L. Brown, a son. Nancy [Brown] Epps, a daughter and wife of William Epps. W. [William] R. Brown, a son who died before the death of his mother and left four sons: Elmer, Willie, Ollie and Leslie Brown. Willie Brown died before becoming of age and his brothers were his heirs. M. [Moscow] R. Brown, a son. Paralee [Brown] Coleman, a daughter and wife of J. W. Coleman. T. [Thomas] J. Brown, a son. O. [Oscar] L. Brown, a son. R. [Rufus] D. Brown, a son. C. [Charles] W. Brown, a son. M. [Medicus] L. Brown, a son and non-resident. Wat and Mollie E. Shaw, grandchildren and children of Mary [Brown] Shaw, a daughter. W. [William] R. Brown, a son who had died after his father but before his mother's death. His three children, Elmer, Ollie and Leslie Brown, were entitled to their father's share in their grandmother's estate. P. W. Brown's estate was insolvent. P. W. Brown had owned 8 small tracts of land totaling 135 acres and left no personal property and no claims filed against his estate. Mrs. Martha J. Brown had left some personal property probably enough to satisfy the small indebtedness against her estate. She had died owning a tract of 11 acres. The clerk recommended the sale of all the real estate in both estates as the partition of the small tracts was impracticable. The tract that had belonged to Mrs. Martha J. Brown had the mansion house and all the building on it. The court ordered the sale of all the real estate.

Jan 29, 1900, County Court: N. L. Brown, administrator, and others **vs** J. O. Eggleston, guardian and others. On Dec 6, 1899, the clerk and Commissioner had offered the nine tracts or parcels of land at auction. W. T. Snell had purchased tracts 1, 2, 6, 7, 8 and complied with terms of the sale. A. J. Haynes had purchased tracts 3 & 4 and complied with terms of sale. Tom Blackman (colored) had purchased tract 5 and complied with terms of sale. L. P. Neal & W. T. Snell bid for purchase of Lot 9. The court decreed that due to the raised bids, the commissioner would sell tract 9 later.

Apr 20, 1900, County Court: N. L. Brown, administrator and others **vs** J. O. Eggleston and others. The commissioner again offered tract 9 which was purchased by W. T. Snell.

Williamson Co., TN Marriages: Pleasant W. Brown married Martha J. Warren on Dec 18, 1845.

1850 Rutherford Co., TN Census: Pleasant W. Brown, 30; M. J. Brown, 20; Maranda L. Brown, 3; Mary Ann Brown, 1.

1870 Rutherford Co., TN Census: Pleasant Brown, 50; Martha Brown, 40; Laura Brown, 22; Mary Ann Brown, 20; Nathaniel Brown, 20; Nancy Brown, 19; Estelle Brown, 17; William R. Brown, 16; Moscow R. Brown, 14; Susan A. Brown, 12; Medicus Brown, 11; Paralee Brown, 9; Thomas J. Brown, 7; Oscar L. Brown, 4; Rufus D. Brown, 2.

1880 Rutherford Co., TN Census: P. W. Brown, 60; Martha J. Brown, 50; Nancy L. Brown, 25; Estele Eudora Brown, 23; Medicus L. Brown, 20; Paralee Brown, 18; Thomas J. D. Brown, 16; Oscar Lee Brown, 14; Rufus A. Brown, 12; Charles Brown, 8; Mattie V. Brown, 6.

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143     **Brown, Robert [? colored]**     **Died between Jun 1, 1896 and Jan 15, 1898, testate.**

Will dated Jun 1, 1896.

**First:** The testator directed that payment of his funeral expenses and all his debts come from any moneys that he died possessed or that might come into the hands of his executor. **Second:** The testator gave his wife, Bissah Brown [? colored] , all the property he owned at his death during her lifetime. Upon his death, the testator gave his son, Thomas Allen Brown [? colored], his entire farm where he lived described on two separate deeds to him from Thomas B. Johns. The testator also gave his son, Thomas Allen Brown, all other property that he died possessed with at the death of his wife, B. Brown. **Lastly:** The testator appointed his son, Thomas Allen Brown, as his executor.

Jan 15, 1898, County Court: The court received the purported will of Robert Brown (deceased) for probate. Testimony of witnesses validated the will and the court ordered it copied and filed.

Nov 2, 1903, County Court: Thomas Allen Brown, executor of the last will and testament of Robert Brown (deceased), made a final settlement with the court.

1900 Rutherford Co., TN Census: [all Black] Tom Allen Brown, 35; Nancy Brown, 36 wife; Susy Jane Brown, 16 daughter; Risshy Brown, mother born May 1820.

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144     **Brown, Robert Fulton**     **Died May 19, 1888, intestate. [Cont'd from Vol. 6].**

Feb 17, 1896, Feb 6, 1897, Feb 7, 1898, County Court: W. A. Jones, guardian of Jimmie and Susie Brown, minor children of R. F. Brown (deceased), made a settlement with the court.

Jan 16, 1899, County Court: W. A. Jones, guardian of Jimmie Donnel, minor child of R. F. Brown (deceased), had made a settlement with the court.

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145     **Brown, W. [William] R.**     **Died before Apr 1, 1898, intestate.**

**Note:** William R. Brown and Moscow R. Brown were the sons of Pleasant W. Brown, see above.

Apr 1, 1898, County Court: The court noted the death of W. R. Brown intestate. M. [Moscow] R. Brown had applied for and received Letters of Administration.

Aug 15, 1898, County Court: M. R. Brown, administrator of W. R. Brown (deceased), had made a settlement.

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Will dated Oct 16, 1896.

**Item 1:** The testator wanted his just debts and funeral expenses paid. Among his debts was one for several hundred dollars due to his granddaughter, Anna Jarratt, and another of \$150 due to his present wife [Mary A. Brown] evidenced by a note dated Mar 27, 1893. **Item 2:** The testator willed and bequeathed to his grandchildren, Patty Mabry, Sue Brown, James Brown, Nat Brown, Jack Brown, Gertrude Brown, Mordecai Brown, Will Brown, the sum of \$5.00 each and a certain judgment for \$993.12 that he had obtained against Almira [Jarratt] Brown, administratrix of John C. Brown (deceased) on Sep 12, 1895. This was all the grandchildren were to receive. **Item 3:** The testator willed the remainder of his estate, after payment of debts and funeral costs, costs of administration and the money to the grandchildren, to his daughters, Susanna Jarratt and Sarah C. Bennett, share and share alike. **Item 4:** The testator directed no charges against his children, or their estates, for assistance rendered them, unless such charges appeared among his assets in the shape of notes or judgments. **Item 5:** The testator directed that payment of the above named expenses, costs, debts, five-dollar legacies and the \$50 legacy in Item 6 come from the proceeds from the sale of his personal property. He directed if the personalty was sufficient to pay expenses, costs, debts and the \$5.00 and \$50.00 legacies, no real estate need be sold. If there was any surplus from the proceeds of the personalty, it and the real estate that the testator owned at death, each daughter received an equal share. **Item 6:** The testator willed for the benefit of Lucy (colored), his faithful servant and cook, \$50. He directed that his daughter, Susanna, receive the amount for her to pay out to Lucy in such a manner, as his daughter deemed proper.

Jul 9, 1904, County Court: The court directed the will be recorded and filed.

Rutherford Co. TN Marriages: Wiley S. Brown married Keziah Gambrel on Oct 12, 1829.

Mapleview Cemetery, Smyrna, Rutherford Co. TN: Col. Wiley S. Brown, born Feb 15, 1808, died Jan 15, 1904. Spouse: Keziah Brown. Children: Susan C. Bennett, Susanna Jarratt, John C. Brown, William Tilford Brown.

1900 Rutherford Co., TN Census: Willie Brown, born Feb 1808; Mary A. Brown, wife born Dec 1825 in VA - married 8 years.

1850 Rutherford Co., TN Census: Willey Brown, 42; Kizzie Brown, 42; John C. Brown, 18; Susannah Brown, 14; William Brown, 12.

U. S. Civil War Soldiers, 1861-1865: Wiley S. Brown, Private, 11<sup>th</sup> Regiment, Tennessee Infantry.

Jan 6, 1896, County Court: Transcript from Lebanon, Tennessee, Wilson County Court: J. J. Jewell applied to replace J. W. Bryan as guardian of Eva Bryan, a minor child of Sam Bryan and a heir of Laura Bryan (deceased).. The court approved request after he qualified by posting a \$3000 bond.

Mar 15, 1897, County Court: W. [William] A. Ransom, administrator of the estate of Malinda Bryant (deceased), had made a settlement with the court.

Feb 12, 1901, County Court: O. W. Wilson **vs** T. Sebree Buck. The petition to convene a jury to determine if T. Sebree Buck was of unsound mind and unable to govern his own affairs. The sheriff scheduled a hearing.  
Mar 18, 1901, County Court: O. W. Wilson **vs** T. Sebree Buck. The jury found T. Sebree Buck to be a person of unsound mind without the capacity to govern himself and his property. The affliction existed for several years but he was harmless. He was about 27 years old without wife or child. He owned a remainder interest in a tract of land that was after the life estate of his father. He also had a legacy of about \$3000 left him by his grandfather in Kentucky.

Mar 1, 1902, County Court: The court appointed the City Savings Bank as the Trustee of T. Sebree Buck.

Mt. Hope Cemetery, Franklin, Williamson County, Tennessee: Thomas Sebree Buck, born 1875, died 1931.

1880 Rutherford Co., TN Census: Walter V. Buck, 33; Cora Buck, 29; Walter V. Buck, 9; Thomas S. Buck, 6; Thomas M. Buck, 62; Martha P. Buck, 60; John M. Buck, 23;

Mar 30, 1896, County Court: Brown Buford and others **vs** Irene Buford and others. The clerk had \$148.30 from the proceeds of the sale of the lands of W. W. Buford (deceased). This was the distributive share of Mrs. M. [Mary Moore Pointer] Caldwell (deceased) in the proceeds of the land sale. The funds had remained unclaimed in the clerk's hands for over two years. According to law, funds remaining in the clerk's hands for over two years became the property of the county treasury.

Nov 21, 1898, County Court: Parilee [Tolbert Burkes] Jernigan **vs** Henry Burks et al. The court assigned commissioners to set aside homestead and dower for Mrs. Parilee Jernigan, former wife of G. C. Burkes (deceased). They set aside over 75 acres in two tracts as a homestead. There was no land left for dower. Henry Burkes, John Burkes and Charles Burkes, a minor, objected to the court ruling, but were overruled. The court divested title in Parilee Jernigan for and during her natural life.

Cannon Co., TN Marriages: G. C. Burkes married Miss Parlee Tolbert on 30 Sep 1868.

1900 Warren Co., TN Census: Willis Jernigan, 49; Parlee Jernigan, 50, wife; Charles Burks, 16 stsp-son.

Jun 12, 1897, County Court: Charles R. Holmes, administrator of the deceased's estate, made a settlement.

Jan 6, 1896, Feb 17, 1896, Dec 13, 1897, Feb 7, 1898, Mar 27, 1899, Feb 9, 1900, County Court: John Leak renewed his bond as guardian for Lewis and Nettie Burnett, minor children of L. G. Burnett Jr., and heirs at law of L. G. Burnett (deceased).

Jan 21, 1902, County Court: John Leak, guardian of Louis Burnett, minor child of L. G. Burnett Jr. and heir at law of L. G. Burnett (deceased), made a settlement with the court.

Sep 16, 1899, Chancery Court: Mrs. N. [Narcissa] F. [Neal] Wade, trustee, et al **vs** Mrs. Jennie Burns et al. T. B. Burns and T. B. Jordan made a proposal for re-investment of funds of the minor children of Mrs. Jennie Burns (deceased). They proposed that Jordan sell a portion of land in the 6<sup>th</sup> C.D. The land sold contained just over 79 acres. In exchange, they were to receive an equal amount of land off the West end of a tract owned by T. B. Jordan and on which he lived. Jordan proposed to sell and Burns proposed the whole of the Jordan’s farm. For the consideration of \$4000, of which the sum of \$2100 was paid in cash and T. B. Burns executed three notes for \$633.33 each for the remaining \$1900. The transfer went to T. B. Burns and the children, Samuel Burns and Grace Burns. The first tract located in the 6<sup>th</sup> C.D., contained just over 123 acres. The second tract on the opposite side of the Nashville and Murfreesboro turnpike contained 46.1 acres. Grace Burns and Samuel Burns received 79 acres, as provided under the will of R. W. [Richard W. “Dick”] Wade (deceased) **[Note:** This estate can be seen in Vols. 5 & 6.] The balance of the two parcels went to T. B. Burns. Mrs. Annie Jordan, wife of T. B. Jordan, joined with her husband in making this transfer.

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155                      **Burrus, David**                      **Industrial School**

Aug 19, 1904, County Court: The court decided that it would manifestly to the advantage of David Burrus, a child sixteen years old, to be committed to the State Industrial School.

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156      **Burrus, Fletcher R.**                      **Died Aug 17, 1902, Confederate Soldiers Home**

Oct 13, 1902, Chancery Court: In Memoriam. The Honorable Fletcher R. Burrus who died on Aug 17, 1902 at the Confederate Soldiers Home, age 58 years, was born in Rutherford County Tennessee. At the age of 16 years in the year 1861, he enlisted in the 18<sup>th</sup> TN Confederate Rgt., Colonel Joseph B. Palmer, Commanding. He soon advanced to the position of Adjutant of the Regiment. At the time of the surrender of the Confederate State Army in 1865, he was on the staff of General Palmer. In 1868, he was admitted to the Bar and for about ten years, he was the law partner of his Uncle Charles Ready who died in 1878. In 1882, he was elected to represent Rutherford Co. in the TN Legislature the most important one since the organization of the State Government, as at that session, the state debt was settled, in which Judge Burrus took an active and leading part. He had often served as a Special Judge and Chancellor and as such, he gave general satisfaction. In 1901, the people of the City of Murfreesboro elected him Justice of the Peace for the Corporation, and he was filling that position when stricken down with disease. He had been for some time, and was at the time of his death, President of the Murfreesboro Bar Association. He has practiced his profession ever since he was admitted to the Bar, and was always recognized as a courteous, dignified, painstaking, and faithful Lawyer. He was a member of the Methodist Episcopal Church South.

Dec 5, 1903, County Court: The court noted the death of F. R. Burrus intestate. W. W. McLemore applied for and received Letters of Administration.

Rutherford Co. TN Marriages: F. R. Burrus married Hattie E. Pointer on May 30, 1871.

1900 Rutherford Co., TN Census: Fletcher R. Burrus, 55 divorced.

1880 Rutherford Co., TN Census: F. R. Burrus, 34; Hattie Burrus, 28

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157      **Burrus, Robert A.**                      **Industrial School.**

Aug 28, 1900, County Court: The court decided that it would manifestly to the advantage of Robert A. Burrus, a child sixteen years old, to be committed to the State Industrial School.

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158 **Burton, Lavinia B. [Murfree] Died Jan 24, 1881, Kentucky, testate. [Cont'd from Vol. 5 & 6]**

Jul 22, 1896, Chancery Court: Mrs. LaSalle [Kimbrow]Selph **vs** J. [Jesse] W. Sparks, et al. The C & M reported that he had offered the land at auction on Jul 11, 1896. B. [Bromfield] L. Ridley, attorney for Mrs. LaSalle Selph, was the highest bidder at \$800. Mrs. Selph was the beneficiary and the C & M had not required anything of her except the attorney fees and the cost of the cause. Mrs. Selph was the daughter of the late [John] Basey Kimbro [and the widow of Frank B. Selph, a son of Lavinia E. Burton Stewart Selph]. The 175 acres sold were part of an 800-acre tract. Mrs. Selph owned the notes that Lasalle Selph and Fritz Allen Endt as part payment for the land. Mrs. Selph purchased her interest in the notes and purchased the land. The court divested all rights and title to the land from Percy O. Endt, Fitz Allen Endt, LaSalle Selph, Carroll Collins and J. W. Sparks, Trustee, and Hickman Weakley, receiver. The court vested title in Mrs. LaSalle Kimbro Selph.

Mar 8, 1897, County Court: The court had noted the death of Mrs. L. B. Burton intestate. Mrs. L. E. Selph applied for and received Letters of Administration for collecting a direct tax refund from the U.S. Government.

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159 **Butler, Adam S. Died before May 2, 1882, testate. [Cont'd from Vols. 5 & 6].**

Mar 15, 1897, County Court: Joseph Dill, guardian of Maggie, Nannie and Thomas Dill, minor children of James Dill and legatee of A. S. Butler (deceased), made a settlement with the court.

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160 **Butler, Isadora [Smith] Died before Jul 28, 1890, intestate. [Cont'd from Vol. 6].**

Dec 17, 1900, County Court: Joseph R. Butler **vs** Samuel Butler and others. The purchase money was distributed as follows: James R. Butler; Samuel Butler, administrator of Joseph R. Butler; C. [Charles] R. Holmes, guardian of Sam Butler & Dora Butler; Sam Butler; and Dora Butler.

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161 **Butler, Mrs. Jane P. Died before May 19, 1902, intestate.**

May 19, 1902, County Court: The court had noted the death of Mrs. Jane P. Butler intestate. W. [William] E. Butler had applied for and received Letters of Administration.

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162 **Butler, Joseph R. Died 1895, intestate.**

Feb 4, 1896, County Court: The court noted the death of Joseph R. Butler intestate. Samuel S. Butler applied for and received Letters of Administration.

Washington & Smith Cemetery: Joseph R. Butler, born 1871, died 1895. Father: William Reuben Butler. Mother; Isadora Smith Butler.

1880 Rutherford Co., TN Census: W. R. Butler, 45; Isadora Butler, 45 wife; Emma Butler, 12 daughter; Joseph Butler, 9 son; Samuel S. Butler, 6 Son; Dora Butler, 3 daughter.

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163 **Butler, Joesire/Joe (colored) Died between Feb 7 and Sep 19, 1898, testate.**

**Note:** His grave marker definitely says death 18 Aug 1897, which may have been placed at a later time. Will dated Feb 7, 1898.

**First:** The testator willed his wife, Martha Butler [colored], one tract of land in the 18<sup>th</sup> Civil District containing 23 acres until her death. **Second:** At the death of his wife, his son, Perry Butler [colored], and his daughter Martha [Butler] Anderson [colored], would receive equal shares in the land to have and hold forever.

Sep 19, 1898, County Court: The court received the purported will of Joesire Butler (deceased) for probate. Testimony of the subscribing witnesses provided proof that the will was valid... The court ordered the will recorded and filed.

Butler Cemetery, Old Woodbury Pike, Rutherford Co., TN: Joe Butler, 1822 - 18 Aug 1897 & wife, Martha Butler, 23 Jan 1825 - 5 Jan 1914. Perry Butler, 1849 - 1920 and wife, Alice Butler, 1852 - 1939.

Tennessee Death Records: Perry Butler (colored), born 4 Dec 1849, died 21 Dec 1920, son of Joe and Marthy Butler.

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164     **Butler, William Reuben**     **Died Nov 15, 1883, intestate. [Cont'd from Vol. 5 & 6].**

Feb 17, 1896, Dec 21, 1896, County Court: Charles R. Holmes, guardian of Samuel S. and Dora Butler, minor children of W. R. [William Reuben] and Isadora [Smith] Butler (deceased), made a settlement with the court. Dec 15, 1897, Oct 24, 1898, County Court: Charles R. Holmes, guardian of Dora Butler, minor child of W. R. and Isadora Butler (deceased), made a settlement with the court.

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165     **Byrn, Dr. James Finley**     **Died Dec 2, 1903, testate.**

Will undated. **Item 1.** The testator nominated his brother, C. [Charles] H. Byrn, as his executor. He also appointed him guardian of each of his children during their minority. The executor received full power to sell any portion of the deceased's estate, real or personal, and invest the proceeds at his discretion in any manner he deems fit. He had the power to all debts due the testator in settlement thereof. The executor could enter into any trade or bargain of any kind with any person that in his opinion was in the best interests of his estate and his children, and could use the funds of the estate, including the corpus thereof, in such case with the fullest discretion. The testator's object was to give his executor the fullest power and authority in all respects over his estate and his children. **Item 2.** The testator directed that his executor keep all of his estate together and there was to be no division made of it until his oldest child, William, reached majority when he was to be paid \$1500. The testator directed the executor to keep the residue of his estate together until his next child, Mary, reached 21 years of age or married. In either event, she received \$1500 unless in the discretion of the executor, she needed a larger sum in which case, he would pay it. When the third child, Finley, arrived at majority, he received \$1500 and when the fourth child, Jesse, arrived at majority, he received \$1500. **Item 3.** When the testator's youngest child reached majority, the executor was to divide the remainder of the estate equally among his children, or distributees standing in their place if dead. **Item 4.** The testator gave executor power to use any portion of the testator's estate for the support, maintenance and education of his children. The testator gave executor the power to do this without applying to any court. **Item 5.** The testator directed that the earnings of his children, while under age of 21 years became the property of the one who earned it. **Item 6.** The testator directed that the ordinary and reasonable expenses of the support, maintenance and education of the children come from his estate and from the corpus of the estate if necessary. If any child went to college and obtained a professional education, the cost or expense therefore to be a charge against the child and deduction from his or her estate in the hands of the executor, but not from the \$1500 to be paid at majority. **Item 7.** The testator had a life insurance policy with the Mutual Reserve Fund Life Assn. of New York for \$5000 payable at his death equally to his four children. The testator directed that his executor collect the insurance money and use the sum be used to pay the children their \$1500.

Dec 10, 1903, County Court: The court ordered the will recorded and filed.

Dec 26, 1903, County Court: The court appointed C. H. Byrn as guardian of Finley Byrn and Jesse Byrn, minor children of J. F. Byrn (deceased).

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Dr. James F. Byrn, born Jun 15, 1851, died Dec 2, 1903, Battlecreek, Calhoun Co., Michigan. Father: William Bascom Byrn, Mother: Sarah Caroline Byrn.

1900 Rutherford Co., TN Census: James F. Byrn, 48 Divorced, Physician; William H. Byrn, 21; Mary H. Byrn, 17; James Byrn, 15; Jesse Byrn, 14.

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Mar 16, 1904, Chancery Court: T. [Thomas] O. Lillard, trustee **vs** Mrs. Jimmie Blackman Byrn, a non-resident of Tennessee, C. [Charles] H. Byrn, W. [William] B. Byrn, Mary Byrn, residents of Rutherford County, Finley D. Byrn, Davidson County, Jesse Byrn, temporarily in Michigan. The court appointed the petitioner as trustee for Mrs. Jimmie Byrn on Oct 19, 1901 in the case of Mrs. Jimmie Blackman Byrn **vs** James F. Byrn in Chancery Court. Under the decree of Nov 25, 1901, a deed from James F. Byrn to certain property went to the petitioner as trustee. Under the decree and deed, there came to the petitioner the sum of \$5500 and the realty described. The petitioner had managed all the property and had made his settlements annually. The settlement of Nov 23, 1903 showed an income of \$768.51 available under the trust. The petitioner had on hand the corpus of the estate, \$5500 in the form of a good and solvent note well secured. Petitioner desired to resign his trust and be relieved of its duties and obligations.

Aug 10, 1904, Chancery Court: Mrs. J. B. Byrn **vs** J. F. Byrn. The court allowed T. O. Lillard to resign and appointed C. [Charles] H. Byrn as his replacement. His securities posted a \$20,000 bond.

Apr 14, 1908, Chancery Court: Jimmie B. Byrn **vs** Dr. James F. Byrn. C. H. Byrn, trustee, had carried out the provisions of the trust until Nov 23, 1907 when Jimmie Blackman Byrn executed a general warranty deed to all of her children, eg: William B. Byrn, Jesse V. Byrn, James F. Byrn and Mary Byrn, who had at that time become of age. Mrs. Byrn conveyed to all of her children in equal proportions, all of her interest to the property, real and personal, including a life estate therein. Upon termination of the life estate of Jimmie Blackman Byrn, the children became the sole heirs. After Jimmie Blackman Byrn conveyed her life estate to the children, the children became owners in fee simple of all the property. Petitioner further stated that in pursuance of the deed from Mrs. Jimmie Blackman Byrn to her children, the trustee turned over to the children the same of \$5500 or a note for that sum executed by Dr. James F. Byrn to the trustee of Mrs. Jimmie Blackman Byrn. Petitioner requested discharge as trustee.

**167     Caffey, Martha [Carnahan]     Died before Aug 22, 1902, intestate.**

**Note:** In the estate of Medford F. Caffey, deceased [see Vol. 6], a court date of Feb 1894 mentions the widow, Martha Caffey, as yet alive.

Aug 22, 1902, County Court: The court noted the death of Mrs. Martha Caffey intestate. J. [James] F. Caffey applied for and received Letters of Administration.

Thyatria Church Cemetery, Cannon Co., TN: Martha Caffey, born 1849, died 1890 [probably estimated]. Husband: Medford Caffey. Children: William Caffey, Lillie Mae Williams, James Franklin Caffey, Mattie Mae Caffey.

Rutherford Co., TN Marriages: M. F. Caffey married Martha Carnahan on Nov 19, 1868.

1880 Rutherford Co., TN Census: M. F. Caffey, 44; Marthy Caffey, 31; W.M. Caffey, f; R. J. Caffey, 6 m; J. F. Caffey, 2 f; Elisa Caffey, 11 months.

1870 Rutherford Co., TN Census: Medford Caffey, 34; Martha Caffey, 21.

**168     Caffey, James Newton     Died Dec 4, 1892, testate. [Cont'd from Vol. 6].**

Jan 21, 1896, County Court: The court appointed M. [Medford] F. Caffey as guardian of John Caffey, a minor child of J. N. Caffey (deceased). The court previously appointed M. F. Caffey guardian for Turner Caffey, a minor child of J. N. Caffey (deceased).

Feb 20, 1896, County Court: M. F. Caffey, executor of J. N. Caffey (deceased), made a final settlement.

Mar 10, 1897, Mar 7, 1898, Jan 30, 1899, Oct 8, 1900, Jan 2, 1902, County Court: M. F. Caffey, guardian of John Caffey and Turner Caffey, minor children of J. N. Caffey (deceased), made a settlement with the court.



173 **Campbell, John A.** **Died before Apr 16, 1901, intestate.**

Apr 16, 1901, County Court: The court appointed J. D. McGregor guardian for Anna Louise Campbell, a minor child of John Campbell (deceased), after he executed a bond for \$2000.

Jun 1, 1903, County Court: J. D. McGregor, guardian for Anna Louise Campbell, a minor child of John A. Campbell (deceased), made a settlement with the court.

Oct 19, 1903, County Court: J. D. McGregor, guardian for Anna Louise Campbell, a minor child of John A. Campbell (deceased), made a final settlement with the court. The Nashville Trust Company had qualified as guardian in the Davidson County Court.

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174 **Campbell, William H.** **Died Jul 16, 1900, intestate.**

Aug 4, 1900, County Court: The court noted the death of W. H. Campbell intestate. James H. Bell applied for and received Letters of Administration. The court appointed three commissioners to set apart to Mrs. Nellie Campbell, widow of W. H. Campbell (deceased), as much of the crops, stock, provisions and money on hand or due, or other assets as might be necessary for the support of the widow and her family for one year.

Mar 6, 1903, County Court: J. H. Bell, administrator of the estate of W. H. Campbell (deceased) made a final settlement with the court. The administrator owed a small amount of money to Oscar and Willie Campbell. It did not justify appointment of a guardian. Mrs. Nellie Campbell, mother of the children, received the payment.

Ready Cemetery, Cannon Co., TN: William H. Campbell, born Mar 22, 1870, died Jul 16, 1900.

**Note:** Nellie Campbell survived until Jul 1951.

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175 **Cannon, Dennis alias William Dennis (colored)** **Died Mar 11, 1902, intestate.**

Mar 11, 1902, Chancery Court: . [Zach] T. Dismukes and wife, L. A. [Adeline Lockie] Dismukes **vs** Houston Bass [colored] and wife, [Jane] Nannie [Cannon] Bass [colored], and against the unknown heirs of Dennis Cannon alias William Dennis whose names and residences were unknown. Dennis Cannon never had any children and his only heirs were brothers and sisters or their descendants. The court could not identify the names or addresses of these defendants. The defendants were colored persons and Dennis Cannon was an old man raised outside Rutherford County. At the time of the transaction, the parties paid the complainants \$100 in cash and executed two notes to the complainant, Z. T. Dismukes. On May 25, 1901, state and county taxes were in arrears and the court scheduled the property for sale. Z. T. Dismukes paid \$259. The complainants prayed that publication be made for the unknown heirs of Dennis Cannon (deceased) requiring them to appear at the next session of the court. The complainants also prayed for a judgment for the balance due on the notes, enforcing the lien on the land by offering it for sale.

Oct term, 1902, Chancery Court: Z. T. Dismukes & wife **vs** Houston Bass & wife. The court noted the death of Houston Bass.

Apr 14, 1903, Chancery Court: Z. T. Dismukes and wife **vs** Houston Bass and others. On May 9, 1896, Z. T. Dismukes and wife, who was then alive, sold and conveyed to Dennis Cannon alias William Dennis and defendant, Nannie Bass who was then Nannie Adams, a tract of land in Civil District #9 in Rutherford County containing 20 acres. It was lot #2 in the division of the lands of Lucy B. Stockird (deceased) among her heirs. The parties took possession under a deed of conveyance that was never registered. Since then, defendant Nannie married Houston Bass and Dennis Cannon alias William Dennis had died and left Lizzie Cannon as his widow. There was due on the purchase money to complainant.

Oct 10, 1903, Chancery Court: Z. T. Dismukes and wife **vs** Houston Bass and others. The C & M offered the land at auction and Z. T. Dismukes purchased it. Soon afterwards, James Maynor raised the bid by 10% .

Oct 16, 1903, Chancery Court: The C & M reopened the bidding and James Maynor prevailed. He notified the C& M that he had purchased the land for Nannie Bass. She complied with term of the sale.

1870 Rutherford Co., TN Census: [all Black] Dennis Cannon, 41; Elizabeth Cannon, 24; Jane Cannon, 4.

1880 Rutherford Co., TN Census: [all Black] Dennis Cannon, 50; Lizzie Cannon, 30 wife; Jane Cannon, 15 daughter; Millie Ryan, 65 mother-in-law; Sallie Ryan, 17 sister.

1900 Rutherford Co., TN: [all Black] Lizzie Cannon, born Mar 1849 head, widow; J. Nannie Bass, born Dec 1866 daughter; Huston Bass, born Jan 1860 son-in-law; Lizzie Bass, born Oct 1899 granddaughter;

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176      **Cannon, Joseph Lafayette**                      **Died Aug 8, 1897, intestate.**

Aug 16, 1897, County Court: The court noted the death of J. L. Cannon intestate. Mrs. Margaret A. [Beard] Cannon applied for and received Letters of Administration. The court appointed commissioners to set apart to Mrs. Margaret A. Cannon, widow, as much of the assets necessary for support of her and family for one year.

Dec 7, 1897, County Court: Margaret A. Cannon and others **vs** Sarah L. Cannon: **J. L. Cannon had died on Aug 8, 1897, intestate** leaving Margaret A. Cannon as his widow and Sarah L. Cannon as his only child and heir.

At his death, J. L. Cannon owned the following real estate: The home place located on the corner of High and Lytle streets in Murfreesboro. A lot with a small house situated on the corner of High and Burton streets in Murfreesboro. A storehouse and lot on the corner of West Main Street and the corner of the Public Square. Law office on East Main Street opposite Jordan Hotel. Undivided interest in a tenement house on West Vine Street in Murfreesboro. W. H. Woods owned the other one-half interest in this property. The court had set apart homestead and dower to Margaret A. Cannon, widow, and partition the balance to A. [Alanson] B. Cannon, Annie W. Cannon, Minnie H. Cannon, Nellie L. Cannon, Frank B. Cannon and defendant, Sarah L. Cannon.

Dec 20, 1897, County Court: Margaret A. Cannon and others **vs** Sarah L. Cannon: Commissioners reported as follows. The homestead consisted of a house and lot in the First Ward of Murfreesboro. The dower consisted of one-third of the remaining real estate. It contained a lot adjacent to the homestead, a lot on the corner of High and Burton streets, a law office on the North side of Main Street opposite the Jordan Hotel and the undivided one-half interest in a house on the South side of Vine Street. The remainder of the real estate was not susceptible to partition among the heirs, so the commissioners assigned their shares in common to the storehouse on the West side of the Public Square that was occupied by a grocery store.

Jan 10, 1898, Dec 25, 1899, County Court: The court appointed A. B. Cannon guardian of Sarah L Cannon, a minor child of J. L. Cannon (deceased).

Feb 9, 1900, County Court: Mrs. M. A. Cannon, administrator of J. L. Cannon (deceased), made a final settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Joseph Lafayette Cannon, born 1835, died 1897. Spouse: Margaret A. Cannon.

Wilson Co., TN Marriages: Joseph L. Cannon married Maggie A. Beards, Oct 9, 1860.

1880 Rutherford Co., TN Census: J. L. Cannon, 45 lawyer; M. A. Cannon, 41 wife; A. B. Cannon, 18 son; E. Cannon, 16 daughter; A. W. Cannon, 13 daughter; Minnie H. Cannon, 8 daughter; N. L. Cannon, 6 daughter; Sarah L. Cannon, 2 daughter; A. Cannon, 73 father.

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177      **Cannon, James S.**                      **Died Oct 14, 1880, intestate. [Cont'd from Vol. 5 & 6].**

Jan 27, 1896, County Court: John F. Tucker renewed his bond as guardian of Maggie J. Cannon, minor child of James S. Cannon (deceased).

Mar 2, 1896, Mar 15, 1897, Sep 16, 1897, County Court: John F. Tucker, guardian of Maggie J. Cannon, minor child of James S. Cannon (deceased), made a settlement with the court.

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178 **Cannon, John P.** **Died Mar 12, 1897, intestate.**

Mar 22, 1897, County Court: The court noted the death of John P. Cannon intestate. Mrs. Mollie H. Cannon, widow of the deceased, relinquished her right to qualify as administratrix in writing. Chip Henderson applied for and received Letters of Administration.

May 24, 1897, County Court: The administrator presented an inventory of the personal estate of John P. Cannon (deceased) to the court.

Dec 15, 1897, County Court: Chip Henderson, administrator of the deceased's estate, made a settlement.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: J. P. Cannon, Born Apr 12, 1864, died Mar 12, 1897.

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179 **Carlton, Mrs. Mary Jane** **Died before Jun 13, 1898, intestate.**

Jun 13, 1898, County Court: The court noted that Mary Carlton died intestate. W. [William] J. Carlton applied for and received Letters of Administration.

Dec 4, 1899, County Court: The administrator had in his hands \$150 of money belonging to William Fain Lofton, a minor. The court ordered the money paid to John A. Lofton, father of the minor.

Jan 21, 1902, County Court: W. J. Carlton, administrator of the estate of Mrs. Mary J. Carlton (deceased), made a final settlement with the court.

Carlton Cemetery, Rockvale, Rutherford Co., TN: Mary Carlton, 17 Mar 1818 - 27 May 1892, wife of William Blake Carlton, 11 Jan 1814 - 17 Aug 1856.

1850 Rutherford Co., TN Census: Blake Carlton, 37; Mary Carlton, 32; William J. Carlton, 13; James M. Carlton, 11; John N. Carlton, 9; Lalia Carlton, 7; Margaret E. Carlton, 5; Mary J. Carlton, 2.

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180 **Carnahan, Hattie [Lowe] vs Carnahan, James C.** **Divorce**

Jan 18, 1900, Chancery Court: The court accepted the proof of the allegations and dissolved the Bonds of Matrimony. The court further decreed that to settle all the claims and allegations, the defendant owed the complainant \$500 in cash, 600 pounds of flour, 3 fat hogs, a buggy, and 3 mares that complainant had owned before her marriage. He was also to provide household and kitchen furniture, seven chairs and \$40 in cash that the complainant had before her marriage. The complainant received the cash and items mentioned above.

Rutherford Co., TN Marriages: J. C. Carnahan married Mrs. Hattie T. Lowe on Aug 11, 1897.

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181 **Carney, Felix G. (colored)** **Certificate to practice law.**

Feb 25, 1899, County Court: Felix G. Carney (colored) appeared before the court and moved the court for a certificate that he was 21-years of age, a resident of Rutherford County and was a man of good character, to the end that he could be licensed to practice law in the courts of Tennessee. The court accepted his proof and directed the clerk to certify a copy any time Mr. Carney requested.

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182 **Carson, Dick (colored)** **Died before Mar 12, 1904, intestate.**

Mar 12, 1904, County Court: The court noted the death of Dick Carson (colored) intestate. L. [Lewis] D. Bowling applied for and received Letters of Administration.

1900 Rutherford Co., TN Census: Henry G. Bowliing, 77; Matty Bowling, 66 wife; Jim Richardson, 24 grandson; Matty Richardson, 9 granddaughter; Dick Carson, born Sep 1873 NC (Black) servant.

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183      **Carter, W. [William] P.**                      **Died Feb 17, 1902, intestate.**

Mar 17, 1902, County Court: The court noted the death of W. P. Carter intestate. J. [James] D. Carter had applied for and received Letters of Administration.

Jun 7, 1902, County Court: Fannie [Mary F. McKnight] Carter **vs** J. D. Carter, administrator and others. **W. P. Carter died Feb 17, 1902, intestate.** He owned the following tracts of land in Civil District #23: 1. Tract containing 217 acres. 2. Tract containing 17 acres. There was an encumbrance on the above tracts for the support and maintenance of Miss E. M. Carter during her life, under and by virtue of Robert Carter (deceased). 3. Tract containing 147 acres. The plaintiff, Fannie Carter, was the lawful wife of W. P. Carter (deceased) and was entitled to homestead and dower. The court appointed commissioners to allot and set off to the plaintiff, a homestead worth \$1000 and a dower of one-third in value of the remainder of lands.

Jun 16, 1902, County Court: The commissioners reported as follows. The homestead consisted of two small fields and a wood lot near and around the dwelling house. They set apart as dower, the balance of the tract, after the allotment of homestead. They also included a 10-acre tract on the headwaters of Cripple Creek.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: W. P. Carter, born Jun 4, 1834, died Feb 17, 1902.

Cannon Co., TN Marriages: W. P. Carter married Mary F. McKnight on 16 Mar 1871

1900 Rutherford Co., TN Census: William P. Carter, 65; Fannie Carter, 47 wife; William R. Carter, 28 son; Melvina Carter, 55 sister.

1880 Rutherford Co., TN Census: William P. Carter, 45; Francis Carter, 28; James D. Carter, 8; W. R. Carter, 3.

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184      **Cason, Jeremiah Green**                      **Died Aug 31, 1902, intestate.**

Sep 15, 1902, County Court: The court noted the death of J. G. Cason intestate. Will Cason applied for and received Letters of Administration.

Sep 25, 1902, County Court: The court appointed three commissioners to set apart to Mrs. J. G. [Annie Martin] Cason, widow of the deceased, as much of the assets necessary to support her and her family for one year.

Rutherford Co., TN Mariages: J. G. Cason married Annie Martin on Dec 1, 1874.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Jeremiah Green Cason, born Sep 16, 1852, Wilson County, Tennessee, died Aug 31, 1902, Rutherford Co. TN. Parents: Favor and Mary Helen Carson. Children: Zachariah Taylor Cason, Samuel Perkins Cason, Jerry Green Cason, Charles Martin Cason and Mary Cason. His widow, Annie Martin Cason, died in Murfreesboro on Mar 30, 1939.

1880 Rutherford Co., TN Census: J. G. Cason, 27; A. M. Cason, 25; Charley Cason, 4; Mary Cason, 4.

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185 & 186      **Castleman, W. W. [William Wash]**                      **Died Jul 10, 1899, intestate.**

Sep 19, 1899, County Court: The court noted the death of W. W. Castleman intestate. Charles T. Castleman applied for and received Letters of Administration.

Dec 6, 1899, County Court: Charles T. Castleman, administrator of W. W. Castleman and also in his individual capacity as heir at law of the deceased **vs** Eliza [Louisa Castleman] Pugh and husband G. [George] W. Pugh; Media [Almeda Castleman] Lanius and husband, Sam Lanius; Lutressa [Castleman] Smith and husband [William James] Smith; Burrell or Cap Castleman, all of Wilson Co., TN; Tennie [Tennessee Castleman] Vick of Davidson Co., TN; T. [Thomas] J. Castleman, a resident of Texas; James Tucker, Davidson Co., Tennessee, William Tucker, Sally Tucker, who was possibly married and lived in Illinois [children of Catherine Castleman, who married John D. Tucker]; John Castleman, resident of Kentucky, and against Ella [Louella] Castleman,



Rutherford Co., TN, who was also a creditor of her father's estate, and the unknown heirs of the deceased. **W. W. Castleman died on Jul 10, 1899 intestate.** The deceased left as his only heirs at law the following children and grandchildren, to wit: Charles T. Castleman, Eliza Pugh, Media Lanius, Lutressa Smith, Burrell or Cap Castleman, Tennie Vick whose husband had died, T. J. Castleman, James Tucker, William Tucker and Sallie Tucker, who was married and lived in Illinois. The last three were children of Kit [Catherine Castleman] Tucker who had died many years before his father, and Ella Castleman. They take and own his estate in the proportion of one share to each of them except the children of Kit Tucker. William Tucker and Sally Tucker and the child of Henry Castleman, the defendant John Castleman, would take the share their parents would have taken if living. The deceased died owning a 300-acre tract of land. The personal estate was valued at \$39.45. There was a claim against the estate for \$72.66 and Ella Castleman had an open claim against the estate for taking care of her father. The administrator claimed that the land was not susceptible to division among the heirs without manifest injury to their interests. The administrator prayed for an order to sell the land to pay debts, etc. Apr 12, 1900, County Court: The defendants to the original bill answered as follows: They disputed the amount of the personal estate and the claim of Ella Castleman. They insisted that W. W. Castleman had taken care of her and her child, and had supported her as they lived with him as one of the family without any contract for services. They also insisted that W. W. Castleman (deceased) had stock that would have been sufficient to pay the legitimate debts. The defendants stated that before division of land or proceeds from the sale of the land, there would be consideration for advancements. They claimed that J. N. Baker purchased Charles T. Castleman's interest. Charles T. Castleman and Ella Castleman had been living on the property without paying rent and the complainant wanted a receiver appointed to collect rents and rent out the land. Sep 6, 1900, County Court: Charles T. Castleman, administrator **vs** Ella Castleman and others. The court directed the court clerk to sell the land.

Oct 17, 1900, County Court: The court clerk offered the land at auction and W. B. Pugh and A. D. Pugh purchased the land for \$750.

Feb 5, 1901, County Court: Charles T. Castleman, administrator, made a final settlement.

Mar 7, 1902, County Court: Charles T. Castleman, administrator **vs** Ella Castleman and others. The court ordered the administrator to pay shares as follows: Charles T. Castleman, 1/11<sup>th</sup>. Eliza Pugh, wife of G. W. Pugh, 1/11<sup>th</sup>. Media Lanius, 1/11<sup>th</sup>. Lutressa Smith, 1/11<sup>th</sup>. Burrell or "Cap" Castleman, 1/11<sup>th</sup>. Tennie Vick, 1/11<sup>th</sup>. T. J. Castleman, 1/11<sup>th</sup>. James Tucker, Sally Tucker and William Tucker, 1/11<sup>th</sup>. They received Kit Tucker's share. Henry Castleman's share went to John and Lizzie Castleman, his children. They were residents of Kentucky. Ella Castleman, 1/11<sup>th</sup>. Pelonia [Castleman] Harrison and A. Q. Harrison, 1/11<sup>th</sup>.

Jun term, 1903, County Court: The court determined that J. N. Baker had levied on Charles T. Castleman's interest in the land on Jul 10, 1899. The Circuit Court rendered a judgment on Nov 2, 1899 condemning his interest in the land. The court directed that the interest of Charles T. Castleman went to J. N. Baker.

Aug 7, 1903, Letter from Springerton, Illinois: John McNeal had written the County Clerk of Rutherford Co., Tennessee claiming that he was an heir to the estate of W. W. Castleman (deceased). He stated he was the son of Mary Henrietta McNeal and she was the daughter of Catherine Tucker, daughter of W. W. Castleman.

Davidson Co. TN Marriages: W. W. Castleman married Martha Tennison on Jul 16, 1834

1850 Sanders Dist. [1<sup>st</sup>], Rutherford Co., TN Census: Geo. W. Castleman, 37; Martha Castleman, 35; Louisa Castleman, 14; Catharine Castleman, 12; Thomas Castleman, 10; Henry Castleman, 8; Polonia Castleman, 6; Burrell Castleman, 3; Tennessee Castleman, 1; Mary Strong, 78 VA.

1860 1<sup>st</sup> Dist., Rutherford Co., TN Census: W. W. Castleman, 49; Martha Castleman, 47; Henry Castleman, 17; P. Castleman, 15 f; Burrell Castleman, 12; Temperance Castleman, 11; L. Castleman, 9 f; A. F. Castleman, 5 f; Charles Castleman, 1.

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Jan 25, 1897, County Court: The court noted the death of D. T. Chambers intestate. R. S. Brown applied for and received Letters of Administration for the deceased's estate.

Russell Cemetery, Eagleville, Rutherford Co. TN: D. T. Chambers. Born Oct 1830, died Jan 1897, and wife, Eveline W. Chambers, born Oct 21, 1822, died Sep 1893.

1880 Rutherford Co., TN Census: David T. Chambers, 50; Eveline Chambers, 58.

Tennessee, Records of Union Soldiers. 1861-1865: David T. Chambers enlisted in 1863 and was a member of the Thirteenth Union Calvary.

**Note:** Joseph P. Childress died in 1876 [see Vols 4 & 6]

Nov 20, 1899, County Court: John C. [Carr] Crenshaw and wife **vs** Josie Childress and others. The owners of the lots were Mrs. Mary [Mary K. Childress] Crenshaw, Miss Sarah [Sallie W.] Childress and Miss Josie Childress. They had inherited the same from Mrs. Joe Childress (deceased). There were only two small lots with a tenement house on each and there were three heirs. The clerk recommended the sale of lots at auction.

Dec 18, 1899, County Court: John C. Crenshaw and wife **vs** Josie Childress and others. The clerk offered the lots or parcels of land at auction. W. B. Bragg had bid \$450 for the entire lot. The clerk then subdivided the lot into two parcels. W. B. Bragg purchased both halves for \$487.50. The court also ordered that Sallie B. Keeble receive all the funds due and payable to Josie Childress so long as she had custody and care of Josie Childress. The funds were for her care and maintenance. Josie Childress was as an imbecile.

Jul 25, 1900, Chancery Court: J. C. Crenshaw and wife, et al **vs** Josie Childress. Owners of the land described in the bill were W. C. Bilbro who owned the former interest of Mary Crenshaw, formerly Mary Childress, and Sarah Childress and W. C. Bilbro and Josie Childress were owners of 2/3<sup>rds</sup> interest. There was only one set of improvements, and no water except with the improvements. The C & M recommended sale for partition. W. C. Bilbro had offered \$3000. The C& M recommended the court approve the offer. W. C. Bilbro paid \$2000 for the shares of Mary Crenshaw, formerly Mary Childress, and of Sarah Childress. He was paying \$1000 for the share of Josie Childress. The court accepted and ratified the sale to W. C. Bilbro.

Apr 11, 1901, Chancery Court: J. C. Crenshaw & wife and others **vs** Josie Childress. The attorney and guardian ad litem recommended that the court appoint Sallie E. Keeble trustee for Josie Childress and that the cash on hand and the notes of Bilbro be transferred to her. Josie Childress was an imbecile. She was of age and had been in this condition all of her life. She constantly required attention or oversight of a grownup. Since the death of her mother, Sallie E. Keeble had care and control of Josie Childress. The court would oversee the fund and ensure that expenditures were for her care and maintenance. J. C. Crenshaw, Mary Crenshaw, Sallie W. Childress were willing to have Sallie E. Keeble appointed as trustee and the court agreed.

Oct term, 1901, Chancery Court: Sallie E. Keeble, trustee, signed for two promissory notes for \$250 each executed by W. C. Bilbro and part of the purchase money for the land.

Rutherford Co., TN Marriages: J. P. Childress married Mary B. Keeble on Dec 6, 1871.

1900 Rutherford Co., TN Census: Sallie Keeble, 55; Sara Childress, 25 niece; Josie Childress, 24 niece.

1880 Rutherford Co., TN Census: Mary V. Childress, 27 widow; Mary K. Childress, 7 daughter; Sallie W. Childress, 5 daughter; Josie P. Childress, 4 daughter; Sallie E. Keeble, 34 sister.

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Will dated Feb 4, 1896. Codicil undated.

**First:** The testatrix directed that the executor pay her funeral expenses and her debts from, the first money available to the executor. **Second:** The testatrix gave her daughter, Salene [Childress] Jackson [Lighthall], her piano, silver pitcher and goblets. If the testatrix lived with her at the time of her death, she wanted her to have whatever she had in her house for her sole use and benefit, except the articles she gave to her son, Eugene [Childress], in this item. The testatrix gave her daughter, Annie [Childress] Crockett, the portraits of her mother, sister, Ellen [Phillips] Gilchrist, and her half-brother, John Sumner. The testatrix gave her daughter, Eloise Smith, the portraits of the testatrix and sister-in-law that were in her possession and added the portrait of the testatrix's brother, James [Phillips]. The testatrix gave her son, Eugene [Childress], the few articles of household goods, bedding, provided he lived in a house. If he was not living in a house, her daughter, Salene Jackson, was authorized to dispose of the articles as she saw fit. **Third:** The testatrix let it be known that the articles she gave at various times to certain members of her family were to be considered as gifts, and as they were of little intrinsic value, no charge was to be made for them, subject only to such limitations as she might fix on the shares of her heirs. **Fourth:** The testatrix directed the division of the balance of her estate, real, personal or mixed, into six equal shares subject only to the seventh item of her will. Divide the three Chattanooga bonds in the First National Bank, Murfreesboro, Tennessee, amounting each to \$1000, among her three daughters, Eloise [Childress] Smith, Annie Crockett, and Salene Jackson, her son, Eugene Childress, and the children of her deceased sons, William [Childress] and Horace [Childress] respectively. One share goes to the children of Horace and the children of William, one share. The executor was to divide the remainder of her estate to the best interest of the legatees. The testatrix stated that the shares given to her daughters, Eloise Smith, Annie Crockett, and Salene Jackson were to be for their sole and separate use, free from debts, contracts or liabilities of the present or future husbands. The same restriction applied if the legatees acquired any other interest in the testatrix's estate. The testatrix's son, Eugene, had unsteady habits and she directed that the executor withhold his portion of the estate until he believed that Eugene's habits had reformed sufficiently that he might manage his own estate. If one or more of her children, or the children of her deceased sons died without issue, the testatrix wanted his or her share to revert to his or her nearest surviving relatives, among her descendants, for equal division among them. **Fifth:** The testatrix directed her executor appoint a trustee for the shares given to the children of her deceased sons. The testatrix wanted her executor to appoint a trustee for each share who would give bond and safely and economically manage the fund for the benefit of the children in their support and education. When the children became of age, the trustees would divide the shares between them equally. The testatrix suggested that the executors appoint trustees agreeable to all parties. **Sixth:** The testatrix authorized and directed her executor to name the commissioners for the division of her estate, who would proceed at once with that duty. Upon submission of their report, the executors would turn over the personalty, and make deeds to the realty conforming to the limitations expressed above. If the commissioners believed that it would be best to sell all or any part of the real estate for the purpose of division, and her executors concurred with them, then, and in that event she authorized her executors to make sale thereof on the terms and conditions that they thought best, making deeds thereto. The testatrix intended to give her executors free and ample power to wind up her estate without the aid or intervention of the court. The purpose of this general provision was to cover any such overlooked item of authority and supply such power. **Seventh:** The testatrix willed her daughter, Eloise Smith, five notes, two for \$500 and three for \$550, due Jan 1, 1895, 1896, 1897, 1898 and 1899. Edward P Smith executed them to her for rent of land in Civil District 18, Rutherford Co., and Tennessee. The testatrix gave them for her daughter's sole and separate use, free from debts, claims, liabilities and control of her husband. These notes counted against Eloise Smith in the division among her children as directed in item four, so that she would only get the share directed in item four, but her share will include these notes. The testatrix could collect all or a portion of these notes before her death. The testatrix directed that her daughter receive the notes as they stood when she died, and to charge her only for the amount unpaid. The testatrix directed that the share of realty and personalty willed to her daughter, Eloise Smith, be for her lifetime, and at her death, to her children and representatives of her children per stirpes. **Eighth:** The testatrix nominated her sons-in-law, Henry H. Crockett and Jonathan W. Jackson, as her executors. Either one or both, could after giving bond, qualify and carry out the provisions of this will. **Codicil:**

The testatrix had paid out money for her son Eugene's debts incurred from dissipated habits and the testatrix wanted these debts charged against him in the division of her estate. The testatrix considered all other help she had provided as a gift and there was no charge.

Feb 27, 1900, County Court: The court received the purported will of Mrs. Mary E. Childress (deceased) for probate. The court ordered the will recorded and filed.

Feb 28, 1900, County Court: Henry H. Crockett and Jonathan W. Jackson, the executors nominated in the last will of Mrs. Mary E. Childress (deceased) were approved by the Court.

Jul 6, 1900, County Court: The court appointed Mrs. I. W. [Inez Wade] Childress trustee for Ida Lea Childress, a minor child of W. [William] S. Childress (deceased), and legatee of Mrs. Mary E. Childress (deceased).

Nov 13, 1900, County Court: The court appointed Mrs. S. M. [Shelley Maney] Childress trustee for Miss Lewis Childress, minor child of Horace Childress (deceased) and legatee of Mrs. Mary E. Childress.

Jan 30, 1901, Chancery Court: A. [Andrew] J. Brandon **vs** Eugene Childress Et al. The court ruled that A. J. Brandon recover of the defendant the sum of \$78.41, the amount of judgment in favor of the complainant. Interest for \$42.24 to be included. The court attached the one-sixth interest the defendant owned in a house and lot in Murfreesboro, and the defendants undivided share and interest in and to the 840-acre farm situated in the 18<sup>th</sup> Civil District of Rutherford County. Since the Writ of Attachment had been issued, the executors of M. E. Childress (deceased) had commissioners appointed to lay off and set apart to the heirs and devisees of Mrs. Childress. They assigned the defendant lot #3 containing 126 acres. The court stated that it had successfully reached the one-sixth share in the house and lot. The attachment in this cause impounded Lot #3. The court ruled that these properties were subject to sale for the satisfaction of complainant's debt. Eugene Childress had 90 days to pay the debt before the clerk auctioned the land.

Oct 14, 1901, Chancery Court: A. J. Brandon **vs** Eugene Childress and others. Horace Ready paid his purchase in full. The court vested title in him and issued a writ of possession.

Oct 17, 1901, Chancery Court: A. J. Brandon **vs** Eugene Childress and others. The C & M auctioned lot #3 in the division of the Old Phillips farm and all of the land of Eugene Childress in the division of the estate of Mrs. M. E. Childress (deceased). There was 126 acres in the tract and Horace Ready was the high bidder.

Apr 18, 1903, Chancery Court: H. Crockett and wife, et al **vs** Lewis Childress et al. In her will, the deceased directed that her executor appoint commissioners to partition her land among her children and the descendants of Childress. The commissioners set apart to Nina Childress and Lewis Childress, the only children of Horace Childress (deceased), the son of Mrs. M. E. Childress (deceased), lot No. 4 containing 196 acres. Mr. H. [Hiram] C. Couch and wife, offered to purchase lot No. 4 for \$1500. The C & M recommended acceptance of the offer. The commissioners set apart to Mrs. Annie C. Crockett nee Childress, wife of H. H. Crockett and a daughter of the testatrix, lot No. 5 containing 185 acres. Mr. and Mrs. Crockett had a contract with George W. Beasley to exchange lot No. 5 for a house and lot in the City of Nashville. The C & M recommended approval of the contract. The commissioners set apart to L. [Levi] W. Childress, John W. Childress and Ida Lee Cummings nee Childress, the children and only heirs of W. S. Childress (deceased), son of the testatrix, lot No. 6, containing 180 acres. L. W. Childress, John W. Childress and Ida Lee Cummings nee Childress and husband, William Cummings, had entered into a contract to sell lot No. 6 to George W. Beasley. The children of M. E. Childress (deceased), and Eloise Smith, wife of Edgar Smith, Murfreesboro; Annie C. Crockett, wife of H. H. Crockett, Nashville, TN; Saline Jackson, wife of J. W. Jackson, Chicago, IL; and Eugene Childress, MS. The grandchildren were Nina Lewis Childress, Murfreesboro, TN; L. W. Childress, St. Louis, MO; Mrs. John W. Childress, Washington, D. C.; Ida Lee Cummings, wife of W. Cummings, Chattanooga, TN; Mary, Edgar and Margaret Smith, Murfreesboro, TN; Henry Hall and Mary Crockett, Nashville, TN. Great grandson John W. Childress Jr. lived in Washington, D. C. The court approved the sale of lot No. 4 and vested it in Mr. and Mrs. H. E. Couch. The court approved the exchange of lot No. 5.

Apr 18, 1903, Chancery Court: H. H. Crockett et al **vs** Lewis Childress et al. When complainant Mrs. Shelly Childress, mother of Nina and Lewis Childress, selected a lot or house and lot in the town of Murfreesboro for her daughters, and the C & M approved the selection. The C & M would then pay over to the party or parties selling the property from the proceeds from lot No. 4. The court ordered the C & M to pay the proceeds from the sale of lot No. 6 to L. W. Childress, John W. Childress, and Ida Lee Cummings nee Childress.

Apr 18, 1903, Chancery Court: A. J. Brandon **vs** Eugene Childress et al. Eugene Childress had paid the C & M to redeem a tract of land he had purchased at a sale. The court approved and divested title from Horace Ready. The tract of land contained 126 acres and was lot #3 in the partition of the lands.

May 30, 1903, County Court: The court noted that Mrs. Ida Lee [Childress] Cummings, received \$3500 from her guardian. The court discharged Mrs. Inez Childress from her duties as guardian.

Nov 17, 1903, Chancery Court: Edgar [Edward P.] Smith & wife et al **vs** Mary Smith et al. Mrs. Eloise Smith, wife of Edgar Smith, received a tract of 75 ½ acres known as lot #1. The testatrix devised the land to her for life and at her death to her children who were Mary Smith, Edgar Smith Jr. and Margaret Smith, minors. Edgar Smith and wife, Eloise Smith, and B. N. Justice had entered into a contract whereby the Smiths were to sell to B. N. Justice their tract for \$2200. Due to the bad condition of the fences and buildings on the tract, the complainant recommended the court approve the contract. If she found a piece of real estate that she wished to invest in, then the C & M would handle the payment.

Mar 4, 1903, County Court: The executors made a final settlement with the court.

Rutherford Co., TN Marriages: Mary E. Phillips married John W. Childress on Oct 15, 1861.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Mary E. Childress, born Jun 15, 1829, Davidson Co., TN, died Feb 24, 1900. Spouse: John Whitsett Childress.

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192     **Childress, William S.**                     **Died Nov 1, 1891, intestate. [Cont'd from Vol. 6]**

Jul 6, 1900, County Court: The court appointed Mrs. I. [Inez Wade] W. Childress trustee for Ida Lea Childress, minor child of W. S. Childress (deceased), and legatee of Mrs. Mary E. Childress (deceased).

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193     **Christopher, William Porter**     **Died before Nov 6, 1882, intestate. [Cont'd from Vols. 5 & 6].**

Mar 2, 1896, Mar 17, 1897, County Court: John H. Lee, guardian of John M. Christopher, minor child of W. P. Christopher (deceased), made a settlement with the court.

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194     **Clark, Erasmus Y., [Jr.]**                     **Unsound mind.**

Note: Erasmus Yandell Clark, Sr. died before 3 Sep 1855, intestate [see Vols. 2, 3, 4, 5, & 6]

Nov 12, 1900, County Court: G. [George] W. Williams **vs** Erasmus Y. Clark. Erasmus Y. Clark was a person of unsound mind and incapable of attending to his business affairs without regular guardian. A Davidson Co. Sheriff served him but he had not appeared in court as required. The court appointed a guardian ad litem.

Nov 14, 1900, County Court: G. W. Williams **vs** Erasmus Y. Clark. Petitioner G. W. Williams owned three-fourths interest in the lands described in the petition and Erasmus Y. Clark owned the remaining one-fourth. Clemmie Patton, Cis Woodruff, Beth Clark and defendant Erasmus Y. Clark inherited the land from Yandall Clark (deceased). G. W. Williams had purchased the shares of the women. Erasmus Y. Clark, a person of unsound mind and inmate of "The Tennessee Hospital for the Insane at Nashville", retained title to the remaining share. The tract contained 94 acres with only 20 to 25 acres in cultivation and was not susceptible to partition in kind. The clerk recommended the sale of the land and division of the proceeds.

Dec 24, 1900, County Court: The land was auctioned. G. W. Williams had purchased the land.

Jan 19, 1903, Jun 6, 1904, County Court: The court appointed J. M. Powell guardian for Erasmus Y. Clark.

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195     **Clark, Lee**                                     **Industrial School.**

Jul 31, 1897, County Court: The court ruled that it would be manifestly to the benefit of Lee Clark, age 15, to be committed to the State Industrial School.

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196     **Clark, Thomas B.**             **Date of death unknown.**

Sep 28, 1896, Oct 6, 1896, County Court: W. P. Henderson, administrator of Thomas B. Clark (deceased), made a settlement with the court.

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197     **Clayton, Dr. Henry Holmes**                     **Died Aug 11, 1888, testate. [Cont'd from Vol. 6].**

Oct 11, 1897, Mar 27, 1899, Apr 13, 1900, Mar 27, 1901, County Court: Mrs. H. [Hattie] A. Clayton, executrix of H. H. Clayton (deceased), had made an additional settlement with the court.

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198     **Clemons, Mrs. S. A. [Sarah Gibson]**                     **Died Sep 1900, intestate.**

**Note:** The heirs referenced in this case can be identified in the death of Mollie Pinkard Clemons, who died in 1862, intestate - see Vol 3 for further information on the family.

Nov 5, 1900, County Court: Robert P. Clemons, et al **vs** M. L. Hayes [whose mother was Lucy Clemons Hayes, deceased], et al. Publication had been made in the News-Banner for non-resident, M.L. Hayes and for the unknown heirs, distributees and assignees of Mrs. Mary Clemons Waller and Mrs. Martha Clemons [Daniel] Alexander, who were supposed to be non-residents of Tennessee.

Feb 12, 1901, County Court: Robert P. Clemons, et al **vs** M. L. Hayes, et al. **M. [Meyer] T. L. Clemons had died about 21 years ago leaving his widow, Mrs. S. A. Clemons who died Sep 1900.** She was his second wife. His first wife was Mollie Pinkard Clemons who was the mother of all his children. The second wife held a life estate in 128 acres of land that the petitioner sought to partition in this cause. The remainder would go to the heirs of M.T.L. Clemons as follows:

R. [Robert] P. Clemons, son. Tennessee Clemons, a daughter who had died without issue. Two children of Mary [Clemons] Waller, a daughter who had died and the whereabouts of her children unknown. Last contact was over twenty years ago. The children of Martha [Clemons Daniel] Alexander, a daughter who died and her children lived in Texas. Nancy [Clemons] Hallyburton, a daughter had died and W. [Willis] H. Gibson had purchased her share. The son of Lucy [Clemons] Gilmore, a deceased daughter, who lived in Birmingham, AL. Serena [Clemons] Newman, a deceased daughter who had sold her share to M. L. Hayes before she died.

The interests of the various parties were as follows: 1. Robert P. Clemons, 1/6<sup>th</sup>. 2. W. H. Gibson, 1/6<sup>th</sup> by purchase. 3. M. L. Hayes, 2/6ths, 1/6<sup>th</sup> by purchase and 1/6<sup>th</sup> by inheritance. 4. Two unknown heirs of Mary Waller, 1/6<sup>th</sup>. 5. The unknown heirs of Mary Alexander, 1/6<sup>th</sup>. The court ordered the sale of the land.

Mar 11, 1901, County Court: Robert P. Clemons et al **vs** M.L. Hayes et al. Dr. J. [John] S. Allen had purchased the tract. Dr. Allen complied with the terms of sale. Since that time, Dr. Allen appeared in court and requested that the transfer of the bid to his wife, Mrs. Lena May Allen, and requested that the title be vested in her.

Rutherford Co., TN Marriages: M. T. L. Clemons married Sarah Gibson on November 10, 1863.

1900 Rutherford Co., TN Census: Sarah Clemons, 84 head widow; Willis H. Gibson, 51 son.

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199     **Clemons, Mrs. Sallie E. vs Clemons, Robert P.**                     **Divorce**

Jul 21, 1899, Chancery Court: The couple had married in Rutherford Co. on Nov 27, 1866. They had eight children, four of whom were minors: Charles, aged 18; Addie, aged 15; Mary, aged 12; Hubert, aged 6. The husband had become a drunk and had verbally abused his wife and family to the point it was no longer safe for her to cohabit with him. The court dissolved the Bonds of Matrimony. For alimony, she was allowed 2 mares, a cow and calf, one sow and 6 pigs, 4 shoats, wagon and buggy, lot of corn, plows, wheat crop in field, all household and kitchen furniture except one bed and clothing, and all personalty on the premises except that specifically defendant's. The complainant received the house and three-acre lot as her homestead. If sober, the defendant could visit the youngest child.

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Jul 23, 1896, County Court: William Mitchell, guardian **vs** Mary E. [Enid] Coleman and others. **On this date, the death of William Mitchell, the complainant, was noted.** (See below). The C & M had lent out all the money from the sale of land. The court ordered this money collected by the next term of the court.

Jan 30, 1897, Chancery Court: William Mitchell, guardian **vs** Mary Coleman et al. The sale of land was in the hands of the C & M. The court had ordered him to loan the money on 12 months' time. Mr. William Mitchell, guardian, had \$2000 of the fund, and J. [John] S. Gooch had the remainder. After the death of Mr. Mitchell, Mr. Cannon and Mr. Hancock, attorneys, requested that the C & M call in the loans. The C & M had receipts from Dr. P. [Preston] C. Coleman, father of the minors.

May 14, 1900, District Court, Mitchell County, Texas: W. [Walter] A. Coleman, 19 years old as of Oct 8, 1899, petitioned the court to remove the disability of minority. He argued that he had been in the cattle business in Mitchell County for three years. He had \$1500 under control of the Chancery Court, Rutherford Co. TN, which was only drawing a small sum. The money was from proceeds of land sold and was due him as an heir of Bettie C. Coleman (deceased). He wanted the money to invest in the cattle business. If the court removed the disability of minority, he alleged it would promote his financial interest. The court issued a judgment removing the disability of the minority.

Nov term, 1900, Chancery Court: William Mitchell, guardian **vs** Nancy E. Coleman, et al. The court ruled that Walter A. Coleman was emancipated in the State of Texas and was eligible to receive the money in the hands of the C & M. The court ordered the C & M to collect the money due W. A. Coleman from the parties that it had been loaned to various parties and pay the funds to W. A. Coleman, retaining sufficient funds to pay remaining costs of this cause and \$25.00 to F. Smithson. The C & M reported Mrs. Sallie Coleman received the interest on the funds by order of Dr. Preston Coleman, her father.

**201 Coleman, Charlie State Industrial School.**

Jan 5, 1898, County Court: The court decided it would be manifestly to the interest of Charlie Coleman, a child ten years old, to be assigned to the State Industrial School and held under its charter and by-laws.

**202 Coleman, Flora State Industrial School.**

Jul 23, 1900, County Court: The court decided it would be manifestly to the interest of Flora Coleman, a child eleven years old, to be assigned to the State Industrial School and held under its charter and by-laws.

**203 Coleman, Newton A. Died Mar 7, 1886, intestate. [Cont'd from Vols. 5 & 6].  
Coleman, Sicily A. [Cecily A. Bush] Died July 16, 1892, intestate. [Cont'd from Vol. 6]**

Feb 5, 1896, County Court: Lafayette W. Coleman et al. **vs** N. [Newton] A. Coleman [Jr.] et al. \$1000 of the proceeds of the lands of N. A. Coleman (deceased) had been retained in the court as the homestead interest of the minor children of N. A. Coleman (deceased) to wit: Franklin Coleman, N. [Newton] A. Coleman [Jr.] and Agatha Coleman. The clerk paid E. [Edgar] L. Johnson, guardian of the minors.

Feb 20, 1896, Feb 1, 1897, Feb 7, 1898, Dec 24, 1898, County Court: J. [John] W. Lewis, guardian for John A. Lewis, his own child and minor heir at law of N. A. Coleman (deceased), made a settlement with the Clerk. Feb 1, 1897, Jan 29, 1898, Feb 22, 1899, County Court: The clerk collected the interest. He disbursed it as follows: E. L. Johnson, guardian of Franklin and N. A. Coleman. W. G. Bush, guardian of Agatha Coleman.

Jan 26, 1900, County Court: W. G. Bush, guardian for Agatha D. Coleman, a minor child of N. A. and Sicily A. Coleman (deceased), made a settlement with the court.

Evergreen Cemetery, Murfreesboro, TN: Newton Coleman, 16 Sep 1834 - 7 Mar 1886, and wife, Sicily Coleman, 27 May 1845 - 16 July 1892.

Nov 14, 1899, Chancery Court: Alex Coleman, J. T. Coleman, et al. **vs** Tom Mason, Henry Allen et al. The 1<sup>st</sup> item of the will was as follows: "I want Anora Eliza Jane Coleman and David A. Coleman, my son and daughter, to have all of my property to support them and his wife, Frances [Williams] Coleman, that I may be found am possessed at my death." The 2<sup>nd</sup> item as follows, "I want said property at their death to then be equally divided with my grandchildren. I want Aneliza and David A. Coleman, my daughter and my son to settle up my estate." The complainants asked for a construction of the will to determine: [1] Whether the grandchildren alone, who were living at the date of the death of David A. Coleman, were to take the land to the exclusion of the great grandchildren. [2] Whether the word "grandchildren" in the will refers to those who answered that description at date of death of William A. Coleman, or the date of the death of his widow, or the date of the death of daughter, Ann Eliza. There were differing opinions among the complainants and the defendants as to the meaning of "grandchildren" in the will.

Oct term, 1900, Chancery Court: Alex Coleman, J. T. Coleman and others **vs** Tom Mason, Henry Allen and others. William A. Coleman died in Rutherford County owning 183 acres in the 4<sup>th</sup> Civil District and a small lot of household goods previously sold. The deceased left surviving him his widow, Frances Coleman, and the following descendants: [1] David A. Coleman, son. [2] Ann Eliza Coleman, daughter. [3] Rebecca [Coleman] Coleman, daughter, died after her father and left surviving her, Alex, J. T. and W. H. Coleman. Alex Coleman, J. T. Coleman, W.H. Coleman, grandsons and sons of Rebecca Coleman, wife of William C. Coleman, also deceased. [4] Fannie [Frances Coleman] Carter, Medora [Coleman] Epps, Della [Coleman] Potts, Alice [Coleman] Mason, Mrs. Tommie [Coleman] McCanless, grandchildren and the children of W.B. [William Belfield] Coleman, a son of William A. Coleman (deceased) and who had died before his father. [5] Melvina ["Bettie" Coleman] Allen, daughter. [6] Dollie A. Barnes, granddaughter and daughter of Pink [Louvenia Coleman] Barnes, daughter of the deceased who had died before her father. In order of time was the death of the widow of the deceased, Melvina Allen, and Ann Eliza Coleman. Mrs. Allen had two children, W. H. Allen and I. C. Allen, husband of defendant Mrs. Bettie Allen. I. C. Allen died leaving two children, Henry Allen and Chesteen Allen, two of the defendants. David A. Coleman died in 1899 and at his death; the parties named in the caption were living. Due to the number of descendants, it was not possible to divide the land fairly and equitably among those entitled requiring the sale of the land for partition.

Jan 1, 1901, Chancery Court: Alex Coleman, et al **vs** Tom Mason. The commissioner auctioned the land on Nov 24, 1900. They divided it into three tracts as follows: Tract #1 contained 72 ¼ acres. Tract #2 contained almost 52 acres. Tract #3 contained almost 59 acres. The family reserved a-half acre of lot #3 for a family cemetery. The court approved the sale and divested all rights, title and interest of Alex Coleman, et al., and vested it in W. E. Hodge. The court also issued an interpretation of the will of William A. Coleman (deceased) stating that the will restricted those who were to take the property of the deceased to those who were grandchildren at the death of all three of the beneficiaries named in the will, Ann Eliza Coleman, Frances Coleman and David A. Coleman. The court listed the following as living grandchildren of William A. Coleman (deceased) at the death of David A. Coleman, to wit: J. T. Coleman, Alex Coleman, W. H. Coleman, Fannie Carter, Medora Epps, Della Potts, Tommie McCanless, Dollie A. Coleman [Barnes] and W. H. Allen.

Feb 2, 1901, Chancery Court: Alex Coleman, et al **vs** Tom Mason, The personalty was sold.

Oct 15, 1901, Chancery Court: Alex Coleman, et al **vs** Tom Mason. W. H. Allen was a person of unsound mind, without sufficient mental capacity to manage funds. The court appointed R.H. Lee trustee to manage the fund.

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205 **Collette, Annie Mai [Mosby] vs Collette, W. T.** **Divorce.**

Oct 18, 1901, Chancery Court: The couple were married in Davidson County on May 10, 1900 and lived together until Sep 6, 1901 when they separated and have not lived together since. The defendant had failed to provide for her in any way. The court dissolved the Bonds of Matrimony that had existed between the couple.

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206 **Collier, Jesse Anderson** **Died Jun 9, 1880, testate. [Cont'd from Vols. 5 and 6].**

Mar 2, 1896, County Court: N. [Newton] C. Collier and John A. Collier, trustees for Mrs. Lula [Collier] Smith, under the will of Jesse A. Collier (deceased), had made a settlement with the court.

Mar 15, 1897, Mar 7, 1898, Feb 27, 1899, Mar 19, 1900, Jan 21, 1902, Mar 7, 1904, County Court: N. C. Collier, surviving trustee, under the will of Jesse A. Collier (deceased), had made a settlement with the court.

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207 **Collier, John A.** **Died Jun 20, 1896, intestate.**

Jun 29, 1896, County Court: The court noted that John A. Collier had died intestate. N. [Newton] C. Collier had received Letters of Administration. Mrs. Fanny [Susan F. Brewer] Collier, the deceased's widow, had appeared in court and relinquished her rights of administration. The court appointed commissioners to set apart to Mrs. Fanny Collier, widow, one year's support for her and her family out of the personal estate.

Sep 25, 1896, Jun 14, 1897, County Court: N. C. Collier, administrator, had made a settlement.

Dec 21, 1896, County Court: N. C. Collier, administrator for John A. Collier (deceased), in his life time, guardian of Mary E. and Benjamin H. Pitts, minor children of John Pitts (deceased), had made a final settlement.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: John A. Collier, born Jun 21, 1823, Alabama, died Jun 20, 1896. Spouse: Susan F. Collier.

Rutherford Co., TN Marriages: John A. Collier married Susan F. Brewer, Aug 21, 1851.

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208 **Comer, C. R.** **Died Aug 4, 1896, intestate.**

Sep 7, 1896, County Court: Mrs. M. J. [Mary Jane "Dolly" McClaren] Comer **vs** Richard Ransom and others. The deputy sheriff had been unable to execute a process on defendant C. R. Comer, the only heir and distributee at law of George [M.] Comer (deceased) except petitioner because he had died. The petitioner moved the court to dismiss the petition and the court did.

Comer Cemetery, Rockvale, Rutherford Co., TN: C. R. Comer, born 4 Oct 1893, died 4 Aug 1896, son of G. M. & Mary Jane Comer.

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209 **Comer, G. [George] M.** **Died May 28, 1896, intestate.**

Jun 13, 1896, County Court: The court noted that G. [George] M. Comer had died intestate. Richard Ransom applied for and received Letters of Administration. The court appointed three commissioners to set apart to Mrs. Dolly [Mary Jane McClaren] Comer, widow of G. M. Comer, one year's support for herself and her family out of the personal estate of her husband's estate.

Nov 30, 1896, County Court: The administrator presented the court an inventory and sale list of the personal property of G. M. Comer (deceased).

Nov 25, 1898, County Court: R. Ransom, administrator of the estate of G. M. Comer (deceased), made a final settlement with the court.

Rutherford Co, TN Marriages: G. M. Comer married Mary J. McClaren on May 31, 1872.

Comer Cemetery, Rockvale, Rutherford Co. TN: G. M. Comer, born Dec 1848, died May 28, 1896.

1880 Rutherford Co., TN Census: George Comer, 30; M. J. Comer, 26 wife.

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210 **Comer, Mrs. Mary Jane** **Died Jun 29, 1902, testate.**

**Note:** Mary Jane Comer, who married and divorced W. N. Williams, was the sister of Charles Read Comer and George M. Comer, who are listed above.

Will dated Jun 26, 1902. .

**First:** The willed her daughter, Bettie Taylor, everything in the house that was hers with the following exceptions: She willed her son, G. [George] C. Williams, 3 or 4 quilts, one coverlet and one counter pain, 2 pillows, 2 slips and pillow shams, 2 sheets and some of her cloths, 2 or 3 dresses as keepsakes. She also willed him her picture that had been enlarged. **Second:** The testatrix wanted her farm sold and after the payment of all debts and expenses from the proceeds, her son, G. C. Williams and daughter, Bettie Taylor would divide equally the remainder. They would also divide any money from growing crops and her cow.

Jul 14, 1902, County Court: The court ordered the will recorded and filed. The testatrix did not appoint an executor, so F. M. Carlton applied for and received Letters of Administration.

Mar 7, 1904, County Court: F. M. Carlton, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: W. N. Williams married Mary J. Comer on 21 Jan 1861.

1850 Rutherford Co., TN Census: Casander Comer, 32; Elizabeth A. Comer, 7; Mary J. Comer, 6; Charles R. Comer, 5; George Comer, 3.

1870 Rutherford Co., TN Census: M. J. Comer, 35 divorced; Casanda Comer, 64 mother; Elizabeth Williams, 10 daughter; George Williams, 17 son.

Comer Cemetery, Rockvale, Rutherford Co. TN: Mary Jane Comer, born Sep 20, 1844, died Jun 29, 1902.

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211 **Compton, Richard H.** **Died Jul 26, 1899, intestate.**  
**Compton, Emma N. [Vaught]** **Died May 5, 1904, intestate**

May 9, 1904, County Court: The court noted the death of Mrs. E. N. [Emma N. Vaught] Compton intestate. Alex Bell applied for and received Letters of Administration.

Jun 25, 1904, County Court: The court appointed Sam Vaught guardian of Glennie and James R. [Roy] Compton, minor children of R. H. Compton (deceased).

Aug 15, 1904, County Court: Alex Bell et al **vs** Sam Vaught, guardian et al. The clerk recommended the sale of the land as the 70 acres which was not susceptible to partition in kind.

Sep 19, 1904, County Court: Alex Bell et al **vs** Sam Vaught, guardian et al. C.M. Medling purchased the land. The court divested all rights, title and interest from Alex Bell and wife, Mollie [Compton] Bell, Jesse R. Overall and wife, Nora J. [Compton] Overall, Mattie Compton, Sam H. Compton, O. [Oscar] A. Compton, T. E. Compton, R. N. Compton, Glennie Compton, James R. [Roy] Compton, and Sam Vaught, guardian.

Rutherford Co., TN Marriages: Richard H. Compton married Emma H. Vaught on Dec 3, 1866.

Milton Cemetery, Milton, Rutherford Co. TN: R. H. Compton, born May 30, 1844, died Jul 26, 1899. Emmer N. Compton, born Dec 25, 1848, died May 5, 1904.

1900 Rutherford Co., TN Census: Sam Compton, 19 head; Emma Compton, 52 mother widow; Mollie Compton, 25 sister; Mattie Compton, 22 sister; Wesley Compton, 15 brother; Glennie Compton, 12 sister; Roy Compton, 11 brother.

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212     **Cothron, John H.**           **Died before Feb 19, 1898, intestate.**

Feb 19, 1898, County Court: The court appointed Millie J. Cothron guardian of Mary E., James F., Eron T., William L. and John B. Cothron, minor children of John H. Cothron (deceased).

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213     **Couch, Dr. Robert W.**           **Died Jul 7, 1899, intestate.**

Dec 28, 1902, Chancery Court: W. [William] J. Couch, Mrs. L. W. [Lucinda "Lucy" W. Tucker] Couch, widow of R. W. Couch (deceased), and residents of Coffee Co., TN; Robert L. Couch, resident of Dallas Co., Texas; and K. D. Overall and wife, Mary [Couch] Overall, residents of Rutherford Co. **vs** W. [William] D. Holden, Rutherford Co., Willie Ramsey, Lucile and Lizzie Ramsey, residents of Warren Co., TN, minors.

**R. W. Couch, the father of Robert L. Couch, W. J. Couch and Mrs. Mary Overall, and the husband of Mrs. L. W. Couch and maternal grandfather of minor heirs Willie Ramsey, Lucille and Lizzie Ramsey, died intestate in Jul 1898 [1899??].** He owned a 70-acre tract of land in Rutherford County. Deceased left the following lawful heirs: wife, Mrs. L. W. Couch, W. J. Couch and Robert L. Couch, sons, and Mrs. Mary Couch Overall. Mrs. Lizzie Couch Ramsey, another daughter who was mother of defendant minor heirs had died. The complainants sold to W. D. Holden all the right, title and interest in the above tract.

Oct 18, 1903, Chancery Court: W. J. Couch et al **vs** W. D. Holden, et al. The widow, Mrs. L. W. Couch, had not been assigned homestead and dower but she had agreed to accept one-fifth of the proceeds of the sale in lieu of her homestead and dower.

Oct term, 1903, Chancery Court: W. J. Couch et al **vs** W. D. Holden, et al. The court approved the sale of the land to W. D. Holden and directed that Mrs. Lucy W. Couch receive one-fifth interest in the proceeds in lieu of homestead and dower.

Rutherford Co., TN Marriages: Robert W. Couch married Lucy W. Tucker on May 26, 1860.

Hollywood Cemetery, Wartrace, Bedford Co., TN: Dr. Robert W. Couch, born Mar 13, 1824, Bedford Co., TN, Died Jul 7, 1899, Rutherford Co. TN. Spouse: Lucinda W. Couch..

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214     **Court, Mrs. Mary E.**           **Died before Oct 11, 1904, testate.**

**Note:** A copy of the will of Mrs. Mary E. Court (deceased) is not available.

Oct 11, 1904, Chancery Court: Mrs. Mary E. Snell et al **vs** Mrs. Mary E. Greer, et al. **The Court noted the death of Mrs. Mary E. Court since the last term of court.** The court agreed her two daughters; Sallie Snell and Mrs. Dora Childress, wife of E. H. Childress succeeded her as owners of the property in question. The defendant, Mrs. Mary E. Greer had married \_\_\_\_\_ Cook.

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215     **Covington, Champness Andrew Jackson**   **Died Sep 18, 1893, intestate. [Cont'd from Vol. 6].**

Mar 16, 1896, County Court: Charley Covington and Jennie Covington, aged 17 and 15 respectively, were entitled to \$6.66 respectively. Henry Covington, administrator, was to pay the minors without a guardian.

Mar 28, 1896, County Court: The clerk had reported that the purchaser of the land had paid in full. He distributed funds to Henry Covington, administrator, who was assignee of the following: Lucinda [Covington] Williams; Tabitha ["Pink" Covington] Jones; A. [Andrew] J. Covington; William Covington; Martha [Covington] Fields; Thomas Covington. The clerk also distributed funds to the following: Thomas Covington as assignee of W. T. Covington; D. J. Covington; W. B. Coleman as assignee of D. L. Covington; Jimmie [Covington] Stone; Julia [Covington] Smithy; J. Henry Covington; minors, Charley Covington & Jennie Covington; W. [Wesley] Whitby, guardian of Allie, Lewis, Katie, Lula and Tommie Whitby; Sam L. Covington; and, Emma Lambert.

Apr 6, 1896, County Court: Henry Covington, administrator of the deceased's will, made a settlement.

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216 **Cowan, George W.** Died before Oct 24, 1892, intestate. [Cont'd from Vol. 6].

Jul 6, 1897, County Court: C. [Caswell] M. Smith, guardian for Carrie G. Cowan, minor child of G. W. Cowan (deceased), made a settlement with the court.

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217 **Cowan, Nelson (colored)** Died before Apr 11, 1901, intestate.

Apr 11, 1901, Chancery Court: Nelson Cowan and wife **vs** J. [Jesse] W. Sparks. The court noted **the death of the complainant, Nelson Cowan**. The following were heirs of the deceased: Fannie [Cowan] Wade, wife of Ransom Wade, resident of Davidson Co., TN. Mary [Cowan] Wade, wife of Quill Wade, resident of Rutherford Co., TN. Edith Cowan Howse, a resident of Chicago, Illinois.

Aug 24, 1901, County Court: The court noted the death of Nelson Cowan [colored] intestate. C. [Charles] R. Holmes requested and received Letters of Administration.

Oct 19, 1901, Chancery Court: Nelson Cowan (colored) **vs** J. W. Sparks. The court summoned the following people to hear any objections to the revival of a suit against them, to wit: Charles R. Holmes, administrator; Fanny Wade and husband, Ransom Wade; Mary Wade and husband, Quill Wade. Publication was made for Edith Howse, formerly Edith Cowan, daughter and heir at law of Nelson Cowan (deceased) requiring her to appear in court. Edith Howse answered in her own name as her husband had deserted her.

Nov 22, 1901, Chancery Court: The court decreed that J. W. Sparks recover of C. R. Holmes, administrator of Nelson Cowan (deceased) \$187.32. The C & M was to sell the land after 60 days.

Oct 18, 1902, Chancery Court: Nelson Cowan and wife **vs** J. W. Sparks. The C & M struck off the land to Quill Wade [colored] and Ellis Anderson [colored] for \$480. They paid in cash. The court approved the sale.

Rutherford Co., TN Marriages: Nelson Cowan married Miley Palmer on Aug 27, 1865. Nelson Cowan married Sallie Mitchell on Nov 26, 1871.

1880 Rutherford Co., TN Census: [all Black] Nelson Cowan, 54; Sallie Cowan, 50; Mary Cowan, 13; Edie Cowan, 8; Fanny Cowan 7; Nelson Cowan, 5; Sarah Cowan, 1; Mike Mitchell, 22 stepson; Carry Mitchell, 16.

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218 **Cower, Mrs. E. D.** Died before Jul 17, 1899, intestate.

Jul 17, 1899, County Court: The court noted the death of Mrs. E. D. Cower intestate who had been dead for more than six months. The Public Administrator was to administer the estate.

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219 **Cox, Thomas Wiley, Sr.** Died Nov 4, 1896, intestate.

Nov 23, 1896, County Court: The court noted the death of Thomas W. Cox intestate. Mrs. Emma J. [Overall] Cox, M. S. F. [Fletcher] Cox and T. W. Cox [Jr.] received Letters of Administration.

Nov 23, 1896, County Court: The court appointed commissioners to set apart to Mrs. Emma J. Cox, widow, as much assets as may be necessary for the support of the widow and her family for one year.

Apr 4, 1899, Apr 4, 1901, County Court: The court appointed Mrs. Emma J. Cox guardian of Lula May Cox, a minor child of T. W. Cox (deceased).

Sep 11, 1899, County Court: Mrs. Emma J. Cox, M. S. F. Cox and T. W. Cox, administrators of the deceased's estate, made a settlement with the court.

Fletcher Cemetery, Rutherford Co. TN: Thomas W. Cox, Sr., born Oct 7, 1845, died Nov 4, 1896; & wife, Emma J. Cox, born Mar 22, 1850, died Aug 6, 1912.

Rutherford Co., TN Marriages: T. W. Cox married Emma Overall on Feb 1, 1870.

1880 Rutherford Co., TN Census: Thomas W. Cox, 34; Emma Cox, 34; M. S. Fletcher Cox, 9; Jessie S. Cox, 7; Thomas W. Cox, 5; William M. Cox, 3; S. C. Nesbitt, 72 grandmother.

1900 Rutherford Co., TN Census: Emma J. Cox, 50 widow; Thomas W. Cox, 25; William M. Cox, 23; Loula M. Cox, 8; Lucretia Fletcher, 73 aunt.

U. S. Civil War Records & Profiles, 1861-1865: Thomas W. Cox, Private, Company A, Tennessee 4<sup>th</sup> Infantry.

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220     **Cox, Samuel M.**             **Died Dec 20, 1891.**

**Note:** For more information about this case, refer to Rufus Sullivan in Vol. 6.

Jul 29, 1898, Chancery Court: James R. Sanders **vs** H. R. Sullivan et al. The court appointed Rufus Sullivan guardian of the complainant, James R. Sanders, with Samuel Cox and H. R. Sullivan as securities. James R. Sanders became 21-years old on Jun 1, 1897. Samuel Cox died many years ago insolvent and H. R. Sullivan was insolvent. **Rufus Sullivan died intestate in Mar 1894.** H. R. Sullivan qualified as his administrator.

Rutherford Co., TN Marriages, Samuel Cox married Eliza Sanders on Aug 8, 1844. Rufus D. Sullivan married Sarah Elizabeth Cox on Nov 18, 1868.

Bowling Cemetery, Lascassas, Rutherford Co., TN: Samuel Marion Cox, born Aug 29, 1820, died Dec 20, 1891, & wife, Eliza Catherine Cox, born May 1, 1827, died Dec 28, 1910.

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221     **Cranor, Samuel Black**             **Died Sep 26, 1901, intestate,**

Sep 26, 1901, County Court: The court noted the death of S. B. [Samuel Black] Cranor intestate. W. [William] C. Bilbro applied for and received Letters of Administration. The court appointed three commissioners to set apart to Mrs. Fannie [Bilbro] Cranor, widow of S. B. Cranor, as much of the crop, stock, provisions and money on hand, or due, or other assets, as might be required for the support of the widow and her family for one year.

Nov 26, 1904, County Court: The court appointed Mrs. Fanny Cranor guardian for Mary Bilbro Cranor, minor child of S. B. Cranor.

Dec 24, 1904, County Court: W. C. Bilbro, administrator, made a final settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Samuel Black Cranor, born Oct 30, 1859, died Sep 26, 1901. Spouse: Frances Louise Cranor.

1900 Rutherford Co., TN Census: S. B. Cranor, 40; Fannie Cranor, 36; Mary B. Cranor, 12.

1880 Rutherford Co., TN Census: Mrs. Sallie Bilbro, 46 widow; William C. Bilbro, 17 son; Fannie Bilbro, 16 daughter; Bettie Bilbro, 14 daughter; Katie Bilbro, 11 daughter.

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222     **Cranor, William. R.**             **Died Jul 2, 1898, intestate.**

Sep 21, 1898, County Court: The court had noted the death of W. [William] R. Cranor intestate. George F. Cranor had applied for and received Letters of Administration.

Milton Cemetery, Milton, Rutherford Co. TN: William R. Cranor, born Aug 12, 1850, died Jul 2, 1898.

1880 Rutherford Co., TN Census: M. A. Cranor, 59; A. R. Cranor, 32 daughter; W. R. Cranor, 29 m; A. P. Cranor, 26 m; S. B. Cranor, 20 m.

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223 **Crawford, William C. Died before Mar 12, 1904, testate.**

Will dated Feb 15, 1899.

**First:** The testator directed the payment of his funeral expenses and all his debts as soon after his death as possible. **Second:** The testator bequeathed to his son, J. [John] B. Crawford, the farm where the testator lived while he lived. It consisted of 40 acres in the 17<sup>th</sup> Civil District. His son, Marion [F.] Crawford, would live on the farm, control it, and give J. B. Crawford support from the farm. At the death of J. B. Crawford, the executor would sell the farm and divide the proceeds equally between his other two children, W. [William] P. Crawford and Marion Crawford. **Third:** The testator nominated J. T. McKnight to be his executor. **Fourth:** The testator gave all his personal property on the farm to his son, Marion Crawford. **Fifth:** The testator gave his son, J. B. Crawford, \$200. He had already given his son, W. P. Crawford \$158. The testator decreed that the executor divide any money equally between his three sons, W. P. Crawford, Marion Crawford and J. B. Crawford.

Mar 12, 1904, County Court: The court ordered the will recorded and filed.

Aug 1, 1904, County Court: J. T. McKnight, executor, made a final settlement with the court: \_

Rutherford Co. TN Marriages: William Crawford married Nancy Bell on Jan 5, 1837.

1880 Rutherford Co., TN Census: William Crawford, 66; Nancy Crawford, 60 wife; Marion Crawford, 29 son; John Crawford, 26 son; Sallie Bell, 25 niece.

1900 Rutherford Co., TN Census: William C. Crawford, (Sep 1812) widowed; John B. Crawford. (Apr 1854) son; Marion F. Crawford, (Jun 1850) son; Etta Crawford, (Oct 1866) daughter in law; Annie B. Crawford, (Aug 1891) granddaughter; Duffy Crawford, (Jul 1893) granddaughter.

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224 **Creech, John W. Died Feb 1892, intestate. [Cont'd from Vol. 6].**

May 10, 1897, County Court: Amanda [Swann] Creech, guardian of Thomas Creech, a minor child of John W. Creech (deceased), made a settlement with the court.

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225 **Crenshaw, Charles A. Died Apr 23, 1896, intestate. Memphis, TN.**

May 30, 1896, County Court: The court noted the death of C.A. Crenshaw intestate. Mrs. C. L. [Charlotte Lavenia Robertson Manning] Crenshaw had applied for and received Letters of Administration for her husband's estate. The court appointed commissioners to set apart to Mrs. C. L. Crenshaw, widow of C. A. Crenshaw (deceased), support for herself and her family.

Sep 21, 1896, County Court: Mrs. C. L. Crenshaw, administratrix of her husband's estate, made a settlement.

Jul. 20, 1897, County Court: The court appointed Mrs. C. L. Crenshaw guardian of Lyda Crenshaw, a minor child of C. A. Crenshaw (deceased).

Williamson Co, TN Marriages: Charles A. Crenshaw married Mrs. Lavinia Manning on Nov 12, 1867.

Davidson Co., TN Marriages: John F. W. Manning married C. L. Robertson on Nov 23, 1853.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Charles A. Crenshaw, born Dec 19, 1835, died Apr 23, 1896, Memphis, TN, and wife, Levenia Crenshaw, born Sep 8, 1839, died Feb 1, 1918.

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226 **Crichlow, James Died Apr 8, 1872, intestate. [Cont'd from Vol. 5].**

Apr 26, 1897, County Court: John J. Lawing had qualified on May 6, 1872 as administrator of the estate of James Crichlow (deceased). **John J. Lawing had died.** T. G. Ivie had applied for and received Letters of Administration de bonis non on the deceased's estate.

May 24, 1897, County Court: The court received an inventory of the deceased's personal estate.

Sep 7, 1897, County Court: T.G. Ivie, administrator, made a final settlement with the court.

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227     **Crichlow, John B.**                     **Died Feb 17, 1900, testate.**

Will dated Nov 8, 1894.

The testator desired that his executors pay his funeral expenses and just debts as soon as possible with the first money available. The testator willed and bequeathed his wife, Martha J. [Long] Crichlow, all of his stock, buggy and harness, all of his notes, accounts and money, and all of his household and kitchen furniture during her natural life. At the death of his wife, Martha J. Crichlow, his nieces and nephews and his wife's nieces would receive equal shares of the testator's property not otherwise disposed of. The testator willed his nephew, John R. Neely, his part of the wagons, machinery and all of the farm implements. If the testator's wife desired at any time to sell any or all of the stock, she could do so, privately or publically. The testator nominated his wife, Martha J. Crichlow, as his executrix to fully carry out and execute his last will and testament.

Mar 14, 1900, County Court: The court ordered the will recorded and filed.

Williamson Co., TN Marriages: John B. Crichlow married Martha J. Long on Dec 21, 1843.

Long Cemetery, College Grove, Williamson Co. TN: John B. Crichlow, born Aug 5, 1820, died Feb 17, 1900.

1880 Rutherford Co., TN Census: J. B. Crichlow, 59; M. J. Crichlow, 55; J. R. Neely, 26 nephew; S. R. Neely, 22 niece; M. A. Neel, 1.

U. S. Appointments of Post Master: J. B. Crenshaw, Feb 25, 1849, Peytonville, Williamson Co., TN

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228     **Crocker, Miss Claudia**     **Died before Dec 3, 1900, intestate.**

Dec 3, 1900, County Court: The court noted the death of Miss Claudia Crocker intestate. J. W. Morgan had applied for and received Letters of Administration

Mar 7, 1904, County Court: J. W. Morgan, Administrator, made a final settlement with the court.

1900 Rutherford Co., TN Census: Claudia Crocker, 70 single boarder, was living with Richard Clark family.

1880 Rutherford Co., TN Census: Rebecca Crocker, 55; Claudia Crocker, 53.

1860 Rutherford Co., TN Census: E. Crocker, 69; R. Crocker, 40; C. Crocker, 38.

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229     **Crocker, Mrs. Elizabeth**                     **Died Jul 12, 1888, intestate in McLennan Co., Texas.**

Mar 11, 1901, County Court: G. [Granville] S. Ridley, administrator of Elizabeth Crocker (deceased), made a final settlement with the court.

Bashaw Creek Cemetery, Manchester, Coffee Co., TN: Elizabeth Crocker, born Sep 10, 1821, Rutherford Co. TN: died Jul 12, 1888, Moody, McLennan Co., TX. Spouse: Sherwood Green Crocker. Children: Sherwood Leander, Napoleon Bonaparte Crocker, Elizabeth Amanda Lamb, Henry Foxter Crocker, Sarah Sallie Elliott, Thomas Nathaniel Crocker, Mary Vinson Lusk.

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230 **Crockett, Anthony S.** **Died before 1870 Census, intestate.**

Dec 11, 1897, County Court: The court noted the death of A. [Anthony] S. Crockett intestate. He had been dead for over six months. The court assigned the Public Administrator to manage the estate.

Mar 14, 1898, County Court: C. [Charles] R. Holmes and others **vs** A. [Anthony] F. Crockett and others. The court clerk reported that A. S. Crockett (deceased) left four children to wit: Sallie [Crockett] Ridley, Fannie [Crockett] Hall, A. [Anthony] F. Crockett and Anna [Crockett] Finley. He had \$5.50 in personal assets and a 62-acre tract of land in the 11<sup>th</sup> Civil District. There were \$674.62 in claims against the estate. Due to the insolvency of the estate, the court ordered the real estate sold at auction

Apr 18, 1898, County Court: C.R. Holmes et al. **vs** A. F. Crockett et al. Knox Ridley purchased the land.

Jun 25, 1900, County Court: After paying out costs, the commissioner was to use the funds to pay debts.

Oct 8, 1900, County Court: C. R. Holmes, Public Administrator, had made a final settlement with the court.

Nov 26, 1900, County Court: C.R. Holmes and others **vs** A. F. Crockett and others. The clerk had used all the purchase money to make payment on debts, attorney fees, commissions and costs.

Rutherford Co., TN Marriages: Anthony S. Crockett married Octavia Miller on Dec 21, 1852.

1870 Rutherford Co., TN Census: Octavia Crockett, 40 widow; Sarah Crockett, 16; Francis Crockett, 14 (f); Anthony Crockett, 9; Anna Crockett, 7.

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231 **Crockett, Lucetta E. [Harrison]** **Died before Jan 26, 1901, intestate.**

Jan 26, 1901, County Court: The court noted the death of Mrs. L. E. [Lucetta E. Harrison] Crockett intestate. D. [Dandridge] M. Crockett applied for and received Letters of Administration.

Mar 7, 1904, County Court: D. M. Crockett, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Dandridge M. Crockett married Lucetta E. Harrison on Mar 9, 1843.

1900 Rutherford Co., TN Census: Hiram Johns, 31; Fannie Johns, 36; Dandridge M. Crockett, 77 father-in-law; Lucy E. Crockett, 73 mother in law; Clifford Johns, 19 nephew

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232 **Cromer, Evalina D. [May]** **Died Feb 3, 1899, intestate.**

Jul 19, 1899, Chancery Court: R. [Robert] S. Brown, trustee **vs** J. [Joseph] H. Cromer and wife. **The court noted the death of Mrs. Eva Cromer.** The court ordered the crossbill in the Chancery Court filed by next friend against R. S. Brown, trustee J. H. Cromer et al be revived in the name of her children:

[1] S. F. [Sarah Frances "Fannie" Cromer] Crutcher and her husband, J. [John] A. Crutcher of McKinney [Collin Co.], Texas. [2] R. [Richard] A. Cromer, Uniontown, Alabama. [3] N. [Nancy "Nannie"] S. Eudaily and husband, A. L. Eudaily, of Williamson Co., TN: [4] Joe [Joseph] G. Cromer (bankrupt). [5] [Mary] Lou [Cromer] Christopher and husband, Frank Christopher, Rutherford Co., TN. [6] J. [Julia Rebecca Cromer] Stammer and husband, Will [William S.] Stammer. [7] John D. Cromer (bankrupt). [8] Burney Gentry, a minor without guardian, who sued and revived in the name of John D. Cromer, his next friend. 9] Charles Holmes, administrator of Mrs. Evaline Cromer (deceased).

Oct 12, 1901, Chancery Court: R. S. Brown, trustee **vs** J. H. Cromer and wife. The trustee reported that he had collected the first deferred payment on the real estate, including the cash payment, he had \$3677.76 that included the cash payment of \$1000 to J. H. Cromer in lieu of homestead. The court ordered the trustee to prorate the funds among the beneficiaries.

Oct 16, 1901, Chancery Court: R. S. Brown, trustee **vs** J. H. Cromer and wife. The C & M listed the beneficiaries under the Deed of Trust made by J. H. Cromer to R. S. Brown, Trustee. J. [Joseph] G. Cromer; D. C. Manier; B. F. [Frank] Christopher; J. G. Wallace; J. F. Floyd; Mrs. Jane George; J. C. & R. E. Williams; Mitchell & Howse; A. M. Overall; Street & Spain; Hickman Weakley; Walter Cole; Margaret Lamb; John Bigger; R. [Richard] A. Cromer, administrator, John B. Gentry's estate; Mrs. Laura Burns; Shelton & Henderson.



Oct 15, 1902, Chancery Court: R. S. Brown, trustee **vs** J. H. Cromer and others. The trustee had collected the remaining purchase money to be prorated among the beneficiaries of the trust deed.

Marriage Registry, Rutherford Co. TN: Joseph H. Cromer obtained a marriage license to marry Eveline D. May on Nov 29, 1852. They were actually married on Dec 1, 1852.

Cromer Cemetery, Rutherford Co. TN: Evalinda D. May Cromer, born Dec 3, 1833, died Feb 3, 1899. Wife of Joseph H. Cromer, CSA Veteran who survived her.

1880 Rutherford Co, TN Census: Joseph H. Cromer, 48; Eveline Cromer, 46; Richard F. Cromer, 22; Nancy S. Cromer, 16; Mary Lou Cromer, 14; Eveline Cromer, 11; Julia R. Cromer, 9; John D. Cromer, 7.

1870 Rutherford Co., TN Census: Joseph Cromer, 38; Fannie Cromer, 36; Ema Cromer, 16; Robert Cromer, 14; Richard Cromer, 12; Alice Cromer, 11; Joseph Cromer, 8; Nancie Cromer, 7; Mary Cromer, 5; Eveline Cromer, 2.

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233     **Daniel, George A.**                             **Unsound mind.**

Apr 23, 1896, County Court: A jury examined G. [George "Jesse"] A. Daniel and found him totally incapable of managing himself and his property and had been in this condition for over eight months. They also reported that G. A. Daniel owned a 271-acre tract in the 19<sup>th</sup> District that was in excellent condition. He also had numerous livestock and a moderate quantity of grain on hand. G. A. Daniel was the father of the following children: W. [William] G. Daniel, 27 years; S. [Samuel] A. Daniel, 26 years; Mrs. N. [Nancy] A. [Daniel] Tassey, 24 years; Gentry [J.] Daniel, 18 years; George Daniel, 15 years; and Jackson Daniel, 13 years. George A. Daniel had no wife.

Nov 30, 1896, Mar 7, 1898, County Court: The court appointed J. D. McKee guardian for G. A. Daniel.

Apr 30, 1898, May 2, 1898, Oct 9, 1899, County Court: J. D. McKee, guardian of G. A. Daniel, offered the court his resignation as guardian. The court appointed G. [Gentry] J. Daniel as guardian of G. A. Daniel.

Sep 29, 1899, County Court: G. J. Daniel made a final settlement and had tendered his resignation as guardian of G. A. Daniel, a person of unsound mind. The court accepted the resignation.

Rutherford Co., TN Marriages: George A. Daniel married Martha E. Walker on Jan 8, 1865.

1880 Rutherford Co., TN Census: Jessie Daniel, 45 (male); Elizabeth Daniel, 38 wife; William Daniel, 12 son; Samuel Daniel, 10 son; Nancy Daniel, 9 daughter; James Daniel, 5 son; Jonathan Daniel, 3 son; George Daniel, born Jan 1880.

1900 Rutherford Co., TN Census: Willy Daniel, born Feb 1868; Mattie Daniel, 32 wife; Motley Edna, 8 daughter; Jim F. Daniel, 7 son; Jesse Daniel, 63 father divorced; Jackson Daniel, born Jan 1882 brother.

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234     **Daniel, Mollie T. [Taylor]**                             **Died Nov 11, 1898, intestate.**

Jul 19, 1900, Chancery Court: J. T. Daniel Sr. **vs** J. T. Daniel Jr. et als. **Mrs. Mollie T. Daniel died in Rutherford County, on Nov 11, 1898, intestate.** She was the wife of J. T. Daniel Sr. The children were J. T. Daniel Jr., 13 years of age; Carrie Daniel, 9 years of age; and Sallie Daniel, 8 years of age. The children inherited from their mother about \$200 in personalty and about \$460 in realty. J. T. Daniel was holding the same and had an interest in the realty by tenant by courtesy. The County Court Clerk had sold part of this property and had \$424.07 in his possession. The children owned their Mother's interest in about eight acres in the 12<sup>th</sup> Civil District. The courtesy of J. T. Daniel Sr. was an encumbrance on the land. There were six shares mentioned in the land, T. L. Taylor had sold. The C & M recommended the sale of children's share. The C & M also recommended the investment of the funds belonging to the children together with \$300 from J. T. Daniel in the Annie Fain Clark place if the title was clear. She had lived there 14 years and had inherited it. The

interest of the defendants contributed by J. T. Daniel, Sr., to purchase the Annie Fain Clark. The court divested all rights, title and interest of the children in the 12 acres and vested it in Tom Lee Taylor. The Annie Fain Clark place contained about 60 acres. The court-vested title to this land was with life interest in J. T. Daniel Sr. Jan 25, 1901, Chancery Court: J. T. Daniel Sr. vs J. T. Daniel Jr. et al. The complainant was the father of the defendant who was a minor without guardian. The court in their Jul 1900 term had ratified the purchase of land from Mrs. Annie Fain Clark. The court appointed J. T. Daniel Sr. as trustee for the minors without bond. The administrator paid the trustee the money in his hands.

Mount Pleasant Baptist Church Cemetery, Eagleville, Rutherford Co. TN: Mollie T. Daniel, born Apr 23, 1858, died Nov 11, 1898, wife of J. T. Daniel.

Rutherford Co., TN Marriages: J. T. Daniel married Mollie T. Taylor on Jan 13, 1887.

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**235 Daniel, Susie [Susanah Helton] Died before Nov 23, 1903, intestate.**

Nov 23, 1903, County Court: John Cozart et al vs Ellis Johnson et al. Ellis Johnson, and wife Lenie [Sallie Angeline Daniel] Johnson, Madison Woodruff, [Sarah] Ella [Bowman] Woodruff, T. [Thomas] L. Woodruff, and wife Ida [Bowman] Woodruff, John Woodruff, Mary Eliza [Bowman] Woodruff, Benjamin Bowman, R. [Robert] K. Bowman, Robert Bowman, Robert Zumbro, and wife Jennie Zumbro were residents of Texas and were defendants. The court ordered publication requiring them to appear first Monday in Jan 1904.

Jan 9, 1904, County Court: John Cozart et al vs Ellis Johnson et al. The defendants had failed to appear to defend the suit. The court decreed the bill as confessed and an ex parte hearing scheduled.

Jan 18, 1904, County Court: John Cozart et al vs Ellis Johnson et al. Susie Daniel left the following heirs, to wit: [1] John N. Daniel, son. [2] B. [Benjamin] F. Daniel, son. [3] Maley [Mahala Daniel] Cozart, daughter and wife of John Cozart. [4] Lenie [Sallie Angeline Daniel] Johnson, wife of Ellis Johnson. [5] Julia [Daniel] Bowman, wife of R. [Robert] K. Bowman who died before her mother's death leaving six children. Ella [Bowman] Woodruff, wife of Madison Woodruff. Ida [Bowman] Woodruff, wife to T. L. "Pony" Woodruff. Mary Eliza [Bowman] Woodruff, wife of John Woodruff. Jennie [Bowman] Zumbro, wife of Bob Zumbro. Benjamin Bowman. Robert Bowman.

Benjamin Bowman and Robert Bowman sold their undivided 1/5<sup>th</sup> interest each in the land to L. M. Jetton prior to the death of their mother. The court ordered the land sold for division.

Feb 19, 1904, County Court: L. M. Jetton was the high bidder for the land.

Rutherford Co., TN Marriages: James E. Daniel married Susanah Helton on Jan 14, 1845. Miss M. M. Daniel married J. W. Cozart on Jan 25, 1872. Benjamin E. Johnson married Miss Sallie E. [Angeline] Daniel on Aug 12, 1880.

1860 Rutherford Co., TN Census: J. E. Daniel, 39; Susan Daniel, 36; William Daniel, 14; John Daniel, 12; James Daniel, 9; Judy Daniel, 11; Mahala Daniel, 5; Angeline Daniel, 2.

1870 Rutherford Co., TN Census: Susan Daniel, 46; William Daniel, 25; Maly Daniel, 14; Sarah Daniel, 11; Benjamin Daniel, 3.

1880 Rutherford Co., TN Census: William Daniel, 35 single; Sousesan Daniel, 56 mother widow; Sallie Daniel, 21 sister; Benjamin Daniel, 18 brother.

1900 Rutherford Co., TN Census: John N. Daniel, 53 widowed; Ida Daniel, 19 daughter; Ellis Daniel, 16 son; Susie Daniel, born Aug 1823 widowed mother.

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Feb 13, 1896, County Court: The court received an inventory of the personal estate.

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237 & 238 **Darden, Rev. Benjamin F. (colored) Died Oct 1899, testate.**

Will dated Feb 1, 1896.

The testator willed that his administrator divide all the real estate that he owned or might own at his death, equally between his children and also the children of his wife, Mary Darden. He willed that Julia A. [Darden] Crockett, his youngest by Mary Darden, receive the dwelling where he lived as part of her share bringing land around it. This was the only exception he was to make about his real estate. His children were as follows: Patience [Darden] McLemore's heirs (colored). Alfred Darden (colored). Frances [Darden] Weakley (colored). James R. Darden (colored). D. Milton Darden (colored). Mary A. [Darden] Scruggs (colored). George W. Darden (colored). Susan L. [Darden] Carter (colored). Elisha P. Darden (colored). Julia A. [Darden] Crockett (colored). The children and their heirs were to have their share of the land to have and hold. The testator directed his children to choose the administrator to wind up the business. His real estate consisted of: [1] His home tract, the same conveyed to the testator and heirs by Henry Gregory and wife by deed No.275 consisting of 88 ½ acres. [2] The Town's place conveyed to the testator by William Towns and wife by deed No.208. [3] There was also the one conveyed to the testator by J. T. Fergus and F. T. Fink by deed No. 524. [4] One conveyed by William N. Mason. The testator willed that his administrator divide his personal property equally after his debts were paid.

Oct 20, 1899, County Court: The court ordered the will recorded and filed. G. [George] W. Darden (colored) appeared in court, applied for and received Letters of Administration.

Jul 27, 1903, Chancery Court: Susie L. Carter and her husband, Henry Carter, Benjamin McLennon, Maggie F. McCall and her husband, James McCall, Davidson Co., TN, **vs** George W. Darden ( Trigg Co., KY); Alfred Darden (Kansas City, MO); James R. Darden; Frances [Darden] Weakley; Mary [Darden] Scruggs; Virginia Dean (colored) and her husband, Sol Dean (colored); Patience [McLemore] Manier (colored) and husband, Felix Manier (colored); Julia [Darden] Crockett and her husband, Albert Crockett (colored), (all of Davidson County); Elisha P. Darden ( Robinson Co., TN); Lura Darden, Caroline Darden, Mary Darden, Benjamin Darden, and the unknown heirs of Dan H. Darden, Forest City, Arkansas.

**Benjamin F. Darden died in Rutherford County in Oct 1899 leaving the following children:**

(1) Alfred Darden. (2) Frances [Darden] Weakley. (3) James R. Darden. (4) Mary [Darden] Scruggs. (5) George W. Darden. (6) Elisha P. Darden. (7) Susie L. [Darden] Carter. (8) Julia [Darden] Crockett. (9) Patience [Darden] McLemore, died in May 1890, leaving her husband, James McLemore, and the following children: Ben McLemore; Mary F. McLemore; Virginia McLemore; Patience McLemore; Joseph McLemore died 6-8 years previous, unmarried. (10) Dan M. Darden, a son who died in Forest City, Arkansas, previous to his father's death, some five or six years previous, leaving his widow, Lura Darden and two daughters by a former marriage: Caroline Darden; Mary Darden; Four boys by his last marriage, Benjamin and the names of the other three boys were unknown. Patience [McLemore] Manier and Benjamin Darden and the three boys of Dan W. Darden were minors without guardian. Benjamin F. Darden died owning the following tracts of land in Civil District #2, Rutherford County: A tract of 88 ½ acres. A tract of 118 37/160 acres. A tract of 23 acres. A tract of 22 acres. Benjamin F. Darden (deceased) left no widow and there were no encumbrances on the tracts of land. The court had appointed George W. Darden administrator of the deceased's estate. His brothers, J. R. and Alfred Darden were securities on the administration bond. G. W. Darden was a resident of Trigg County, Kentucky and neither one of his securities were solvent and the bond was insufficient. The complainants charged that the administrator had made an inventory of the personal property and had presented a sale list of the personal property. Three years had passed and the administrator had not made any settlement with the heirs. The complainants further charged that the inventory and sale list were wholly incorrect failing to give the true amount and the correct disposition of the personal property belonging to the estate. They further claimed that the administrator allowed defendants, E. P. Darden, J. R. Darden, Alfred Darden and others of the co-defendants to take and appropriate a large portion of the personal property for their own use, dividing it among

themselves without regards to the rights of the complainants. George W. Darden had appropriated a portion of the estate to his own use without charging himself. They would reveal the specific articles and value at trial. Aside from the shares or interests that these parties had nothing except their shares or interests in and to the above described lands, that could be reached for the liability they had incurred by the wrongful appropriation of the personal property. Additionally, the administrator had appropriated an unknown amount of money for his own use. Some parties interested in the tracts of land had attempted to partition the same among themselves, but the complainants had failed to go along. The tracts of land listed above were worth about \$2000 and were located one to three miles from LaVergne, Tennessee. Some of the tracts were mostly cedar land of little value. Some portions of the other tracts were valuable farming land. The disparity in land value prevents a partition in kind. They prayed the court for an order to sell the land and divide the proceeds. The last three tracts listed above are adjacent to each other and the 88 ½-acre tract was about three miles distant. The complainants also claimed that E. P. Darden and some others had been cutting timber since the deceased's death and had sold it and appropriated the proceeds. The complainants did not know the amount and value but would have the information by trial. The complainants asked the court to appoint a guardian ad litem for the minors and that the court settle the rights of the parties to the land. They further asked that George W. Darden give a full accounting of the personal property that he and other persons had wrongfully taken. They asked the court to withhold the proceeds from the land sale until a proper accounting was complete.

Apr 12, 1904, Chancery Court: The deceased left two tracts of land, 88 ½ acres and 174 acres. They divided the farm known as the home place as follows: 23 acres went as provided in the deceased's will, to Julia A. [Darden] Crockett. 25 ½ acres went to George W. Darden. 20 acres went to James R. Darden. 19 ½ acres went to Patience McLemore. 25 and 2/5<sup>th</sup> acres went to Susan L. [Darden] Carter. 28 1/4<sup>th</sup> acres went to E. [Elisha] P. Darden. 27 and 9/10ths acres went to D. [Dan] M. Darden. 30 1/4<sup>th</sup> acres went to Sarah F. [Darden] Weakley. 31 acres went to Alfred Darden. 30 and ½ acres went to Mary A. [Darden] Scruggs.

Apr term, 1908, Chancery Court: Susie L. [Darden] Carter et al **vs** G. [George] W. Darden, et al. The court noted three disinterested citizens divided the lands among the heirs on Apr 1901. The court stated that although the division was irregular, it was just and equitable at that time. The court ratified the division.

1880 Rutherford Co., TN Census: [all black] Benjamin Darden, 59; Mary Darden, 49; Elisha Darden, 20; Susan Darden, 16; Julia Darden, 14; John Darden, 12.

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**239     Darrow, Mary B. [Baldwin]     Died in 1894, intestate. [Cont'd from Vol. 6].**

**Correction:** The name is Darrow and not Darron.

Jan 21, 1896, Feb 7, 1898, Feb 27, 1899, Feb 9, 1900, Aug 3, 1903, Mar 7, 1904, County Court: G. [George] M. Darrow, guardian of Baldwin H. Darrow minor child of Richard H. Darrow (deceased) and heir at law of Mary B. Darrow (deceased), had made a settlement with the court.

Jan 28, 1898, County Court: George M. Darrow, guardian of Baldwin H. Darrow, minor child of Richard H. Darrow (deceased) and heir at law of Mary B. Darrow (deceased), asked the court to be allowed to execute a bond to cover a special legacy to the minor under the will of Mary J. Baldwin (deceased), late of Augusta Co., Virginia. The legacy was \$1000 and he executed a bond for \$2000.

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**240     Davidson, J. P. vs Davidson, Alice [Puckett]     Divorce.**

Oct 10, 1904, Chancery Court: The defendant had willfully deserted her husband. The court dissolved the Bonds of Matrimony that existed between the couple.

Rutherford Co., TN Marriages: J. P. Davidson married Alice Puckett on 30 Jan 1890.

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241     **Davis, Adaline (colored)**                     **Date of death unknown, testate.**

Sep 15, 1900, County Court: Duke Nesbitt (colored) and wife and others **vs** Ike Watkins (colored) and wife. The ten living children of Adaline Davis (colored) owned the house and lot described in the petition in common as follows [Note: all are colored]. "Duke" Nesbitt, husband of Anna Davis. Bettie [Davis] Winston, wife of Andy Winston. Sally [Davis] Mosely, wife of Dan Mosely. Dorcas [Davis] Miller, wife of Ric Miller. Josie [Davis] Watkins, wife of Ike Watkins. Mary [Davis] Phillips, wife of Ike [Isaac] Phillips. Abe Davis, and wife, Mary. Isham Davis, and wife, Narcissa. Amy [Davis] Ransom, wife of George Ransom. Brown Davis, and wife, Addie. The small house and lot could not be divided into 10 shares without great injury to the parties concerned. The court appointed the clerk to sell the house and lot for a minimum of \$350.

Jul 25, 1901, County Court: The Special Commissioner offered the house and lot for sale on Oct 12, 1900 and received no bids. The court renewed the order for sale and removed the minimum price.

Aug 30, 1901, County Court: Duke Nesbitt (colored) and wife and others **vs** Ike Watkins (colored) and wife. The Special Commissioner had again offered the lot or parcel of land at auction. E. T. Rion and W. D. Fox purchased the land. The court approved the sale.

1870 Rutherford Co., TN Census: Aaron Davis, 26 black; Adaline Davis, 23 black.

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242     **Davis, Allen (colored) vs Davis, Jane [Marable] (colored)**                     **Divorce.**

Jan 27, 1897, Chancery Court: The court sustained the allegation of desertion for over two years and dissolved the Bonds of Matrimony that had existed between the two.

Rutherford Co., TN Marriages: Allen Davis (colored) married Jane Marable (colored) on Dec 26, 1888.

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243     **Davis, Anna Eliza [Morton]**     **Died Jan 13, 1900, intestate.**

Jan 12, 1901, Chancery Court: J. A. [John Anderson] Davis and B. W. Batey **vs** Ella Black Davis, a minor child of J. A. Davis without guardian. In Oct 1899, J. A. Davis and his wife, Anna E. Morton Davis, sold an 88-acre tract of land in Civil District 4 to B. W. Batey and put him in possession of it. The price was \$800, \$400 in cash and two notes for \$200 each. The land was the separate estate of Mrs. Anna E. Morton Davis who died after the sale. She left one child, Ella Black Davis, an infant. Mrs. Davis received the \$400 cash and together with the complainant executed a title bond to B. W. Batey. J. A. Davis had the notes and B. W. Batey was anxious to pay off the notes if he could get a proper title to the land. John A. Davis had a courtesy in the estate. If the title bond was valid, then the two notes belonged to John A. Davis. If the court ruled the title bond invalid, then B. W. Batey would seek to recover the money and notes given in payment. Complainants charged the \$800 was a fair price for the land. If the court ruled that it was not legal to issue a deed under the title bond, they averred that it was to the advantage of the minor defendant to sell the land. J. A. Davis was willing to sell his courtesy in it. If the notes were not his, then he was willing for the Chancellor to determine what he was due for his courtesy and the balance would go to the minor. The estate of Mrs. Anna E. Morton Davis was debt free.

Oct term, 1901, Chancery Court: J. A. Davis et al **vs** Ella Black Davis, et al. Anna E. Morton Davis inherited the land that Mr. and Mrs. Davis sold on Oct 1899 from her father, J. M. Morton, and her mother, Eliza Morton. They did not execute a deed and had failed to acknowledge the title bond. Mrs. Davis in her lifetime did receive the \$400 in purchase money. The C & M believed that the price was fair and all parties would benefit from the ratification of the sale. The court vested all right, title and interest to B. W. Batey.

Oct 17, 1901, Chancery Court: John A. Davis et al **vs** Ella Black Davis. John A. Davis and J. M. Black were firmly bound to Ella Black Davis for \$400. The condition of the loan was such that John A. Davis was entitled for life to the \$400 balance of the purchase money on a tract of land sold to B. W. Batey that belonged to Eliza Morton Davis at her death. **Now at the death of John A. Davis,** said fund less the expenses of this cause and attorney fees would belong to Ella Black Davis.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Anna Eliza Morton Davis, born Dec 28, 1866, died Jan 13, 1900

Rutherford Co., TN Marriages: John Anderson Davis married Miss Anna Eliza Morton on Oct 26, 1898.

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244     **Davis, Arthur (colored)**     **Died before Jul 20, 1896, intestate.**

Jul 20, 1896, County Court: The court noted the death of Arthur Davis (colored). The Public Administrator applied for and received the Letters of Administration of the deceased's estate.

Sep 21, 1896, County Court: The Public Administrator made a settlement with the court.

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245     **Davis, Edmund (colored)**     **Died before Apr 1, 1901, intestate.**

Apr 1, 1901, County Court: The court had noted that Edmund Davis had died intestate. John Davis [colored] had applied for and received Letters of Administration.

Mar 20, 1902, County Court: The administrator of the estate of Edmund Davis (deceased) had a small amount of money belonging to Mandy [Amanda] Charlton (colored) and Peggy Charlton (colored), minor children of Mary Ann [Davis] Charlton (colored) who was a daughter of Edmund Davis (colored) (deceased). The amount was less than \$150 and the children were living with their father, Aron Charlton (colored). The court ordered the amount paid to Aaron Charlton (colored),

1880 Davidson Co., TN Census: [all Black] Aron Charlton, 40; Mary A. Charlton, 26 wife; Charley Charlton, 2 son.

1900 Davidson Co., TN Census: [all Black] Aron Charlton, age unk; Ellen Charlton, age unk (married 6 years, no children); Amanda Charlton, 16 daughter; Rufus Charlton, age unk son; Piggie Charlton, 10 daughter.

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246     **Davis, Elizabeth**     **Died before Oct 28, 1896, intestate.**

Oct 28, 1896, County Court: The court had noted the death of Elizabeth Davis intestate. The Public Administrator applied for and received Letters of Administration.

Dec 16, 1899, County Court: Charles R. Holmes, Public Administrator, had made a settlement with the court.

1850 Rutherford Co., TN Census: James A. Davis, 26; Elizabeth Davis, 25; Mary E. Davis, 1.

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247 & 248     **Davis, John E.**     **Died Apr 17, 1896, intestate.**

**Note:** The cemetery gravestone shows 1897 for date of death.

May 4, 1896, County Court: The court noted the death of J. E. Davis intestate. Mrs. S. [Sammie] D. [Travis] Davis applied for and received Letters of Administration. The court appointed three commissioners to set apart to Mrs. Sammie D. Davis, widow, one year's allowance for herself and family.

Jun 19, 1896, County Court: The court received a sale list of personal property,

Sep 28, 1896, Oct 11, 1897, County Court: The court appointed R. [Robert] S. Brown guardian of Callie Davis, minor child of J. E. Davis (deceased).

Oct 13, 1896, County Court: Sammie D. Davis **vs** Callie J. Davis. Sammie D. Davis was the widow of John E. Davis (deceased) and was entitled to homestead and dower. John E. Davis (deceased) had owned a tract of land containing 100 acres and another tract containing 90 acres. The court set apart out of the land owned by the deceased at his death, a homestead to include the residence valued at \$1000 and out of the remainder to set apart dower as one-third of the remaining lands.

Oct 13, 1896, County Court: W. H. Davis and others **vs** Sammie D. Davis and others. The court granted complainants leave to amend the bill by removing the names of William Oscar McKee and Mary J. McKee as complainants and add them as defendants.

Nov 6, 1896, County Court: W. H. Davis, administrator and others **vs** Sammie D. Davis and others. There were originally four heirs. The representatives of three were living. The three living heirs had jointly purchased the fourth's interest. The joint tenants had agreed to partition the land into three equal shares, one share to the heirs of William H. Davis, one share to the child of John Davis and James D. McKee's share be allotted jointly with his children one fourth.

Nov 18, 1896, County Court: Sammie Davis asked to dismiss her petition and the court did.

Nov 18, 1896, County Court: W. H. Davis, administrator and others **vs** Sammie Davis and others. The parties agreed that the commissioners partitioning the land would merge the interest purchased by John Davis, W. H. Davis and J. D. McKee jointly. Division was as follows: Lot #1: 41 acres. Lot #2: 17 ½ acres. Lot #3: 16 ½ acres. Lots 2 and 3 each had 5 acres added from a separate tract of land. At the drawing, Lot # 1 went to the John Davis heir, Callie Davis, a minor under guardianship of Robert Brown. The court decreed that all right and title of J. D. McKee and Oscar and Mary Jane McKee and Sammy Davis and W. H. Davis' children, namely Maggie J. Davis, Joseph L. Davis, James M. Davis and Mary A. Davis and Henry Davis be divested out of and vested in Callie Davis. Lot #2 went to heirs of Mrs. D. M. McKee. The court decreed that right and title of Callie Davis, Sammy Davis, Maggie J. Davis, Joseph L. Davis, James M. Davis, Mary A. Davis and Henry Davis be divested out of Lot #1 containing 17 ½ acres and Lot #2 containing 5 acres and vested in J. D. McKee and Oscar McKee and Mary Jane McKee as follows: one-twelfth of which land to be settled and decreed to J.D. McKee. Lot #3 went to the heirs of Mr. W. H. Davis. The court divested all rights of J. D. McKee and Sammy Davis and Oscar McKee and Mary J. McKee and Callie Davis in and to Lot #3 16 ½ acres and Lot #3 5 acres and vested in Margaret J. Davis, Joseph L. Davis, James M. Davis, Mary A. Davis and John Henry Davis.

Jul 20, 1897, Chancery Court: Sammie D. Davis **vs** Callie Davis and R. S. Brown, guardian. There had been a contract between Sammie D. Davis and her deceased husband, John E. Davis, to sell her land in the 1<sup>st</sup> Civil District of Cannon County. The proceeds of the sale were for the purchase of a tract of land in Civil District 17 in Rutherford County that contained 54 ¾ acres. It was the same tract of land deeded by W. H. Davis to John E. Davis (deceased) on Oct 17, 1889. The court decreed that the land belonged to the complainant. The court divested all rights, title and interest to the land from Callie Davis and vested it in complainant.

Oct 15, 1897, County Court: Sammie D. Davis, administratrix **vs** Callie Davis and others. The court noted that the estate of John E. Davis (deceased) was insolvent and it was necessary to sell the real estate to pay debts.

Oct 16, 1897, County Court: The clerk reported that John E. Davis had owned 71 acres at his death. He may have owned other lands. The personal estate totaled \$143.50 and debts totaled \$558.77. So it was necessary to sell all the land. The court so ordered.

Nov 29, 1897, County Court: Sammie D. Davis **vs** Callie Davis et al. The clerk and Special Commissioner reported that he had offered on Nov 16, 1897 at auction the 71-acre tract of land. It sold to J. [James] D. McKee subject to the lien to ensure payment of the notes.

Jan 20, 1898, Chancery Court: Sammie D. Davis **vs** Callie Davis. Commissioners charged with setting aside homestead and dower for Sammie E. Davis, widow of John E. Davis (deceased) reported that the homestead contained 31 acres and the dower contained 52 acres.

Aug 24, 1898, Chancery Court: R. S. Brown, guardian **vs** Callie J. Davis. Callie J. Davis was about 7 years old and was the daughter of John E. Davis (deceased). The complainant was her guardian and she lived with her mother, Sammie D. Davis in Rutherford County. **John E. Davis died Apr 17, 1896, intestate.** He was the owner of a small estate and 140 acres in the 17<sup>th</sup> Civil District. A homestead and dower had been set aside to Mrs. Sammie D. Davis from the 140 acres. John E. Davis (deceased) was also the owner of one-ninth interest in the dower of his mother, Mrs. Martha J. Davis. She had died since the death of John E. Davis. The County Court partitioned her dower and his share was 41 acres. Sammie D. Davis as administratrix of her husband's estate had declared the estate insolvent. The sale of cedar land raised about \$240, \$350 short of the amount needed to pay all the debts. The 21 acres from the dower of Martha J. [Elrod] Davis (deceased) had been included in the dower and homestead assigned to Sammie D. Davis. The remaining 21 acres was adjacent to the homestead and dower of Sammie D. Davis. Callie J. Davis had inherited \$400 from her grandmother, Martha J. Davis. The complainant stated this was more than enough to satisfy the debts outstanding and remove the necessity of selling any of the land. The guardian argued that it was important to the defendant to preserve intact the remainder interest of John E. Davis' estate in the homestead and dower of Mrs. Sammie D. Davis together with the 21 acres adjoining to provide a desirable home for the defendant when she reached

majority. The complainant again requested that he be able to use the \$400 belonging to Callie J. Davis to pay the debts thereby relieving the land from any encumbrances.

Jan 19, 1899, County Court: Sammie D. Davis **vs** Callie Davis et al. J. D. McKee had paid purchase money of \$247.17. The amount of estate indebtedness filed and allowed was \$673.42.

Feb 27, 1899, County Court: R. Brown, guardian of Callie Davis (deceased), minor child of J. E. Davis (deceased), had made a final settlement with the court.

Cannon Co., TN Marriages: J. E. Davis married Miss S. D. Travis on Dec 18, 1888.

Trimble Cemetery, Rutherford Co. TN: John E. Davis, born Sep 10, 1863, died Apr 17, 1897, Rutherford Co. TN. Spouse: Samie D. Travis Davis, born Nov 3, 1863 Cannon Co., TN, died Oct 2, 1900. Child: Callie J. Davis (1892-1898).

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249	<b>Davis, Lizzie (Miss)</b>	<b>Died before Jun 20, 1887, intestate. [Cont'd from Vol. 6].</b>
	<b>Davis, R. M.</b>	<b>Died before May 7, 1889, intestate. [Cont'd from Vol. 6].</b>

Dec 15, 1897, County Court: Gran Gilmore, guardian of Katie Lee, Cassie L. and Herb Gilmore, his own children and heirs at law of Lizzie Davis (deceased) and R. M. Davis (deceased), had made a settlement.

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250	<b>Davis, Martha J. [Elrod]</b>	<b>Died Jul 25, 1896, intestate.</b>
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Jul 27, 1896, County Court: The court had noted the death of Martha J. [Elrod] Davis intestate. W. [William] H. Davis applied for Letters of Administration. The court appointed J. [James] D. McKee guardian of William O. McKee and Mary J. McKee, his own children and minor heirs at law of Martha J. Davis (deceased).

Sep 3, 1896, County Court: W. H. Davis, administrator of Martha J. Davis, had died. J. D. McKee applied for and received Letters of Administration de bonis non.

Sep 28, 1896, Oct 5, 1896, Nov 29, 1896, County Court: Mary A. Davis, administratrix of W. H. Davis (deceased), who was in his lifetime administrator of Martha J. Davis (deceased), had made a settlement.

Dec 9, 1897, Nov 21, 1898, Jan 26, 1900, County Court: J. D. McKee, guardian of William O. and Mary J. McKee, his own children and heirs at law of Martha J. Davis, had made a settlement with the court.

Cannon Co., TN Marriages: Joseph T. Davis married Martha J. Elrod on Dec 25, 1851.

1880 Rutherford Co., TN (Trimbles Dist. # 19) Census: Joseph Davis, 50; Martha Davis, 46; William Davis, 26; Mary Davis, 24; John Davis, 16.

Trimble Cemetery, Rutherford Co. TN: Martha Jane Davis, born Dec 20, 1836, died Jul 25, 1896.

Joseph T. Davis, born Aug 12, 1829, died Aug 1, 1888.

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251	<b>Davis, Mary Jane [Weakley - Hume]</b>	<b>Died May 15, 1898, testate.</b>
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Will dated Nov 17, 1896.

I, Mary J. Davis, feme covert, having the right and power under a deed of settlement made by her husband and herself to Hickman Weakley. **First:** As her son, J. W. [Joseph Wallace] Davis Jr. would have the care and support of his father and herself while they lived, she gave him her part of the sixty-five acres with all improvements, household and kitchen furniture. **Second:** The testatrix wanted her son to give his sisters, Mrs. Evie [Evalina W. Hume] Gooch and Mrs. Jessie [W. Hume] Patterson, each \$100 as a token of her love. Her daughters knew that her husband, Dr. Davis, had paid for each, \$1000 or more for their education, when he did not pay \$100 for our son, J. W. Davis Jr. **Lastly:** The testatrix nominated her brother, Hickman Weakley and her son, J. W. Davis Jr., to be her executors.



May 23, 1898, County Court: The court ordered the will recorded and filed. Hickman Weakley declined to serve as executor. J. W. Davis Jr. received Letters of Testamentary.

Nov 21, 1898, County Court: J. W. Davis Jr, executor of the will of Mary J. Davis (deceased), had made a report to the court in lieu of an inventory and a settlement.

Jan 30, 1899, County Court: J. [James] D. McKee, administrator de bonus non of Mary J. Davis (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: Jesse W. Hume married Mary J. Weakley on Mar 10, 1845. Mary J. Hume married J. W. Davis on May 1, 1860.

1850 Sumner Co., TN Census: Jesse W. Hume, 28; Mary J. Hume, 23; Evalina W. Hume, 4; Mary R. Hume, 3.

1870 Rutherford Co., TN Census: J. W. Davis, 48 (doctor); Mary J. Davis, 48; William L. Hume, 18; J. W. Hume, 16 (m); J. W. Davis, Jr., 9; S. H. Davis, 4 (f)

Cannon Cemetery, Sandhill, Rutherford Co. TN: Mary Jane Davis, born Aug 29, 1826, died May 15, 1898. Mother: Evahna Belmont Weakley. Spouses: Jesse Wharton Hume and Dr. Joseph Wallace Davis. Children: Evalina Weakley Gooch, Joe Wallace Davis, Samuel Locke Davis, W. L. Hume and Mary Eliza Davis.

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252     **Davis, Mrs. Matilda**                     **Died between 1900 census and Apr 17, 1901, testate.**

Will dated Dec 28, 1897.

**First:** The testatrix wanted her executor to pay her funeral expenses with the first money that came into his hand. **Second:** The testatrix wanted her executor to sell her household and kitchen furniture, farming implements, mechanic's tools, livestock without a court decree. **Third:** After her just debts were paid, the testatrix willed the proceeds of the sale to the trustee of the Hopewell Presbyterian Church. **Fourth:** The testatrix appointed D. Hogwood to be the executor of her last will and testament without security.

Apr 17, 1901, County Court: The court ordered the will recorded and filed.

Jun 1, 1903, County Court: Dennis Hogwood, executor of the will of Mrs. Matilda Davis, made a final settlement with the court.

1900 (Milton) Rutherford Co., TN Census: Matilda Davis, born Jan 1811 widow, never had children.

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253     **Davis, Sammie D. [Travis]**             **Died Oct 2, 1900, intestate.**

Oct 5, 1900, County Court: The court noted the death of Mrs. Sammie D. [Travis] Davis intestate. O. W. Keele applied for and received Letters of Administration.

Trimble Cemetery, Rutherford Co. TN: Sammie D. Davis, born Nov 3, 1863, Cannon County, Tennessee, died Oct 2, 1900, Rutherford Co. TN.

1900 Rutherford Co., TN Census: James B. Bell, 44; Sammie Davis, 36 widowed housekeeper.

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254 to 256     **Davis, William H.**                     **Died Sep 1, 1896, intestate.**

**Note:** See John E. Davis above for other information concerning these heirs.

Sep 14, 1896, County Court: The court noted the death of W. H. Davis intestate. Mrs. Mary A.[Goodloe] Davis applied Letters of Administration. The court set apart to Mary A. Davis, widow of W. H. Davis (deceased), as much of the assets as may be necessary for the support of the widow and her family for one year.

Sep 17, 1896, County Court: W. H. Davis et al. **vs** Sammie D. Davis et al. Since W. H. Davis had died, the court revived the cause in the name of J. [James] D. McKee, administrator of M. J. [Martha J. Elrod] Davis

(deceased). The court made the widow of W. H. Davis (deceased), administratrix, and the children defendants. W. H. Davis (deceased) left the following children: Joseph L. Davis, aged 10; James W. Davis, aged 6; Margaret J. Davis, aged 12; John Henry Davis, aged 2 and Mary A. Davis, aged 6 months. The court revived the cause individually and against Mary A. Davis in her capacity as administratrix of her husband's estate.

Oct 7, 1896, County Court: Mary A. Davis, widow of W. H. Davis, petitioned the court for assignment of homestead and dower. The deceased had died owning the following tracts of land: #1. 232 acres. #2. One-third undivided interest in dower tract assigned as homestead and dower to Mrs. M. J. Davis (deceased) as the widow of J. [Joseph] T. Davis, about 80 acres.

Oct 9, 1896, County Court: Joseph L. Davis, James W. Davis, Margaret J. Davis, John Henry Davis and Mary A. Davis, five of defendants were minors without guardian. The court assigned a guardian ad litem. Cally J. Davis, a minor under guardianship of R. [Robert] S. Brown received a summons to appear before the court.

Nov 2, 1896, County Court: Mary A. Davis, widow of W. H. Davis (deceased) **vs** Joseph L. Davis, et al. The commissioners set aside a homestead consisting of 74 acres plus dwelling house and other improvements. They also set aside 55 plus acres for her dower.

Jan 23, 1897, County Court: The court received an inventory and sale list.

Feb 27, 1897, County Court: The court appointed H. C. Crouch guardian of Maggie, Joseph Lemuel and James A. Davis, minor children of W. H. Davis (deceased). The court appointed G. C. Ralston guardian of John H. [Henry] and Mary A. Davis, minor children of W.H. Davis (deceased).

Mar 7, 1898, County Court: G. C. Ralston, guardian of John H. and Mary A. Davis, minor children of W.H. Davis (deceased), made a settlement with the court.

Mar 16, 1899, Mar 27, 1899 County Court: G. C. Ralston, guardian of John H. and Mary A. Davis, minor children of W.H. Davis (deceased), tendered his resignation as guardian. The court appointed Mrs. Mary A. Davis guardian of John H. and Mary A. Davis.

Mar 27, 1899, County Court: Mrs. Mary A. Davis, administratrix of W. H. Davis (deceased), made a final settlement with the court.

Mar 27, 1899, Apr 13, 1900, County Court: H. C. Crouch, guardian of Maggie, Lemuel and James A. Davis, minor children of W. H. Davis (deceased), made a settlement with the court.

Apr 13, 1900, Jan 21, 1902, Mar 22, 1902, Mar 16, 1903, County Court: Mrs. Mary A. Davis, guardian for John H. and Mary A. Davis, minor children of W.H. Davis (deceased), made a settlement with the court.

Oct 15, 1900, Feb 4, 1901, County Court: H. C. Couch, former guardian of Maggie Davis, a minor child of W. H. Davis (deceased), resigned as guardian. The court appointed Mrs. Mary A. Davis as her guardian.

May 15, 1903, County Court: Deposition of H. C. Couch: Florence Davis was Mr. Davis' first wife. She was the mother of Maggie, Lemuel and Jim Davis. Maggie would be 20 years old in Aug 1903. Mary Davis was about 7 or 8 years old. Mr. Couch was in favor of selling the land and dividing the money among the children. Mr. Couch was married to a sister of W. H. Davis (deceased). He claimed that some 6 or 7 years previous, he had been guardian of Maggie, Lemuel and James Davis. He had surrendered the guardianship of Maggie Davis about 4 years ago and had paid Mrs. Davis \$202 belonging to Maggie. The homestead and dower belonging to Mrs. Davis would descend to the five children equally after her death. In his last settlement with the court, Mr. Couch had charged his wards over \$30 each for washing and ironing. He had also charged them the full amount allowed as guardian. Mr. Couch absolutely denied that Mrs. Davis had proposed to him through an attorney that he take charge of renting the land and turn over her share of the rents, or conversely, that she take charge of renting the land and turn over to him his ward's share of the rents. When the court queried Mr. Couch how he became guardian of the children. He claimed that Mrs. Davis had built a house on her dower and homestead. She had cut numerous oak and cedar trees on the children's land to build the house. When Mr. Couch queried her about it, she had paid him \$15.00. He did not understand that by building the house, she was making improvements that would be theirs at her death. This was the reason he had qualified as guardian. He claimed that Mattie Elrod, Grandfather Elrod and D. McKey had solicited him to be guardian. He stated that he did not know about Mr. Davis' request that he have nothing to do with his estate or management thereof, even though Mrs. Davis had told him. Mr. Couch stated he received \$246 for the three children when Mrs. Davis made the final settlement with the court.

May 29, 1903, County Court: Deposition of Dr. J. [John] F. Dismukes: Mrs. Mary A. Davis was the sister-in-law of his wife. She was about 40 years old and was the daughter of Mr. and Mrs. Goodloe.

Jun 1, 1903, County Court: H. C. Couch, guardian of Lem and James Davis, minor children of W. H. Davis (deceased), made a settlement with the court.

Jul 22, 1903, County Court: Deposition of Mrs. Mary A. [Goodloe] Davis was the mother of Henry and Mary Davis and the stepmother of Maggie, Lemuel and Jim Davis. Mrs. Davis had been guardian for the children for about five years and had made regular settlements with the court. She had been renting out the two tracts but H. C. Couch would not let her rent for part of the crop, but to the highest bidder. She had tried to rent the land for 1903 but H. C. Couch had interfered. The stepchildren had lived with her and she had received no extra money to feed and clothe them. She had received 130 acres as homestead and dower. The three stepchildren had 144 acres that came to them from their mother that was worth about \$10 per acre. Mrs. Davis had \$350 that belonged to Maggie Davis. She did not know why Maggie had so much more than the boys did. Mr. Couch had inquired of her the day after her husband's burial, "What was she going to do?" She had replied that she was going to follow her husband's wishes to keep the family together and to have everything in her possession as long as she stayed single. Mr. Davis did not want Mr. Couch to participate in his business. Mr. Couch did not like Maggie Davis. On Nov 15, 1901, he stated to Mrs. Davis that if Maggie were at the door freezing, he would not let her in. At this time, Mr. Couch was acting as guardian for Lemuel and Jim Davis who had left their stepmother's home about two years earlier. They quarreled over sending the children to school. Mr. Couch did not want the children, especially Maggie, to attend school. Mr. Davis had given the three oldest children a colt each. After the two boys had gone to live with Mr. Couch, he had taken them and later sold them. He had charged the boys pasturage for the time they were on his farm.

Mar 7, 1904, County Court: Mrs. Mary A. Davis, guardian of Maggie Davis, a minor child of W. H. Davis (deceased), made a settlement with the court.

Apr 4, 1904, County Court: H. C. Couch, guardian for Lem and James Davis, minor children of W.H. Davis (deceased), made a settlement with the court.

Nov 7, 1904, County Court: The commissioners appointed to partition three tracts of land in the 17<sup>th</sup> Civil District belonging to the estate of W. H. Davis (deceased) among the five minor children of the deceased reported as follows: They assigned to Lemuel Davis and James Davis jointly two tracts, which they believed to be equal in value to two-fifths of all three tracts, provided they pay \$10 to Maggie Davis and \$20 to Henry Davis and Mary Davis jointly. First tract contained 16 3/4ths acres and the second contained 5.3 acres. The third tract surveyed to contain 85 3/4 acres. The western part, containing 57 1/2 acres, was assigned to Henry Davis and Mary Davis jointly. The remainder, containing 27.7 acres, went to Maggie Davis.

Cook's Cemetery, Rutherford Co. TN: William H. Davis, born Jan 8, 1854, died Sep 1, 1896.

1880 U.S. Census: Joseph Davis, 50; Martha Davis, 46; William Davis, 26; Mary Davis, 24; John Davis, 16.

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257     **Dement, David A.**     **Died Mar 23, 1883, intestate. [Cont'd from Vols. 5 & 6].**

Jan 16, 1897, Dec 10, 1897, Jan 28, 1901, County Court: Mrs. Mary J. [McElroy] Dement had renewed her bond as guardian for Mary J., Maggie J. and Oresta M. Dement, minor children of David A. Dement (deceased).

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258 - 259     **Dickens, Dr. James Holt**     **Died Mar 21, 1895, testate. [Cont'd from Vol. 6].**

May 1, 1896, Chancery Court: W. F. Holmes, executor of J. H. Dickens (deceased) **vs** G. [George] A. Daniel. The defendant, G. A. Daniel, had executed a note for \$944.30 dated Dec 28, 1893. Except for \$100 paid soon after the execution of the notes, the notes remained due and unpaid. The court declared that the executor of the deceased's will was entitled to recover the \$944.30 together with \$118.78 in interest. After executing the notes, the court declared G. A. Daniel a lunatic. G. A. Daniel owned considerable property, real and personal, in the 19<sup>th</sup> Civil District. The court did not want to dispose of personal property as that would interfere with farming, but ordered the sale of about 55 acres off the South end of the 270-acre tract and 14 acres along the East side, to satisfy the debt.

Jul 24, 1896, Chancery Court: W. F. Holmes, executor **vs** G. A. Daniel. The C & M did offer at auction, a 50-acre tract of land. J. S. Nelson was the high bidder at \$20 per acre. Before confirmation of the sale, one Daniels

came into court and raised the bid by 10%. The court extended bidding until Jul 23<sup>rd</sup>. At that time, J. S. Nelson was the high bidder at \$1322.50. The C & M then auctioned a tract just over fourteen acres. The high bidder was G. W. Daniel and complied with terms of the sale.

Jul 24, 1896, Chancery Court: W. F. Holmes, executor of Dr. J. H. Dickens (deceased) vs W. R. Sanford. On Sep 25, 1890, Dr. J. H. Dickens (deceased) sold and conveyed to W. R. Sanford by deed an 80-acre tract of land in District 1, Cannon Co., TN. Consideration expressed on the face of the deed was \$900. Mr. Sanford gave two notes, one for \$600 due Dec 25, 1890 and the second for \$300 was due Dec 25, 1892. To secure the notes, W. R. Sanford had given a mortgage that conveyed his two-sevenths interest in the entire lands that his father, Willis Sanford, had owned at his death. The land was in Rutherford County on the waters of Cripple Creek and contained 200 acres. The Chancery Court had previously ordered the sale of the two-sevenths interest. The two-sevenths interest in a portion of the land Willis Sanford owned at his death and assigned to Mrs. Sanford as dower had not been sold and stood subject to the mortgage of defendant W. R. Sanford to J. H. Dickens. The court decided that W. F. Holmes, executor of J. H. Dickens (deceased), could recover the \$600 and interest less credits of \$69.50, \$40 and \$20. The court ruled that the note for \$350 settled except for \$20 interest. The court issued a judgment for \$646.94 against W. R. Sanford. The court appointed the C & M to sell the two-sevenths interest in remainder of the land that Willis Sanford had owned at his death. The court granted W. F. Holmes as executor the right to bid on the land. The court granted W. R. Sanford 60 days to pay the judgment or the court would sell the land.

Oct 1896, Special Term, Chancery Court: W. F. Holmes, executor vs W. R. Sanford. The C & M offered at auction the two-seventh interest in the land described above but did not receive a bid. He then offered the land in District #1, Cannon Co. of about 80 acres. W. F. Holmes, executor, was the high bidder at \$400.

Jul 27, 1897, Chancery Court: The answer of W. Forrest Dickens, Baxter M. Dickens, Thomas P. Dickens, Cue [Quitman] P. Dickens, Rufus G. Dickens, John F. Dickens, Charles G. Dickens, the last two were minors answering through their guardian, W. Forrest Dickens, all children of J. [Jasper] F. Dickens (deceased). In addition, the answer of James Dickens, Thomas Dickens, children of W. [William] B. Dickens, to the bill of complaint of W. F. Holmes, executor of J. H. Dickens (deceased), filed against these defendants and others. The defendants admitted there was sufficient personalty to pay all debts against the estate. According to the will, Mrs. [Mary Brantley] Fleming had the option to take \$300 in money, and in that event, there was a direction to sell the lot devised to her in the alternative. The defendants had agreed to accept the land as it was without any sale to anyone. They asked the court for a decree giving them the land.

Dec 15, 1897, Dec 25, 1899, County Court: W. F. Holmes, executor of J.H. Dickens had made a settlement.

Feb 10, 1899, Chancery Court: W. F. Holmes, executor of J. H. Dickens (deceased) vs W. Forrest Dickens, W. B. Dickens and others. All the beneficiaries of real estate, who received special parcels, were in possession thereof. There were a number of parcels of land owned by the deceased that were not mentioned in the will, and the court was of the opinion passed under the residuary clause of the will as well as all personalty not specifically mentioned in the will passed to the beneficiaries by name, J. F. Dickens (deceased) and W. B. Dickens. Mrs. M. Brantley Fleming elected to receive the \$300 in lieu of the house and lot which became part of the realty that passed to the beneficiaries. The executor had to file a bill in the Chancery Court to collect a debt against William Sanford. The bill was to enforce a lien and foreclose a mortgage. By decree, the court authorized the executor to bid on the land for benefit of the estate. He became the purchaser with a bid of \$400 and had taken possession of the land and rented it out. The court's opinion was that this land belonged to the beneficiaries and divested title from the executor and vested it in the residuary legatees. The executor held a note against J. S. Nelson that just became due. J. S. Nelson was insolvent. He had tendered the executor a deed to the property with the condition that it would be in full satisfaction of the note held by the executor.

Jul 29, 1899, Chancery Court: W. F. Holmes, executor of J. H. Dickens (deceased) vs W. R. Sanford. The C & M reported to the court that he auctioned two-sevenths undivided interest in the remainder of the Homestead that contained over 16 acres plus a 15-acre tract of woodland. There was a dower tract of 20 acres and an additional tract of 4 acres. W. F. Dickens was the high bidder.

Jul 2, 1900, County Court: W. F. Holmes, executor, made a final settlement with the court.

May 10, 1902, Chancery Court: Asa Fielding Todd vs W. F. Dickens et al. Asa Fielding Todd was not a party to or represented by a guardian ad litem in the case of C. [Charles] R. Holmes, administrator vs Forest Dickens and others in Chancery Court of Rutherford County The land belonging to the estate of J. F. Dickens

(deceased) sold under the orders and decrees of the court, Asa Fielding Todd was the son of Nancy C. [Dickens] Todd (deceased) who was the wife of J. A. Todd and the daughter of J. F. Dickens (deceased). He was an heir at law of J. F. Dickens (deceased) as he was the only child of Nancy C. Todd (deceased). At the sale of lands belonging to the estate of J. F. Dickens (deceased), W. F. and B. [Baxter] M. Dickens purchased lot #1 containing over 210 acres. They also purchased the remainder interest in the homestead set aside to the minor children of J. F. Dickens (deceased) for \$534.64. The court confirmed the purchases. J. F. Dickens (deceased) left no widow but did leave eight children [listed above]. The court ordered that Asa Fielding Todd receive one-ninth interest in the lands of J. F. Dickens (deceased) and lands sold to W. F. and B. M. Dickens. This decree raised a number of questions about title that the court ordered corrected. The court tasked the C & M with determining what amount of money Asa Fielding Todd was entitled.

Apr 18, 1903, Chancery Court: Asa Fielding Todd vs W. F. Dickens et al. The controversy in this cause had been settled on the following terms: The complainant agreed to make a deed to all his interest in the land described in the bill the same being 1/9<sup>th</sup> undivided interest to the defendants, to pay the cost of the cause and to dismiss the bill. W. F. and B. M. Dickens agreed to pay the complainant \$175. After all payments were made and the deed delivered, the cause was dismissed.

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260     **Dickinson, Maria (colored)**     **Died bet Jul 25, 1891 - Oct 5, 1892, testate. [Cont'd from Vol. 6].**

Apr 5, 1897, County Court: The court received a sale list of the deceased's personal property. .

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261     **Dill, Marvel M. "Jack"**     **Died Aug 18, 1894, testate. [Cont'd from Vol. 6].**

Mar 22, 1897, County Court: Joseph E. Dill, executor of M. M. Dill (deceased), had made a settlement.

Oct 15, 1904, Chancery Court: W. [Wells] F. Tillford et al vs James P. Dill. **M. M. Dill died testate Aug 18, 1894.** By terms of his will, his real estate went to his wife for life, and after her death, the deceased's will directed the sale of real estate and the proceeds divided among the persons mentioned in his will. The court issued a decree that the land be sold. There was about 100 acres lying on two sides of a county road. The court directed it to be sold in two tracts and then as a whole.

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262     **Dillon, Edmond**     **Died May 14, 1894, testate. [Cont'd from Vol. 6].**

Aug 3, 1897, County Court: The last surviving executors of the will of Edmond Dillon (deceased), W. [William] S. Phillips, H. C. Alsup, H. W. Penuel, Clemmie Dillon, and J. [John] M. Dillon, had made a settlement.

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263     **Dillon, John**     **Died Oct 9, 1888, testate. [Cont'd from Vol. 6].**

Jun 6, 1898, County Court: W. E. Dillon, Maggie F. [Dillon] Vaught, and W. W. Vaught had given Calvin S. Dillon, executor of John Dillon (deceased), a release.

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264     **Dillon, Melissa P. [Dunaway]**     **Died Aug 26, 1898, testate.**

Will dated Jul 5, 1898.

The testatrix nominated and appointed John W. Dunaway as her executor. The testatrix gave to her children Arthur and Luther Dillon at her death, all of her real estate. She provided that after they became of age, they could sell, convey or transfer the estate at their own option. If Arthur and Luther died without children, the estate was to revert to her Mother, M. [Mary] E. [Jewell - Dunaway] Johnson and E. N. [Newton] Dunaway or his heirs. Her mother was to hold it during her lifetime, and at her death to E. N. Dunaway or his heirs. The testatrix requested that her husband, J. C. Dillon, remain on the place if he so desired and keep the children together and they to have a living out of what he made on the place after paying the taxes and a \$30 annuity to her mother. The testatrix also desired that her mother remain on the place during her lifetime if she so desired. She stipulated that all expense of probating the will and an allowance for executor was to come from her estate.

Sep 5, 1898, County Court: The court received the will of Melissa P. Dillon for probate. Testimony of the subscribing witnesses validated the will and the court ordered it recorded and filed.

Dillon Cemetery, Rutherford Co. TN: M. R. Dillon, born Aug 4, 1870, died Aug 26, 1898.

Wilson Co., TN Marriages: Mary E. Jewell married James C. Dunaway on Feb 8, 1868. [M. E. Johnson, born Oct 1841, mother in the household of Anton Dunaway on the 1900 Rutherford Co., TN Census]

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265     **Dismukes, Mrs. Lockie [Russwurm]**                     **Died Sep 29, 1902, intestate.**

Apr term, 1903, Chancery Court: Z. [Zack] T. Dismukes and wife **vs** Houston Bass, wife and others. The court noted the death of Mrs. Lockie Dismukes.

Oct 17, 1903, Chancery Court: : Z. T. Dismukes and wife **vs** Houston Bass, wife and others. The C & M as Commissioner did on Oct 10, 1903, auction the land that was purchased by Z. T. Dismukes for \$261. The court reopened the bidding until 12:00 pm, Oct 16, 1903.

MacGowen Cemetery, Rutherford Co. TN: Lockie Russworm Dismukes, born 1843, died 1902.

Dee Stockard Newspaper Collection: Mrs. Lockie Adelaide Russworm Dismukes, wife of Zack T. Dismukes, born Oct 21, 1842, died Sept 29, 1902. She was the youngest daughter of Gen. John S. Russworm. She first married in 1868 William Stockird and was left a widow the year following; married second in 1872, Z. T. Dismukes at the old Methodist parsonage in this city. Mother of 6 children, 2 of whom died before her.

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266     **Dixon/Dickson, Ann (colored)**                     **Died before Nov 5, 1904, intestate.**

Will dated Nov 21, 1884.

**First:** The testatrix willed her interest in a house and lot, owned by Ann Dixon, one-half, and William Greer (colored), one-half, to her nephew, W. D. Greer (colored). The house and lot were in the 6<sup>th</sup> Civil District in Murfreesboro and bounded on the East by James Avent, on the South by M. H. Jordan, on the West by James & Harrison Grisham and on the North by Manchester Pike.

Nov 5, 1904, County Court: The court ordered the will recorded and filed.

1900 Rutherford Co. TN Census: Ann Dickson, born Jan 1814 (black), widowed, lived on Manchester Pike; William Dickson, born Mar 1879 (black) son.

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267     **Doak, Mary Ann [Jordan - Fletcher - Seay]**                     **Died before Mar 3, 1902, Testate.**

Will dated Nov 7, 1894.

The testatrix stated that when her funeral expenses were paid, her daughter, Myra L. [Fletcher] Sims, would have remainder of her property for her exclusive use. She would have full control of her land during her lifetime. At her death, the land would be equally divided among the Sims children. If any of the Sims children died without issue, their part went to those having issue or living. The testatrix appointed her grandson, Minus Sims as her executor.

Mar 3, 1902, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: Mary A. Seay married J. M. Doak on Jul 31, 1858.

Williamson Co., TN Marriages: Willie J. Fletcher married Mary Ann Jordan on Apr 4, 1839. William B. Seay married Mary Ann Fletcher on Aug 11, 1846.

Rutherford Co., TN Death Certificates: Myra L. Sims, widow, born Nov 27, 1842, died Nov 13, 1928. Parents: Jefferson F. Fletcher and Mary A. Jordan.

1880 Rutherford Co., TN Census: William A. Sims, 40; Myra L. Sims, 38; Minus P. Sims 14; 5 more children; Mary A. Doak, 60, mother-in-law.

1900 Rutherford Co., TN Census: Mary A. Doak, 78.

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**268     Donnell, Newton Persis             Died Aug 14, 1901, intestate.**

Aug 29, 1903, County Court: The court noted the death of Newton Donnell intestate. J. [John] W. F. Donnell and Mrs. N. [Nancy] E. [Bynum] Donnell applied for, received Letters of Administration.

Jacobs Cemetery, Rutherford Co. TN: Newton Persis Donnell, born 1843, died Aug 14, 1901. Father: William Spencer Donnell. Mother: Mary Donnell; Spouse: Nancy Donnell. Children: John W. F. Donnell.

1900 Rutherford Co., TN Census: Newton Donnell, 58; Nancy Donnell, 53; John W. Donnell, 34; Lockie Donnell, 29 daughter-in-law; William S. Donnell, 10; Lela B. Donnell, 9; Fred F. Donnell, 7; Hattie Donnell, 5; Hessie Donnell, 2.

U. S. Civil War Soldier Records and Profiles: 1861-1865: Newton Donnell enlisted in Company F, Tennessee 23<sup>rd</sup> Infantry.

U. S. Union Provost Marshal's Papers, 1861-1867. Newton Donnell admitted to stealing government horses.

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**269     Donnell, Robert Smith, Jr.             Died Apr 28, 1902, intestate.**

May 17, 1902, County Court: The court noted the death of R. S. Donnell intestate. T. [Tully] W. Donnell had applied for and received Letters of Administration.

Mar 7, 1904, County Court: T. W. Donnell, administrator, made a final settlement with the court.

Donnell Cemetery, Rutherford Co. TN: Robert Smith Donnell, Jr., Born Apr 12, 1841, died Apr 28, 1902. Spouse: Elvira Donnell: Children: Emma Lee Palmer, James William Donnell, R. Tarver Donnell.

1900 Rutherford Co., TN Census: R. S. Donnell, 59; Elvira Donnell, 55; Tully W. Donnell, 33; Emma Donnell, 30.

1880 Rutherford Co., TN Census: R. S. Donnell, 38; Elvira Donnell, 35; T. W. Donnell, 14 m; J. W. Donnell, 11 m; Bertha Donnell, 7; R. T. Donnell, 2 m.

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**270     Donoho, Charles R., Dr.             Died Aug 14, 1883, in Williamson Co., TN [Cont'd from Vol. 6].**

Jan 7, 1897, County Court: Ada [Robertson] Donoho **vs** Robert D. Donoho and Charles Donoho, minor children of Dr. Charles R. Donoho (deceased). The defendants were 17 and 20 years old respectively. William H. Haynes, previous guardian of the defendants, had resigned and the court appointed Mrs. Ada Donoho in room and stead. Ada Donoho, Robert D. Donoho and Charles Donoho were joint owners of a small tract of land in the village of Triune, Davidson Co., TN. They wanted the land sold, but the court thought otherwise. The court instructed the clerk to determine if it was to the interest of the owners to have the land sold for partition.

Jan 20, 1897, County Court: Ada Donoho **vs** Robert D. Donoho and Charles Donoho. The clerk reported that it was manifestly to the advantage of the owners to have the land sold for partition. The tract contained only 14 acres and a partition into three tracts would leave each tract too small to be useful.

Jan 21, 1897, County Court: W. H. Haynes, guardian of Ada, Charley and Robert Donoho, minor children of Charles Donoho (deceased), made a settlement with the court.

Feb 25, 1897, Feb 27, 1899, County Court: Ada H. Donoho **vs** Robert D. Donoho and Charles Donoho, minor children of Dr. Charles R. Donoho (deceased). J. E. Deery purchased the land for \$750. The buyer complied with terms of the sale and the court approved the sale. The Clerk disbursed the money to the heirs.

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271     **Downing, William Brooks**                                     **Died Sep 2, 1899, intestate.**

Sep 16, 1899, County Court: The court noted the death of W. Brooks Downing intestate. W. I. Brooks applied for and received Letters of Administration. Mrs. S. [Sarah] J. Downing appeared in court and renounced her right to administer her husband's estate. The court appointed commissioners to set apart to Mrs. S. J. Downing, widow, as much of the assets necessary to support Mrs. S. J. Downing and her family for one year.

Sep 8, 1902, County Court: The court accepted the proof that the Will was valid... The court appointed C. F. Cox guardian for Mary Sue Downing, a minor child.

Sep 9, 1903, County Court: C. F. Cox, guardian of Mary Sue Downing, minor child of W. B. Downing (deceased), and legatee of Mrs. M. W. Russell (deceased), made a settlement with the court.

Downing Cemetery, Eagleville, Rutherford Co. TN: W. Brooks Downing, born Jan 28, 1863, died Sep 2, 1899.

1900 Rutherford Co., TN Census: Sarah J. Downing, 30 widow; Mary S. Downing, 8 daughter.

1880 Rutherford Co., TN Census: M. H. Downing, 47; W. B. Downing, 17.

U. S. Appointments of Postmaster, 1832-1971. William Brooks Downing was appointed Postmaster of Brooksville, Rutherford Co. TN, on May 6, 1898.

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272     **Drake, Josephine R. [Betty]**                                     **Died between Mar 26 and Jun 1, 1896, testate.**  
         **Drake, Hockett C.**                                     **Died before Nov 16, 1901, intestate.**

Will dated Mar 26, 1896.

**First:** The testatrix gave and bequeathed to her children to wit: William B. Drake, Benjamin B. Drake, Francis M. [Marvin] Drake, Matthew M. Drake, Sophia B. Drake, John N. [Neil] Drake, equally, all of the property that the testatrix had at her death. This property was entailed to said children and their heirs. This bequest included all property that the testator may at any future time be entitled to by inheritance from any source. If any of the children died without issue, surviving brothers and sisters would divide their said share equally among them.

**Second:** The testatrix wanted her daughter, Sophia B. Drake, to have complete control of her bequest and her own use and benefit after marriage if she did marry. **Third:** The testatrix wanted any of her children who had not received a colt to have one from the proceeds of the land after her death. They were to receive the colt after they reached the age of 14 years. This only applied to Francis M., Matthew M., Sophia B. and John N. Drake.

**Fourth:** The testatrix appointed her husband, H. C. Drake, and J. T. Saunders to be her executors.

Jun 1, 1896, County Court: The court validated the will and ordered it recorded and filed.

Nov 16, 1901, County Court: The court appointed B. R. Betty guardian for Ben B. Drake, Marvin Drake, Mathew Drake, Neil Drake, and Sophy Drake.

Feb 1, 1904, County Court: B. R. Betty, guardian for Ben R. Drake, Marvin, Mathew, Neil and Sophia Drake, minor children of Hockett Drake (deceased), made a settlement with the court.

Jun 6, 1904, County Court: W. [William] B. Drake, administrator of H. C. Drake (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: H. C. Drake married Josie Betty on Jun 10, 1878.



1900 U.S. Census: H. C. Drake, 47; Bridges Drake, 19; Benny B. Drake, 17; Marvin Drake, 15; Matt Drake, 13; Sophia Drake, 11; Neil Drake, 9.

1880 Rutherford Co., TN Census: H. C. Drake, 28; Josephine Drake, 20.

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273     **Drake, Sarah Randolph**                             **Died Apr 23, 1904, intestate.**

Aug 29, 1904, County Court: James K. Drake **vs** John R. Drake et al. John R. Drake was a citizen of Davidson Co., TN, and a non-compos mentis. He had been for the previous twenty years confined to the Insane Asylum in Nashville, TN, without a regular guardian. Lida May Drake, Rutherford County, a minor about 11 years old, also without a guardian. **Mrs. Sallie Drake died Saturday, Apr 23, 1904.** She owned as dower of a 106-acre tract in Civil District 21. The petitioner and the defendants now owned as tenants in common the tract of land and their interests were as follows: James K. Drake owned 6/8 interest, having obtained 5/8 interest by purchase and John R. Drake and Lida May Drake each owned 1/8 interest. The petitioner prayed for a sale of the land and a division of the proceeds among the parties. The court appointed the Clerk to auction the land. Sep 26, 1904, County Court: James K. Drake **vs** John S. Drake et al. The Clerk offered at auction the 106-acre tract. James K. Drake won the bidding at \$18 per acre for a total of \$1908. The Court divested all the interest that Lida May Drake and John R. Drake had in the 106 acres and vested it in James K. Drake.

Rutherford Co. TN Marriages: Mathew Drake married Sarah Randolph on Dec 26, 1844.

1850 Rutherford Co., TN Census: Matthew M. Drake, 38; Sarah A. Drake, 25; Frances B. Drake, 4 (f); Napoleon B. Drake, 2.

1870 Rutherford Co., TN Census: Sarah Drake, 45; Fanny Drake, 24; Robert Drake, 22; William Drake, 19; Hockett Drake, 17; John Drake, 15; James Drake, 14; Angie Drake, 10; Lucy Drake, 8.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Sarah Randolph Drake, died Apr 23, 1904, aged 79 years, wife of M. M. Drake.

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274     **Drake, W. [William] W.**                             **Died before Jan 4, 1898, intestate.**

Jan 4, 1898, County Court: The court noted the death of W. W. Drake intestate. J. R. Drake applied for and received Letters of Administration.

Oct 29, 1900, County Court: J. R. Drake, administrator of the deceased's estate, made a settlement

1880 Rutherford Co., TN Census: J. T. Drake, 35; Bettie Drake, 23; William L. Drake, 1; William Drake, 40 brother.

U. S. Civil War Soldiers Records and Profiles, 1861-1865. W. W. Drake, Private, enlisted in Company E, Tennessee 4<sup>th</sup> Calvary.

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275     **Duffer, Missouri [Beasley]**                             **Died Apr 8, 1898, testate.**

Will dated Feb 25, 1897.

The testatrix wanted the house where she and her husband had lived for many years to be his home for as long as he lived. The home was to be a home to any of her children, namely Joe T. Duffer, Mrs. Anna [Duffer] Bledsoe, Mrs. Bettie Duffer] McFadden, and Mrs, Callie [Duffer] Grigsby for as long as they lived. The testatrix stipulated that the house and lot were under no circumstances to be sold or mortgaged for any purpose as long as any one of her children claimed a home.

Apr 27, 1898, County Court: The Court ordered the will recorded and filed.

Smith Co., TN Marriages: Joseph F. Duffer married Missouri Beasley on Oct 25, 1852.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Missouri Duffer, born Jan 9, 1836, died Apr 8, 1898

1870 Rutherford Co., TN Census: Joseph F. Duffer, 41; Missouri Duffer, 37; Joseph Duffer, 14; Anna Duffer, 17; Bettie Duffer, 10; Callie Duffer, 8.

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276     **Dunaway, Daniel Jackson**     **Died before Mar 7, 1903, testate.**

Will dated Aug 2, 1898. Codicil dated Jul 1, 1899.

**First:** If the testator's wife, Frances Isabel [Barr] Dunaway, survived the testator, all his property, both real and personal, was hers for her natural life, after paying all his just debts including funeral expenses. If there were any minors, she would support them. **Second:** At the death of his wife, whatever was left of the personalty and the real estate was to be disposed of as follows: 1<sup>st</sup>: John Dunaway, May Dunaway and [Charlotte] Florence [Dunaway] Boyd, formerly Dunaway, were to have \$50 apiece out of his estate. 2<sup>nd</sup>: His other children, Terry Dunaway, Samuel Dunaway, Robert Hatton Dunaway, Daniel Jackson Dunaway, William Dunaway, Charles Dunaway, Barney Dunaway, Sally Dunaway, Pearla Dunaway, Francis Dunaway, and Belle Dunaway were to have equal division of his estate. The testator directed the sale of his personalty and real estate after the death of his wife. **Third:** The testator appointed his friend, B. [Bromfield] L. Ridley as his executor.

**Codicil:** The testator directed that John Dunaway participate in the equal division of his estate instead of receiving \$50. The balance of the will was ratified.

Mar 7, 1903, County Court: The court received the will and codicil were accepted for probate. B. L. Ridley appeared in court and renounced his right to qualify as executor. Mrs. Francis I. Dunaway, widow of Daniel J. Dunaway (deceased), applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Daniel J. Dunaway married Nancy C. Kellow on Sep 29, 1853. Daniel J. Dunaway married Frances Barr on Jan 24, 1866

1900 Rutherford Co., TN Census: Daniel Dunaway, 70; Frances Dunaway, 53 wife; Sally Dunaway, 29 daughter; Charles Dunaway, 23; Barney Dunaway, 18; Fanny Dunaway, 15; Carry Bell Dunaway, 7; Hobart Dunaway, 3.

1880 Rutherford Co., TN Census: D. J. Dunaway, 50; Frances Dunaway, 34; Samuel Dunaway, 25; Robert H. Dunaway, 21; Daniel J. Dunaway, 18; Terry Dunaway, 16; John N. Dunaway, 12; Sarah J. Dunaway, 9; William Dunaway, 7; Maggie L. Dunaway, 6; Charley Dunaway, 3; Charlotte, 0.

U. S. Confederate Soldiers Compiles Service Records, 1861-1865: D. J. Dunaway enlisted on Nov 3, 1862 as a private in the 45<sup>th</sup> Infantry.

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277     **Dunaway, Drury**     **Died before Feb 2, 1900, intestate.**

Feb 2, 1900, County Court: The court had noted the death of Drury Dunaway intestate. S. [Samuel] T. Dunaway had applied for and received Letters of Administration

Feb 2, 1903, County Court: S. T. Dunaway, administrator of the deceased's estate, made a final settlement.

Rutherford Co., TN Marriages: Drury Dunaway married Candice F. Patterson on Jan 30, 1852.

Dunaway Cemetery, Valleyview, Rutherford Co. TN: Drury Dunaway, born Jun 13. 1814, died 1900. Father: Samuel Thomas Dunaway. Mother: Nancy Dunaway. Wife: Candice Frances Dunaway.

1880 Rutherford Co., TN Census: Drury Dunaway, 66; C. F. Dunaway, 50; Sally Dunaway, 18; Samuel Dunaway, 16; John Dunaway, 14; M. F. Dunaway, 12 f; Dillar Dunaway, 10; M. F. Dunaway, 75 sister.

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278     **Dunaway, Jacob**     **Inquiry into competency.**

Apr 12, 1902, County Court: Information available suggested that Jacob Dunaway, a county resident, was of unsound mind so that he had insufficient capacity to govern himself or property. The court ordered the sheriff to gather a jury of 12 men to make a determination as to the mental state of Jacob Dunaway.

Apr 18, 1902, County Court: The jury empaneled by the sheriff, reported that Jacob Dunaway was of unsound mind so that he lacked sufficient capacity to govern himself. He had at times been violent toward his wife and children. He owned two tracts of land, one acreage unknown, and the other about 60 acres of cedar land. He had eight living children and the descendants of two deceased children. His children were as follows: W. [Wiseman] M. Dunaway; J. [James] M. Dunaway; Isabel [Dunaway] Patterson; Nancy [Dunaway] Herron; Sallie [Dunaway] Rather/Wrath; Jake [Jacob Lee] Dunaway; Della Dunaway; George Dunaway; Tom Dunaway (deceased); Arbell [Dunaway] Alexander (deceased). One of his deceased children left five children and the other left six. The court approved the report and decreed that a guardian be appointed for Jacob Dunaway to take charge and manage his property to the best advantage.

Jun 1, 1903, Jul 4, 1904, County Court: W. [Wiseman] M. Dunaway, guardian of Jacob Dunaway, a person of unsound mind, made a settlement with the court.

Central State Cemetery, Davidson Co., TN: Jacob "Jake" Dunaway, born Jan 26, 1826, died Jul 13, 1914.

Rutherford Co., TN Marriages: Jacob Dunaway married Elizabeth Dunaway on Feb 1, 1847.

1880 Wilson Co., TN Census: Jacob Dunaway, 52; Elizabeth Dunaway, 50; Wiseman Dunaway, 17; James M. Dunaway, 13; Sallie Dunaway, 11; Cordella Dunaway, 9.

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279     **Dunn, George McGuire**     **Died May 12, 1904, testate.**

Will dated Mar 5, 1904.

**First:** The testator willed to G. M. and Ross Dunn, the heirs of his son, Ross Dunn (deceased), \$1500 of a life insurance policy. That amount along with what he had advanced to his son during his lifetime, made them equal with all other heirs in his estate. **Second:** The testator willed that Dr. B. [Bailey] P. Lestor and James W. Brevard were to be trustees of the minor heirs, until they become of age for the amount he had given them. **Third:** The testator willed to his two daughters, Sallie M. Dunn and Zettie Dunn, the \$500 balance of his life insurance policy. **Fourth:** The Testator willed to his daughters, Alice N. [Dunn] Lester and Ada B. [Dunn] Brevard, 2 tracts of cedar land, a tract of 7 acres in the 19<sup>th</sup> C.D. and the other tract of 23 acres in the 23<sup>rd</sup> C.D.

Jun 6, 1904, County Court: The court ordered the will recorded and filed.

Jun 13, 1904, County Court: Miss Sallie M. Dunn applied for and received Letters of Administration.

Rutherford Co., TN Marriages: G. M. Dunn married Sarah E. Helton on Feb 2, 1860.

Dunn Cemetery, Readyville, Rutherford Co. TN: G. M. Dunn, born Jan 11, 1835, died May 12, 1904. Wife: Sarah E. Dunn, born Jun 16, 1842, died Jan 14, 1895.

1880 Rutherford Co., TN Census: G. M. Dunn, 44; Sarah E. Dunn, 36; Alice Dunn, 18; Adir Dunn, 9; Jeffie Dunn, 7 (f).

1900 Rutherford Co., TN Census: George M. Dunn, 63 widowed; Sallie Dunn, 30 dau; Zettie Dunn, 27 dau.

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280 **Dunn, Hugh Randolph** **Died Jul 23, 1904, intestate.**

Aug 1, 1904, County Court: The court noted the death of H. R. Dunn intestate. Mrs. Martha M. Dunn applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Hugh Randolph Dunn, born Jul 21, 1842, died Jul 23, 1904. Spouse: Martha Moriah Dunn. Children: John Benjamin Dunn.

1880 Rutherford Co., TN Census: H. R. Dunn, 37; Martha Dunn, 32; James Dunn, 14; Silas Dunn, 12; John Dunn, 10; Sarah Dunn, 7; Newton Dunn, 5; Lula Dunn, 1.

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281 **Dunn, Jerana Catherine [Bivins]** **Died Aug 7, 1895, intestate. [Cont'd from Vol. 6].**

Mar 7, 1898, County Court: L. C. Hall, administrator of the deceased's estate, made a settlement with the court.

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282 **Dunn, Thomas Franklin** **Died Oct 15, 1882, intestate. [Cont'd from Vols. 5 & 6].**

Feb 1, 1896, Feb 24, 1896, Aug 3, 1897, Nov 4, 1898, Jan 23, 1899, County Court: Mrs. L. [Levica] E. [Nelson] Dunn, guardian of G. [Augusta "Gusty"] A. Dunn, W. J. [William Joseph] Dunn, S. [Sidney] E. Dunn and A. [Artemisa] B. Dunn, minor children of T. F. Dunn (deceased), had renewed her bond and made a settlement.

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283 **Dyer, Frances P. [Gambel]** **Died Aug 26, 1893, intestate. [Cont'd from Vol. 6].**

Nov 18, 1896, County Court: W. J. Pate, administrator of Frances P. Dyer (deceased), made a settlement.

Dec 7, 1897, County Court: William Dyer and others **vs** J. R. Dyer and others. The purchaser of the 20-acre tract paid in full. James R. Dyer, the purchaser of the other lands sold, had not paid anything on the notes but had given the clerk receipts where he had paid that amount to the distributees:

William Dyer, James H. Dyer, Ada [Dyer] Morgan and husband, Mel Morgan and Minnie Dyer each received \$14.21. J. M. Floyd received \$56.84. Sarah [Dyer] Floyd received \$56.84. John I. Dyer, T. E. (Lizzie) [Dyer] Simmons and husband, W. [William] H. Dyer, and J. F. (James) Dyer each received \$5.68. S. E. (Emma) Pate and husband, H. [Henry] A. Pate, M. L. (Lee) [Dyer] Pate and husband, T. J. Pate, R. W. (Wash) Dyer, A. R. (Annie) [Dyer] Watson and husband, A. T. ["Bud"] Watson, Tommie Dyer and H. E. (Herman) Dyer each received \$5.68. Lavinia [Dyer] Pate received \$56.84. T. [Thomas] M. Dyer received \$56.84. James R. Dyer (purchaser) received \$56.84. In addition, Mrs. C. E. Dyer received \$6.84 for her dower interest in the land sold.

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284 **Eakin, John** **Died about Nov 1849, non-cupative will. [Cont'd from Vol. 2 & 3].**

**Note:** The following information is taken from case files that had been misfiled. He probably died in Bedford Co., TN. His will was dated Sep 16, 1849.

Sep 20, 1884, Chancery Court: Thomas Eakin, surviving partner and others **vs** John M. Bass, executor and others. The court approved the sale of several town lots, or parcels of land described in the bill. Complainant Thomas Eakin as surviving partner sold them to John W. Cowan and John R. Eakin as trustees of Julia and Sarah J. Eakin, under the will of their father John Eakin (deceased) for the aggregate sum of \$26,000, a full and fair price. Thomas Eakin had paid over and accounted to the executors of John and William Eakin (deceased) their respective partners of the purchase money. The court ratified and confirmed the sale. Three of the lots were located in Shelbyville, Bedford Co., TN and another in Nashville, Davidson Co., TN. The court divested all rights, title and interest in lots or parcels from Thomas Eakin, William S. Eakin, John R. Eakin, Argyle P. Eakin, Julia A. Eakin, Sarah J. Eakin, Alexander E. Eakin, Thomas L. Eakin, James H. Eakin, George N. Eakin, Albert Eakin, Charles Eakin, and Lucretia Eakin and defendants Felicia Eakin, Jane W. Eakin and Ann Grundy Eakin. The same was vested in John W. Cowan and John R. Eakin in trust for the sale and separate use and benefit of Julia Ann Eakin and Sarah Jane Eakin during their natural lives, one moiety to

each. At the death of Julia Ann and Sarah Jane to their children, their heirs and assigns forever. Nothing in the decree prevented the division of the property whenever it was deemed advisable.

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**285 Earthman, Virginia [Henderson] vs Earthman, Vernon K. Divorce.**

Oct 16, 1892, Chancery Court: The court decreed that Mrs. Virginia Earthman was entitled to an absolute divorce and dissolved the Bonds of Matrimony that had existed between the couple. The court further decreed that the defendant pay the complainant \$500 in cash as alimony. The complainant also received custody of their son, Harold Earthman, with the defendant having reasonable rights of visitation.

Rutherford Co., TN Marriages: Vernon K. Earthman married Virginia Mai Henderson on May 22, 1897.

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**286 Eastwood, H. Frank Died before Sep 3, 1883, intestate. [Cont'd from Vol. 5].**

Mar 1, 1897, County Court: The court appointed J. M. Burnet guardian for John Eastwood, a minor child of Frank Eastwood (deceased) and minor heir at law of William Eastwood (deceased).

Apr 5, 1898, County Court: J. M. Burnet, guardian for John Eastwood, a minor child of Frank Eastwood (deceased) and minor heir at law of William Eastwood (deceased), made a settlement with the court.

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**287 Eastwood, William Died Mar 9, 1895, intestate. [Cont'd from Vol. 6].**

Apr 13, 1896, County Court: The court received a sale list of personal estate.

Mar 1, 1897, County Court: The court appointed J. M. Burnet guardian for John Eastwood, a minor child of Frank Eastwood (deceased) and minor heir at law of William Eastwood (deceased).

Dec 13, 1897, County Court: M. E. Pitts, administrator, made a settlement with the court.

Apr 5, 1898, County Court: J. M. Burnet, guardian for John Eastwood, a minor child of Frank Eastwood (deceased) and minor heir at law of William Eastwood (deceased), made a settlement with the court.

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**288 Eaton, Harvey W. Unsound mind.**

Oct 16, 1899, County Court: A jury ruled that H. W. Eaton was a person of unsound mind so that he was incapable of government of himself, or of his property. His estate consisted of a farm, three mares, 1 colt, cow and calf, two sows and pigs, two pork hogs, twelve sheep, and household and kitchen furniture specified in the petition. His next of kin and heirs were his children to wit: J. [Joseph] S. Eaton, E. [Eli] L. Eaton, J. [James] H. Eaton, W. [William] P. Eaton, J. [Jesse] C. Eaton, S. [Sarah] P. [Eaton] Keele, L. [Lillie] B. [Eaton] Shelton, J. H. Stephenson, grandson, and the children of N. [Nancy] J. [Eaton] Bell, a deceased daughter. The court appointed J. S. Eaton as guardian of H. W. Easton. The court instructed the guardian to sell all the personal property at auction and report results to the court.

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**289 Edwards, Andrew H. Died 1896, intestate.**

Sep 10, 1904, County Court: The court appointed M. A. Gilmore guardian for Willie Edwards, a minor child of A. H. Edwards (deceased), and heir at law of George N. Edwards (deceased).

Rutherford Co., TN Marriages: A. H. Edwards married Nannie J. Hale on Dec 3, 1884.

Woodfin Cemetery, Bedford Co., TN: Andrew H. Edwards, born 1852, died 1896 (father). Nannie J. Edwards, born 1852, died 1900 (mother).

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Dec 5, 1903, County Court: The court noted the death of G. W. Edwards intestate. Robert T. Edwards applied for and received Letters of Administration for the deceased's estate after executing a bond for \$3000.

Aug 8, 1904, County Court: R. [Robert] T. Edwards et al **vs** C. A. Edwards et al. C. A. Edwards. The court appointed a guardian for William [Willie] Edwards.

Aug 8, 1904, County Court: R. T. Edwards et al **vs** C. A. Edwards et al. The clerk reported that it would be to the advantage of all parties to sell the land in a body for cash. He also reported that provisions for the widow's dower and homestead could be made out of the proceeds from the sale of property without harm to any of the parties. Mrs. Debartha Edwards was deceased's widow.

Sep 10, 1904, County Court: R. T. Edwards et al **vs** C. A. Edwards et al. The Clerk and Commissioner auctioned 104 acres of land on this date. George M. Edwards purchased the land for \$1800. The court approved the sale and divested all rights, title and interest of R. T. Edwards, E. J. E. Edwards, Joseph Edwards, Alice B. Edwards, D. L. Edwards, L. L. Williams and wife, Ruth I. [Idella Edwards] Williams, J. M. Edwards and wife, Mary E. Edwards, Debartha Ann Edwards, Debartha Adeline Edwards, C. A. Edwards and Willie Edwards in and to the land and vested same in George M. Edwards. Mrs. Debartha Adeline Edwards, widow of George N. Edwards, had consented to the sale of the land but she had reserved her right to homestead and dower preserved in the proceeds of the sale and to secure to the remainderment, the distribution of the same at her death. The court decreed that the homestead and dower interest of Mrs. Debartha Adeline Edwards and distribute the remainder to the children of George N. Edwards (deceased). Willie Nelson, a grandson, would receive his father's part.

Sep 10, 1904, County Court: R. T. Edwards et al **vs** C. A. Edwards et al. The court appointed three commissioners to set apart to Mrs. Debartha Adeline Edwards, as much of the assets necessary for the support of the widow and her family for one year.

Woodfin Cemetery, Bedford Co., TN: George N. Edwards, born Apr 6, 1823, died Nov 18, 1903. Wife: Dabartha A. Edwards, born May 16, 1833, died Feb 1, 1908.

1880 Rutherford Co., TN Census: George N. Edwards, 57; Debartha R. Edwards, 47; William M. Edwards, 30; Nelley Edwards, 26; Andrew Edwards, 25; Emerson J. Edwards, 21; Thomas R. Edwards, 19; Ideller Edwards, 17; Joseph Edwards, 14; Alice G. Edwards, 10; George Edwards, 9; Anna Edwards, 8; Darthula Edwards, 6.

Jul 12, 1897, County Court: On Oct 29, 1894, the court appointed Albert N. Overall guardian of Susan M. and Carlisle Edwards, minor children of Gideon B. Edwards (deceased). He asked the court for permission to resign that responsibility as no funds had ever come into his hands as guardian. The court accepted his resignation as guardian. W. H. Talbert came into court and the court appointed him guardian of Susan M. and Carlisle Edwards, minor children of Gideon B. Edwards (deceased).

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Apr 11, 1901, County Court: L. K. Weaver and wife and others **vs** Sible Edwards and others. John Edwards had died leaving the following heirs at law, who inherited his estate in the following proportions: [1] Fannie [Edwards] Murphy, one-eighth. [2] Robert Edwards, one-eighth. [3] Sible/Sibell [Edwards] Weaver, one-eighth. [4] George [E.] Edwards, one-eighth. [5] W. [Walter] L. "Reb" Edwards, one-eighth. [6] Maud Brown, one-twenty fourth; Claud [Claudia Brown] Hardaway, one-twenty fourth; Pearl [Brown] Hawkins, one-twenty fourth, the last three were children of Alice [Alice K. Edwards] Brown, a deceased daughter of John Edwards (deceased). [7] Clarence Nokes, one-sixteenth and Leland Nokes, one-sixteenth, minor children of Bettie [Edwards] Nokes (deceased), who was a daughter of John Edwards (deceased). [8] Sible Edwards, one-eighth, a minor child of J. B. Edwards (deceased), son of John Edwards (deceased). John Edwards left two small lots in Tucker Town, Civil District 13 that totaled about one and one-half acres. Since the lots were small and the heirs were numerous, the clerk recommended selling them for a minimum of \$250 for lot #1 and \$50 for lot #2. The court agreed and appointed the Court Clerk as Special Commissioner to sell the land after publication.

May 22, 1901, County Court: L. K. Weaver and others **vs** Sible Edwards and others. In accordance with the court order, the Special Commissioner had auctioned the two lots on May 11, 1901. Chip Henderson purchased Lot #1 for \$273 and he paid for it in cash. H. L. Fox purchased Lot #2 for \$75 and he too paid in cash. The taxes for 1901 were a lien on the property and the court directed him to pay them out of the funds in his hands. The court approved the sale and divested all right, title and interest in the lots from the above named heirs. Sible Edwards was a minor without guardian and lived with L. K. Weaver. Since her share was small, the court designated L. K. Weaver to receive her share. Clarence and Leland Nokes were the only children of Bettie Nokes (deceased) and were minors without guardian. The court held their shares until a suitable person accepted responsibility for their share.

1850 Rutherford Co., TN Census: John A. Edwards, 29; Elizabeth Edwards, 28 born AL; William Edwards, 6; Harriet Edwards, 3; Almata Edwards, 2.

1860 Rutherford Co., TN Census: J. A. Edwards, 39; Elizabeth Edwards, 38 born AL; William Edwards, 16; Frances Edwards, 14; A. M. Edwards, 12; Sibell Edwards, 10; Robert Edwards, 8; John Edwards, 5; Elizabeth Edwards, 2.

1870 Rutherford Co., TN Census: John Edwards, 49; Elizabeth Edwards, 49 born AL; Nancy Edwards, 16; Robt Edwards, 13; John Edwards, 12; Elizabeth Edwards, 10; George Edwards, 8; Rebel Lee Edwards, 6.

1880 Rutherford Co., TN Census: J. A. Edwards, 60; E. Edwards, 59 born AL; J. B. Edwards 24; Mary Edwards, 20; G. E. Edwards, 18; W. E. Edwards, 16.

Will undated. The court received the purported will of J. W. Edwards (deceased) for probate on Sep 2, 1901. **Article 1.** The testator willed that his executor was to sell all of his personalty and from the proceeds pay all his debts and burial expenses. If there was any remainder, it was to be divided among all his children. **Article 2.** The testator willed the tract of land where he lived to his two daughters, Artie and Sue, provided they made to his son, Charlie Edwards, a deed to the tract of land where he was living. **Article 3:** The testator willed to his daughter, Laura [Edwards] Elliot, the note that he held against her husband, Batty Elliott. **Article 4.** The testator appointed W. [William] T. Edwards Sr. to be the executor of his last will and testament.

Sep 2, 1901, County Court: W. T. Edwards, the executor named in the will, qualified as executor.

Rutherford Co., TN Marriages: J. W. Edwards married Hattie House/Howse on Jan 11, 1871.

1900 Rutherford Co., TN Census: John W. Edwards, 56; Arta Edwards, 23 dau; Sue Edwards, 17 dau.

1880 Rutherford Co., TN Census: John Edwards, 36; Harriet Edwards, 32; Laura Edwards, 10; Charles Edwards, 7; Artie Edwards, 5.

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**295     Edwards, Leander Herreford                     Died 1897, intestate.**

Jan 17, 1898, County Court: The court noted that L. H. Edwards died intestate. Mrs. M. E. [Martha "Mattie" Elam] Edwards applied for and received Letters of Administration. The court had appointed three commissioners to set apart to Mrs. M. E. Edwards, widow as much of the assets necessary for the support of the widow and her family for one year.

Rutherford Co., TN Marriages: L. H. Edwards married Mattie E. Elam on Dec 24, 1868.

Woodfin Cemetery, Bedford Co., TN: Leander Herreford Edwards, born 1842, died 1897. Parents: Thomas A & Martha Jane Edwards. Spouse: Eudora Edwards. Children: Edwain Elam Edwards, Katherine Sevier Vaughn, Clarence David Edwards.

1900 Rutherford Co., TN Census: Martha E. Edwards, 57; Clarence David Edwards, 30.

1880 Rutherford Co., TN Census: Leander H. Edwards, 38; Martha E. Edwards, 37; Clarence G. Edwards, 10; Martha A. Edwards, 8; Catherine L. Edwards, 5; Edwin E. Edwards, 1.

Tennessee, Civil War Service Records, 1861-1865: L. H. Edwards enlisted in the Forty-fifth Division in 1861.

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**296     Edwards, Sterling C.                             Died Sep 28, 1901, intestate.**

Nov 25, 1901, County Court: The court noted the death of S. C. Edwards intestate. W. [William] P. Edwards applied for and received Letters of Administration. The court appointed three commissioners to set apart to the widow [Martha E. Hunt Edwards] of S. C. Edwards (deceased), as much of the crops, etc. necessary to support the widow and her family for one year.

Dec 22, 1903, County Court: The three commissioners who set apart provisions for one year to Mrs. Martha A. Edwards, widow of S. C. Edwards (deceased) reported that the task was complete.

Feb 1, 1904, County Court: W. P. Edwards, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Sterling C. Edwards married Martha A. Hunt on Mar 2, 1848.

Edwards Cemetery, Rutherford Co. TN: S. C. Edwards, born Mar 8, 1823. Died Sep 28, 1901.

1870 Rutherford Co., TN Census: Sterling Edwards, 47; Martha Edwards, 40; W. P. Edwards, 21; Sarah E. Edwards, 18; Epps E. Edwards, 14; Malissa Edwards, 9.

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**297     Elam, Samuel Black                             Died Sep 17, 1895, intestate.**

Feb 17, 1896, County Court: The court noted the death of S. B. Elam intestate. W. S. Nesbitt applied for and received Letters of Administration.

Aug 3, 1896, County Court: W. S. Nesbitt, administrator, had made a report to the court.

May 23, 1903, County Court: The court appointed T. J. [Dr. Thomas Jefferson] Elam administrator.

Elam-Snell Cemetery, Rutherford Co., TN: Samuel Black Elam, born Jun 10, 1863, died Sep 17, 1895.

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298 **Elam, Dr. Thomas Jefferson** Died Apr 20 1903, intestate.

**Note:** Arthur B. Smith, born ca 1836, was the mentally unbalanced son of Benjamin and Susan J. Smith - see Vols. 5 & 6.

Oct 14, 1903, Chancery Court: S. [Sherwood] W. Smith and others **vs** Arthur Smith. **Dr. Thomas J. Elam, trustee of Arthur B. Smith, died.** The court appointed Thomas J. Elam Jr. administrator of his father's estate. Arthur B. Smith remained mentally incompetent to manage his estate and was confined to the Asylum for the Insane, Nashville, Tennessee. The court ordered the administrator to make a settlement.

Oct 17, 1903, Chancery Court: S. W. Smith and others **vs** Arthur Smith. The court appointed J. [John] S. Gooch as the guardian of Arthur B. Smith in room and stead of Dr. Thomas J. Elam (deceased).

Oct 18, 1901, Chancery Court: The administrator of Dr. Thomas J. Elam made a settlement with the C & M and turned over \$3567.14 to the new guardian.

Oct 27, 1904, Chancery Court: S. W. Smith and others **vs** Arthur Smith. J. S. Gooch, trustee for A. B. Smith, made a settlement with the C & M. Balance due A. B. Smith was \$3407.04.

Rutherford Co., TN Marriages: Thomas J. Elam married Sallie E. Snell on Feb 5, 1861.

Elam-Snell Cemetery, Rutherford Co. TN: Dr. Thomas Jefferson Elam, born Nov 25, 1832, died Apr 20, 1903.

1900 Rutherford Co., TN Census: Thomas. Elam, 67; Sallie Elam, 58; Thomas J., 25; Lizzie Edwards, 23; Edward Edwards, 21.

1880 Rutherford Co., TN Census: T. J. Elam, 48; Sallie E. Elam, 40; D. F. Elam, 13; Fannie C. Elam, 10; Thomas J. Elam, 8; Lizzie E. Elam, 5; Edward Elam, 1; Cassie McGill, 54 sister.

United States Confederate Soldiers Card Index, 1861-1865. Thomas J. Elam, Assistant Surgeon, Tennessee PACS, 45<sup>th</sup> Tennessee Infantry. Resigned May 15, 1864.

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299 **Elder, George (colored)** Died before Oct 1, 1888, intestate [Cont'd from Vol. 6].

Apr 11, 1903, County Court: Amanda [Richardson] Elder (colored) et al **vs** Louella Elder (colored) et al. Defendants Louella Elder and Sarah Bell were minors. George Elder (colored) had died about seventeen years earlier. Amanda Elder was his widow. At his death, George Elder (colored) owned a tract of land in the 9<sup>th</sup> Civil District containing 94 acres. The court appointed commissioners to set apart to Amanda Elder homestead valued at \$1000 and dower of one-third of the remaining land.

May 4, 1903, County Court: Commissioners reported that the entire 94-acre tract was worth less than \$1000 and set apart the entire tract as homestead for Amanda Elder.

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300 **Elder, Joshua A.** Died Jul 14, 1885, intestate. [Cont'd from Vol. 5 & 6].

Mar 31, 1899, County Court: Hickman Weakley, administrator, executed a bond for \$3200 in addition to his original bond as requested by the U. S. Government in order that he be entitled to receive a claim allowed by the U. S. Government in favor of the estate of Joshua Elder (deceased).

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301 **Elliott, John H.** Died Dec 27, 1902, intestate.

Mar 4, 1903, County Court: H. W. Elliott and G. W. Elliott, administrators of J. H. Elliott (deceased), made a final settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: J. H. Elliott, born Feb 14, 1834, died Dec 27, 1902.

1900 Rutherford Co., TN Census: J. H. Elliott, 66; Lillian Ott, 38 dau widow; Ann May Ott, 16 gdau; Charlie Ott, 15 gson; Henry N. Ott, 12 gson; Ernest N. Ott, 4 gson.

Tennessee, Civil Service Records of Confederate Soldiers, 1861-1865. J. H. Elliott, 1863, Eleventh (Holman's) Calvary. 1864, Second (Ashby's) Calvary.

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302     **Elliott, William Yandell, Jr.**     **Died Nov 2, 1899, testate.**

Jul 6, 1896, County Court: W. Y. Elliott moved the court for a Certificate to practice law, that he was twenty-one years old and a resident of Rutherford County. He was a man of good reputation to the end that he could be licensed to practice law. The court certified the petition.

Will dated Nov 1, 1899.

**Item 1:** The testator directed that his executor named below pay his funeral expensed and just debts as soon after his death as possible. **Item 2:** Subject to the payment of debts and funeral expenses, the testator gave and devised his entire estate, of every character and description, to his wife, Anna Mary Elliott, and to his two sons, William Y. Elliott Jr. and Richard W. Elliott and any other child that may thereafter be born to us. His entire estate to be owned and held by them under the laws and statutes of descent and distribution of the State of Tennessee, as if he had died intestate, subject however, to provisions as to the sale and re-investment of the proceeds, and the collection of rents, and income hereafter made. **Item 3:** The testator nominated and appointed his wife, Annie Mary Elliott, executrix of his last will and testament, having full confidence in her integrity and capacity to perform the duties herein imposed on her. The testator excused her from giving security on her bond before the County Court. He further exempted her from making any settlement before said court. The testator directed that his wife was to receive the rents and income from his estate, and use and apply the same to support and maintain herself and their children and the education of the latter until the oldest child became of age, or the marriage of his wife. Upon either event, the testator directed that three copetent commissioners divide his estate in proportion herein named between his wife and children. His wife was to select one commissioner, the Chairman of the Rutherford County Court would select the second one, and the first two would select the third. The testator further directed that there was to be no settlement before any court as to the rents and income she received. **Item 4:** The testator conferred upon his executrix, the power and authority to sell any property that he owned at his death, or that after his death became a part of his estate without the aid or intervention of any court and to re-invest the proceeds, as she might deem best for the interest of his estate. He gave her the power and authority to sell and re-invest the same, as often as it was proper or necessary in her judgment and no purchaser of the same from her was required to see that the proceeds thereof were applied, as there in directed. **Item 5:** The testator referred to his deed and other evidence of ownership for a description of his estate.

Nov 6, 1899, County Court: The court ordered the will recorded and filed.

Jan 25, 1904, County Court: The court appointed Mrs. Annie Mary Elliott guardian for William Y. Elliott and Richard W. Elliott, her own children and heirs at law of W. Y. Elliott (deceased).

Apr 16, 1904, Chancery Court: Mrs. Annie Mary Elliott and others **vs** William Yandell Elliott and others. William Yandell Elliott would be 8 years old in Apr 1904 and Richard Wharton Elliott would be 5 years old in the same month. Mrs. Annie Mary Elliott and the two children received his entire estate.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: William Y. Elliott Jr., born Jul 24, 1871, died Nov 2, 1899. Father: William Yandel Elliott. Mother: Margaret Graham Elliott. Children: William Yandell Elliott and Richard Wharton Elliott.

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Aug 10, 1897, County Court: A. J. [Andrew Jackson] Crowson had been appointed guardian for Prentice and Jennie Elmore, minor children of D. A. Elmore Jr. (deceased).

Aug 11, 1897, County Court: The court noted the death of D. A. Elmore Jr. intestate. D. A. Elmore Sr. had applied for and received Letters of Administration for the deceased's estate.

Sep 6, 1897, County Court: Prentice Elmore and others **vs** D. A. Elmore, administrator. The petitioners by their regular guardian were asking the court to set apart the complainant's homestead and a year's support out of the personal property of D. A. Elmore Jr. (deceased). The deceased had owned one part of a lot in Eagleville with a residence worth about \$600 and the following personal property: three buggies, four sets of single harness, a surrey, set of double harness, four horses, one cow and some household and kitchen furniture. Prentice and Jennie Elmore were the deceased's only children and there was no widow. The court appointed commissioners to set apart a homestead and a year's support out of the personal property.

Sep 15, 1897, County Court: The commissioners reported they had set aside for Prentice and Jennie Elmore, minor children, one bull horse, \$40, one new black buggy and harness, \$35, and one old buggy and harness, \$15. They had set aside a homestead for then consisting of a house and lot where D. A. Elmore Jr. (deceased) had lived. A. J. Crowson was the children's guardian.

Jul 29, 1898, County: A. J. Crowson qualified as guardian of his two grandchildren, Prentis and Jennie Elmore, minor children of D. A. Elmore Jr. (deceased), on Aug 10, 1897. At that time, A. J. Crowson was a resident of Williamson Co. As of Jul 26, 1898, his wards were residents of Williamson Co. and A. J. Crowson qualified in Williamson County Court as their guardian. At the time of his qualification as guardian in Rutherford Co., his wards were very young, the oldest being 4-years-old. It was necessary for him to remove the children to Williamson Co. The Rutherford Co. Court approved his petition to terminate his guardianship in that county.

Mar 29, 1900, County Court: D. A. Elmore Sr., administrator for D. A. Elmore Jr. (deceased) had died. W. J. White had applied for and received Letters of Administration de bonis non.

Rutherford Co., TN Marriages: D. A. Elmore married Ella Crowson on Sep 9, 1891.

1900 Williamson Co., TN Census: Telitha Crowson, 52 widow; Prentice Crowson, 19 son; Prentice Elmore, 5 gson; Jennie Lee Elmore, 3 gdaughter, and others.

Russell Cemetery, Eagleville, Rutherford Co. TN: D. A. Elmore, born Jun 22, 1861, died Aug 5, 1897. First wife: Maggie Elmore, May 7, 1864 - Nov 18, 1889. Second wife: Ella Elmore, Jul 15, 1869 - Jul 11, 1897.

Barker Cemetery, Williamson Co., TN: Andrew Jackson Crowson, 1847 - Jan 21, 1899, & wife, Telitha Lera Crowson, Apr 1848 - Aug 14, 1926.

Mar 29, 1900, County Court: The court had noted that D. A. Elmore Sr. had died intestate. J. W. Elmore and H. N. Elmore had applied for and received Letters of Administration.

Aug 9, 1900, County Court: J. W. Elmore et al. **vs** Willie P. Elmore et al. D. A. Elmore died leaving the following heirs: J. [James] W. Elmore, one share. H. [Henry] N. Elmore, one share. Mrs. Mattie [Martha E. Elmore] Brown, wife of A. [Andrew] J. Brown, one share. Mrs. L. A. [Laura A. Elmore] Russell, wife of R. [Richard] T. Russell, one share. A. [Alfred] P. Elmore, one share. Henry Hooper and Gertrude Hooper, children of Mrs. [Naomi] Virginia [Elmore] Hooper (deceased), wife of B. T. Hooper, a deceased daughter, were entitled to the share of the deceased mother. B. F. Hooper was entitled to a life estate in his wife's share by courtesy. William Prentiss [Prentice] Elmore and Jennie Lee Elmore, minor children of D. A. Elmore Jr. (deceased) were entitled to one share of their deceased father, a son of D. A. Elmore Sr.

D. A. Elmore Sr. died owning the following lots or parcels: [1] A house and lot in Eagleville, Rutherford Co., TN. [2] 20-acre tract worth about \$20 per acre. [3] 80-acre tract worth about \$4.00 per acre. [4] The remainder interest of the dower tract of Mrs. B. J. Crutchfield containing about 40 acres worth about \$2.00 acre.

The clerk recommended the sale of tracts separately for division.

Sep 13, 1900, County Court: J. W. Elmore and others **vs** Willie P. Elmore and others. The clerk and commissioner had, on Aug 30, 1900, offered the lots for sale at auction. J. R. Moon purchased Lot #1. J. C. Little purchased Lot #2 for \$23 per acre but the purchaser failed to comply with terms of the sale. J. M. Owens purchased Lot #3 for \$340 and paid cash. J. N. Puckett purchased Lot #4, a tract of 51 acres, for \$102. Mrs. B. J. Crutchfield had a life estate in lot #4, which had been included in the price. The court approved the sale. The clerk would post notice for the date of resale of lot #2.

Oct 15, 1900, County Court: J. W. Elmore and others **vs** Willie P. Elmore and others. The commissioner had offered at auction on Oct 11, 1900, lot #2 that did not sell at an earlier auction. J. M. Owen purchased the lot for \$22.50 an acre for a total of \$594. The court approved the sale. The court reserved the shares of B. F. Hooper, Gertrude Hooper and Henry Hooper for further hearing. The shares of Willie Prentice Elmore and Jennie Lee Elmore were to be paid to their guardian, Mrs. T. L. Crowson.

Oct 29, 1900, County Court: H. W. and H. N. Elmore, administrators of D. A. Elmore Sr. (deceased), who had been administrator of D. A. Elmore Jr., had made a settlement with the court.

Nov 25, 1900, County Court: J. W. Elmore and others **vs** Willie P. Elmore and others. The plaintiff had filed a motion to distribute the share belonging to B. F. Henry and Gertrude Hooper, heirs at law of Virginia Hooper (deceased). Henry Hooper and Gertrude Hooper were of age and agreed among themselves as to the amount of their respective shares. The court directed the clerk to make the payment.

Williamson Co., TN Marriages: D. A. Elmore married Elizabeth Ellen White on Oct 15, 1851.

Elmore Cemetery, Bedford Co., TN: D. Athey Elmore, born Jan 22, 1827, died Mar 15, 1900. Parents William and Elizabeth Elmore. Wife: Elizabeth E. Elmore.

1870 Rutherford Co., TN Census: David Elmore, 43; Elizabeth Elmore, 44; James Elmore, 18; Henry Elmore, 16; Naomi Elmore, 14; Martha Elmore, 11; David Elmore, 9; Laura Elmore, 6; Alfred Elmore, 4.

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305     **Elrod, Micah Eliza [Lorance]**                     **Died Jul 28, 1904, intestate.**

Nov 14, 1904, County Court: The court appointed John M. Elrod guardian for Era and Annie May Elrod, minor children of Mrs. Eliza M. Elrod (deceased).

Cook Cemetery, Milton, Rutherford Co. TN: Micah Eliza Elrod, born Feb 28, 1864, died Jul 28, 1904. Parents: George W. and Rebecca Lorance. Spouse: John Montgomery Elrod. Children: Era Lee Elrod.

1900 Rutherford Co., TN Census: John M. Elrod, 37; Mike Elrod, 35; Era L. Elrod, 7 months.

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306     **Elrod, John C. Died before Mar 18, 1901, intestate.**

Mar 18, 1901, County Court: The court noted that John C. Elrod had died intestate. G. [George] F. Elrod applied for and received Letters of Administration.

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307     **Evans, James W.**                                     **Died before Jan 29, 1897, testate.**

Will dated Aug 17, 1895.

**First:** The testator wanted his funeral expenses and all his debts paid as soon after his death out of any moneys that he possessed or first came into the hands of his executors. **Second:** The testator gave to his wife, Rhoda Elizabeth [Wrather] Evans, a tract of land (description omitted) during her life. At her death, his children, Sarah [Evans] Vaughter and W. [William] A. Evans and their heirs as described below would divide the land. He also gave her a 10-acre tract North of his house, and lying West of a land running North and South, also his garden, all of his household and kitchen furniture. He also gave her all of his farming utensils, three cows and calves such as she might select, one mare mule named "Kate" and a mare named "Nellie", a young horse

named "Morgan", his new wagon and twenty-head of hogs. He also gave her one-third of the crop growing on his farm or housed at the time of his death. He directed his executors to set apart provisions for her for one year and pay her \$50 as soon as possible after his death. If the little boy, Joe Grigg, lived with her until he became of age, she was to give him a horse, bridle and saddle, one bed and bedstead out of the monies he had available. **Third:** The testator gave to his daughter, Sarah Vaughter, and her heirs, the remainder of his land north of the road that ran in front of his house. He also gave her one-half of the Randolph land west of the land the testator had given his wife, adjoining Randolph and DeJarnatt tracts. **Fourth:** The testator gave his son, W. A. Evans, and his heirs the remainder of his land. **Fifth:** The testator gave his daughter, Sarah Vaughter, at the death of his wife, one-half of the land belonging to the Randolph tract and the entire 10-acre field North of the big road, and his garden. The remainder of the land he had given to his wife, he gave his son, W. A. Evans. **Lastly:** The testator appointed John Vaughter and his son, W. A. Evans, executors.

Jan 29, 1897, County Court: The court ordered the will recorded and filed.

Apr 7, 1897, County Court: The court received a sale list of the deceased's personal property.

Dec 25, 1899, County Court: J. B. Vaughter and W. A. Evans, executors of the deceased's last will and testament, had made a final settlement with the court.

Oct 19, 1901, Chancery Court: J. B. Vaughter & wife vs W. A. Evans and others. Sarah J. Vaughter and W. A. Evans were the deceased's only children and devisees under his will. They were entitled to the Randolph land containing about 75 acres. The court appointed commissioners to divide the land between the two tenants.

Rutherford Co., TN Marriages: J. W. Evans married Rhoda E. Wrather on Sep 16, 1886.

Wilson Co., TN Marriages: James W. Evans married Martha Morris on Dec 19, 1848.

1880 Rutherford Co., TN Census: James W. Evans, 54; Martha Evans, 53.

1870 Rutherford Co., TN Census: James W. Evans, 44; Martha Evans, 42; William Evans, 17.

1860 Rutherford Co., TN Census: James W. Evans, 33; M. Evans, 32; S. Evans, 10 f; W. Evans, 7 m.

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308 to 312      **Ewing, Edwin H.**      **Died Apr 24, 1902, testate.**

Will dated Sep 3, 1890. Codicil #1 dated Jun 4, 1891. Codicil #2 dated Oct 2, 1891. Codicil #3 dated Dec 4, 1892. Codicil #4 dated Oct 8, 1894. Codicil #5 dated Jul 19, 1895. Codicil #6 dated Dec 6, 1895. Codicil #7 dated Jun 16, 1895. Codicil #8 dated Jun 26, 1896. Codicil #9 undated to be treated as a holograph as was not witnessed. Codicil #10 dated Feb 20, 1898. Memorandum dated Nov 19, 1898. Codicil #11 undated. Codicil #12 dated Apr 3, 1901. Codicil #13 dated May 2, 1901. Codicil #14 undated. Codicil #15 dated May 20, 1901. Codicil #16 dated Jul 24, 1901. Codicil #17 dated Feb 13, 1902.

The testator chose burial in Evergreen Cemetery without any kind of service whatsoever. He did want a plain headstone with his name and date of birth, Dec 2, 1809. He had made advancements to his children and grandchildren as to justify the following disposition of his property. **First:** The testator gave his daughter-in-law, Ada B. [Hord] Ewing, widow of his son, J. [Joseph] W. Ewing, his books and little household furniture. **Second:** The testator gave to his granddaughter, Josie Ewing, and her heirs, an undivided one-fifth part of a lot and houses in Murfreesboro on the North East corner of Spring Street and Carney's alley conveyed to him by George W. Ransom. The testator also gave his granddaughter, Josie Ewing, and her heirs, an undivided one-fourth part of lots of land situated in Nashville in East Nashville (formerly Edgefield) with the exception hereinafter mentioned in favor of Ben Williams of lot #17. M. W. Whitmore had conveyed these lots to him and Henry Blood. The testator and Mr. Blood had sold some of the lots during his lifetime. Chancery Court of Nashville had divided the residue of the lots in the case Laura Blood vs Florence Blood, the testator and others. The testator's lots included parts of 49 & 50, the whole of lots 55 through 59, a lot containing 5 acres and 20 poles, lots #28 through 36 and lots 65 and 68. The testator gave his granddaughter, Josie Ewing, one-fifth of

the residue of his estate. **Third:** The testator gave his daughter, Florence [Ewing] Perkins and heirs, for her sole and separate use and benefit, free and clear of all marital rights of her husband, Daniel P. Perkins, who the testator appointed her trustee. The property included two small storehouses and lots that he had purchased from Dan Brown. They were on the East side of the Public Square. Fred Harnes and Lawrence de Auquinos occupied them respectively as a Barber Shop and a Picture Gallery. They fronted together about 32' on the square and running back to William Wendel's line, also the ground on which the cistern in back of the property of J. W. Ewing occupied by Hightower is situate with right of egress and ingress to the cistern. The testator also gave a small lot fronting 26' on College Street in Murfreesboro between the properties of Dr. Jo. [Joseph H.] Nelson heirs on the West, a short alley on the East and immediately in the rear of property that the testator had purchased from W. A. Bedford, together with the use of the alleys adjoining, that the testator had recently purchased from James H. Reed. He also gave a lot he had recently purchased from James H. Reed fronting 102' on Railroad Street, bounded on the North by a testator's lot, on the South by the Methodist Parsonage lot. The testator's account with Florence [Ewing] Perkins as her trustee was about balance. Her county place had sold for \$10,000. The testator's place in front of it had sold for \$6000. She had taken in payment for her place, \$8000 in the place where she was living. The balance of \$2000 came to the testator as her trustee. The testator intended the \$6000 he received for his place to go to her at his death. He put the \$6000 with the \$2000 and kept it invested giving her the interest. The testator sold to one Mallory, a piece of property in Nashville for \$4000. He received \$1333.33 in cash and two notes each for \$1333.33 due at one and two years with interest from date of sale. The testator used \$1000 to purchase Murfreesboro bonds and put \$300 into the Fox house. The testator took \$1300 received of Jim Reed and purchased from him, the Oslin Lot (given by this will to Florence) and in lieu and payment for this \$1300, the testator gave her by deed of gift, a 28-acre tract in 13<sup>th</sup> Civil District. The deed was made to D. P. Perkins, as her trustee. The testator had the following notes and bonds: [1] O. Ewing & J. W. Ewing's note for \$2000. [2] J. H. Reed's note for \$2000. [3] A. B. Caumons' note for \$1000. [4] Charles Perkins' note for \$800. [5] 18 Murfreesboro Bonds @\$100 each. [6] Mulloy's two notes for \$1333.33 each. The testator gave all these notes and bonds to Florence Perkins for her sole and separate use. The testator expected that she would use the bonds to pay for a new house that she was building. If any of the bonds had been changed from their present status, Florence was to receive the avails of them. The testator said that the account as trustee of Florence Perkins was about balance referring to the date the check from J. H. Reed for interest on his note due the 19<sup>th</sup> of this month was deposited. The testator also gave to Florence Perkins and her heirs for her sole and separate use and benefit, a storehouse on the South East side of the Public Square that he had purchased from Theo. Smith and located between the storehouse of William Wendel on the South and James McFadden on the North. The testator also gave her one-fifth of the residuum of his estate, also one-fifth of the houses purchased from George W. Ransom. **Fourth:** The testator gave to Ada B. [Hord] Ewing, Orville Ewing, Ernest Ewing, and Josie Ewing, widow and heirs of his deceased son, J. W. Ewing, the ground in back of his house and lot on Church Street on Public Square, then occupied by Hightower. This did not include the cistern, as provided in the above bequest to Florence Perkins. They were to have and to hold the back ground in the same way that they have and hold the house and lot in front of it, under the intestacy of J. W. Ewing (deceased). **Fifth:** The testator gave to Ben, a former slave of his, known as Ben Williams or Ben Ewing, so much of Lot #17 in Edgefield or East Nashville lots of Henry Blood and the testator as above mentioned as he now occupied and on which he has resided more than seven years past, claiming the same as his own. The testator had accounted to Blood's estate by taking one-half of Lot #18, the adjoining lot. The balance of Lot 17 belonged to the testator and is about 31'. **Sixth:** The testator gave and bequeathed to Rowena [Eakin] Overall, granddaughter [daughter of Jane C. Ewing and Emmet A. Eakin], four bonds of the Nashville, Chattanooga, and St. Louis Railroad Company of \$1000 each, registered and with a mortgage on the McMinnville Branch to secure them. He also gave her an undivided one-fifth of the houses and lots purchased from George W. Ransom mentioned above and one-half of his stock in the Nashville and Nolensville Turnpike Company, the whole of the stock being nominally \$1000. In addition, he gave her one-fifth of the residuum of his estate, all of which property was to be held for her sole and separate use as a married woman. The bonds were in the American Bank, Nashville, Tennessee, box 196. (See Edward Jones or A. W. Harris). The stock was in the hands of Thomas Weaver, Treasurer or Secretary. The testator had previously given Rowena \$3500 that she invested in her dwelling house in Memphis. **Seventh:** The testator gave and bequeathed to Florence [Eakin] Reed, and Sallie [Eakin] Howse, and their heirs, for their sole and separate use

of each against the marital rights of present or future husbands, his two storehouses and lots of land on the North side of the Public Square of Murfreesboro, one purchased at Chancery sale in the case of F. W. Washington, et al vs Burnett Smith in the Chancery Court at Murfreesboro. The testator had purchased the other from America C. Bedford together with the use of all alleys mentioned in the decree and deed. Joseph Frank occupied both of the storehouses. **Eighth:** The testator gave to Florence [Eakin] Reed and her heirs, for her sole and separate use as a married woman, an undivided one-fifth of the houses and lots purchased from George W. Ransom (mentioned and described above). He also gave her one-half of his Nashville and Nolensville Turnpike stock described above, and an undivided one-fourth of the lots in Edgefield or East Nashville, described above. The testator previously gave her \$2000, the proceeds of a house sold to Kirkpatrick. The testator also gave her one-fifth of the residuum of his estate. **Ninth:** The testator gave and bequeathed to his granddaughter, Sallie [Eakin] Howse, for her sole and separate use and benefit against the marital rights of her husband, the following property: [1] One-fifth of the houses and lots he had purchased from George W. Ransom (mentioned and described above). [2] The whole of a lot that he had purchased from John W. Ransom at the corner of Eaton Street and Lee Street in the Maney property. [3] The whole lot on Railroad Street in Murfreesboro fronting 102' on the West side and lying at the corner of that street and Burton Street, first purchased by him from J.O. Oslin and sold by him to John B. Ransom and repurchased. [4] An undivided one-half of the Edgefield or East Nashville lots above mentioned. [5] One-fifth of the residuum of his estate. **Tenth:** The testator gave to Nathan Ewing, son of Andrew Ewing, the debt that he owed the testator amounting to about \$500. **Eleventh:** The testator's debts and funeral expenses were to be paid out of the residue of his estate and if that were insufficient, by contribution pro rata from his devisees and legatees. **Twelfth:** The testator had been obliged of necessity to take charge and manage the business and to take care of the persons, a number of those who will take benefit under the provisions of this will. Such action had been uniformly at much personal labor and pecuniary loss to himself. All of this the testator had done cheerfully without other consideration than that of love and affection toward those concerned. The testator claimed nothing from any of his children or grandchildren. They owed him nothing and he owed them nothing. If anyone of his legatees or devisees should undertake by law to disturb this will, or its provisions, or to question his management of their estates, such legatee or devisee would forfeit all provisions made in this will in their favor. **Thirteenth:** The testator appointed Daniels P. Perkins, his son-in-law, and James H. Reed and George W. Howse, Jr. (married to his granddaughters, Florence and Sallie), to be the executors of his will and requested that no security be required of them. The executors were to make no charges for their services. **Codicil #1** The testator had used two bonds (\$2000) of the Nashville, Chattanooga and St. Louis Railroad that he had bequeathed in his will to Rowena Overall in a loan to Orville Ewing whose note he held for \$2500, dated Jun 1, 1891, payable on demand. The testator gave to Rowena Overall \$2000 of this note in lieu of the two bonds. If Orville Ewing failed to pay the note, then Rowena was to receive \$2000 out of the residue of his estate as a first charge against it. The residue in this case was to include the house and lot he had purchased of George W. Ransom. In any event, Rowena was to have her \$2000 out of his estate. **Codicil #2** The testator had taken from Orville Ewing for \$1800 of his note, a house and lot in St. Elmo, a suburb of Chattanooga. Rowena could have this house and lot as \$1800 of her legacy if she desired it. If not, the St. Elmo property was to become part of the residue of his estate. **Codicil #3** The testator gave the lot of land behind the house on Church Street, occupied by Hightower, and previously given to the widow and heirs of J. W. Ewing; the testator now gave to Ada B. Ewing. She had become sole owner of the Hightower house and lot. The testator revoked, as much of his will as related thereto, either in favor of said heirs, or of Florence Perkins about the cistern. **Codicil #4** The testator gave his daughter-in-law, Mrs. Ada B. Ewing, her note to him for \$200 dated Oct 8, 1894. **Codicil #5** The testator revoked as much of his will and previous codicils that gave Rowena Overall directly any portion of his estate. The testator gave the same to her brother-in-law, George W. Howse, in trust that he would take possession of it and hold it, paying only the yearly avails, interest, rents and dividends into the hands of Rowena during her life. At her death, Rowena could dispose of the principal by last will and testament to anyone except her present husband, who was in no event to have any portion of the testator's estate. This codicil hereby recognized four previous codicils. **Codicil #6** Since the writing of codicil #5, the testator's granddaughter, Josie, married to Wallis D. Fox, had died. The testator gave the property, real and personal, left to her in his will, to Wallis D. Fox and his heirs. The testator also gave a note for \$100 held by him. The testator gave Orville and Ernest Ewing whatever they owed him. **Codicil #7** The testator recognized and

reaffirmed his will made Sep 3, 1890, as modified by codicils #1, 2, 3, 4, and 5. On this date, his daughter, Florence Perkins, had died since he had written codicil #6 and the legacies to her had lapsed. The testator made the following disposition of the property given to her. The testator gave and bequeathed to his daughter-in-law, Ada B. Ewing, wife of his deceased son, J. W. Ewing, one of the two small storehouses and lots he had purchased from Dan Brown, located on the East side of the Public Square and occupied by O'Connor as a barber shop. It was the Northern one of the lots, fronting about 18' on the square and running back to William Wendel's line, to her and her heirs. The Southern of the lots, occupied by Driver as a photographic studio, fronting about 16' on the square, and running back to William Wendel's line, the testator gave to her brother-in-law, George W. Howse, in trust for his granddaughter, Rowena Overall. The trust was to have the same restrictions as the other property bequeathed to him in codicil #5 for benefit of Rowena Overall and not otherwise to him. No security was required of Mr. Howse. The testator gave to his two granddaughters, Rebecca Perkins and Sarah Lou Perkins, daughters of his daughter, Florence Perkins, the following property to be held by them jointly with the right of survivorship until Sarah Lou Perkins, the younger, became of age. After that time, they were to divide the property: [1] 26' fronting College Street that the testator had purchased from J. H. Reed. It being behind his storehouses occupied by Paty & Co. and Lytle & Prater. He had purchased the latter of these from William A. Bedford and the former under a decree of the Chancery Court. [2] 102' on Railroad Street described in his will and purchased from James H. Reed. There was dwelling house on it occupied by N. D. Overall. [3] The storehouse and lot on the South East side of the Public Square that he had purchased from Theo. Smith, lying between the storehouses of William Wendel on the South and James McFadden on the North. [4] The testator gave to Rebecca and Sarah Lou to be held jointly and severally as above, one-fifth of the residue of his estate and one-fifth of the houses purchased of George W. Ransom, mentioned previously in the will and codicils thereto. The testator appointed their father, D. P. Perkins, their guardian in regard to the property until they became of age. Their mother's personal property goes to their father absolutely and a life estate in her real property as tenant by courtesy. **Codicil #8 Explanation** The words in codicil #7 required explanation, viz: "Their mother's personal property goes to their father absolutely." This was perhaps true with this exception. There was a fund of \$6000 created at the time of the testator's purchase of Florence's home place, where she lived at her death. James M. Haynes was her trustee. The money in the trust came from the testator's sale to James M. Haynes of a tract of land for that amount. The testator had intended to give this fund to Florence in his will. **Codicil #9** In his will, dated Sep 3, 1890, the testator stated "I claim nothing against any of my children or grandchildren, they owe me nothing and I owe them nothing." Since then, Mrs. Ada B. Ewing had borrowed \$200 that I had given her in Codicil #4, and \$330 that she is to pay. James H. Reed has borrowed \$500 that he is to pay. W. [Wallis] D. Fox has borrowed \$200. The testator had given him the first \$100 by Codicil #6 and he is to pay the remaining \$100. **Codicil #10** The testator had reduced the note by Mrs. Ada B. Ewing for \$330 mentioned in Codicil #9 to \$200. The testator gave it to her. The note of W. D. Fox for \$200 mentioned in Codicil #9 the testator gave to him the remaining \$100. Jim Reed's note for \$500 was to be paid also Perkins and Son for \$425. **Memorandum** The two bonds given above to Rowena Overall had been withdrawn from American Bank at Nashville and were located in testator's desk at home. **Codicil #11** The testator did not charge Wallis D. Fox any interest on the testator's execution on his note for \$425 due May 1, 1900. **Codicil #12** Since the testator had written Codicil #7 giving to George W. Howse as trustee for Rowena Overall, the Photograph Gallery occupied by Driver, the back part that was frame work, had burned (last Saturday night). There was insurance with Rion and Fox for \$800. The corporate authorities of Murfreesboro refused to allow him to rebuild in framework. The testator planned to replace it with a brick room. If the testator died before this brick room was finished, he gave the insurance money to George W. Howse, trustee for Rowena Overall, to finish it. The testator confirmed the gift of property as in Codicil #7. **Codicil #13** sBy will, the testator had given Florence Reed and Sallie Howse jointly his two storehouses on the North side of the Public Square in Murfreesboro. The testator revoked as much of the provision as made the bequest a joint one, and the testator gave Florence Reed and Sallie Howse each a storehouse in severalty. He gave Florence Reed the Eastern of the two houses that was occupied by Cannon, Leatherman & Co. in severalty. The testator gave Sallie Howse the Western one that was occupied by Lytle, Partee and Weakley in severalty, to them and their heirs to be held by each for their sole and separate use, free from any marital rights of their respective husbands. The testator had sold to George W. Howse, the 26' of ground or lot given by Codicil #7 to Rebecca and Sarah Perkins (the first since married to James W. Sparks



and the second since married to Le Vert Harrison). The price given was \$900. The testator gave this \$900 to Rebecca Sparks and Sarah Harrison, half each to be held for their sole and separate use and benefit, free from any claims by their husbands. Payment was to be after Rowena Overall's claim had been settled, leaving them still the one-fifth of the residue of the testator's estate. **Codicil #14** There was a small alley, fronting about 7' more or less on College Street and between the 4' of ground that he had recently purchased from George W. House and James H. Reed, the property of the wife of James Murphy Jr., who was one of the heirs of James M. Avent, running through to the backline of the storehouse and lot that the testator had given in his will and Codicil #13 to Florence Reed, wife of James H. Reed. The testator owned the alley and he gave it to Florence H. Reed and her heirs for her sole and separate use and benefit. **Codicil #15** On this date, May 20, 1901, revoking all former provisions in favor of Sarah Lou Harrison, wife of Le Vert Harrison, made for her sole and separate use and benefit, free from all rights of the husband. The testator gave one-half of the following property: [1] One-half of the house and lot on the Public Square bought of Theo Smith. [2] One-fourth of one-half of \$900, for which the testator sold to George W. Howse, or house and lot on College Street. [3] One-half of lot on Railroad Street or Lebanon Street of 102' front previously described. [4] One-half of one-fifth of the residue of the testator's estate. [5] The residue included the house and lot the testator had bought of George W. Ransom, to Charles F. Perkins and his heirs in trust however, for the sole and separate use and benefit of Sarah L. Harrison and free and clear of all rights of Le Vert Harrison, who was to have nothing to do with the estate. Changes in which property, by sale or otherwise may be made, but in case of such exchange, there must be immediate re-investment by the trustee. The testator exempted Charles F. Perkins from giving security for execution of this trust. **Codicil #16** The testator willed that his debts if any, his funeral expenses and taxes for the present year be paid out of cash on hand and the balance of the income of his estate for the present year. Sam Reed (colored) owed the testator much more on his debt than \$150 but the testator required him to pay only that sum. If not paid within a reasonable time, the executors must initiate court proceedings on his deed of trust to Jo. W. Ewing for the testator's benefit. The house heretofore called the Photograph Gallery was rebuilt in brick, at an expense considerably beyond the insurance money. The testator charged nothing for this and confirmed the title of Howse, trustee, as in Codicil #7. **Codicil #17** The testator had given in his will to Florence Reed and Rowena Overall, each one-half of his stock in the Nolensville turnpike, the whole of which was nominally \$1000 and brought each year \$40 clear of all taxes and expenses. In the previous four months, Davidson County had bought up all the stock in the Nolensville T. P. Company so far as the road was in Davidson County, at 40/45 cents, agreeing to pay on the \$1000, in cash \$333.33 and retaining the balance to meet pending lawsuits. Of this balance, the testator was initially entitled if anything was left of his share; also to his share of the N. T. Road lying in Williamson Co. The testator received the cash and he gave it in equal shares to Florence Reed and Rowena Overall, in trust, as to other property given them. See Codicil #5.

Apr 28, 1902, County Court: The court received the purported will and 17 codicils thereto for probate. The execution of the body of the will and Codicils #1, #2, #3, #4, #5, #6, #7, and 8 had been proven by the Oaths and examination of the subscribing witnesses thereto. Codicils #11, #12, #13, #14, #15 and #16 had been proven by oath and examination of one of the subscribing witnesses thereto. One of subscribing witnesses testified as to the validity of Codicil #10. There were no witnesses to Codicils #9 and #17, and the testator directed that they be considered as holographs. One witness declared he had found the will of E. H. Ewing (deceased) together with Codicils #9 and #17 in an envelope in a locked drawer in the desk of Edwin H. Ewing (deceased). Three other witnesses declared they were familiar with the handwriting of the deceased and Codicils #9 and #17 were in his handwriting. The court accepted the testimony, adjudged the purported will and the 17 codicils thereto to be the last will and testament of the deceased, and admitted it for probate.

May 5, 1902, Chancery Court: A resolution was set out in the record book regarding the death of Honorable Edwin H. Ewing. . . **The Honorable Edwin H. Ewing was born in the city of Nashville on Dec 2, 1809 and died in his home in Murfreesboro on Apr 24, 1902.** He received his diploma from the University of Nashville. He married Miss Williams of Davidson Co. His brothers, Orville and Andrew, married sisters of the wife of Mr. Ewing. The remainder of the remarks are in Chancery Court Minute Book X, pages 466-468.

Jun 1, 1903, County Court: The three executors of the will of Edwin H. Ewing (deceased), made a final settlement with the court.

Davidson Co., TN Marriages: Edwin H. Ewing married Rebecca P. Williams on Dec 20, 1832.

Old City Cemetery, Murfreesboro, Tennessee: Edwin Hickman Ewing, born Dec 2, 1809, died Apr 24, 1902. Parents: Nathan and Rebecca P. Ewing.

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313     **Farmer, George J.**                     **Person of unsound mind.**

Sep 12, 1899, County Court: B. [Bluford] A. Taber and wife **vs** George J. Farmer. A jury found that George J. Farmer was indeed of unsound mind without the capacity to govern himself. His estate consisted of a farm, cow, mule, seven hogs, some household and kitchen furniture, a sorghum mill and a two-horse wagon. His three children, Mrs. Mary E. [Farmer] Dubois, wife of John Dubois, W. J. Farmer and Nannie A. [Farmer] Taber, wife of B. A. Taber were his next of kin. **His wife, Harriet Rebecca [Woodfin] Farmer died Jun 19, 1899.** The court appointed B. A. Taber to be the guardian of George J. Farmer.

Sep 27, 1899, County Court: The court appointed B. A. Taber guardian of George J. Farmer, but he declined to qualify. The court appointed M. W. Reed as guardian for George J. Farmer.

Jan 8, 1900, Apr 4, 1901, County Court: M. W. Reed, guardian, made a report of real and personal property belonging to George J. Farmer, a person of unsound mind.

Jan 5, 1903, County Court: M. W. Reid resigned as guardian for G. J. Farmer, a person of unsound mind, and the court appointed J. [John] H. Dubois as his new guardian.

Rutherford Co., TN Marriages: George J. Farmer married Harriett R. Woodfin on May 4, 1854.

1900 Rutherford Co., TN Census: Bluford Taber, 66; Nancy A. Taber, 39 wife; Mattie Reed, 24 dau; Milus Reed, 24 son-in-law; Nancy M. Reed, 11 months granddau; Lilly A. Reed, 9 granddau; George Farmer, 72 father-in-law.

1880 Rutherford Co., TN Census: George Farmer, 50; Harriett Farmer, 61; Mary Farmer, 22; Joseph Farmer, 21.

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314     **Farr, John R.**                     **Died between Sep 29 and Nov 26, 1904, testate.**

Will dated Sep 29, 1904.

**Item 1.** The testator directed that all his debts and funeral expenses be paid by his executor as soon as practical after his death. **Item 2.** The testator directed his executor to sell all of his personal property, collect all notes and accounts due him and apply the proceeds to the payment of his debts. If his executor did not realize a sufficient amount to pay all his debts and expenses, he directed his executor to sell his farm where he was living located in Civil District 16 on terms he thought best.

**Item 3.** In consideration of the love and affection that he had for his cousin, Sarah Craddock, formerly Sarah Farr, the testator directed that after all his debts and funeral expenses were paid, the remainder of such sales were to be turned over to Sarah Craddock. If there was sufficient amount of property to pay my debts or should his cousin pay his debts, the testator gave and bequeathed to his cousin, Sarah Craddock, the farm described in Item 2 together with all personal property that he possessed at death. **Item 4.** The testator nominated his friend, W. G. Mathes, to be the executor of his last will and testament without bond.

Nov 26, 1904, County Court: The last will and testament of John R. Farr (deceased) was presented to the court for probate. The court ordered the will recorded and filed.

1880 Rutherford Co., TN Census: William L. Farr, 70; J. R. Farr, 36 son; J. H. Farr, 30 son; A. J. Craddock, 22 nephew; S. C. Craddock, 21 niece.

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Jan 19, 1900, Chancery Court: The court accepted the proof of the facts alleged in the bill. The defendant had willingly abandoned the complainant and had stayed away for over two years. The court dissolved the Bonds of Matrimony that had existed between them.

Rutherford Co., TN Marriages: James Farris (colored) married Mary Thompson (colored) on Aug 24, 1895.

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316 **Ferguson, Levi W.** **Died before Jul 31, 1900, intestate.**

Jul 31, 1900, Sep 6, 1900, County Court: James Hancock, et al **vs** Joseph F. Mullins, et al. Levi W. Ferguson had died leaving his widow, Mrs. Addie Ferguson, a resident of Alabama, and Mattie [Martha Ferguson] Hickey, wife of D. F. Hickey, his daughter, and they lived in Lauderdale Co., TN. They were the only heirs of the deceased's estate and no one had or would administer the estate. The court ordered the clerk to issue a Scire Facias making these facts known to Mrs. Addie Ferguson and Mr. and Mrs. D. F. Hickey. They were to appear before the Sep term of the County Court.

Rutherford Co., TN Marriages: Levi W. Ferguson married Josephine W. Mitchell on Mar 1, 1860.

1870 Lauderdale Co., TN Census: Levi Ferguson, 33; Josephine Ferguson, 29; Martha Ferguson, 9; Laura Ferguson, 5; William Ferguson, 2; Emma Ferguson, 4/12.

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317 **Fisher, Isaac (colored)** **Died Apr 20, 1900, testate.**

Will dated Apr 18, 1900.

**First:** The testator appointed his friends, F. G. Carney (colored) and Richard Gentry (colored), to be his executors. **Second:** The testator directed the payment of his just debts out of his estate. **Third:** The testator gave his granddaughter, Frances [Fisher] Perkins (colored) of Nashville, the daughter of his deceased son, the sum of \$50. **Fourth:** The testator directed that the balance of his estate be divided into four equal shares and distributed as follows: One share to his daughter, Frances [Fisher] Allen (colored); one share to his daughter, Annie [Fisher] Cartwright (colored); one share to Fannie (colored) and Henry (colored), the children of his deceased son, Henry (colored), who may have gone by the name of Henry Crichlow (colored); and the final share to his cousin, Ben Anderson (colored), who had been kind to him and looked after him during his sickness. **Fifth:** The testator directed the sale of his personal property at auction and the proceeds used to carry out his will. The testator left it up to those he gave it to, to divide the real estate trusting that they would act reasonable. **Sixth:** The testator directed that before the division of his property in item 4, the executor was to spend about \$20 for markers for his grave and that of his wife. If the testator had attended to this matter before he died, his executors were not to do so.

Jun 26, 1900, County Court: The court ordered the will recorded and filed.

Feb 18, 1903, County Court: The executors of Isaac Fisher (colored), (deceased), made a final settlement.

Rutherford Co., TN Marriages: Isaac Fisher married Fanny Vaughan on Aug 18, 1865.

1880 Rutherford Co., TN Census: Isaac Fisher, 68 (black); Fannie Fisher, 64 (black).

Benevolent Cemetery, Murfreesboro, Rutherford Co., TN: Isaac Fisher, born 1812 NC, died Apr 20, 1900; and wife, Fannie Fisher, born 1814 VA, died Apr 4, 1894.

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318 **Fitzpatrick, R. A.** **Died before Jun 11, 1904, intestate.**

Jun 11, 1904, County Court: The court noted the death of R. A. Fitzpatrick intestate. James W. Hill of Davidson County, applied for and received Letters of Administration.

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319 **Fleming, C. J.** **Died Mar 20, 1901, intestate.**

Jul 1, 1901, County Court: The court noted the death of C. [Clem] J. Fleming intestate. R. H. [Richard Henry] Bennett applied for and received Letters of Administration.

Apr 4, 1904, County Court: R. H. Bennett, administrator, made a final settlement with the court.

McCanless Cemetery, Nolensville, Davidson Co., TN: C. J. Fleming, born Mar 2, 1849, died Mar 20, 1901.

1900 Rutherford Co., TN Census: Clem J. Fleming, born Mar 1849; Emily Fleming, 54 sister.

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320 **Fletcher, John (colored)** **Died before Mar 28, 1903, intestate.**

Mar 28, 1903, County Court: The court noted the death of John Fletcher intestate. William Fletcher (colored) applied for and received Letters of Administration.

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321 **Fletcher, Lucretia H. [Overall]** **Died Feb 20, 1902, intestate.**

Mar 7, 1902, County Court: The court noted the death of Mrs. Lucretia Fletcher intestate. Isaac E. Rucker applied for and received Letters of Administration.

Oct 8, 1902, County Court: The court appointed Albert N. Overall guardian for Allie, Susie, Minos, Emma and Fannie Mae Overall, his minor children and heirs at law of Mrs. Lucretia Fletcher.

Aug 3, 1903, County Court: I. E. Rucker, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Lucretia H. Overall married Minos L. Fletcher on Jul 7, 1841.

Fletcher Cemetery, Christiana, Rutherford Co. TN: Lucretia H. Fletcher, born Feb 12, 1825, died Feb 20, 1902. Spouse: Minor L. Fletcher.

1900 Rutherford Co., TN Census: Emma J. Cox, 50; Thomas W. Cox, 25; William M. Cox, 23; Lola M. Cox, 8; Lucretia H. Fletcher, 75 aunt.

1880 Rutherford Co., TN Census: Minor J. Fletcher, 59; Lucretia H. Fletcher, 56.

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322 - 323 **Fletcher, Minos L.** **Died Feb 14, 1899, testate.**

Will dated Feb 16, 1891. First codicil dated Nov 9, 1896. Second codicil dated Nov 4, 1898.

**First:** The testator directed the payment of his just debts out of any money on hand at his death. **Second:** The testator willed to his wife, Lucentra A. Fletcher, if she survives him, his tract of land on which T. [Thomas] W. Cox was living, containing 363 acres, school lot out. The testator also willed to her 94 acres on the West Fork of Stones River that he had purchased from E.?. heirs. The testator also gave her all of his household and kitchen furniture along with his horse and buggy. **Third:** The testator willed to Minos L. Fletcher Cox, the place where he was living. Boundaries were the center of the turnpike road to Collier's line, then Stone Fort road and from there South and East to the center of the railroad, then to a point as running west to the center of turnpike road containing 250 acres exclusive of 15 acres he had sold to A. N. Overall and J. M. Alexander. **Fourth:** The testator willed to his servant, Dick Fletcher (colored), 38 acres of land that he and E. L. Jordan purchased at J. R. Miller's sale. E. L. Jordan had use of one-half of this tract during his lifetime. At the death of E. L. Jordan, the one-half went to Minos L. Fletcher, his great nephew, son of Dr. John S. Fletcher. **Fifth:** The balance of

his land was to be sold to pay the following bequests: Minah L. Sims, his niece, \$1000; Minos L. Fletcher, his great nephew, \$1000; Minos L. Leatherman, \$400; his sister, Mary Dean [Fletcher] Spain, \$300; Minos P. Sims, \$100; Minos L. Rucker, \$100; Susie C. Leatherman, \$200 if she survived the testator; R. S. Fletcher, brother, \$500 if he survived the testator; Minos Floyd, \$150 if he survived the testator; John Fletcher, nephew, \$100; Minos L. F. Overall, the testator's Land Improvement stock and \$400 to come from his estate. The testator also willed to Emma J. [Overall] Cox and her husband, T. W. Cox, a note for \$1250 and interest and any other dues he owed the testator at the time of his death, amounting in all to \$1800. **Sixth:** The testator wanted, if there was money left in his estate, a rock or iron fence put around his graveyard. Again, if there was money available and his wife lay by his side, the testator wanted, a double monument placed at the head of their graves. The testator gave his executors authority to settle as his will dictated. He nominated and appointed his wife as his executrix and T. W. Cox and Dr. D. [Dewitt] C. Huff as his executors.

**First codicil:** Thomas W. Cox, one of the executors of his last will and testament, had died Nov 4, 1896. The testator nominated Leland Jordan, a grand nephew, to serve in his stead. His wife remained as his executrix and Leland Jordan and Dr. D. C. Huff as his executors.

**Second codicil: Item #1:** The testator gave \$500 to his great grandnephew, Minus Lumpkin Fletcher Cox Jr., son of Fletcher and Mary Cox. This legacy was equal to and stood on the same footing and his executors would in the same way as the other legacies in the will. The testator gave the \$500 to him and appointed his father, trustee and guardian, to hold and manage these funds without bond until he became of age. **Item #2:** The testator gave his wife all the property known as exempt property in the hands of a head of family in addition to the household and kitchen furniture. He also gave her \$500 in lieu of a year's support. **Item #3:** The testator directed his executors to sell and dispose of all his livestock and all other property, real or personal, at public or private sale. The proceeds would help pay the legacies and bequests mentioned in his will and codicil thereto. **Item #4:** Any residue that remained after his estate settlement, and all legacies and bequests paid, the testator directed the residue to go to his wife. **Item #5:** The testator clarified the fifth clause in his will to say that "John Fletcher" \$100 to mean nephew John Fletcher, son of his brother, B. [Burrell] D. Fletcher (deceased). The testator reaffirmed all the items and terms of his will.

Feb 22, 1899, County Court: The court ordered the will recorded and filed.

Feb 22, 1899, County Court: Mrs. L. H. Fletcher and Dr. D. C. Huff renounced their rights to serve as executrix and executor of the deceased's will. Leland Jordan was the sole remaining executor.

Apr 8, 1899, Apr 8, 1901, Jan 24, 1903, Mar 7, 1904, County Court: A. N. Overall had been appointed guardian of Minos Overall, his own child and minor heir at law under the will of Minos L. Fletcher (deceased).

Rutherford Co., TN Marriages: Minos L. Fletcher married Lucretia H. Overall on Jul 7, 1841.

Fletcher Cemetery, Christiana, Rutherford Co. TN: Minos L. Fletcher, born Jan 10, 1822, died Feb 14, 1899. Spouse: Lucretia H. Fletcher.

1900 Rutherford Co., TN Census: Emma J. Cox, 50; Thomas W. Cox, 25; William M. Cox, 23; Loula M. Cox, 8; Lucretia H. Fletcher, 75 aunt.

1880 Rutherford Co., TN Census: Minos J. Fletcher, 59; Lucretia H. Fletcher, 56.

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324     **Floyd, Charles A.**                             **Died Jan 21, 1894, intestate. [Cont'd from Vol. 6].**

Sep 21, 1896, Oct 24, 1898, County Court: D. [Drury] A. Floyd and J. [Jones] T. Floyd, administrators of the deceased's estate, made a settlement with the court.

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325 **Floyd, John, Sr. (colored)** **Died before Dec 4, 1893, intestate. [Cont'd from Vol. 6].**

Aug 5, 1896, Jul 7, 1897, County Court: John F. Webb, guardian of Sarah E. Floyd, John W. S. Floyd and J. B. K. Floyd, minor children of John Floyd Jr. and heirs of John H. Floyd (deceased), had made a settlement.

Jul 4, 1898, Oct 9, 1899, Sep 10, 1900, Jan 21, 1902, County Court: John F. Webb (colored), guardian of John W. S. Floyd (colored) and J. B. K. Floyd (colored), minor children of John Floyd Jr. and heirs at law of John Floyd (deceased), had made a settlement with the court.

Jan 16, 1899, County Court: John F. Webb, guardian of Mrs. Sarah E. [Floyd] King, formerly Sarah E. Floyd, minor child of John Floyd Jr., made a final settlement with the court.

Jul 20, 1901, Nov 3, 1903, County Court: J. M. King had been appointed guardian for J. B. K. Floyd, minor child of John Floyd Jr. and heir at law of John Floyd (deceased).

Aug 31, 1901, County Court: John F. Webb, guardian of John W. S. Floyd, minor child of John Floyd Jr. and heirs at law of John Floyd Sr. (deceased), had made a final settlement with the court.

Nov 3, 1903, County Court: J. M. King, Guardian for J. B. K. Floyd, a minor child of John Floyd (deceased), made a settlement with the court.

Dec 7, 1903, County Court: J. W. Vaughan, guardian of John W. S. Floyd, minor child of John Floyd Jr. and heir at law of John Floyd Sr. (deceased), made a final settlement with the court.

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326 **Floyd, John H.** **Died Jun 8, 1889, testate. [Cont'd from Vol. 6].**

Jul 6, 1896, Aug 18, 1896, Aug 3, 1897, Aug 1, 1898, Oct 9, 1899, Nov 22, 1900, County Court: W. F. Ogilvie, guardian of Eva Floyd, minor child, had made a settlement with the court.

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327 to 329 **Floyd, J. [Jones] T.** **Died Mar 16, 1900, testate.**

Will dated Mar 10, 1900.

The testator willed \$500 to build a rock wall around the family graveyard. The testator willed that executor pay all his debts and divide the remainder of his property (real and personal) among his lawful heirs. The testator appointed D. [Drury] A. Floyd, his brother, to be executor of his will.

Mar 29, 1900, County Court: The court ordered the will recorded and filed.

Jun 6, 1900, Chancery Court: D. [Drury] A. Floyd in his own right and as the executor of J. T. Floyd (deceased), L. H. Floyd, Thomas Lee and wife, Abbie [Mays] Lee, James Kelley, William Kelley, Monroe Kelley, Mittie Kelley, James Floyd, Albert Floyd, Charles Floyd, and Evie Floyd and her guardian W. F. Ogilvie, all of Rutherford Co. TN, and Joseph Bratton and wife, Esther [Kelly] Bratton, and Ernest Hatcher and wife, Minnie [Floyd] Hatcher, citizens of Davidson County, of Callie [Floyd] Gambill, J. B. Wheeler and wife, Martha [Floyd] Wheeler, and Gus Cooper and wife, Bettie [Floyd] Cooper, citizens of Bedford County, of Robert Worthan and wife, Ida [Floyd] Wortham, citizens of Marshall County, and Jones Floyd, Arkansas vs Arch Kelley, Alfred Kelley and Jennie Lou Kelley, citizens of Rutherford County, who were minors under guardian who was complainant James Kelley and against Minnie Wheeler, Bedford County, minor under guardian P. T. [Tom] Wheeler and against J. T. Wheeler, guardian, Bedford County.

**J. [Jones] T. Floyd died in Rutherford County on Mar 16, 1900, testate.** The testator had never married and left as his legatees and devisees as follow

1. Complainant D. A. Floyd, brother.
2. L. H. Floyd, brother.
3. He had a sister named Nancy [Floyd Mays], who died before his death, leaving complainant, Abbie [Mays] Lee, as her only child and heir.
4. He had a sister, [Sarah] Jane [Floyd Kelly], who died before his death leaving complainants, James Kelly, William Kelly, Monroe Kelly and Mittie Kelley and [Annie] Esther [Kelly] Bratton, children, and the defendants, Arch Kelly, Alfred Kelly and Jennie Lou Kelley, grandchildren (being the children of her deceased son, Enoch Kelley) as her only heirs.
5. He had a brother, John [H. Floyd], who died before his death, leaving complainants, James Floyd,

- Albert Floyd and Evie Floyd and Minnie [Floyd] Hatcher as his children and only heirs at law.
6. He had a brother, William Floyd, who died before his death, leaving complainants, Charles Floyd, Callie [Floyd] Gambill, Martha [Floyd]Wheeler, Bettie [Floyd] Cooper and Ida [Floyd] Worthan, children, and the defendant, Minnie Wheeler, the only children of his deceased daughter, grandchild, as his only heirs at law.
  7. He had a brother, Henry [Floyd], who died before his death, leaving complainants Jones [Floyd] and William Floyd as his only children and heirs at law.

The testator died in possession of a tract of land containing 198 acres. The testator gave this tract of land together with the remainder of his estate to his lawful heirs. The administrator believed the personal estate sufficient to pay the indebtedness, the \$500 to build a stonewall around the family cemetery, and the cost of administration. Charles [A.] Floyd, a brother, who died before the testator without issue, never having been married, previously owned the land. The testator had purchased all the shares of the heirs of Charles Floyd in the tract of land except the share of Evie Floyd, who was a minor. She owned one thirty-second interest, and her two brothers and sister and the brothers and sisters of the testator, or their heirs, each owned a seventh interest in the balance as tenants in common. The complainants charged that due to the large number of heirs, it was not feasible to partition the land in kind without injury to their interests, and requested a sale of the property for partition. The complainants also argued that there was considerable personalty to be distributed among the legatees. Under the law, that was no representation among collateral kindred more remote than the children of brothers and sisters; therefore, the complainants asked for a clarification of the rights of the defendants as to the personal estate of the testator under his will. The complainants prayed the sale of the tract of land and a division of the proceeds.

Mar 29, 1900, County Court: The court ordered the will recorded and filed, D. A. Floyd, the nominated executor.

Jun 30, 1900, Chancery Court: P. T. [Tom] Wheeler, guardian of Minnie Pearl Wheeler, his adopted child, was informed of the impending sale of the land, and submitted to the court that his ward owned a share in the land.

Jul 17, 1900, Chancery Court: D. A. Floyd and others **vs** Arch Kelley and others. J. T. Floyd owned the entire tract of land that Evie Floyd did not own. Evie Floyd originally had two brothers and two sisters. One of the sisters came of age and died after C. [Charles] A. Floyd and Evie Floyd had received her share of what her sister was entitled to out of C. A. Floyd's estate. Evie Floyd owned one one-fourth of the land as an heir of C. A. Floyd and was entitled to one-fourth of one-seventh of the land owned by J. T. Floyd (deceased). The land was two miles from Eagleville and only about 68 acres were in cultivation with the remainder woods.

Jul 17, 1900, Chancery Court: D. A. Floyd and others **vs** Arch Kelley and others. The court ruled that the real and personal estate be divided in the same proportions. The court appointed the C & M to sell the land. The court ruled that the lawyers for P. T. Wheeler were not entitled to a fee out of the funds resulting from the sale of the land and they had to look to P. T. Wheeler, guardian of Minnie Pearl Wheeler, for their fee. **Note:** Judging from this, it appears the court did not accept the claim of Minnie Pearl Wheeler to a share in the land.

Jul 17, 1900, Chancery Court: D. A. Floyd and others **vs** Arch Kelley and others.

1. D. A. Floyd, brother, entitled to one-seventh interest in the land.
2. L.H. Floyd, brother, entitled to one-seventh interest in the land.
3. Abbie [Mays] Lee, niece, entitled to one-seventh interest in the land.
4. James, William, Monroe and Mittie Kelley, and complainant Esther [Kelly] Bratton, nephews and nieces, were each entitled to a forty-second interest. Defendants Arch, Alfred and Jennie Lou Kelley were the children of Enoch Kelly (deceased) and Enoch Kelley was the brother of the above named nephews and nieces of J. T. Floyd (deceased). Arch, Alfred and Jennie Lou Kelley were entitled to one hundred twenty-sixth interest in the land.
5. James, Albert and Evie Floyd and Minnie [Floyd] Hatcher, nephews and nieces of the deceased were each entitled to a twenty-eighth interest.
6. Charles Floyd, Callie Gambil, Martha Wheeler, Bettie Cooper and Ida Wortham, nephews and nieces of the deceased and defendant Minnie Wheeler, a great niece of the deceased were each entitled to a forty-second interest.
7. Jones and William Floyd were each entitled to a fourteenth interest.

The C & M reported the land was suitable only for cultivation and was remote from any village. He recommended it a sale for partition. He also recommended division of the personal estate in the same

proportion as the land. D. A. Floyd purchased the interest of James A. Floyd after the filing of the original bill Oct 1900, Chancery Court: D. A. Floyd, et al vs Arch Kelley, et al. The C & M as Special Commissioner did on Sep 3, 1900 offer at auction the land in question. It sold for \$13 per acre for an aggregate of \$2673. The court approved the sale and divested all rights, title and interest of D. A. Floyd in his own right and as executor, J. G. Floyd, L. H. Floyd, Thomas Lee and wife, Abbie Lee, James Kelley, William Kelley, Monroe Kelley, Mittie Kelley, James Floyd, Albert Floyd, Charles Floyd, William Floyd, Evie Floyd, and her guardian, W. G. Ogilvie, Joseph Bratton and wife, Esther Bratton, Ernest Hatcher and wife, Minnie Hatcher, Callie Gambill or Gambrell, J. B. Wheeler and wife, Martha Wheeler, Gus Cooper and wife, Bettie Cooper, Robert Wortham and wife, Ida Wortham, Jones Floyd, Arch Kelley, Alfred Kelley, Jennie Lou Kelley, Minnie Wheeler and her guardian, P. G. Wheeler, and vested same in D. A. Floyd.

Feb 25, 1901, County Court: D. A. Floyd, executor of the last will and testament of Jones T. Floyd (deceased) had made a partial settlement with the court.

Dec 1, 1902, County Court: D. A. Floyd, executor of the last will and testament of Jones T. Floyd (deceased) had made a final settlement with the court.

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330     **Floyd, W. [William] T**                     **Died before Aug 29, 1898, intestate.**

Aug 29, 1898, County Court: The court noted the death of W. T. Floyd intestate. O. [Oscar] C. Floyd had applied for and received Letters of Administration. The court was to set apart to Mrs. Mary Floyd, widow of the deceased, as much of the assets as may be necessary for the support of the widow and her family for one year.

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331     **Foster, Miss Harriette N.**                     **Died Jun 19, 1903, testate.**

Will dated Feb 25, 1903.

**First:** The testatrix directed the payment of her funeral expenses and other debts as soon as possible.

**Second:** The testatrix gave her nephew, A. J. McBride, and her niece Queen McBride, jointly, all of her estate, personal and real, (accounts, cash, household effects, personal belongings of every description that she owned at her death). **Lastly:** The testatrix nominated A. J. and Queen McBride as executrix and executor.

Jul 27, 1903, County Court: The court ordered the will recorded and filed. A. J. McBride came into court and qualified as executor.

McBride Cemetery, Longview, Bedford Co., TN: Harriett Foster, born Mar 28, 1826, died Jun 19, 1903.

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332     **Fox, Samuel T.**                                     **Died Apr 24, 1899, intestate.**

Jan 8, 1900, County Court: Mrs. Mary A. [Kelton] Fox, administrator of Samuel Fox (deceased), had made a final settlement with the court.

Fox-Kelton Cemetery, Rutherford Co., TN: Samuel T. Fox, Jul 18, 1830 - Apr 24, 1899; & wife, Mary Ann [Kelton] Fox, 1845 - 1929.

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333 - 334     **Fowler, Captain Thomas B.**                     **Died Oct 19, 1894, testate. [Cont'd from Vol. 6].**

Jul 23, 1897, Chancery Court: Mrs. Sallie J. [Majors - Richardson] Fowler, executrix, **vs** Stones River National Bank et al. Captain T. B. Fowler at his death owned the following properties: [1] A house and lot on Academy Street. [2] A house and lot on Main Street near the bridge over Lytle Creek. [3] A tract of land owned jointly by the testator and W. N. Doughty (deceased). It was located in Orange Co., FL. [4] An undivided one-half interest in all minerals that were or might be found on three tracts of land in Jackson Co., NC. [5] A lot lying in Civil District 13 owned jointly by T. B. Fowler and Pruett Henderson. [6] Two lots located in Nashville, TN, and an 87-acre tract of land lying in Civil District 9, Rutherford Co. T. B. Fowler and D. T. McGavock jointly owned these. [7] A lot on Main Street, Murfreesboro, adjacent to the Christian School. [8] A lot in South Pittsburg,



Marion Co., TN, owned jointly by the testator and C. A. D. Farris. The executrix suggested that the estate was insolvent. The court ordered the sale of all the real estate except #3, 4, and 8 to pay the debts of the estate. Oct 5, 1897, Chancery Court: Mrs. Sallie J. Fowler, executrix, **vs** Stones River National Bank et al. Mrs. Fowler had purchased on Oct 4, 1897, a lot adjoining the Christian Church on Main Street for \$305.27. J. W. Richardson bid \$336 for the lot. The court reopened the bidding on the lot.

Jan 5, 1898, Chancery Court: Mrs. Sallie J. Fowler, executrix, **vs** Stones River National Bank et al. By an order of the Chancery Court, the C & M offered at the South door of the Nashville Court House Lots #32 & 34 in the D. T. McGavock's addition at auction. Mrs. Fowler and James H. Reed purchased Lot #32 and #34.

Jun 6, 1898, County Court: His acquaintances were familiar with the handwriting of Thomas B. Fowler (deceased). and they believed the paper writing and every part thereof was that of Thomas B. Fowler (deceased). Since only two witnesses testified about the will, they again submitted the paper writing to the court for probate as the holographic will of Thomas B. Fowler (deceased). Witnesses testified they found the paper writing soon after his death in a package containing valuable papers kept by the deceased in the Stones River Bank. The court ordered the paper writing to be filed as the reprobated holographic will of the deceased.

**Note:** The settlement of the estate of Captain Thomas B. Fowler (deceased) proved to be extremely complicated. He had been a partner in the defunct Murfreesboro Street Car Company and a lot of questions about his role in disposing of the assets of the defunct company. There were also many questions about three notes he had executed on the company account without the knowledge of the other partners in the business. Depositions were taken from a number of people.

Jul 30, 1898, Chancery Court: Sally J. Fowler, executrix and others **vs** Stones River National Bank. The court ordered the complainant to obtain secured bids on the land in Florida and the mineral rights in land in North Carolina. The court would approve the bids.

Jul 30, 1898, Chancery Court: Sally J. Fowler, executrix and others **vs** Stones River National Bank. The court had issued an order to sell the lot in South Pittsburg, owned jointly by Thomas B. Fowler and C. A. D. Farris. The high bidder was C. A. D. Farris at \$200, but he did not comply with terms of the sale. The court ordered another sale and if the lot brought less than \$200, C. A. D. Farris would be liable for the difference.

Jul 20, 1899, Chancery Court: Sally J. Fowler, executrix and others **vs** Stones River National Bank and others. The court ruled that J. [James] H. Reed and T. B. Fowler (deceased) were not partners. They were joint owners of the Rutherford County Farm and the two lots in the D. T. McGavock addition in Nashville. T. B. Fowler received the title to lot 34 by mistake. D. T. McGavock and J. H. Reed were the correct owners. J. H. Reed was entitled to one-half of the proceeds from the sale of the farm and the two lots in the D. T. McGavock addition. The court ruled that Mrs. Fowler was entitled to credits of \$1488.84 against the charge of \$2472. The court noted that Mrs. Fowler had, with her own means, paid bona fide claims against her husband's estate amounting to \$7807.30. She had also purchased from the defendant bank a note for \$1000 that her husband had pledged 20 shares of Pulaski Water Company stock to secure. She had also purchased a note from defendant, Kimbro, of \$1760, secured by 20 shares of stock. She had paid other notes making a total of \$9867.30 claims against the estate. There was a long list of claims filed against the estate.

Jul 24, 1900, Chancery Court: Sally J. Fowler, executrix, et al **vs** Stones River National Bank et al. The executrix had collected \$4668.14. After deducting costs, the executrix had \$4077.60 available for pro rata distribution at the rate of 13 cents on the dollar.

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335     **Fox, Elizabeth [Finley] (colored) vs Fox, Lee (colored)**     **Divorce.**

Oct 18, 1901, Chancery Court: The court accepted the allegations in the original bill and dissolved the Bonds of Matrimony that had existed between the two.

Rutherford Co., TN Marriages: Lee Fox (colored) married Lizzie Finley (colored) on Sep 9, 1893.

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336     **Fox, Jackson**     **Died before Nov 21, 1903, intestate.**

Nov 21, 1903, County Court: The court noted the death of Jackson Fox intestate. W. [William] I. Fox applied for, received Letters of Administration.

Rutherford Co., TN Marriages: Jackson Fox married Eliza Tribble on Feb 21, 1844..

Fox Hollow Cemetery, Rutherford Co. TN: Pvt Jackson Fox, born Feb 11, 1824; Spouse: Eliza Fox. Children: Robert Lee Fox, Susan Catherine Fox, Thankful H. Fox, Joseph W. A. Fox, and Rebecca J. Fox.

1900 Rutherford Co., TN Census: Jackson Fox, born Feb 1824 widowed; Hattie F. Fox, 18 gdaughter.

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337     **Fox, John E.**                     **Died before Dec 15, 1898, intestate.**

Dec 15, 1898, County Court: The court noted that **John E. Fox, administrator of Matthias Fox (deceased), had died.** H. [Henry] T. Brothers applied for and received Letters of Administration.

Dec 16, 1898, County Court: The court appointed N. [Nat] D. Overall as guardian of Robert B. Fox, a minor child and heir at law of John E. Fox (deceased).

Jan 30, 1899, County Court: Mrs. S. E. [Susan Prater] Fox was the widow of the deceased.

Feb 6, 1899, Jun 1, 1903, County Court: The court appointed A. [Asbury] M. Overall as guardian for Elbert Morris Fox, a minor child of John E. Fox (deceased).

Jan 27, 1900, Chancery Court: H. T. Brothers, administrator of John E. Fox (deceased), made a final settlement of John E. Fox's administration of the estate of Matthias Fox (deceased). The court found that John E. Fox was short in the accounts as administrator in an amount over and above the sum of money being held in First National Bank. It had been agreed by all parties that the bank collect from Hartford life and Annuity Insurance Co. The court ordered that the bank turn it over to Monroe Prater, administrator.

Mar 25, 1901, County Court: R. [Robert] B. Overall, guardian of R. Binford Fox, a minor child of John E. Fox, made a settlement with the court.

Rutherford Co., TN Marriages: John E. Fox married Susan Prater on Aug 22, 1866.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: John E. Fox, husband of Susie E. Fox [no dates].

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338     **Fox, Josie W. [Ewing]**                     **Died Sep 17, 1895, intestate.**

Apr 25, 1903, Chancery Court: W. [Walter] D. Fox, Mrs. Ada B. [Hord] Ewing, W. D. Mooney and of W. B. Earthman and Ira O. Earthman, partners doing business under the firm name and stipe of W. B. Earthman & Company **vs** Margaret Fox, a minor seven years old. Mrs. Ewing and Margaret Fox were owners of a house and lot in Murfreesboro, TN, in the proportion of two-thirds to Mrs. Ewing and one-third to Margaret Fox. The interest of Margaret Fox was encumbered by a life estate of W. D. Fox as tenant by the courtesy – the wife of W. D. Fox had owned the interest in the property at the time of her death. W. D. Fox and Mrs. Ewing had entered into a contract with W. D. Mooney and W. B. Earthman & Co., in which it is proposed to sell the property subject to the approval of the court to W. D. Mooney for the consideration of \$6500. The contract was signed and awaiting approval of the court. The complainant stated that his daughter had no other property. If the contract was approved, the court would direct the investment of the proceeds of one-third interest in other income producing property. The house was not in good shape and needed considerable repairs that were beyond the means of W. D. Fox and his daughter. Mrs. Ewing joined in the bill to express her consent to the sale of Margaret Fox, granddaughter, to W. D. Mooney. She also agreed to sell her two-thirds interest in the property to W.D. Mooney. Under the contract, W. D. Mooney was to pay for the property with notes due in three, four and five years with interest from the date of the contract. Mr. Mooney also agreed to transfer to Mrs. Ewing and W. D. Fox for the benefit of themselves and Margaret Fox as further security for the payment of the purchase money, a life insurance policy on his own life in the Mutual Benefit Life Insurance Co. for \$10,000 with the right to dispose of it at its cash surrender value at the end of five years, if the notes had not been paid.

Oct 14, 1903, Chancery Court: W. D. Fox and others **vs** Margaret Fox. In a deposition, W. D. Fox stated that Mrs. Ewing was his deceased wife's mother and Margaret Fox was her granddaughter.

Oct 17, 1903, Chancery Court: W. D. Fox and others **vs** Margaret Fox. The C & M reported as follows [repeat of the information contained above].

Rutherford Co. TN Marriage Records: William D. Fox married Josie W. Ewing on May 12, 1892.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Josie [Ewing] Fox, born Jun 20, 1871, died Sep 17, 1895.

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**Fox, Matthias**

**Died Jan 20, 1893, testate. [Cont'd from Vol. 6].**

**Note:** A genealogical chart of the family of Matthias Fox appears in Vol. 6.

Apr 8, 1893, Chancery Court: John E. Fox, administrator with the will annexed, of Matthias Fox (deceased) **vs** [1] W. [William] J. Knox and wife, Sallie [Fox] Knox, [2] G. [George] W. Sanders and wife, Tennie [Fox] Sanders, [3] Mrs. Angie [Fox] Mason, [4] M. [Monroe] Prater and wife, Mary [Fox] Prater, and minor children: Oscar Prater and Annie Prater, [5] I. [Isaac] W. Fox, resident of Missouri, [6] Alex Dorsey and wife, Jane [Fox] Dorsey, residents of Illinois, [7] James M. Fox, resident of Texas, [8] Houston Fox (deceased) Heirs: T. [Thomas] B. Alman and wife, Maggie [Fox] Alman; H. [Henry] L. Fox, alias Bud Fox; Charley Fox; Jasper Prater and wife, Mollie [Fox] Prater; James Hatchett and wife, Florence ["Flora" Fox] Hatchett, residents of Bedford Co., TN; Willie Fox, a non-com-pos-mentis without regular guardian; [9] Children of Mrs. Monroe Prater by her former husband, George Jakes (deceased): Carrol Knox and wife, Anna [Jakes] Knox; Willie Hoover and wife, Dora [Jakes] Hoover; Joseph Jakes; William Jakes, [10] The children of Mrs. Tennie Sanders by former husband, Jasper Hoover: Foster Hoover, resident of Chattanooga, TN and Lela Hoover, a minor without legal guardian, [11] M. [Monroe] Prater, guardian of Mathias Fox (deceased), [12] William Mason, administrator of John Mason (deceased), former guardian of Mathias Fox (deceased). Matthias Fox had died Jan 20, 1893, leaving surviving him as his heirs and representatives the named defendants and the complainants. The executors named in the will, S. J. Cobb, the only surviving one, and the other, John Mason, had died. S. J. Cobb had refused to qualify as executor and John E. Fox had applied for and received Letters of Administration. The deceased had owned the following tracts of land, 180 acres and 2. 10 acres tract, both in C. Dist. 24. He had disposed of all the other tracts in his will. The court had revoked the will to the extent of the property therein bequeathed and old subsequent to the making of the will. The deceased had given certain lands to Angie [Fox] Mason, charged with a lien for a certain amount. He had also given to the complainant, a certain tract with a lien for a certain amount. He had also given certain lands, or, interests he had in them, to Mrs. W. J. [Sallie Fox] Knox, likewise charged with a lien. Court advised complainant that the will had been revoked as to these tracts. Complainant showed that in 1889, the court declared the testator, Mathias Fox, of unsound mind and the court appointed John Mason as his guardian. He took charge of the estate of Mathias Fox and converted all his personalty into money or notes, except a few pieces of household furniture. The notes and monies amounted to nearly \$12,000. John Mason had died and William Mason qualified as administrator and was in the process of winding up the estate. After William Mason had died, the court appointed Monroe Prater guardian of Mathias Fox, and was supposed to receive from Mason's representatives all the effects in Mason's hands. Complainant charged that during Mason's tenure as guardian, he was supposed to act in his ward's best interest. He had unlawfully invested funds of his ward in a mortgage debt to one J. F. Gilbert, having bought the debt from the original mortgagee, Dr. M. [Medicus] Ransom. As a result, the estate had lost \$240.93 in principal and \$22.14 in interest. This court approved the loss as a credit to Monroe Prater, the successor to Mason as guardian, in a settlement with the County Court Clerk. The understanding was that this court would determine the validity of the credit. The County Court had also allowed \$100 to G. W. Sanders for caring for Mr. Fox during the last three weeks of sickness. According to the complainant, these credits were improper and that Monroe Prater should be repaid the sum. If the court determined that Monroe Prater was not liable for receiving the Ransom mortgage debt, then the complainant asked the court to rule that Mason's estate was liable for the loss. G. W. Sanders had a contract to care for him during his last illness without extra compensation. He asked for a judgment against Monroe Prater for \$100. The complainant believed that Mathias Fox made certain advancements to his children. He asked that the children account for them. He asked the court to collate the advancements. The complainant had received of Monroe Prater, guardian of Mathias Fox, the sum of \$7933.50. Monroe Prater held notes for \$1677.33 that the complainant did not accept because he believed the makers to be insolvent. He asked for judgment against Mr. Prater for this amount. The complainant noted that many of the defendants were indebted to the deceased's estate, for money

borrowed from the guardians. The complainant was willing to settle their liabilities, by turning over to them their notes in exchange for their interest in the estate. Finally, the complainant asked for a construction of the will of Mathias Fox (deceased) in regards to the rights of all parties.

Jul term, 1895, Chancery Court: John E. Fox, administrator **vs** W. J. Fox and wife, et al. The Commissioner did on Jan 19, 1895, offer at auction the land of Mathias Fox (deceased), after the surveyor divided the tracts. J. [James] C. Knox purchased all the tracts. The court approved the sale.

Jan 1896, Chancery Court: John E. Fox, administrator **vs** W. J. Fox and wife, et al. The commissioner collected the first installment of deferred payments of purchase money and the 10% down payment. The court opined that under the will of Mathias Fox, the proceeds of land sold went to his "heirs" as mentioned in the will. The legatees provided for in the will, were to receive the proceeds of the land ordered to be sold per stirpes and not per capita, therefore, the children of Houston Fox (deceased), were to receive one share of the proceeds, standing in place of their father. The court ordered the commissioner to pay out the proceeds as follows: [1] I. W. Fox, one-ninth. [2] Jane Dorsey, one-ninth. [3] J. M. Fox, one-ninth. [4] John E. Fox, one-ninth. [5] Sallie S. Knox, wife of W. J. Knox, one-ninth. [6] Angie Hooper, formerly Angie Mason, one-ninth. [7] The distributees or next of kin of Houston Fox (deceased), to wit: Maggie Altman, wife of T. B. Allman, Mollie Prater, wife of Jasper Prater, Flora or Florence Hatchett, wife of James Hatchett, Charles Fox, H. P. "Bud" Fox, and Willie Fox. [8] Mrs. Tennessee Sanders and her two children, Foster and Lilia Hoover. Mrs. Sanders received one-half of one-ninth. The other one-half of one-ninth went to the two children equally. Lilia Hoover was a minor and her share was to go to her guardian, G. W. Sanders. [9] The children of Mrs. Mary Prater, wife of Monroe Prater, to wit: Anna Knox, wife of J. C. Knox, William Jakes, Joseph Jakes, Dora Hoover, wife of W. J. Hoover, Oscar Prater and Addie Prater. Oscar and Addie Prater, minors, and their shares paid to Monroe Prater, guardian.

Apr 13, 1896, County Court: G. W. Sanders had renewed his bond as guardian of Lela Hoover, a minor child of Jasper Hoover (deceased) and an heir at law of Matthias Fox (deceased).

Mar 10, 1897, Oct 24, 1898, County Court: Monroe Prater, guardian of Addie Prater, his own child and minor heir at law of Matthias Fox (deceased), had made a settlement with the court.

Dec 15, 1898, County Court: The court had noted that **John E. Fox, administrator of Matthias Fox (deceased), had died.** Monroe Prater had applied for and received Letters of Administration.

Feb 1, 1899, Chancery Court: John E. Fox, administrator **vs** W. J. Knox and wife et al. The court noted the death of John E. Fox, administrator of Mathias Fox.. Monroe Prater had qualified as administrator.

Oct 9, 1899, County Court: H. T. Brothers, administrator of John E. Fox (deceased), who was in his lifetime administrator of Matthias Fox (deceased), had made a settlement with the court.

Jun 4, 1900, County Court: Monroe Prater, administrator of the deceased's estate, had made a final settlement.

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341     **Fox, Sallie [Dement] vs Fox, T. F.     Divorce**

Jan 18, 1900, Chancery Court: The couple married on Dec 9, 1891, and lived together until Dec 28, 1898 when defendant abandoned the complainant and left the state. The couple had two small boys, ages 2 and 5. The court awarded custody of the children to the complainant. The court also awarded title to household and kitchen furniture, a cow, a mare and a mule colt to the complainant. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: T. F. Fox married Sallie M. Dement on Dec 9, 1891.

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342     **Fox, Samuel T.     Died Apr 24, 1899, intestate.**

May 11, 1899, County Court: The court noted the death of Samuel Fox intestate. Mrs. Mary A. [Kelton] Fox applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Samuel T. Fox married Mary Ann Ketton on Dec 20, 1860.

Fox-Kelton Cemetery, Rutherford Co. TN. Samuel T. Fox, born Jul 18, 1830, died Apr 24, 1899.

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343 **Fox, William Houston** **Died Sep 14, 1889, intestate. [Cont'd from Vol. 6].**  
Mar 3, 1896, Sep 21, 1896, County Court: Mrs. Tennessee [Rowden] Fox, guardian of Thomas B., and Joseph Fox, minor children of William Fox (deceased), had made a settlement with the court.

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344 **Fox, William H.** **Lunacy [Cont'd from Vol. 6]**

Oct 5, 1897, Oct 24, 1898, Oct 9, 1899, Oct 15, 1900, County Court: C. [Charles] R. Fox, guardian of William H. Fox, made a settlement with the court.

Jernigan Cemetery, Cannon Co., TN: William Fox 1864 - 1918.

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345 **Frazier, Epsie/Epsey (colored)** **Died before Dec 9, 1901, intestate.**

Dec 9, 1901, County Court: The court had noted the death of Epsie Frazier intestate. Allen Holbert (colored) applied for and received Letters of Administration.

Aug 29, 1903, County Court: Allen Holbert (colored) **vs** Henrietta Marable (colored). The estate owed \$193.81 and the land was worth about \$150. The court ordered all 48 acres sold to pay the debts.

Oct 26, 1903, County Court: Allen Holbert (colored) **vs** Henrietta Marable (colored). The Clerk and Commissioner offered 48 acres of land for sale at auction. Allen Holbert (colored) was the highest bidder. The court noted that Henrietta Marable (colored) was the only next of kin of the deceased.

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346 **Freas, Dr. Samuel H.** **Died May 29, 1877, intestate. [Cont'd from Vols. 5 & 6].**

Feb 26, 1896, Estate Settlements, 1892-1896: Favor Cason, guardian of W. [William] H. Freas, minor child of Dr. S. H. Freas (deceased) had made a settlement with the County Court Clerk.

Mar 3, 1896, Jun 6, 1896, County Court: Favor Cason, guardian of W. H. Freas, minor child of Dr. S. H. Freas (deceased), made a settlement with the court.

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347 **Freas, Mary Frances [Byrn]** **Died Jul 3, 1890, testate. [Cont'd from Vol. 6].**

Jun 2, 1896, County Court: C. [Charles] H. Byrn, executor of the deceased's last will, had made a final settlement with the court.

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348 **Freeman, Dr. William M.** **Died before Jan 21, 1899, intestate.**

Jan 21, 1899, County Court: The court appointed commissioners to set apart to Lutie and Dora Freeman, minor children of Dr. W. M. Freeman (deceased), the assets necessary to support the minors for one year.

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349 **Fulton, Mrs. M. A.** **Died before Oct 3, 1904, intestate.**

Oct 3, 1904, County Court: The court appointed Mrs. Pearl Ezell Bailey as guardian for Sam P. Bailey, her own child and minor heir of Mrs. M. A. Fulton (deceased).

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350 **Fugitt, David (colored)** **Died before Feb 15, 1897, intestate.**

Feb 15, 1897, County Court: The court had noted the death of David Fugitt (colored), intestate. Henry Fugitt (colored) applied for and received Letters of Administration.

Feb 20, 1897, County Court: The court appointed commissioners to set apart to Hester Fugitt (colored), widow of David Fugitt (colored), as much assets necessary for the support of the widow and her family for one year.

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Apr 8, 1896, County Court: James Hancock et al. **vs** Joseph B. Mullins et al. Petitioned to amend the bill to make Alva Dillon, Emma Dillon, and Thomas Dillon, children of Harriet [Furgason] Dillon (deceased), daughter of George Furgason (deceased) who was son of Berryman Furgason (deceased), defendants.

Apr 9, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. Defendants John L. Barber and wife, Mrs. Martha [Ward] Barber, desired to become petitioners vice defendants and the court agreed. The defendant, Mrs. Josephine [Ward] Lewis, was a non-compos mentis and the Chancery Court of Trenton, Tennessee appointed a trustee for her. The court made John R. Walker, trustee, a party defendant to the bill. The court ordered the non-compos mentis and her trustee to appear in court first Monday in May.

Sep 9, 1896, County Court: The court directed the clerk to determine if all the heirs of Berryman Furgason were before the court and if the land in question be divided or be sold.

Sep 25, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. Since the last orders, Emma Dillon had married Silas Rhodes and the court added Silas Rhodes as a defendant to this cause. The clerk reported that all the heirs of Berryman Furgason (deceased) were before the court. The land could not be divided and should be sold and the proceeds divided. The clerk further stated that the land was worth \$22.50 per acre. The court noted that **Berry Furgason had died Sep 1, 1867** and left surviving him his widow, **Mrs. Susan [Hubbard] Furgason who died in the fall of 1895**. Berryman Furgason (deceased) had eleven children to whom or to whose descendants the land descended. The eleven children were as follows to wit: [1]

Frances, who married John Mullins. [2] Rebecca, who married Isaac Mason. [3] Ann Eliza, who married George C. Williams. [4] Samuel D. Furgason. [5] Miles C. Furgason. [6] Levi W. Furgason. [7] Martha who married John Hancock. [8] George Furgason. [9] Louisa who first married Ezekiel Ward and after his death, married J. [James] J. Ward. [10] Sarah who first married James Hancock and after his death, married Robert Bell. [11] F. [Felix] G. Furgason.

The court noted that John Mullins and his wife, Frances, had died since the death of Berryman Furgason (deceased) and before the death of Susan M. [Hubbard] Furgason leaving heirs at law now representative of their interests as follows: defendants Joseph B., Robert W. and Franklin Mullins, who were sons of Frances Mullins (deceased). Floy Thompson, the minor child of Fannie [Williams] Thompson, daughter of [Mary] Ann Eliza [Mullins] Williams and her husband [Robert D. Williams], who was a daughter of Frances Mullins. Ann Eliza Williams and her husband and Fannie Thompson and her husband had all died before the death of Susan M. Furgason. Mary Sutton, wife of F. L. Sutton, daughter of Ann Eliza Williams; John P. Thompson, a son of Mary J. [Mullins] Thompson, who was a daughter of Frances Mullins and who married A. W. [Addison Wells] Thompson, she and her husband had died before the death of Susan M. Furgason. Laura [Hamilton] Flake, wife of S. H. Flake, daughter of Rebecca Mullins [Hamilton], who was a daughter of Frances Mullins and who married L. Hamilton. She and her husband had died before the death of Susan M. Furgason.

The court noted that the interest of Frances Mullins in any realty of Berryman Furgason (deceased) was subject to division into six shares as follows: [1] Joseph B. Mullins. [2] Robert W. Mullins. [3] Franklin Mullins. [4] Heirs of Ann Eliza Williams, to wit; Mary Sutton and the children of Fannie Thompson. [5] John P. Thompson. [6] Laura Flake.

The court also noted that Isaac Mason and wife [Rebecca Furgason] had died before the death of Susan M. Furgason and left surviving them three children to wit: A. J. Mason, B. C. Mason and Margaret Mason who married Green Wortham. The court stated that the share of A. J. Mason in the interest of his mother, Rebecca Mason, belonged to the estate of G. H. Mason (deceased) or his heirs. The court had the heirs enumerated and set out in the order of the court making the executor and heirs of G. H. Mason (deceased) party's defendant, and that G. H. purchased the interest the share of A. J. Mason at a sheriff's sale.

George C. Williams and wife [Ann Eliza Furgason] had died since the death of Berryman Furgason and before the death of Susan M. Furgason leaving the following heirs at law: [1] E. H. [Everard Holmes Williams], [2] B. A. [Berryman Addison Williams], [3] C. R. [Charles Robert Williams] and [4] G. [George] C. Williams [Jr.], sons. [5] Louella [Williams], a daughter who married J. N. McCutcheon. [6] Annie [Williams], a daughter who married R. [Robert] B. Furgason. [7] J. M. Williams, a son, who died Nov 25, 1895, after the death of Susan M. Furgason, and left no issue, but left surviving him a widow, the defendant Sallie Williams, who was entitled to dower.

Samuel D. Furgason had died since the death of Berryman Furgason and left surviving him the following four sons to divide his share equally to wit; defendants George W. [Furgason], John H. [Furgason], William F. [Furgason] and Thomas G. Furgason. Martha [Furgason]

Hancock and her husband, John Hancock, had sold their share in the realty of Berryman Furgason (deceased) to complainant James Hancock. George W. Furgason died before the death of Berryman Furgason and surviving him six children: [1] Sam P. Furgason. [2] R. [Robert] B. Furgason. [3] Mary [Furgason] Cranor who married Moses Cranor. [4] Martha "Mattie" [Furgason] Peak who married George Peak. [5] John "Oats" Furgason. [6] Harriet [Furgason] Dillon, wife of W. E. Dillon, who died before the death of Susan M. Furgason and left the following children: [a] Alva Dillon. [b] Emma Dillon. [c] Thomas Dillon. Louisa [Furgason] Ward died before the death of Berryman Furgason and left surviving her, the following children: [1] Daughter, Belle [Ward] McDonald, wife of George W. McDonald. [2] Daughter, Mary E. [Ward] Leath, a widow. [3] Son, Andrew Ward, who died after the death of Berryman Furgason but before the death of Susan M. Furgason, leaving as his only heirs, defendants Best Ward and Jack Ward. [4] Daughter, Josephine [Ward] Lewis, a single woman. [5] Daughter, Victoria [Ward], wife of H. [Hugh] P. Baird and who died after the death of Berryman Furgason and before the death of Susan M. Furgason, leaving as her children and only heirs at law, [a] [Victoria] Ellen [Baird] Malone, wife of J. H. Malone, [b] Jack Baird, [c] Belle Baird, [d] Virginia May Baird and [e] W. D. Baird, the last three minors under guardianship of J. [John] S. Gooch. Sarah [Furgason Hancock Bell], a daughter of Berryman Furgason (deceased) died after the death of her father, but before the death of Susan M. Furgason, leaving the following children: [1] Martha [Hancock] Hancock, daughter, (who married Martin Hancock, who was then dead). [2] Houston Hancock, son. [3] Samuel Bell, son. [4] G. [George] F. Bell, son. [5] B. [Byron] F. Bell, son. [6] J. [Jane] M., Bell, daughter, wife of James A. Neal. [7] Willie S. Bell, daughter, wife of A. [Andrew] D. Peyton. [8] Anna Bell, who married William Doak, and died before the death of her mother leaving two children: [a] Annie [Doak], wife of Charles Sanders. [b] John Doak. Miles C. Furgason sold his interest or share in the lands of Berryman Furgason (deceased), which had been set apart as dower to the widow of Robert Bell, second husband of Sarah. Robert Bell had been married before his marriage to Sarah and left surviving him the issue of his first marriage, complainant E. [Erastus] P. Bell, his son. The dower set apart to Susan M. Sanders, widow of Berryman Furgason (deceased) consisted of 192 plus acres lying in the 2<sup>nd</sup> Civil District of Rutherford County. Susan M. Sanders occupied the dower tract at the time of her death. A person had a rental contract on the land for 1896. Due to the numerous heirs, it was manifestly to the interest of all concerned to sell the land for division among the heirs. The bill contained allegations of advancements in unequal amounts made to various of the heirs. The court reserved a decision on the advancements until a later date. The court appointed the clerk to carry out the sale of the land.

Dec 7, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. The court was not satisfied with the bid and directed the clerk to offer it again at auction for \$22.50 per acre.

Dec 30, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. The clerk again offered the land at auction. C.[Charles] H. Weakley and G. W. Gooch bid \$22.50 per acre for a total of \$4323.10. They complied with terms of the sale. The court approved the sale.

Mar 4, 1901, County Court: James Hancock et al **vs** Joseph B. Mullins et al. The court had issued the following decision: [1]. that the shares of Levi Ferguson, Mrs. Tennie Mullins and George Ferguson had been fully advanced by Berryman Ferguson (deceased) and the representatives of the children were not entitled to share in the funds on hand. [2]. That the advancements to the other eight children were as alleged and they had received additional funds from the administrator.

Mar 4, 1901, County Court: James Hancock et al **vs** Joseph B. Mullins et al. The funds were distributed.

Mar 16, 1901, County Court: Victoria [Baird] Malone had died leaving two children, Frank and Victoria Malone, minors without guardian and living out-of-state. Since the fund was so small, the court ordered the payment of fund to their grandfather, Hugh Baird.

Jan 21, 1902, County Court: G. [George] F. Bell, administrator de bonis non of Berryman Furgason (deceased), had made a final settlement with the court.

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354 **Furgason, Susan M. [Hubbard]** Died Oct 12, 1895, intestate.  
**Widow of Berryman Furgason - See above.**

Dec 7, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. The clerk and commissioner had the land up for auction. H. W. Davis purchased the 192-acre tract. The tract was the dower that set aside for Mrs. Susan M. Furgason out of the lands of her husband, Berryman Furgason (deceased).

Cannon Cemetery, Rutherford Co. TN: Susan M. Furgason, born Sep 5, 1806, died Oct 12, 1895.

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355 **Gamewell, John P.** Died between Aug 11, 1897 and Mar 16, 1898, testate.

Will dated Aug 11, 1897.

The testator desired payment of his funeral expenses as quickly as possible. He gave all his property, notes and real estate to the children of W. [William] T. Gamewell (deceased) to hold forever. He appointed O. H. [Otis Hill] Gamewell and J. H. [Hugh] Gamewell as his executors.

Mar 16, 1898, County Court: The court received the will of John P. Gamewell (deceased) for probate. The testator had signed the will but his signature had not been witnessed. Witnesses testified that the will they found the will in the home of Mrs. N. [Nancy] L. [Hill] Gamewell where John P. Gamewell made his home. The will was in a trunk where he kept his valuable papers. The court ordered the will recorded and filed.

Apr 2, 1898, County Court: O. H. Gamewell and J. H. Gamewell qualified as executors.

May 18, 1899, Oct 9, 1899, County Court: O. H. and Hugh Gamewell tendered their resignation as executors of the last will of John P. Gamewell (deceased). Leland Jordan received Letters of Administration.

Jan 1, 1902, County Court: L. Jordan, administrator, had a small sum of money to be distributed among the heirs of John P. Gamewell (deceased). Lula Gamewell, Etta Gamewell, Belle Gamewell and [Robert] Lee Gamewell were minors and the amount was too small to justify appointing a guardian. The court decreed that the entire sum was payable to Mrs. N. L. Gamewell, the minors' mother.

1880 Wilson Co., TN Census: W. T. Gamewell, 39; N. L. Gamewell, 33 wife; O. H. Gamewell, 10 son; Ida Gamewell, 8 daughter; Mary Gamewell, 4 daughter; Hugh Gamewell, 3 son; W. E. Gamewell, 2 son; Rebecca Gamewell, 72 mother; J. P. Gamewell, 49 brother.

Wilson Co., TN Marriages: William T. Gamewell married Nancy L. Hill on Oct 21, 1868.

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356 **Gambill, Annie [Williamson] vs Gambill, Charles** Divorce.

Feb 1, 1901, Chancery Court: The couple married on Dec 7, 1871, in Davidson County, Tennessee. They moved to Rutherford County in 1886. They have born unto them fourteen children, five of whom were under twenty-one years of age. The complainant accused the defendant of such cruel and inhuman treatment that it was no longer safe for her to cohabit with him. The court dissolved the Bonds of Matrimony that had existed between the couple. The court awarded the complainant \$1750 in alimony. The defendant had already paid \$150 and an additional \$850 was due upon entry of this decree in (the Minute Book).. The defendant gave a note to the C & M for the remaining \$750, due in 12 months with interest from the date. The court decreed that the custody of Miss [Annie] Rosa Gambill would be her own selection. The custody of the two boys, Grover C. Gambill and Isham (called Harry) Gambill and the two girls, Mura L. Gambill and Emma O. Gambill would also remain with the defendant. The complainant was given the right to visit the two younger daughters, Mura and Emma, at least once a month at the house of their uncle, Charles Williamson, where they were permitted to remain at least two to three days. In the event of sickness among the children, the complainant had permission to go to the house of the defendant, attend to the children and not to be interfered with. The court retained the case in the event it had to make further changes to the orders.

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357      **Gannon, John**                      **Died before Dec 6, 1900, testate.**

Will dated Feb 20, 1891.

The testator willed all his property, real and personal, wherever located to his wife, Minerva [Hays] Gannon and her legal representatives forever.

Dec 6, 1900, County Court: The court ordered the will recorded and filed.

Cannon Co. TN Marriages: John Gannon married Manerva Hays on Dec 18, 1849.

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358      **Gentry, Richard B.**                      **Died before Nov 21, 1903, intestate.**

Nov 21, 1903, County Court: The court noted the death of Richard B. Gentry intestate. F. G. Carnes applied for, received Letters of Appreciation for the deceased's estate, and posted a bond for \$50.

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359      **George, Mary Jane [Ashby]**      **Died Apr 16, 1904, testate.**

Will dated Jun 29, 1900.

The testatrix directed that all her property, goods and effects that she possessed when she died went to her daughter, Anna [George] Jackson, as a separate and individual estate subject to her absolute control under the laws of Tennessee. The testatrix gave Frank Hale Jackson her parlor chairs and Jane Jackson her clock. She gave Grover Jackson her bed, Fowler Jackson her lounge, and Carmine Jackson her bureau. The testatrix gave Anna her turnpike stock and other household property. The testatrix wanted the boys above named to have her stock scales. The testatrix wanted her money and land equally divided between Anna and her children. They would not have control of it or be able to spend the money until they become of age. The testatrix appointed her daughter, Anna Jackson, to be her executrix of this will as a separate and individual estate entirely free and set apart from her husband, Frank Jackson's necessities or indebtedness, at any time, in any way or any place. No bond will be required for any purpose. **Codicil:** The testatrix directed that all the land she owned would descend to the five children above named, and their mother, Anna Jackson, during her widowhood, and if she remarried, the land was to go back to the children.

Sep 5, 1904, County Court: The court received a paper writing purporting to be the last will and testament of Mrs. Jane George (deceased) for probate as a holographic will. Three witnesses testified that the paper writing was in her handwriting. The court ordered the will recorded and filed.

Lincoln Co., TN Marriages: Jesse M. George married Mary J. Ashby on Jul 29, 1858.

Jackson Cemetery, Rutherford Co. TN: Mary Jane George, born Dec 6, 1824, died Apr 16, 1904. Spouse: Jesse Millard George. Child: Rachel Anna Jackson.

1880 Rutherford Co., TN Census: Jesse M. George, 66; Jane George 51; Anna George, 20.

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360 - 361      **Golston, Josiah (colored)**      **Died Jul 7, 1899, intestate.**

Sep term, 1899, Chancery Court: Nancy [Drake] Golston (colored) **vs** the unknown heirs of Josiah Golston (deceased) (colored). **The complainant was the widow of Josiah Golston, who died in Rutherford Co. TN on Jul 7, 1899.** She had been married to the deceased for about thirty-one years and was between 80 and 90 years old. On Jun 11, 1895, she and her husband were owners by entirety of one-half interest in a tract of land of about forty acres. W. D. Holden and his wife had conveyed the land to Josiah Golston, complainant and complainant's daughter, Chaney Higginbotham (colored). Mr. and Mrs. Golston owned one-half and Mrs. Chaney [Drake] Higginbotham owned the other one-half. Upon the death of Josiah Golston, the complainant became the sole owner of one-half interest. The complainant showed that on Jun 11, 1895, Josiah Golston,

her husband, for the consideration of \$5.00, got her to make her mark on a paper writing purporting to convey her interest in the land to him. The land was worth about five or six hundred dollars and her interest was worth about three or four hundred dollars. Complainant charged that her husband had procured the paper writing from her through fraud and imposition, taking advantage of her age and ignorance of her rights. Complainant learned that the paper writing purporting to convey her interest to her husband was probably invalid. She had always been the co-owner of one-half of the property since the making of the original deed to her and her husband. Her husband had died and she was now the owner of the entire one-half interest in the 40 acres. The paper writing was a cloud on her title and she asked that it be removed. Josiah Golston had no children by any previous marriage to the best of complainant's knowledge. She also had no knowledge of any heirs of the deceased, and asked that the unknown heirs of Josiah Golston be notified by publication.

Nov 18, 1899, Chancery Court: Nancy Golston (colored) **vs** the unknown heirs of Josiah Golston (deceased), and Samuel Jordan, Rutherford County. Chaney Higginbotham and Samuel Jordan and wife, Lucy [Botts] Jordan, defendants (colored), joined Nancy Golston as co-complainants. They presented the following facts in addition to those in the original bill. [1] Nancy Golston was living with her son, George Drake, in Davidson County when Josiah Golston died. [2] At the time of the death of Josiah Golston, George Drake procured a power of attorney from these complainants to take charge of the land and collect the rents. When he tried to collect the rent from the tenant, he refused to acknowledge his authority and refused to pay. [3] Samuel Jordan claimed that his wife, Lucy Jordan, was a niece of Josiah Golston, and was the heir at law of Josiah Golston and she claimed the whole of the land. [4] The complainants alleged that Jordan and wife had collected and appropriated the whole of the rents for 1899, and were seeking to get possession of it, and to hold it as heirs of Josiah, under the deed executed to him Jun 11, 1895 by complainant, Nancy Golston. They alleged that the deed only purported to convey the interests of Nancy Golston, and that the complainant, Chaney Higginbotham, was the owner of one undivided interest to the land and she had the right to a partition of the land in kind, or a sale for division between her and the owner of the other interest. [5] The land was only suitable for farming or cultivation and should be rented out during the litigation. The complainant prayed the court to lift the cloud from the deed and vest title in her. She further prayed for a decree to sell the land.

Nov 29, 1899, Chancery Court: Nancy Golston (colored) **vs** the unknown heirs of Josiah Golston (deceased). The joint answer of Samuel Jordan and wife, Lucy Jordan, and Houston Comer (colored), and wife, Emma [Botts] Comer (colored). They admitted the following: [1] That Josiah Golston and Nance Drake (complainant) had married in 1868 and that Josiah Golston had died in 1899. [2] That Josiah Golston purchased of W. D. Holden and wife, a tract of about 40 acres and that the land had been deeded as alleged, but denied that Chaney Higginbotham had ever invested one cent in the land. [3] That at the death of Josiah Golston, Cheney Higginbotham or Nancy Golston had no interest in the land. [4] That on Jun 11, 1895, Josiah and Nancy were the owners by the entirety of one-half interest in the land. [5] That Josiah had obtained the conveyance of Jun 11, 1895 from Nancy to Josiah by fraud. [6] They did admit that Josiah had no children by any former marriage. Defendants averred that Lucy Jordan, wife of Samuel Jordan, and Emma Comer, wife of Houston Comer, were the daughters of Harry Botts, a brother of Josiah Golston, and were the nieces of Josiah and the only heirs at law of Josiah. They denied that they had collected any rents or that they were in possession of the land. Defendants had no objection to the court appointing a receiver to rent out and collect the rents. They argued that by the laws of descent and distribution, they were entitled to possession of the land. The defendants further averred that ten years previous, Josiah Golston and wife had moved to Nashville. Josiah had purchased a lot on 8<sup>th</sup> Street, No. 178 in Sharp and Crucher's addition. They resided there until 1895. Nancy had paid for the property with money she received from the United States Government for the death of her son by a former marriage. There had been no trouble in the marriage until a son of hers by her previous marriage came to live with them. Under his influence, Nancy filed a bill in the Chancery Court of Davidson County for divorce, seeking alimony. She obtained an injunction prohibiting Josiah from coming on the premises. In the bill, she had prayed title to the land in Rutherford County, and for the lots in Nashville as alimony. After Josiah had answered the bill, the court dismissed the bill. Nancy chose to live with her son, George Drake, and daughter, Cheney Higginbotham. It was agreed by all parties, Josiah and Nancy Golston and Cheney Higginbotham, that if Josiah made a deed to Nancy for the lot in Nashville, give her the furniture and five dollars in money, she would deed to Josiah all her rights and interest in the land in Rutherford County. They signed the papers. Josiah moved to Rutherford County where he remained until his death in 1899. Nancy remained in Nashville. They submitted

the papers from the divorce proceedings as exhibits. Nancy had refused to live with Josiah after 1894 and has refused to visit him in his last sickness. The defendants cared for Josiah and he turned the deed to the land over to them intending that they inherit it. The defendants averred that regardless of the validity attached to the deed of conveyance from Nancy to Josiah, her conduct prevented her from obtaining the relief sought. They again argued that Chaney Higginbotham had not invested one cent in land that Josiah had bought the land and had paid for it in stock. Josiah added Chaney's name to the deed because she was a member of the family. The defendants prayed the court to dismiss the bill and that the court declare them the legal owners of the land as next of kin to Josiah. They additionally asked that they receive all rents and profits from the land and that the complainants pay all costs of the proceedings.

Jan term, 1900, Chancery Court: Nancy Golston (colored) **vs** the unknown heirs of Josiah Golston (deceased). The court appointed the C & M to take charge of the land, rent it out, and collect rent.

Feb 1, 1901, Chancery Court: The court ruled that the land purchased by Josiah Golston (colored) from W. D. Holden was owned one-half by Josiah Golston and one-half by Cheney Higginbotham. The court further ruled that Lucy Jordan, wife of Sam Jordan, and Emma Comer, wife of Houston Comer, were the only distributees and heirs at law of Josiah Golston (deceased). The court ordered the forty acres sold for division. The court appointed the C & M to execute the decree of sale. The C & M was to continue his duties as receiver.

Apr term, 1903, Chancery Court: Nancy Golston **vs** the unknown heirs of Josiah Golston (deceased). The C & M auctioned the land on Mar 30, 1901 and Mr. A. [Alfred] F. Whitman purchased the land.

**Notes:** Cheney Higginbotham had been married to Andy Fugette (colored) at the time of the purchase of the land. The name Golston was also spelled Gholston in some documents.

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362     **Gibson, Effie A. [Barnett]**     **Died between May 3 and Jul 4, 1898, testate.**

Will dated May 3, 1898.

The testatrix willed to her son, J. Clifford Gibson, her entire estate after the payment of all her debts and expenses. **First:** Her interest or one-fifth of a tract of land known as the E. Barnett tract that contained 62-acres. The profits from this land were to be used for the care of J. Clifford Gibson and his education. **Second:** She directed her executors that all of her personal property consisting of one bay mare and mule colt and one-third interest in two cows and a calf be disposed of privately and the proceeds used for benefit of J. Clifford Gibson. There were also two beds, one bedstead and seven chairs. The remainder of her interest in the house and kitchen, she gave to M. [Martha "Mattie"] J. Barnett, Bula [Beulah] E. Barnett and J. Clifford Gibson for their use and control to be disposed of as they see proper for their use. The testatrix requested that J. Clifford Gibson stay with Mattie J. Barnett and Bula E. Barnett and make that his home and that they, Mattie J. Barnett and Bula E. Barnett, look after him, school him and care for him. The testatrix gave J. Clifford Gibson \$100 after the payment of all debts and expenses. He was to receive annually the interest on the remainder. The testatrix appointed Mattie J. Barnett and Bula E. Barnett to be her executrix and guardian for J. Clifford Gibson, her son. **Codicil dated May 4, 1898.** The Executrix gave to her sisters, Mattie J. Barnett and Bula E. Barnett, her real and personal property mentioned, if her son, J. Clifford Gibson, had no heirs before he became of age.

Jul 4, 1898, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: George W. Gibson married Effie Burnett on Mar 7, 1888.

1900 Rutherford Co., TN Census: Samuel E. Weakley, 27; Beulah E. Weakley, 29 wife; Martha J. Barnett, 34 sister in law; Clifford J. Gibson, 11 nephew.

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Mar 4, 1896, Mar 7, 1898, County Court: H. W. Eaton, guardian of James Stephenson, a minor heir at law of James Gibson (deceased), made a settlement with the court.

May 10, 1897, Sep 13, 1898, Sep 11, 1899, Mar 19, 1900, County Court: Richard Barnes, guardian of Edgar Gibson a minor child of W. F. Gibson (deceased) and heir at law of James Gibson (deceased), made a settlement with the court.

Sep 18, 1893, Chancery Court: M. [Martha] J. [Rigney] Gibson **vs** Joseph Gibson, guardian of R. L. [Rollie Lee] Gibson, Joseph Gibson and against R. L. Gibson and Thomas Gibson, residents of Texas, Nellie [Gibson] Shelton and her husband [John] Jack Shelton, Coffee Co., Samuel Gibson, Charles E. Gibson, and Joseph Hoover, Rutherford Co., Charles E. Gibson, a minor without regular guardian. **J. F. Gibson died Dec 26, 1892, leaving complainant as his widow** and the following children: R. L. Gibson, a minor with guardian, Joseph Gibson, Thomas Gibson, Samuel Gibson, Nellie Shelton, a daughter, married to Jack Shelton, and Charles E. Gibson. Joseph F. Gibson (deceased) had purchased 74-acres shortly before he died. The widow was entitled to a homestead and a dower. The assignment of a homestead would take the entire tract. Joseph F. Gibson had been married twice. Charles Edwin Gibson was the only child born to her and her husband. The remaining children were offspring of Joseph F. Gibson's deceased wife. On [? Jul 1, 1893], the defendant's husband deeded 45 acres of the above tract to his son, R. L. Gibson for life, with love and affection, with remainder to the heirs of his body. A Justice of the Peace had her acknowledgement of its execution. She charged that she did not join in the operative words of the conveyance and for that reason the deed was void for the purposes of conveying the homestead. She further charged that the deed showed that the conveyance was an act of her husband alone, not a joint conveyance of husband and wife. At the time of the conveyance, her husband had been sick with consumption and she had signed the conveyance, as she was afraid that not signing would upset him greatly. The defendant stated that R. L. Gibson was about 15-years old and unmarried. If he were to die, his sister, Nellie, and his brother were his heirs. Joseph Hoover possessed the land as tenant.

Oct 16, 1893, Chancer Court: The answer of Joseph, guardian of R., L. Gibson, admitted that sometime before his death, the intestate had owned the tract of land. They questioned the value placed on the land. They denied that the deceased had owned the land at his death, or had any homestead interest therein which could benefit his widow at his death. They admitted that Joseph F. Gibson had been married three times, but he had no children with one wife. They admitted that there was a deed to R. L. Gibson and that the complainant had signed and acknowledged the deed. The complainant and her husband understood that this conveyance should be made to R. L. Gibson. She was willing to take a deed to the other portion of said land for life, with remainder to her only child. She preferred this to a life estate in the whole or a part, with remainder held in common by all of intestate's children. After her husband's death, Martha Jane Gibson had taken possession of the land conveyed to her and had a fence built around it. The complainant had changed her mind as a result of subsequent incidents.

Feb 3, 1896, Feb 29, 1896, Oct 11, 1897, Dec 21m 1898, County Court: Joseph Gibson renewed his bond as guardian of R. L. Gibson, minor child of J. F. Gibson (deceased).

Jul 2, 1897, Chancery Court: Mrs. M. J. Gibson **vs** Joseph Gibson, Guardian et al. Joseph Gibson appeared before the court and certified that Samuel Gibson was 21-years old.

Jul 24, 1897, Chancery Court: Mrs. M. J. Gibson **vs** Joseph Gibson, guardian et al. Thomas Gibson was notified by publication. Nellie Shelton, Jack Shelton, Samuel Gibson and Joseph Hoover had all been served.

1880 Rutherford Co., TN Census: J. F. Gibson, 36; Anna Gibson, 36 wife; J. Thomas Gibson, 15 son; N. C. Gibson, 13 dau; Samuel B. Gibson, 6 son; Joanna Gibson, 5 dau; N. N. Gibson, 1 son.

Bedford Co., TN Marriages: Joseph Gibson married Anna Jakes on Oct 12, 1863.

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Feb 15, 1904, County Court: The court noted the death of Mrs. M. J. Gibson intestate. W. P. Eaton applied for and received Letters of Administration.

Nov 7, 1904, County Court: W. P. Eaton, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Edwin Gibson married Mary J. Rollins on Aug 3, 1867.

1880 Rutherford Co., TN Census: E. T. Gibson, 34; M. J. Gibson, 28; Rosa E. Gibson, 6; Nettie C. Gibson, 3.

1870 Rutherford Co., TN Census: Edwin Gibson, 24; Mary J. Gibson, 21; John M. Gibson, 2.

Feb 20, 1904, County Court: The court noted the death of Mrs. S. E. [Sophronia E. Barnes] Gibson intestate. W. J. Coffman applied for and received Letters of Administration.

1900 Coffee Co., TN Census: Edgar Lee Gibson, born Feb 1879 head; Sophronia E. Gibson, born Jan 1856 mother.

1880 Rutherford Co., TN Census: Richard Barnes, 21; Martha J. Barnes, 38 sister; Hettie C. Barnes, 32 sister; William D. Barnes, 18; S. E. Gibson, 24 sister; Edgar E. Gibson, 1 nephew.

Will dated May 25, 1897.

After payment of all debts, the testator gave his wife, Sarah Elizabeth Gibson, all his personal property and his real estate, and appointed her executrix. Upon the death of his wife, the testator willed all his real estate on the West side of the Murfreesboro and Manchester Turnpike to W. J. [William Jacob] Coffman and after his death to his heirs. After the death of his wife, the testator willed payment of debts out of his personal property. In the event the personal property did not cover the debts, then the executor was to sell sufficient land on the East side of the Murfreesboro and Manchester Turnpike. His heirs were to receive remainder of the real estate.

Apr 14, 1900, County Court: The court received the purported will of Thomas N. Gibson (deceased) for probate. The court accepted the testimony of a witness that the will was valid and the court ordered the will recorded and filed. Mrs. Sarah Elizabeth Gibson appeared in court and renounced her right to administer her husband's estate. She requested the appointment of A. [Abner] F. Summers in her stead. The court gave A. F. Summers Letters of Administration.

Nov 8, 1900, County Court: A. F. Summers, administrator **vs** the unknown heirs of Robert Gibson (deceased). For four weeks, the News-Banner published a notice requiring the defendants whose residences were unknown to appear and defend the petition before the court. They failed to do so.

Nov 8, 1900, County Court: A. F. Summers in a deposition stated that the personal assets of Thomas N. Gibson were not enough to pay the debts of about \$75 owed for burial expense and doctor bills. He stated that it would be necessary to sell the land to pay debts.

Nov term, 1900, County Court: The court had decreed sale of the land for cash.

Dec 19, 1900, County Court: A. F. Summers was the guardian of Bertha, Mattie, Pearl, Bulah, Jeninne, Sanford, Virgie, and Cleborne, minor children of C. C. Lowe (deceased). The deceased's personal property consisted of household and kitchen furniture, 2 mares, 1 cow, a two-horse wagon, 1 old buggy, a double-shovel, a bull-tongued plow, fodder, and corn in the ear. The court recommended the sale of the property.

Dec term, 1900, Dec 4, 1900, County Court: The clerk auctioned the property and George C. Thurman purchased it. The court approved the sale and divested all title from the complainants, J. [Josephus "Joe"] S.

Eaton, J. [James] H. Eaton, E. [Eli] L. Eaton, W. [William] P. Eaton, and J. [Jesse] C. Eaton, Sallie [Eaton] Keel and husband, Elihu Keel, Alexander Shelton and wife, Lillie [Eaton] Shelton, Joe Gibson, Nelse Gibson, Edgar Gibson, Sarah E. Gibson, Jesse Adcock and wife, Tennie [Gibson] Adcock, James Shelton, John Shelton, Jesse Shelton, Henry Shelton and Thomas Shelton, John Bell and James Bell, Jennie [Gibson] Jernigan and husband and defendants, the children and unknown heirs of Robert Gibson (deceased) and all the heirs at law of Charles N. Gibson (deceased) in an to said land.

Jan 8, 1901, County Court: A. F. Summers, administrator, et al **vs** unknown heirs of Robert Gibson. The court ruled that a note for \$25 issued by T. N. Gibson (deceased) on Nov 3, 1897 was a valid liability to the estate and ordered the C & M to pay the owner of the note \$27.30.

Mar 4, 1903, County Court: A. F. Summers, administrator, made a final settlement with the court.

Nov 3, 1903, County Court: J. [John] W. Shelton et al **vs** James Bell et al. Defendants James Bell, Annie Bell, Minerva Bell, Oscar Shelton, Horace Shelton, Mary Shelton and Marvin Swiney were minors without guardian. The court appointed a guardian ad litem..

Nov 3, 1903, County Court: J. W. Shelton et al **vs** James Bell et al. Jesse Shelton failed to appear in court.

Nov 9, 1903, County Court: J. W. Shelton et al **vs** James Bell et al. The Clerk and Commissioner reported: T. N. Gibson died owning 60 acres along the Murfreesboro – Manchester Pike. The land was not susceptible to partition in kind. The following were heirs at law of T. N. Gibson (deceased): [1] Joe Gibson and Nelse Gibson, half-brothers. [2] J. [Josephus “Joe”] S. Eaton, Lillie Eaton, J. [James] H. Eaton, E. [Eli] L. Eaton, J. [Jesse] C. Eaton and Sallie [Eaton] Keel, children of Melvina [Gibson] Eaton (deceased), sister. [3] Alice Coffett, Narcissa Mangrum, John Bell, Joe Bell, Neil Bell, Ellen Bell, Jim Bell, Annie Bell, and James Stephenson, grandchildren of Melvina Eaton (deceased). [4] Marvin Swiney, great grandchild of Melvina Eaton (deceased). [5] James Shelton, John Shelton, Harvey Shelton, William Shelton, Jess Shelton, and Thomas Shelton, children of Matilda [Gibson] Shelton (deceased), sister. [6] Wesley Shelton, Mary Shelton, Horace Shelton, Laura Walls, Minerva Walls, Oscar Shelton, grandchildren of Matilda [Gibson] Shelton (deceased), sister. [7] Alice [Gibson] West and Ola [Gibson] Harrison, children of Robert Gibson (deceased), brother. [8] Tennie [Gibson] Adcock and Jennie [Gibson] Jernigan, children of William Gibson (deceased), brother. [9] Edgar Gibson, grandson of William Gibson (deceased), brother. The court appointed the Clerk and Commissioner to sell the land.

Dec 7, 1903, County Court: The Clerk and Commissioner offered at auction the 60 acres of land. J. [John] W. Shelton and S. F. Shelton purchased the land.

1870 Rutherford Co., TN Census: Wm. F. Gibson, 40; Susan McKee, 70 housekeeper; Margaret McKee, 32; James W. Gibson, 11; Josephine Gibson, 8; Thomas N. Gibson, 6; Virginia Gibson, 3.

1880 Rutherford Co., TN Census: W. F. Gibson, 52; Thomas Gibson, 15 son; Jennie Gibson, 13 daughter.

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369     **Gooch, John Matthews**     **Died Feb 25, 1897, intestate.**

Jul 30, 1897, County Court: The court noted the death of John M. Gooch intestate. D. R. Gooch and W. [William] B. Cayce applied for and received Letters of Administration.

Nov 26, 1897, County Court: The court appointed commissioners to set apart as much of the assets necessary for the support of Mrs. J. M. [Minnie Cayce] Gooch and her family for one year.

Williamson Co., TN Marriages: John M. Gooch married Minnie Cayce on Dec 29, 1887.

Gooch Cemetery, Nolensville, Williamson Co., TN: John M. Gooch, born Aug 28, 1856, died Feb 25, 1897. Son of Allen G. and Mary Elizabeth Smith Gooch.

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3710     **Gooch, Walter Timms**     **State Industrial School.**

Mar 22, 1897, County Court: The court decided that it would be manifestly to the interest of Walter Timms Gooch, a child of 12 years old, for him to be committed to the State Industrial School.

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Aug 2, 1898, County Court: The court concluded that it would manifestly to the interest of Camp Lee Goodloe, age 15 ½, to be committed to the State Industrial School.

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**372 Goodloe, Henry N. Died before Oct 14, 1902, intestate.**

Oct 14, 1902, Chancery Court: J. T. Jetton **vs** Hartford Life Insurance Company. The court ruled that the complainant was entitled to \$492.46 and the defendant, Adelle [Jetton] Goodloe was entitled to \$500 of the funds from the due from the insurance policy on the life of Henry N. Goodloe (deceased). The company paid \$992.46 which was in the hands of the C & M. Adele Goodloe filed an appeal to the Supreme Court. The court authorized the C & M to loan from the fund while the appeal was active.

Cannon Co., TN Marriages: H. N. Goodloe married Adelle Jetton on Jan 18, 1883.

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**373 Goodman, William A. Died 1899, intestate.**

**Note:** See John A. Sanford [Vol. 6] for more information.

Nov 22, 1892, Chancery Court: W. A. Goodman **vs** Robert Sanford et al. James Charlton had rented the store house in Lavergne, Rutherford Co. TN, for three years from this date. He had also sold him all right, title and interest he had in the goods, wares and merchandise on hand belonging to the firm of Charlton & Goodman in the storehouse for \$1500 including rent. W. A. Goodman agreed to collect the notes and accounts belonging to the late firm of Charlton & Goodman that had dissolved effective this date. W. A. Goodman agreed to pay Charlton \$1676.30 out of the balance due the firm.

Jun 8, 1900, County Court: The court had noted the death of W. A. Goodman intestate. Claud Goodman had applied for and received Letters of Administration.

Jul 25, 1900, Chancery Court: William Goodman **vs** Robert Sanford. The court noted the death of William A. Goodman. The court ordered the cause revived in the name of the heirs of William Goodman (deceased) to wit: Claude Goodman and Mamie [Goodman] Akin and husband, William Akin and in the name of Davis Goodman and Hugh Goodman, minors without guardians by their next friend Claude Goodman.

Apr 18, 1902, Chancery Court: William Goodman **vs** Robert Sanford and others. The C & M offered at auction land in the 3<sup>rd</sup> Civil District purchased by C. H. Williamson, J. R. Sanford and J. W. Sanford. The land contained about 135 acres. The court approved the sale and divested all rights, title and interest from J. R. Sanford, William Sanford, Mrs. Aquilla Noe [Martha J. Sanford], Mrs. Cecilia [Sanford] Neal and husband, George Neal, Claude Goodman, Mamie Akin and husband, William Akin, Davis Goodman and Hugh Goodman in the land and vested same in the purchasers. The court ordered the C & M to have the land surveyed.

Rutherford Co. TN Marriages: William A. Goodman married Laura Allene Charlton on Dec 21, 1871.

Goodman Cemetery, Lavergne, Rutherford Co. TN: William A. Goodman, born 1844, died 1899. Wife: Laura Allene Goodman. Children: Hugh Goodman, Mamie L. Akin, Claude Goodman, Davis Goodman.

1880 Rutherford Co., TN Census: William A. Goodman, 35; Laura A. Goodman, 26; Claude Goodman, 6; Mary L. Goodman, 4; Mable Goodman, 2.

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**374 Gordon, Cyrus (colored) Died before Aug 3, 1896, intestate.**

Aug 4, 1896, County Court: The court noted the death of Cyrus Gordon (colored) intestate. B. [Bromfield] L. Ridley received Letters of Administration. The court appointed Austin Gordon guardian for Sidney, Charity, Rachel, Lula, Kissiah, Albert, Lillie and Ephriam Gordon, minor children of Cyrus Gordon (deceased).

Sep 23, 1896, County Court: Austin Gordon (colored), guardian for [all colored] Sidney, Charity, Rachel, Lula, Kissiah, Albert, Lettie and Ephriam Gordon, minor children of Cyrus Gordon (deceased), asked to be allowed

to resign his duties as guardian. The court allowed him to resign without settlement noting that he had received no funds. The court appointed P. P. Mason guardian.

Oct 8, 1897, County Court: P. P. Mason had filed a request to resign as guardian of Sidney, Charity, Rachel, Lula, Kissiah, Albert, Lillie and Ephriam Gordon, minor children of Cyrus Gordon (deceased). He had never received any assets belonging to the children and no settlement was required.

1880 Rutherford Co., TN Census: Cyrus Gorden,50; Mollie Gordon,24; Sydney Gordon,3; Charity Gorden, 1.

U. S. Civil War Pension Index, General Index to Pension Index: Cyrus Gordon, F 111 USC Infantry. 1888 Applied for an invalid pension. Aug 24, 1896, Austin Gordon applied for a minor pension as guardian.

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**275     Gordon, John H.     Died before Sep 15, 1902, intestate.**

Sep 15, 1902, County Court: The court appointed E. [Ecce] H. Gordon guardian for Nuffie Gordon, a minor child of John H. [Hilton] Gordon (deceased).

Dec 7, 1903, Nov 7, 1904, County Court: E. H. Gordon, guardian for Nuffie Gordon, a minor child of John H. Gordon (deceased), made a settlement with the court.

Holden-Gordon Cemetery, Rutherford Co., TN: John Hilton Gordon, born Mar 12, 1803, died May 19, 1884.

1870 Rutherford Co., TN Census: Alphas Gordon, 25; Amanda Gordon, 26; James Gordon, 6; Luella Gordon, 4; John H. Gordon, 59; Margrett Gordon, 63; Cicero Gordon, 20.

1870 Rutherford Co., TN Census: J. H. Gordon, 49; M. Gordon, 54 f; J. P. Gordon, 22 m; M. B. Gordon, 20 m; M.L. Gordon, 18 m; P. Gordon, 16 f; M. J. Gordon, 12 f; C. M. Gordon, 9 m.

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**376     Graves, J. R.     Died before Feb 22, 1894, intestate. [Cont'd from Vol. 6].**

May 1, 1896, Chancery Court: The C & M advertised and sold the land on Jan 25, 1896, for \$205 cash. The buyer had been unable to complete the sale. The court ordered the land resold later.

Mar 12, 1903, May 2, 1904, County Court: The court appointed John F. Tucker guardian of Sammie Graves, minor child of J. R. Graves (deceased).

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**377     Gray, J. J.     Died before Nov 9, 1897, intestate.**

Nov 9, 1897, County Court: The court noted the death of J. J. Gray intestate. J. P. Gray applied for and received Letters of Administration.

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**378     Gray, Olivia A. [Holden]     Died before May 1882, intestate. [Cont'd from Vols. 5 & 6].**

Sep 23, 1896, Sep 16, 1897, County Court: Mrs. Almira [Jarrett] Brown, guardian of William L. Gray, a minor child of Olivia Gray (deceased) and minor heir at law of J. J. Jarratt (deceased) made a settlement.

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**379     Green, Nannie [Matthews] (colored) vs Green, Richard (colored)     Divorce.**

Jan 25, 1901, Chancery Court: The court accepted the allegations made in open court and dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Richard Green (colored) married Nannie Matthews (colored) on Dec 7, 1895.

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May 18, 1896, County Court: The court noted that it would be to the interest of Scoby N. Green, eleven years old, if he were committed to the State Industrial School and held under its charter.

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381     **Green, William**             **Died Sep 1895.**

Feb 9, 1896, County Court: Rhoda E. [McCullough] Green, widow of William Green (deceased) **vs** Will Green and others. Rhoda E. Green and William Green had married in 1868 in Coffee County. **William Green had died Sep 1895, Rutherford Co. TN.** He died owning the following tracts of land: #1. 24<sup>th</sup> district, 40 acres. #2. 1<sup>st</sup> district, Coffee County, 70 acres. The court notified Will Green, Gid Green, Rindy M. McCullough, wife of John McCullough, Julia [Green] Allen, wife of Robert Allen, James Green and Maggie Green of the filing of this application. The court appointed commissioners to set apart to Rhoda E. Green, the widow of the deceased, a homestead out of the above lands and one-third of the remaining lands as dower. The court also appointed commissioners to set apart for Mrs. Rhoda E. Green and her family provisions for one year.

Mar 9, 1896, County Court: The commissioners had set apart 70 acres in Coffee Co., TN as the homestead for Rhoda E. Green. They also set apart 10 acres in Rutherford as dower. It was 1/3<sup>rd</sup> of the land remaining after the homestead had been set apart.

Jul 20, 1896, County Court: The court noted the death of William Green intestate. J. [James] H. Ring applied for and received Letters of Administration.

Aug 31, 1896, County Court: J. H. Ring, administrator **vs** William Green, Gid Green, Rindy McCullough, John McCullough, Robert Allen and James Green. The defendants received notice to appear in court and failed to appear at the time required.

Sep 8, 1896, County Court: James H. Ring, administrator **vs** Rhoda Green et al. William Green had no personal assets and there were unpaid bona fide debts. The court ordered the sale of 40-acre tract.

Oct 13, 1896, Nov 6, 1896, County Court: The clerk auctioned 40 plus acres that sold to J. [John] A. McCrary.

Jun 12, 1897, County Court: J. H. Ring, administrator, had made a settlement with the court.

Jun 21, 1899, County Court: J. A. McCrary, purchaser of the land, had paid all purchase money.

Coffee Co., TN Marriages: William Green married Rhoda McCullough on Nov 27, 1866.

1880 Rutherford Co., TN Census: William Green, 50; Rody Green, 30 wife; James Green, 18 son; Edmond Green, 16 son; Julia Green, 3 daughter

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382     **Greer, Hardy M.**             **Died Apr 28, 1901, intestate.**

May 18, 1901, County Court: The court noted the death of H. M. Greer intestate. R. [Robert] B. Nolen applied for and received Letters of Administration. The court appointed commissioners to set apart to Mrs. Mary J. [Nolen] Greer, widow of H. M. Greer (deceased) as much of the assets necessary for the support of the widow and her family for one year.

Dec 7, 1903, County Court: R. B. Nolen, administrator, made a final settlement with the court.

1900 Rutherford Co., TN Census: Hardy M. Greer, 59; Mary Greer, 33; Esel Greer, 10; Ozel Greer, 7; Enlo Greer, 4; Vola Greer, 1.

Public Member Photos & Scanned Documents: Hardy M. Greer, born Jan 15, 1841; died Apr 28, 1901.

U. S. Civil War Prisoner of War Records, 1861-1865. Hardy M. Greer, Imprisonment date: Feb 15, 1863. Exchange date: Apr 10, 1863.

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383     **Greer, Stephan**                    **Died before Oct 26, 1901, intestate.**

Oct 26, 1901, County Court: The court noted the death of Stephan Greer intestate. A. Bell applied for and received Letters of Administration.

Jun 6, 1904, County Court: Alex Bell, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Stephan Greer married Nancy Chestnutt on Feb 27, 1847.

1870 Rutherford Co., TN Census: Stephen Greer, 54; Nancy Greer, 40; Santa Greer, 19; Richard Greer, 16; Jennie Greer, 14; Preston Greer, 13; Judy Greer, 10; Stephen Greer, 8; James Greer, 4.

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384     **Guill, Dr. Benjamin Franklin**     **Died May 15, 1894, intestate. [Cont'd from Vol. 6].**

Dec 13, 1897, County Court: I. [Isham] H. Sanders, administrator, made a settlement with the court.

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385     **Gum, Clemmie W. [Baugh]**                    **Died 1895, intestate.**

Apr 1, 1902, Chancery Court: W. [William] T. Gum, guardian, Mary B. Gum, and C. B. Byrne **vs** Robert Emmett Gum, Frank A. Gum, W. [William] Gum, Allie R. Gum. Clemmie Gum was living at the death of her mother and since died. She was the mother of the complainant and defendants.

Aug 18, 1902, Chancery Court: Conveyance. For the consideration of \$1100 paid under order of the court in the case of W. T. Gum et al **vs** R. E. Gum et al, I have sold unto R. E. Gum, Mary Gum, W. W. Gum, Frank Gum and Allie R. Gum and their heirs a tract in the 4<sup>th</sup> ward of Murfreesboro on the corner of Walnut and Bell.

Oct 16, 1902, Chancery Court: The C & M reported that repairs to the Oslin property cost \$150.85. The original investment was \$1100. The C & M recommended additional repairs so they could rent the property for \$12.50.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Clemmie W. Baugh Gum, 1857 - 1895, wife of W. T. Gum. William T. Gumm, 1854 - 1906, son of J. A. & Martha Gumm.

Rutherford Co., TN Marriages: Clemmie Baugh married W. T. Gum on Jun 6, 1877.

1880 Rutherford Co., TN Census: M. A. Baugh, 66; W. T. Gum, 26; C. W. Gum, 23; Mary Gum, 4 months.

1900 Rutherford Co., TN Census: William T. Gumm, 41; Mary Gumm, 20 daughter; Emmett Gumm, 17 son; Frank Gumm, 14 son; William Gumm, 11 son; Allie Gumm, 7 son;

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386 - 387     **Gum, John**                                    **Died before Feb 12, 1900, intestate.**

**Gum, Caroline [McCracken]**     **Died Mar 5, 1900, intestate.**

Feb 12, 1900, County Court: The court noted the death of John Gum intestate. J. [John] E. Marlin applied for and received Letters of Administration.

Feb 20, 1900, County Court: The court appointed three commissioners to set apart to Mrs. Caroline Gum, widow of John Gum (deceased), as much of the stock, crop, provisions and money on hand, or due, or other assets, as may needed for the support of the widow and her family for one year.

Mar 7, 1900, County Court: The commissioners appointed to set apart provisions for Mrs. Caroline Gum but it was noted by the court that she had died on Mar 5, 1900. The court made the report void.

Sep 4, 1900, County Court: John E. Marlin and others **vs** Luther Welchance and others. The plaintiff had petitioned to partition the land. He also wanted a guardian ad litem appointed for Luther Welchance, Frank Welchance, Samuel Welchance and Ellis Welchance.

Sep 6, 1900, County Court: John E. Marlin and others **vs** Luther Welchance and others. The clerk noted that John Gum owned as many as 10 properties in the 23<sup>rd</sup> and 24<sup>th</sup> Civil Districts. John Gum had only one child, a daughter, Mary Isabella [Gum], who married S. [Samuel] H. Martin. She had died in the lifetime of her father

but her husband was still living. John E. Marlin, Lula B. [Marlin] Puckett, and Fannie F. [Marlin] Adams were the children of Isabella. Luther, Ellis, Samuel and Frank Welchance were the children of Callie [Marlin] Welchance (deceased) who was the daughter of Isabella [Welchance] Marlin. John E. Marlin was the administrator of the deceased's estate and reported that personal property was sufficient to pay all claims against the estate. The court appointed three commissioners and the county surveyor to partition the land among the heirs. They were not to partition the 130-acre tract between the estate of the deceased and Aaron Todd. If the partition was possible without injury to the interests of any of the parties, the commissioners could assign the deceased's two-fifth interest in the land to a distributee.

Oct 1, 1900, County Court: The court appointed S. T. [Simon Thomas] Welchance guardian for Luther, Frank, Samuel and Ellis Welchance.

Oct 6, 1900, County Court: John E. Marlin, J. T. Puckett and wife, Lula B. Puckett, H. R. Adams and wife, Frances F. Adams, and Aaron Todd **vs** Luther Welchance, Frank, Samuel and Ellis Welchance. The petition was for the partition of real estate of the deceased. The commissioners appointed by the court reported as follows: [1] The home place was given to the minors, Luther, Frank, Samuel and Ellis Welchance, children of Callie [Marlin] Welchance, daughter of Mary Isabella [Gum] Marlin, the only daughter of John Gum (deceased). The home place contained just over 200 acres. There was also a 10-acre tract and a 1-acre tract. [2] J. E. Marlin received what was known as the "Daniel Place". John Gum owned three/fifth of this when he died. [3] H. R. Adams and wife, Fannie Adams, received the "Creek Place". It had a 1-acre burying ground with a right of way to it. [4] J. T. Puckett and wife, Lula Puckett, received one tract known as the "Sam Marlin" tract containing 35 acres and another tract known as the "Burnett Place" containing 6 acres. They also received a third place known as the "Mary Kellon" place containing 100 acres. Mary Kellon owned a life interest in this place. Finally, they received a house and lot in Murfreesboro in the 2<sup>nd</sup> Ward, on Spring Street.

Dec 7, 1903, Dec 24, 1904, County Court: S. T. Welchance, guardian of Luther, Frank, Sam and Ellis Welchance, his own children and heirs at law of John Gum (deceased), made a settlement with the court.

Rutherford Co., TN Marriages: John Gumm married Cynthia C. McCracken on Apr 29, 1846.

1850 Rutherford Co., TN Census: John Gum, 28; Caroline S. Gum, 22; Mary J. Gum, 5.

1880 Rutherford Co., TN Census: Samuel Marlin, 39; Mary E. Marlin, 32; Fannie Marlin, 8; John E. Marlin, 7; Samuel K. Marlin, 1.

1880 Rutherford Co., TN Census: John Gum, 58; Caroline Gum, 51 wife; C. C. Marlin, 12 gdaughter; Leula B. Marlin, 10 gdaughter; & hired men.

1870 Rutherford Co., TN Census: John Gum, 47; Caroline Gum, 43; Sam H. Marlin, 26; Mary Marlin, 23; Caroline Marlin, 2; Julia Marlin, 1; two others unrelated.

Gum Cemetery, Rutherford Co., TN: John Gum, 1822 - \_\_\_\_; Caroline Gum, 1828 - 1900. Lula Marlin Puckett, July 22, 1869 - Sep 16, 1905. Luther W. Welchance, June 7, 1886 - Jan 9, 1955. J. E. Marlin, Mar 27, 1873 - Dec 15, 1906.

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388     **Gum, John Alexander, Sr.**                     **Died Mar 21, 1904, intestate.**

Apr 23, 1904, County Court: The court noted the death of J. A. Gum intestate. H. L. [Henry Lee] Fox applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Alexander Gum married Martha Wade on Nov 25, 1851.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: John Alexander Gum, Sr., born Nov 3, 1827, died Mar 21, 1904.

1880 Rutherford Co., TN Census: J. A. Gum, 51; Martha Gum, 38; L. A. Gum, 20 f; Lucy Gum, 18; Mollie Gum, 15; Nannie Gum, 12; Bettie Gum, 8; Susie Gum, 6; Johnnie Gum, 3; J. A. Gum Jr., 23; Lucille Gum, 21 wife; Annie W. Gum, 2.

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389     **Gum, Wilson A.**                     **Died before Jul 13, 1896, intestate.**

Jul 13, 1896, County Court: The court had noted the death of W. A. Gum intestate. W. [William] H. Gum applied for and received Letters of Administration. The court appointed three commissioners to set apart to Mrs. Martha J.[Benson - Bowman] Gum, widow of W. A. Gum (deceased), one year's support for herself and family.

Aug 5, 1896, County Court: Martha J. Gum, widow of W. A. Gum (deceased) **vs** W. H. Gum; J. [John] A. Gum; W. [Wilson] A. Gum, [Jr.]; M. [Margaret] M. Gum; and F. M. McCrary and wife, S. [Sarah] J. [Gum] McCrary. Mrs. M. J. Gum was entitled to a homestead and dower. The court agreed and appointed commissioners to set apart a homestead worth \$1000 including mansion house and a dower consisting of one-third of the remaining lands as her dower. The deceased owned the following land at his death: tract 1 contained 140 acres and tract 2 contained 80 acres

Sep 5, 1896, County Court: The commissioners set apart 109 acres as homestead for Martha J. Gum, widow of the deceased, and a dower of 44 acres.

Nov 24, 1896, County Court: The court received an inventory and sale list of the personal property.

Apr 12, 1897, County Court: W. H. Gum, administrator of W. A. Gum (deceased), who was in his lifetime guardian of William A. Travis, a minor child of David Travis and heir of Washington Gum (deceased), made a settlement with the court.

Jan 21, 1899, County Court: The purchaser of the land paid all the purchase money. Rhoda Gum had given an order for \$24 to John Puckett who had transferred it to George Walters.

Jan 30, 1899, County Court: W. H. Gum, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Medford C. Bowman married Martha Benson on Jan 20, 1851. Martha J. Bowman married Wilson A. Gum on July 1, 1866.

1880 Rutherford Co., TN Census: W. A. Gum, 48; M. J. Gum, 35; W. H. Gum, 15 m; Sarah Gum, 13; W. A. Gum, 11 m; Margaret Gum, 7; John Gum, 5; Robert Gum, 2, J. H. Benson, 83.

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390     **Hale, Ellis H.**                     **Died Aug 16, 1903, testate.**

Will dated Nov 29, 1895.

**First:** The testator stated anything he had left at his death, was to be used to pay his just debts. **Second:** The testator willed his wife his household and kitchen furniture after his just debts were paid. He also willed her all his real estate and all the animals, buggy and farm machinery that he owned. After his wife died, the children were to divide equally, whatever remained. **Third:** The testator nominated his wife, Margaret J. [Martin] Hale, to be his executrix without bond.

Oct 9, 1903, County Court: The court directed the will be recorded and filed.

Woodfin Cemetery, Bedford Co., TN: E. H. Hale, Jan 5, 1850 - Aug 16, 1903; and wife, Mrs. J. J. Hale, 1850 - 1928.

Bedford Co., TN Marriages: Ellis H. Hale married Margaret J. Martin on Dec 8, 1868.

1900 Rutherford Co., TN Census: E. H. Hale, 50; Margaret J. Hale, 49 wife; Luella Hale, 18 dau; Frank B. Hale, 17 son; Minnie J. Hale, 14 dau; Samuel H. Hale, 9 son.

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391 **Haley, E. W.** **Died before Jan 7, 1902, intestate.**

Jan 7, 1902, County Court: The court had noted the death of E. W. Haley intestate. R. [Richard] H. Bennett applied for and received Letters of Administration.

1860 Rutherford Co., TN Census: E. W. Haley, 42; E. Haley, 40.

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392 **Haley, Holcomb (colored)** **Died before Aug 11, 1896, testate.**

Aug 11, 1896, County Court: The court noted that Holcom Haley had died intestate. J. M. Haley applied for and received Letters of Administration

Aug 11, 1896, County Court: The court appointed commissioners to set apart to Lucy Haley [colored], widow, one year's support for herself and her family out of the personal property of her deceased' husband.

Jun 4, 1900, County Court: J. M. Haley, administrator of the deceased's estate, had made a final settlement.

1880 Rutherford Co., TN Census: [all Mulatto] Halcomb Haley, 30; Julia Haley, 32; Willie Haley, 9; Stokes Haley, 7; Davey Haley, 4; Phil Haley, 2; F. Haley, 7 months;

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393 **Haley, John** **Died Mar 8, 1900, testate.**

Will dated Aug 15, 1882.

**First:** The testator directed his body decently buried and his funeral expenses paid as soon as possible.

**Second:** The testator willed that his wife have one sewing machine, one wardrobe, one dressing stand, one wash stand, one bed and furniture, and as much clothing as she thought proper to go with same. **Third:** The testator directed his four children to wit: Phillip B. Haley, John C. Haley [Jr.], William C. Haley and Joseph M. Haley, divide the remaining portion of his household and kitchen furniture share and share alike, if they could agree. If they do not agree, the executor will sell the property divide the proceeds equally among the four children. **Fourth:** The testator further willed that all of his real estate and all of his personal property that was not mentioned and disposed of in this will, was to be disposed of at public auction. The sale was to include all his real estate and stock that he owned at his death. **Fifth:** The testator nominated his sons, John C. Haley and Joseph M. Haley, to be executors of his last will and testamen. He also appointed them trustees for his son, Phillip B. Haley. They were to invest his portion of the estate in real estate for Phillip and his wife's sole use and benefit during their lifetime, and after their deaths, to be equally between their bodily heirs. The trustees were to invest the money anywhere they thought best for the benefit of Phillip and his wife. The testator further willed that his son, John C. Haley, was to have his black Bell horse, and he was to pay the other heirs what he thought right for their shares.

Mar 14, 1900, County Court: The court ordered the will recorded and filed.

May 28, 1900, County Court: John C. and James M. Haley, executors of the last will and testament of John Haley (deceased), made a final settlement with the court.

Haley Cemetery, Rutherford Co., TN: John Haley, born Jan 19, 1806, died Mar 8, 1900; & wife, Mrs. N. J. Haley, born Feb 6, 1835, died Mar 7, 1900.

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394 **Haley, Mrs. Nancy J.** **Died before Mar 19, 1900, intestate.**

Mar 19, 1900, County Court: The court noted the death of Mrs. Nancy J. Haley intestate. P. T. Martin, of Davidson County, Tennessee, applied for and received Letters of Administration.

Feb 2, 1901, County Court: P. T. Martin, administrator of Mrs. Nancy J. Haley (deceased), had made a final settlement with the court.

Aug 29, 1901, County Court: P. T. Martin, administrator of Mrs. Nancy J. Haley (deceased), had in his hands a small amount of money that belonged to the minor heirs of the deceased. The minors were as follows: 1.

George Ben Taylor Lunn, 17, lived with his father, Robert Lunn, and was entitled to \$14.63. 2. Dennis Brooks Aldridge, 11, lived with and was under the care of his grandmother, Mary Martin, and was entitled to \$8.36. 3. John D. Martin, 17, 4. Jesse L. Martin, 14. Lexie M. Martin, 10, all lived with, and were under the care of their mother, Mrs. Lou Martin and were entitled to \$9.75 each. Since the amounts were small, the administrator would pay the persons caring for the minors.

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395     **Hall, Alf A. (colored)**                     **Died before Mar 16, 1896, intestate.**

**Note: All named are colored.**

Mar 16, 1896, County Court: The court had appointed commissioners to set apart to Mrs. Mary A. [Spain] Hall, widow of Alf Hall (colored – deceased), support for one year out of the personal estate for her and her family.

Mar 25, 1896. County Court: Laura Hall was Alf Hall's child by first wife, Laura Hall was Alf Hall's daughter by his second wife and the remaining two, Eugene and J. [John] B. Hall were his children by Mary Hall. Alf A. Hall and his father, Ben Hall, owned in common the house and lot. When Ben Hall died, he left Lucy [Hall] Sanders and A. A. Hall as his heirs and distributes, leaving no other. The petition alleged that Lucy Sanders was owner in common with the children of A. A. Hall, one-fourth interest and the children of A. A. Hall (deceased) owned the remaining three-fourths subject to the life estate of Mary Hall, wife of A. A. Hall (deceased). The petition also alleges that the house and lot were worth \$6 per month rent and A. A. Hall had had sole use of the house for the previous four years and had rented out part of the house. Per estimate, A. A. Hall received \$288.00 in rent and Lucy Sanders was entitled to 1/4<sup>th</sup> of that sum. Lucy Sanders filed a petition to sell the house and lot to recover the \$72.00.

Mar 26, 1896, County Court: The court directed the sheriff to command Mary Hall, Laura Hall, Anna Hall, Eugene Hall and J. B. Hall to appear in court on first Monday of Apr 1896.

Apr 8, 1896, County Court: The defendants answered petition denying that Alf Hall had received the amount of rent alleged and that he had paid \$171.97 for taxes, insurance and improvements to house and requested that \$42.99 with proper interest be declared a lien on the one-fourth interest.

Apr 13, 1896, County Court: The commissioners had set apart one year's supplies to Mary A. Hall, widow.

May 26, 1896, County Court: During a deposition, Mary Hall gave the following information: Mary Hall and A. A. Hall were married in 1887. **Ben Hall died Aug 20, 1887 [see Vol. 6].** His widow was Rhoda Hall who lived on the home place with her daughter. **She died Nov 6, 1894.** Lucy Sanders was Rhoda Sanders' stepdaughter. She had a daughter named Dinkie Rice. She lived there about 6 months after Rhoda's death, and then left the state. Mary lived on a place that was jointly owned by her husband and Ben Hall. Her husband had made significant repairs and additions to the house prior to and after their marriage. A. A. Hall was a school teacher. He had two children by his first wife. One left before he died and the other after he died. Mary Hall's sister, Buena Spain, lived with her.

Jun term 1896, County Court: Mary A. Hall had purchased the property at auction for \$400 and initially failed to comply with terms of sale but came later and complied with the terms. The court accepted the sale.

Rutherford Co., TN Marriages: A. A. Hall married Mary Spain on Dec 29, 1887.

1900 Rutherford Co., TN Census: [all Black] Mary L. Hall, 32 widow; John Hall, 11 son; Eugene Hall, 10 son; Alice Goins, 49 widow aunt.

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396     **Hall, Ben (colored)**                     **Died Aug 20, 1887, intestate [Cont'd from Vol. 6].**

**All persons listed were colored.**

Apr 8, 1896, County Court: Abraham Sanders and wife, Lucy [Hall] Sanders **vs** Mary [Spain] Hall, Laura Hall, Anna Hall, Eugene Hall and J. B. Hall, all citizens of Rutherford County and the last four minors aged 20, 16, 7 and 5 years respectively. Mary Hall was the widow of A. [Alf] A. Hall and the other defendants were his children, Laura by his first wife, Anna by his second wife and the other two by Mary Hall. A. A. Hall, father of petitioner, and Ben Hall owned a house and lot in common. Ben Hall died leaving petitioner, Lucy, and A. A. Hall as his heirs and distributees. A. A. Hall had been in possession of the house and lot since the death of Ben

Hall. The petitioner, Lucy, stated she was the owner in common of one-fourth interest in the lot and the children of A. A. Hall owned the other three-fourth interest, subject to the life estate of Mary Hall, widow of A. A. Hall. The house would have reasonably rented for \$6.00 per month and A. A. Hall had the whole use of it, and rented a part of it out. The rents during this period were \$288, one-fourth of which petitioner, Lucy, was entitled to out of proceeds of the lot. The lot could not be divided between petitioner and defendants. The petitioner filed this petition to have the property sold and to recover her portion of the rents. The petitioner also asked for a division of attorney fees for filing this petition the petitioner and the defendants according to their respective interests.

Jun 15, 1896, County Court: Abraham Sanders and wife, Lucy Sanders **vs** Mary Hall and others. The C & M had auctioned the house and lot on May 21, 1896. Mary A. Hall bid \$400 but she failed to complete terms of the sale. The court directed the C & M to advertise and hold another auction.

Jun 18, 1896, County Court: The C & M reported that Mary A. Hall complied with terms of the sale by making a down payment of \$100 and executing three notes for \$100 each. The court approved and divested title in and to the house and lot from Mary Hall, Laura Hall, Anna Hall, Eugene Hall, J. B. Hall and Abraham Sanders and his wife and vested title in Mary A. Hall.

Feb 9, 1899, County Court: After taking numerous depositions, the court decided the interest of Lucy Sanders in the property or in proceeds of same, was one-sixth interest from the date of Ben Hall's death to the death of Ben's widow. She was also entitled to one-half of the one-half of Ben Hall, her father, from the death of Ben's widow, one-fourth of the whole. Alf Hall had exercised absolute control of the small office building in the yard, and received rent from it or used it for his own purposes from the death of Ben Hall, Aug 20, 1887, until the death of Ben's widow on Nov 6, 1894. This was a period of seven years and two months. The court ruled that Alf Hall's estate was responsible for Lucy Sanders' portion of the rent, one-sixth.

Mar 20, 1899, County Court: Mary Hall had not paid all her notes for the purchase of the house and lot. The court gave her 30 days to complete payment.

May 2, 1899, County Court: Abraham Sanders, et al **vs** Mary Hall, et al. Mary Hall had paid her notes for the land. After expenses, the clerk had \$327.80 that he distributed as follows: Lucy Sanders, \$125.54; present value of Mary Hall's dower interest, \$28.33; Richard Peoples and wife, Laura [Hall] Peoples, a child of A. A. Hall (deceased) by a former marriage, \$43.48; Will Williams and wife, Anna [Hall] Williams, a child of A. A. Hall (deceased) by a former marriage, \$43.48; and Mary Hall, mother and natural guardian of Eugene and J. B. Hall, \$86.96.

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Hall, Charity

Died Oct 30, 1895, Wilson Co., TN, intestate.

Nov 18, 1898, Chancery Court: Sam P. Chastain, administrator, vs Robert Ward and others. **Charity Hall died Oct 30, 1895, Wilson Co., TN.** The administrator had recovered two judgements in Rutherford County, one for \$249 and the other for \$197. C. [Christopher] W. Ward to Charity Hall executed the notes. The court had issued executions but were returned unsatisfied. C. W. Ward had died in Rutherford County, Apr 1896, leaving his widow, [Sarah] Sally [Hall] Ward, and defendants as his children and heirs at law. Charity Hall and C. W. Ward had owned as tenants in common a tract of land in the 5<sup>th</sup> and 15<sup>th</sup> Civil Districts that contained 116 acres. C. W. Ward had conveyed his half to R. H. Hall on Dec 30, 1895. The court ruled the transfer fraudulent and void, made only to delay the collection of the notes. The court allowed C. W. Ward 30 days to pay the judgments. If unpaid, C & M would auction the one-half interest of C. W. Ward.

Feb 6, 1899, County Court: R. [Robert] H. Ward, et al **vs** Richard Hall, et al. Process had been served on all resident defendants and publication according to law had been made for all non-resident defendants. None of the defendants had appeared in court and the case was taken for confessed and an ex parte hearing set. The defendants were to wit: Richard Hall, John Hall, Joseph Hall, James Hall, William Jordan and wife, Martha Jordan, Henry H. Whitlock and wife, "Sis" Whitlock, Si Hall, Thomas Hall, Drury Hall, Jake Hall, Jonathan Hall, Elizabeth Cluck, William Neely and wife, Lyddie [Hall] Neely, George Jarman and wife, Sally Ann [Hall] Jarman, Calvin Dillon and wife, Mary Ann [Hall] Dillon. Other defendants were E. B. Hunt, William Hunt, John D. Hunt, Sterling Edwards and wife, Martha [Hunt] Edwards, Lunny Maynor, Walter Maynor, Frank Maynor, Miss Kate Maynor, Boss Maynor, John Maynor, John D. Miller and wife, [Mary] "Fink" [Maynor] Maynor, Martha Hall, \_\_\_\_\_ Highter and wife, Sally W. Highter, William Hunt, James J. Hunt, Eugene Hunt, \_\_\_\_\_ Cook and wife,

Glevory Cook, the unknown heirs, children of Glevory Cook if she had died.

Apr 6, 1899, County Court: The clerk had reported that all parties – heirs at law – were before the court except a bachelor brother of Charity Hall (deceased) who had not been heard from in 50 to 60 years and who if living would have been over 100 years of age. The clerk declared it necessary to sell the one-half interest in land owned by Charity Hall (deceased) and divide the proceeds among the heirs. The clerk also noted that it would also be detrimental to the interest of all parties to sell the one-half interest separately. R. H. Ward, the owner of the other one-half interest had joined in the petition and requested the sale of the entire tract. The clerk had noted a judgment against S. P. Christian, administrator of the estate of Charity Hall (deceased) in favor of Thomas Hall for \$1500 and \$121.33 costs. The estate of Charity Hall (deceased) was insolvent and it was necessary to sell real estate to pay debts. Charity Hall had died owning one-half interest in 116-acres that had descended to her heirs at law. The heirs at law were of four branches of collateral kindred to wit: **First:** The children or descendants of Jake Hall, Charity Hall's brother were as follows: Richard, John, James and Joseph Hall were his sons. His daughters were "Sis" [Hall] Whitlock and Martha [Hall] Jordan who had married Henry H. Whitlock and William Jordan, respectively. **Second:** The children or descendants of Drury Hall, Charity Hall's brother were as follows: His sons were Si, Thomas, Drury, Jake and Jonathan Hall. Elizabeth [Hall] Cluck, whose husband had died, Nancy [Hall] Barnes, whose husband had died, Sally [Hall] Ward, whose husband had died, Lyddie [Hall] Neely, who married William Neely, were his daughters. Drury Hall also had a son who had died 10 years previous leaving as his children, Sally Ann [Hall] Jarman and Mary [Hall] Dillan who had married George Jarman and Calvin Dillan respectively. **Third:** The children or descendants of Sally [Hall] Hunt (deceased), Charity Hall's sister, were as follows: E. B., William and John D. Hunt, sons, and Martha [Hunt] Edwards, wife of Sterling Edwards, daughter. She had another daughter, Charity [Hunt] Maynor, wife of \_\_\_\_ Maynor, who had died before Charity Hall, and left the following children: Lunny, Walter, Kate, Frank, Boss and John D. Maynor and Pink Miller, wife of John D. Miller. Sally Hunt (deceased) also had a son, Ike Hall who had also died before Charity Hall's death leaving a daughter, Martha Hall, and a daughter who married John P. Hunt but had died before Charity Hall leaving the following children: Sally W. [Hunt] Highter, wife of \_\_\_\_ Highter, William Hunt, James J. Hunt, Eugline Hunt, Richard Hunt, Lillian Hunt, Walt Hunt and Benjamin Hunt. **Fourth:** The children or descendants of Glevory [Hall] Cook, Charity Hall's sister. The names, ages and residences of the descendants were unknown. All the siblings of Charity Hall had died before her death.

May 20, 1899, County Court: R. H. Ward, et al **vs** Richard Hall, et al. The clerk offered at auction the 116-acre tract of land described. J. [James] F. Wrather purchased the land . The court approved the sale.

Feb 3, 1900, County Court: R. H. Ward, et al **vs** Richard Hall, et al. J. F. Wrather appeared in court requesting permission to pay and retire his two notes. The court approved the payment,

1880 Wilson Co., TN Census: Judith Hall, 66 VA; Charity Hall, 70 NC sister-in-law; J. C. Hall, 19 step-grandson.

1870 Wilson Co., TN Census: Darie Hall, 81 NC & wife, Juda, VA; Charity Hall, 59 NC; and others.

Rutherford Co., TN Marriages: Prudence Hall married Thomas Owen on Dec 17, 1846.

1850 Rutherford Co., TN Census: Thomas Owens, 70 VA; Prudence Owens, 43 NC; Charity Hall, 45 NC.

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399     **Hall, Drury**                     **Died before Mar 11, 1904, intestate.**

Will dated Jul 27, 1900.

**Item 1<sup>st</sup>:** The testator bequeathed to his son, W. T. [William Thomas] Hall, 20 acres of land off the East end of his tract of land known as "The Jones Tract" located in the 15<sup>th</sup> Civil District where his son J. [Jeptha] A. Hall lived. **Item 2<sup>nd</sup>:** The testator bequeathed to his son, J. A. Hall, all the remainder interest in the farm. **Lastly:** The testator named J. T. Saunders to be his executor without making bond. The testator wanted his son, W. T. Hall, to pay the expenses of his will in full.

Mar 11, 1904, County Court: The court ordered the will recorded and filed.

Mar 11, 1904, County Court: The court appointed commissioners to set apart to Mrs. [Martha Short] Hall as





Louisa [Crockett] Woods, a brother and two sisters of the complainant's mother. These same parties were the owners of 1/4<sup>th</sup> undivided interest each in the first described tract of land that they had acquired from their grandfather. Complainant and defendant, A. W. Brothers, had swapped the interest of complainant in the two tracts owned by complainant's mother for that owned by Mrs. Lawrence in the Swepson Sims tract. The complainant and respondent had purchased the undivided interest of A. S. Crockett in the Swepson Sims land. A. W. Brothers was already in possession of land and took the two tracts of land that were particularly described in the bill; those being the parts which were assigned to Mrs. Lawrence, Mrs. Woods and complainant. Complainant was entitled to about 61 acres. The complainant and the respondent were entitled jointly to the S. A. Crockett's share of 35 acres. The respondent acknowledged that there was mortgage on this land to Pruett Henderson for \$225. He also acknowledged that there was a mortgage executed to W. C. Harrison on Jan 6, 1888. Harrison had paid off some small debts for the complainant and the respondent, and Harrison had taken a mortgage on the land to secure the debts. When respondent, A. W. Brothers settled with administrator Harrison, the amount of the note secured by this mortgage was \$1357.20. Harrison received a deed in 1894, although he paid interest up to Jan 1, 1895. Respondents denied that the complainant knew nothing of the transactions. She was a schoolteacher for years and was certainly capable of reading and understanding the documents. She had asked for and received an extension until Jan 1, 1897 in which to repurchase the land. W. C. Harrison rented the land to A. W. Brothers for the year 1895 for \$100. A. W. Brothers failed to cultivate a part of it, W. C. Harrison took possession of it, and had it cultivated.

Jan 11, 1897, Chancery Court: S. G. Brothers, by next friend **vs** T. H. Harrison, administrator. S. G. Brothers gave a deposition that she had not rented the land where she lived to T. H. Harrison for the year 1895. She stated that she signed a mortgage on the land in 1888 to T. H. Harrison, but did not read it nor was it read to her. Esquire I. [Isaac] S. Webb presented the document. He did not ask any questions nor did he remain in the room and the Clerk was not present. The attorneys for T. H. Harrison objected to the deposition.

Jan term, 1897, Chancery Court: S. G. Brothers, by next friend **vs** T. H. Harrison, administrator. The court had decreed that T. H. Harrison had a lien on the two tracts of land for \$1143.32. The court appointed the C & M as Special Commissioner to sell the two tracts in order to pay the judgment.

Jul 3, 1897, Chancery Court: S. G. Brothers, by next friend **vs** T. H. Harrison, administrator. In accordance with a Jan 1897 decree to sell the land in this cause, the C & M on Jul 1, 1897, auctioned two tracts of land to satisfy a judgment of T. H. Harrison, administrator, of \$1143.37. The tracts contained 57 and 40 acres respectively. T. H. Harrison purchased the two tracts.

Jul 4, 1897, Chancery Court: The court confirmed the sale of the land to T. H. Harrison and divested all rights, title and interest of the plaintiffs and defendants had in these two tracts of land and vested it in T. H. Harrison. S. G. Brothers appealed the decree to the Supreme Court.

Jul 23, 1897, Chancery Court: S. G. Brothers, by next friend **vs** T. H. Harrison, administrator. The complainant filed the following exceptions to the C & M report of sale of the two tracts. 1. That the C & M had not sold the interest of A. W. Brothers in the 40-acre tract, only the interest of S. G. Brothers. 2. The C & M had prejudiced the interest of the complainant, S. G. Brothers, by advertising that he would sell "simply" the interest of S. G. Brothers in the land. 3. The C & M in his advertisement prejudiced the interest of S. G. Brothers in that he advertised that he would sell the 40-acre tract first and if that brought enough to pay the judgment, he would not sell the second tract. 4. The advertisement stated that the reason for the sale of the land was to satisfy a judgment when in fact there was no judgment against S. G. Brothers. 5. The advertisement did not show that the C & M had advertised in local papers for four consecutive weeks. 6. The report showed that T. H. Harrison had purchased all of the land by agreeing to credit said judgment for the full amount of the judgment with interest up to Jul 19, 1897.

Jan 21, 1898, Chancery Court: T. H. Harrison, administrator **vs** I. S. Webb and others. The court rendered a verdict against the defendant for \$843.34. Unless the defendant paid the judgment within 60 days, the C & M would auction the following tracts: #1 contained 32 acres; #2 contained 11.3 acres. #3 contained 60 acres.

Jan 25, 1900, Chancery Court: T. H. Harrison, administrator **vs** W. M. Jordan and wife. On Oct 28, 1899, the C & M had auctioned the 8-acre tract. Mrs. A. H. Jordan purchased the tract.

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Mar 28, 1904, County Court: The court noted the death of Mrs. Katherine Halstead intestate. F. M. Carlton applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Miles Halstead married Arenia C. McKean on Jan 6, 1841.

1880 Rutherford Co., TN Census: Miles Halstead, 67; Catherine Halstead, 55; Ella Halstead, 15; Lizzie Halstead, 12.

1850 Rutherford Co., TN Census: Miles Halstead, 33; Catherine Halstead, 25; Mary J. Halstead, 8; John Halstead, 7; Julia Halstead, 5.

Feb 13, 1904, County Court: The court noted the death of Ida Hamilton intestate. Rachel Hamilton applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Thomas Hamilton married Ida Jenkins on Apr 4, 1889.

1900 U, S, Census: Thomas Hamilton, 32; Ida Hamilton, 28; Jesse Hamilton, 28; Thomas Hamilton, 8; John Hamilton, 7; Aline Hamilton, 5; Mikana Miles, 11 sister-in-law.

Feb 5, 1896, County Court: W. T. Hunter, administrator of J. G. Hamilton (deceased) et al **vs** A. [Andrew] B. Hamilton and others. Defendant John Waters was a resident of Missouri and publication had to be made.

Feb 13, 1896, County Court: An inventory of the personal estate had been presented to the court.

Nov 2, 1896, County Court: Publication was made for R. A. Woodruff, Jane [Hamilton] Bland and husband, Morris Bland, Martha [Hamilton] Coleman and husband, T. [Thomas] P. Coleman, Eliza W. Graves and husband, Reg Graves, Delbert Lane, Scott Waters, Alice Waters, Maggie R. Waters, Hamilton Waters, and Mary Luellen Waters and O. C. Omohundro and for John Waters, a non-resident of Tennessee.

Nov 8, 1896, County Court: M. [Margaret] A. [Barr] Hamilton was the widow of J. G. Hamilton (deceased). The deceased had owned 145 acres of land but A. B. Hamilton, deceased's son, claimed title to 20 acres. The court appointed three commissioners to set apart a homestead and dower for the benefit of M. A. Hamilton, widow.

Nov 20, 1896, County Court: W. T. Hunter, administrator and others **vs** A. B. Hunter and others. The commissioners appointed to set apart homestead and dower reported that they had set apart a homestead less than one thousand dollars in value because that was all there was. If the twenty five acres in dispute and occupied by A. B. Hamilton should go into the estate while Mrs. Hamilton is alive, it too should go into the homestead to bring the value up to \$1000. The homestead set apart contained over 118 acres.

Jan 23, 1897, County Court: W. T. Hunter, administrator and others **vs** A. B. Hunter and others. The clerk reported that the whole of the personal estate was a balance of \$8.80. J. G. Hamilton owned about 145 acres but his son, A. B. Hamilton, claimed 25-acres. The court allotted the remainder of the land to Mrs. M. A. Hamilton as homestead and dower. The deceased left the following children and grandchildren as his only heirs: Mrs. E. N. Wright, Alice Harolson, A. B. Hamilton, R.A. Woodruff, Jane Bland, Martha Coleman, E. W. Graves, Delbert Lane, son of Ellen Lane, daughter of the deceased who had died before her father's death. There was John, Scott, Hamilton, Alice, Maggie R., and Mary Luellen Waters, children of Mary [Hamilton] Waters, a daughter who died before her father. The court ordered the sale of the remainder interest.

Mar 2, 1897, May 31, 1897, County Court: W. T. Hunter, administrator et al. **vs** A. B. Hamilton et al. The clerk did offer at auction on Jan 25, 1897, the remainder interest in the land. R. W. Graves became the purchaser. There were 118 acres. The tract sold subject to the life estate or homestead of Mrs. M. A. Hamilton. The remainder interest was sold after the death of Mrs. J. G. Hamilton.

Nov 22, 1897, Feb 7, 1898, Sep 2, 1898, County Court: W. T. Hunter, et al. **vs** A. B. Hamilton, et al. The clerk directed the administrator to pay the claims and pay out the balance to the heirs.

Aug 1, 1898, County Court: W. T. Hunter, administrator, made a settlement with the court.

Mar 13, 1899, County Court: W. T. Hunter, administrator of J. G. Hamilton (deceased) and others **vs** A. B. Hamilton et al. The clerk and special commissioner reported that after paying costs, commissions, attorney fees and debts, he had distributed \$391.91 as follows: Alice Haralson and husband; Eliza W. Graves and husband; Jane H. Bland and husband; Martha Coleman and husband; Mrs. E. N. Wright, R. A. Woodruff, and J. L. Sanders, guardian of Delbert Lane, had each received \$48.97. Scott Waters, John B. Waters, Margaret Waters, Alice [Waters] Lee, Mary Luellen [Waters] Lowry and E. Hamilton Waters had each received \$8.16.

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406     **Hancock, Erasmus Darwin**                             **Died Dec 13, 1891, testate. [Cont'd from Vol. 6].**

Jan 11, 1896, County Court: M. F. Jordan, guardian of John Hancock, a minor child of E. D. Hancock (deceased), made a final settlement with the court.

May 18, 1896, County Court: Mrs. Fanny D. Hancock, and Carrie L. [Hancock] Whitson, executors of E. E. Hancock's last will and testament, had made a final settlement with the court.

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407     **Hancock, John Gabriel**                             **Attorney Certificate to practice law.**

Feb 22, 1900, County Court: John Gabriel Hancock had appeared before the court seeking a certificate, that he was twenty-one years old, resided in Rutherford Co., Tennessee, and was a man of good reputation to the end that he could be licensed to practice law in the Courts of Tennessee. The court directed the clerk to enter an order into the minutes and certify a copy of the entry.

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408     **Hancock, Mary Lee [Fakes] vs Hancock, Samuel L.**     **Divorce.**

Mar term, 1904, Chancery Court: Mary L. Hancock, a married woman, by next friend W. W. Hatch, Davidson County **vs** Paul Hancock, a minor under 21 years of age and a resident of Birmingham, Alabama. Paul Hancock was 17 years old and worked in an office in Birmingham, AL. The complainant and defendant did not live together as Samuel L. Hancock had abandoned her some five years previous. During these years, Samuel L. Hancock had received all the rents from land they jointly owned and complainant had contributed \$2300 toward the purchase. Defendant had contributed only \$1300. The defendant had rented the farm and turned complainant out of the house. The complainant had received rents of over \$1250 and had not paid the complainant anything. The complainant and the defendant reached a compromise whereby the defendant would deed his share of the land to his wife. The tract contained 123 acres. After her husband had deserted her, Mary Lee Hancock had moved to Nashville where she became a hairdresser and would not live on the farm. Her son did not want to live on the farm. He sought an education to become a businessperson. The complainant wanted the land sold and the proceeds divided according to the direction of the court. Jul 13, 1904, Chancery Court, Williamson County: The complainant and defendant married Jan 6, 1886 in Wilson County and after living in that county, they moved to Rutherford County where they lived together until 1899 when the defendant abandoned the complainant and remained away for more than two years. The court dissolved the Bonds of Martrimony. Payment would be made from the proceeds of the sale of land belonging to Mary Lee Hancock and her son.

Oct 15, 1904, Chancery Court: : Mary L. Hancock, a married woman, by next friend W. W. Hatch, Davidson County **vs** Paul Hancock, a minor under 21 years of age and a resident of Birmingham, AL. Samuel Hancock lived in Nashville, TN, and Mary L. Hancock lived in Birmingham, AL, supporting herself as a hairdresser. Paul Hancock, born Apr 16, 1886, was their only child. The farm in question contained just over 123 acres. Samuel L. Hancock had conveyed to Mary L. Hancock all of his right, title and interests in the land. Mary L. Hancock was therefore tenant for life, with remainder to her son, Paul Hancock. The land was rented for \$250 per year to I. F. Ferrell who kept the taxes paid and the farm in reasonable good condition. The only improvements were a barn and two cabins. The residence had burned and never rebuilt. Paul Hancock was 18 years old and had 6-7 years training in good schools, was of average intelligence and desired to complete his academic

education. The cost of further schooling was about \$225 per year. He had supported himself for 2-3 years and was working on a farm for little compensation. If they did not sell the farm and pay his interest over to his guardian, he would be on his own to pay for further education. The C & M recommended the sale of the land Paul's interest over to his guardian for his further education.

Nov 26, 1904, Chancery Court: Mary L. Hancock, et al. **vs** Paul Hancock, a minor. The C & M had offered the tract of land surveyed at over 118 acres. H. E. Palmer was the high bidder. The court approved the sale.

Wilson Co., TN Marriages: Samuel L. Hancock married Mary Fakes on Jan 3, 1886.

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409     **Hare, Nannie**                     **State Industrial School.**

Jul 26, 1902, County Court: Nannie Hare was a child of 15 years and the court decreed that it would be for the interest of the child to be admitted to the State Industrial School.

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410     **Harrell, John W.**                     **Died before Nov 1, 1900, intestate.**

Nov 1, 1900, County Court: The court had noted the death John W. Harrell intestate. W. T. [Thomas] Benson had applied for and received Letters of Administration.

Aug 5, 1901, County Court: W. T. Benson, administrator, et al. **vs** Oscar [Buford] Harrell et al. Defendants Oscar Harrell and Rufus Kelly Harrell were minors without guardian. The court appointed a guardian ad litem.

Aug 15, 1901, County Court: W. T. Benson, administrator, and others **vs** Oscar Harrell and others. John W. Harrell had died owning the following tracts of land: (1). Home tract in Civil District 18 containing 180 acres. (2). Tract of 103 acres in Civil District 23. He left surviving him: Martha [Robinson] Harrell, his widow; Fannie [Frances Harrell] Benson, wife of W. T. Benson; Oscar Harrell; Rufus Kelly Harrell. The last two were the minor children of John W. Harrell (deceased). Martha [Robinson] Harrell was entitled to a homestead and a dower. The court appointed commissioners to set apart to the widow, a homestead worth \$1000 and one-third of the remaining land as her dower. The commissioners were to divide the two tracts, including dower and homestead into equal parts allotting Fannie Benson one share, Oscar Harrell one share, Rufus Kelly Harrell one share, designating each share by posts, stones, marked trees, or other permanent monuments.

Oct 7, 1901, County Court: W. T. Benson, administrator, wife and others **vs** Oscar Harrell and others. The commissioners partitioned the land.

1900 Rutherford Co., TN Census: John Harrell, 43; Martha Harrell, 45; Osk B. Harrell, 17; Rufus K. Harrell, 9.

1880 Rutherford Co., TN Census: J. W. Harrell, 23; Marthy Harrell, 24; Frances Harrell, 3 daughter; W. R. Harrell, 1 son.

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411 - 412     **Harrell, Reuben Christian**                     **Died Sep 19, 1899, testate.**

Will dated Jan 7, 1894.

**First:** The Testator gave to his children, J. [James] R. Harrell. J. [John] W. Harrell, E. [Elisha Munro] M. Harrell, L. D. [Lorenzo Dow] Harrell, W. [William] L. Harrell, Matilda [Harrell] Knox and the children of T. [Thomas] H. Harrell (deceased), the lands described as follows: [1] To J. R. Harrell, the lots he had purchased of W. D. Travis that he was occupying and 55 acres off the east end of the place known as "The Bivens Place". [2] To E. M. Harrell, the eighty-one acres and eleven poles on the west side of the Bradyville Turnpike and twenty-nine acres and nineteen poles on the East side of the Bradyville Turnpike, lands that E. M. Harrell held and controlled. [3] To L. D. Harrell, eighty-eight acres on the West side of Bradyville Turnpike of the lands the testator had purchased from L.M. Maney. Also 49 acres 71 poles on the East side of the turnpike. L. D. Harrell held and controlled the land. [4] To Matilda Knox, the balance of the lands that the testator had purchased from L.M. Maney on the West side of Bradyville pike and 39 acres 70 poles on the East side of the pike. [5] To W. L. Harrell, the lands the testator had purchased of Edgar Smith, 150 acres more or less. Controlled by W. L.

Harrell. [6] To J. W. Harrell, one-half undivided interest in the place the testator had purchased of Thomas Lee. J. W. Harrell was in control of this land. [7] To the children of T. H. Harrell (deceased), the other one-half undivided interest in the place the testator had purchased of Thomas Lee. R. C. Harrell had furnished to J. W. Harrell and T. H. Harrell and children means with the above-described lands were valued at \$3500. **Second:** The testator further willed that \$500 of his remaining means be for the construction of a vault for burial of the testator and his wife. **Third:** In the event there are other heirs, the testator gave them from his remaining property the sum of \$3500. If there be remaining property; divide it equally among his heirs. **Fourth:** The testator gave all his property with the understanding that it was entailed property and was not transferable until for seven years. After seven years, the property was to be free to all the heirs, who had paid their honorable debts. If at the expiration of seven years, there were heirs who had not paid their debts, the above named property was to remain entailed and therefore not transferable by such heirs until all debts had been settled.

Sep 25, 1899, County Court: The court ordered the will recorded and filed. E. M. and L. D. Harrell applied for and received Letters of Administration.

Oct 5, 1899, County Court: In response to an order of reference, the clerk reported as follows:

**First:** That R. C. Harrell had died leaving the following heirs: J. R. Harrell, J. W. Harrell, E. M. Harrell, L. D. Harrell, Mrs. Matilda Knox, wife of R. L. Knox, who were his children. There was the following grandchildren, Vicky [Victoria Harrell] Todd, wife of W. T. Todd, and Polly [Harrell] Widmaire, wife of Albert Widmaire, who were children of Tom Harrell (deceased), who was a son of R. C. Harrell (deceased) and had died before his father. Additionally, there was Gracy, Ona, Freeland and William Harrell, minor children of William Harrell (deceased), a son of R. C. Harrell who had also died before his father. **Second:** R. C. Harrell had died owning the following real estate: Tract 1: 210 acres located in the 13<sup>th</sup> Civil District. Tract 2: 154 5/8 acres located in the 13<sup>th</sup> Civil District. Tract 3: 5 acres located in the 18<sup>th</sup> Civil District, known as the Sloan tract. Tract 4: 400 acres in the 18<sup>th</sup> Civil District. It included all the lands on the West side of Bradyville Turnpike and the Marshall Keeble tract, the J. M. Haynes tract, the Batey tract and the Carney tract. Tract 5: 187 acres in the 18<sup>th</sup> Civil District, lying on the East side of Bradyville Turnpike and included the Leslie tract, the Kirkpatrick tract and the W. P. Henderson tract. Tract 6: 110 acres in the 18<sup>th</sup> Civil District. Lot 1: Beginning at the N. W. corner of the plat of land in Bethel, belonging to the Frierson estate; thence South 274' to a stake in Elliott's line; thence West with said line 79' 2' to a stake; thence North 274' 4" ; thence East to beginning. Lot 2: Beginning as a stake in the center of a street, N. W. corner, Andrew Jet's lot, running then South with the West line of Jett's lot 190' to a stake, being S. W. corner of Jet's lot; thence West, continuation of Jet's south boundary line 98' to the beginning. Lot 3: Beginning at a rock at the N. E. corner of Miss A. Murfree's lot; thence South with Miss Murfree's lot 225' to McLean's corner; thence East with Elliott or McLean 150' to Jimmie Elliott's line; thence North with said line 250' to a street; thence 150' West with the street to beginning. The court believed that the lands were susceptible to division and appointed commissioners to partition the land.

Oct 17, 1899, County Court: J. R. Harrell and others **vs** Gracy Harrell and others. The commissioners the court had appointed to partition the land made the following report: [1] To Gracy Harrell, Ona Harrell, Freeland Harrell, and William Harrell, minor children, 184+ acres and 8 acres of cedar land in the 18<sup>th</sup> Civil District. [2] To J. R. Harrell, three tracts of land, one known as the W. D. Travis tract, lying in the 18<sup>th</sup> Civil District containing 110+ acres. It was a portion of the tract on where he lived. The second tract of 47 acres and the last tract of 35 acres. [3] To Polly Widmaire and Vicky Todd, children of T. H. Harrell (deceased), son of R. C. Harrell (deceased), as tenants in common, of the following tracts of land. 93 acres known as the J. O. Kirkpatrick place. 59 acres known as the Leslie tract. [4] To E. M. and L. D. Harrell as tenants in common, six lots of land including three town lots all in the 13<sup>th</sup> and 18<sup>th</sup> Civil Districts. The first tract, known as the W. R. Haynes tract, contained 209 acres. The second tract contained almost 40 acres and the third, known as the Sloan place, contained 5 acres. The fourth tract was a lot known as the S. B. Christy lot, the fifth piece was a lot and the sixth was a lot known as the Jimmie Elliott lot. [5] To Matilda Knox, wife of R. L. Knox, a tract of land containing 125 acres. The court had approved the report.

Jul 19, 1891, Chancery Court: E. M. & L.D. Harrell, administrators with the will annexed **vs** Robert L. Gum et al. **R. C. Harrell died in Rutherford County on Sep 19, 1899 testate. W. L. Harrell was the son of R. C. Harrell and died on Jan 4, 1896.** He left as survivors the widow, Maggie Harrell, later Green, and four children, Gracy, Ona, Freeland and William Harrell, all minors under 14 years old and defendants in this cause. At the

time of his death, W. L. Harrell was indebted to R. C. Harrell (deceased). This charge was against the interest and distributive share taken by his issue.

Jan 21, 1902, County Court: E. M. and L. D. Harrell, executors of R. C. Harrell (deceased), had made a partial settlement with the court.

Harrell Cemetery, Dillton, Rutherford Co. TN: Reuben Christian Harrell, born, 1827, died Sep 19, 1899. Spouse: Catherine Annaple Harrell. Child: Matilda Knox.

1880 Rutherford Co., TN Census: Reuben Harrell, 52; Catherine Harrell, 54; James Harrell, 31; Elisha M. Harrell, 20; L. D. Harrell, 17; William Harrell, 13; Matilda Harrell, 10; Tommie Harrell, 15.

1870 Rutherford Co., TN Census: [the name is spelled Herold on the census] Reuben Harrell, 43; Catherine Harrell, 44; James Harrell, 21; Thomas Harrell, 20; John Harrell, 14; Munroe Harrell, 12; Don Harrell, 7; William Harrell, 5; Matilda Harrell, 1.

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413     **Harrell, William Lee**                     **Died Jan 17, 1896, intestate.**

Nov 1, 1899, Apr 8, 1901, Apr 1, 1903, Mar 7, 1904, County Court: The court had appointed J. J. Lee as guardian of Gracey, Ona, Freeland and Willie [William] Lee Harrell, minor children of William L. Harrell (deceased).

Harrell Cemetery, Dilton, Rutherford Co. TN: W. L. Harrell, born Aug 3, 1868, died Jan 7, 1896.

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414     **Harris, James Andrew**                     **Died Nov 6, 1899, intestate.**

Aug 25, 1900, County Court: The court noted that James Harris had died intestate. John W. Harris applied for and received Letters of Administration.

Nov 1, 1900, County Court: Joe H. Harris, et al **vs** Elmer Harris, et al. James Harris died intestate and possessed three tracts of land. The following were heirs: 1. J. [Joseph] H. Harris, son; 2. Tennie [Tennessee Harris] Lawrence, daughter; 3. Elizabeth [Harris] Brittain, daughter; 4. Miles A. Harris, son; 5. Jimmie [Lucy Harris] Jackson, daughter; 6. John W. Harris, son; 7. Fannie [Frances] Harris, daughter. Each owned an undivided one-eighth share. William Harris Jr., an heir of William H. Harris, a deceased son, owned an undivided one-sixteenth share. Defendants Elmer Harris and Willie Harris, grandsons of James Harris and heirs of Wallis B. Harris (deceased) who was a son of William H. Harris (deceased), each owned one-thirty second part of the lands. Complainant Sam F. Harris received from his father in his lifetime a deed to 17 acres of land as his entire share of his father's estate. Sam T. Harris had made no claim to an interest in the land. The clerk reported that a partition of the lands was not possible. The clerk recommended a sale of the land in separate lots. All interested parties were before the court. There were no encumbrances on the land. The court decreed the sale of the three tracts of land for partition. Tract #1, 35 acres. Tract 2, 80 acres. Tract 3, 4 acres.

Jan 7, 1901, County Court: Joe H. Harris, et al **vs** Elmer Harris, et al. The commissioner had sold the three tracts of land. Tract #1 had sold to W. A. Harris but R. H. Lee advanced the bid. Tract #2 sold to P. D. Jackson. Tract #3 went to John W. Morgan.

Jan 14, 1901, County Court: Joe H. Harris, et al **vs** Elmer Harris, et al. Tract #1 was sold to W. A. Harris.

Feb 19, 1901, County Court: Joe H. Harris, et al **vs** Elmer Harris, et al. The court ordered the clerk and commissioner to, after paying costs and fees, distribute the funds to the heirs.

Apr 5, 1903, County Court: John W. Harris, administrator, made a final settlement with the court.

Jul 4, 1904, County Court: Joe H. Harris, et al **vs** Elmer Harris, et al. M. [Miles] A. Harris had transferred his bid and purchase to J. J. Manus of a tract of land containing about 35 acres.

Harris Cemetery, Rutherford Co., TN: James Andrew Harris, born Nov 13, 1821, died Nov 6, 1899; & wife, Eliza Jane Harris, born Mar 1, 1830, died Jun 10, 1900.

Rutherford Co., TN Marriages: James Harris married Eliza J. Gambill on Jun 18, 1846.

1880 Rutherford Co., TN Census: James Harris, 58; Eliza J. Harris, 50; Elizabeth J. Harris, 22; Lucy J. Harris, 19; John H. Harris, 17; Samuel F. Harris, 14; Annie Harris, 11; Fannie Harris, 4.

1870 Davidson Co., TN Census: James Harris, 49; Eliza J. Harris, 40; Joseph Harris, 18; Tennessee Harris, 15; Elizabeth Harris, 13; Miles Harris, 11; Lucy Harris, 9; John Harris, 7; Samuel Harris, 4; Anne Harris, 7/12.

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415     **Harris, Mary A. [Jackson]**                     **Unsound mind.**

**Note:** widow of Simpson Harris.

Sep 29, 1902, County Court: Charles J. Dodson et al **vs** Mary A. Harris. The court had convened a jury to inquire into the state of mind of the defendant. The jury reported: 1. That Mary A. Harris was a person of unsound mind so that she did not have the capacity to govern herself or her property and had been in this condition for the last four or five years. 2. That her estate consisted of about \$900 on deposit in the First National Bank of Murfreesboro, TN, six head of horses, and five mules worth about \$75 each, two cows and one calf worth about \$50. She owned jointly with her daughter, Mrs. Maggie [Harris] Dodson, about 510 shares in the Jefferson and Lascassas Turnpike Company, household and kitchen furniture, a few farming implements, and a life estate in about 75 acres of land. Charles A. Dodson, son-in-law, applied to become guardian. The court appointed him. He was required to provide the clerk with a complete itemized inventory of the estate.

Oct 7, 1902, County Court: Charles J. Dodson et al **vs** Mary A. Harris. Three disinterested witnesses testified that the for defendant's best interest, it was necessary to sell her personal property except for some furniture to keep her comfortable. The homestead and dower of Mrs. Harris, for want of proper care and attention, had become almost untenable. The fences, gates and the residence needed immediate repair. This work was manifestly for the interest of Mrs. Harris and necessary for the better preservation of her estate. The petitioner asked the court for permission to make necessary expenditures from the funds in his hands to put the premises in a tenable condition. The court approved the sale of the personal items except the 510 shares of Turnpike stock and such items of furniture necessary for her comfort. The court ordered the guardian to rent the homestead and dower.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mary A. Harris, born Jan 31, 1842, died Dec 5, 1909; & husband, Simpson Harris, born May 18, 1833, died Jun 23, 1893.

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416     **Harris, Wallis B.**                                     **Date of death unknown.**

Sep 5, 1903, County Court: John W. Harris, et al **vs** Elmer Harris, et al. Elmer H. Harris and William J. B. Harris were minors without guardian. The amount due them out of the proceeds of the land sold in this cause was less than \$150 and did not justify the expenses of guardianship. The court decreed that it was in the interest of the minor children to pay the money to their mother, Ada Smith. The Clerk also held \$10 due the children and the court directed him to directed him to pay the money to Ada Smith.

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417     **Harris, W. F. vs Harris, Jennie [McAdams]**                     **Divorce.**

Oct 14, 1901, Chancery Court: W. F. Harris had willfully deserted his wife without cause and had neglected to provide for her. The court dissolved the Bonds of Matrimony. Exclusive custody of the unnamed infant child was given to the mother. The court restored the defendant's maiden name of Jennie McAdams.

Nov 22, 1901, Chancery Court: After considering the respective condition and circumstances of both parties, the court decided that alimony would not be allowed in this cause.

Rutherford Co. TN Marriage Records: W. F. Harris married Jennie McAdams on Dec 24, 1898.

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418 **Harrison, Julia F. [Adkinson]** **Died before Aug 15, 1902, intestate.**

Aug 15, 1902, County Court: The court had noted the death of Mrs. Julie Harrison intestate. W. H. Russell had applied for and received Letters of Administration.

Jul 21, 1904, Estate Settlements 5: W. H. Russell, administrator, made a final settlement with the court. The estate had a zero balance.

Aug 1, 1904, County Court: W. H. Russell, administrator, made a final settlement with the court.

Rutherford Co. TN Marriages: Julia F. Adkinson married John H. Harrison on Feb 11, 1846.

1900 Rutherford Co., TN Census: Julia F. Harrison, 71; Della Harrison, 25; Pearl Harrison, 10 gdau; Robert A. May, 51 son-in-law.

1880 Rutherford Co., TN Census: John Harrison, 64; Julia Harrison, 48; Lucetta Harrison, 29; John Harrison, 27; Dolly Harrison, 18; Mattie Harrison, 16; Ada Harrison, 12; Della Harrison, 9.

1870 Rutherford Co., TN Census: John Harrison, 55; Julie Harrison, 40; James Harrison, 23; Lou Harrison, 21; John Harrison, 19; Persilla Harrison, 17; William Harrison, 14; Delis Harrison, 12; George Harrison, 8; Martha Harrison, 6; Ader Harrison, 2.

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419 **Harrison, Lillie [Overall] vs Harrison, La Vert** **Divorce & Alimony**  
**Mrs. Lillie Harrison Ward**

Oct 20, 1898, Circuit Court: The complainant had filed a motion to allow her alimony "pendante lite". The court agreed and fixed the amount of alimony "pendante lite" that T. H. Harrison, administrator of W. C. Harrison (deceased) paid the complainant at \$8.00 per month from Jul 1, 1898 until Oct 31, 1898. The court ordered the administrator to pay into the court at once that amount together with \$75 to cover attorney fees.

Feb 20, 1899, Circuit Court: Mrs. Lillie Harrison **vs** La Vert Harrison and T. H. Harrison, administrator. The complainant moved the court to amend the prayer in the original bill to ask the court for an absolute divorce from the Bonds of Matrimony, instead of divorce from bed and board. The court allowed the amendment.

Mar 13, 1899, Circuit Court: They were married Dec 13, 1897 in Rutherford Co. The court decreed that the defendant had abandoned his wife and neglected to support her and her baby child. The court noted that T. H. Harrison, administrator of W. C. Harrison (deceased) had \$4500 belonging to the defendant. The court dissolved the Bonds of Matrimony and gave the complainant exclusive care and custody of the infant child. The court also decreed that the complainant was due \$2000 in alimony.

Oct 24, 1901, Estate Settlements 4: W. D. Overall, guardian of Mrs. Lillie B. Harrison, made a final settlement with the court. Mrs. Harrison was 21 years old.

Rutherford Co. TN Marriage Records: Lavert Harrison married Lillie Overall on Dec 13, 1897.

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420 **Harrison, Miss Sarah S.** **Died before Sep 24, 1904, intestate.**

Sep 24, 1904, County Court: The court noted the death of Miss Sarah S. Harrison intestate. Miss Ellen Champion applied for and received Letters of Administration.

1900 Rutherford Co., TN Census: Annie Logan, 44 head; Ellen Champion, 47 sister; Sallie Harrison, born Apr 1818 VA boarder.

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421 **Harrison, William Coleman "Colie", Sr. Died Jun 18, 1889, intestate.[Cont'd from Vol. 6]**

Jul 24, 1897, Chancery Court: D. M. Crockett et al **vs** W. C. Harrison et al. At the date of W. C. Coleman's death in 1889, the entire fenced field in the North West corner of the Fisher tract included 11 1/5<sup>th</sup> acres that was afterwards changed and cut off, and Mrs. W. C. [Susan F. Greer] Harrison [She later married J. G. Barber] was entitled to for life, remainder to the devisees of W. C. Harrison (deceased). The court ordered the lines changed to meet the requirements of the will at the time of W. C. Harrison's death in 1889. He directed the land enclosed by fence be added to the field in the North West corner of the Fisher lot not within the fence. The court stated that by taking these 11 1/5 acres from D. M. Crockett, it in no way precluded him from getting his quantum out of the balance of the Fisher tract. The court assessed the Crocketts for eight years rent.

Jan 30, 1897, Chancery Court: D. M. Crockett and others **vs** W. C. Harrison and others. The court corrected the line between the dower of the widow of W. C. Harrison Sr. (deceased), then Mrs. Barber, and the land devised to Lucetta [Harrison] Crockett under the deceased's will. The decree was the result of a resurvey. The court chastised the original surveyor and disallowed his cost claim.

Oct 10, 1901, Estate Settlements 4: C. [Charles] R. Holmes, administrator, made a final settlement.

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422 **Harrison, William Coleman, Jr. Died Oct 4, 1893, intestate. [Cont'd from Vol. 6].**

Apr 28, 1896, Chancery Court: T. [Thomas] H. Harrison, administrator **vs** W. M. Jordan and wife. There was due to T. H. Harrison, administrator, on a note the sum of \$225 with interest from Jan 15, 1896. **W. M. Jordan died insolvent.** The court took no further action except to state that the sum was a lien on the land. The court appointed the C & M to sell the land for cash. Sale to include the right of redemption.

Jul 26, 1896, Chancery Court: T. H. Harrison, administrator, **vs** J. P. Hall. B. N. White had conveyed to defendant, J. P. Hall, a tract of land located in Civil District 20 on Dec 6, 1884. J. P. Hall had executed two promissory notes. Mr. White had retained a lien on the land for payment of the notes. The two notes became the property of W. C. Harrison. The defendant owed \$750.95 on the two notes.

Feb 26, 1897, Estate Settlements 4: T. H. Harrison, made a partial settlement with the court.

Jul 20, 1897, Chancery Court: T. H. Harrison, administrator of W.C. Harrison (deceased) and others **vs** P. P. Mason and wife. The heirs at law of W. C. Harrison (deceased) were: 1. T. [Thomas] H. Harrison; 2. W. [William] C. Harrison; 3. W. [Walter] D. Harrison; 4. C.[Charles] F. Harrison; 5. Sallie B. [Harrison] Spain; 6. Robert H. Harrison; 7. Martha J. Harrison; and 8. Levert Harrison. On Nov 10, 1891, P. P. Mason executed a note to W. C. Harrison for \$3000 payable on or before Jan 1, 1894. At the time of execution of the note, P. P. Mason and wife, Richie K. Mason, executed a mortgage to W. C. Harrison on a stone house and lot in Civil District 13 to secure payment of the note. The mortgage stipulated if they did not pay the note when due, W. C. Harrison was to sell the house and lot. The court gave the defendant until Dec 25, 1897 to pay the amount due or the C & M was to sell the property.

Aug 5, 1899, County Court: The court noted the death of William C. Harrison intestate. T. H. Harrison applied for and received Letters of Administration.

Nov 29, 1899, Estate Settlements 4: T. H. Harrison, administrator, made a partial settlement with the court.

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423 **Hartman, George W. Died Jul 31, 1900, intestate.**

Aug 27, 1900, County Court: The court noted the death of G. W. Hartman intestate. J. H. Mason applied for and received Letters of Administration.

Apr 6, 1903, Estate Settlements 5: J. H. Mason, administrator, made a final settlement.

Davidson Co. TN Marriages: G. W. Hartman married Susan E. Mullen on Jun 6, 1853.

Hartman Cemetery, LaVergne, Rutherford Co., TN: George W. Hartman, born Nov 2, 1826; died Jul 31, 1900.

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424 **Hartman, John** **Died Mar 1, 1904, intestate.**

Mar 14, 1904, County Court: The court noted that John Hartman died intestate. J. [John] B. Hartman applied for and received Letters of Administration.

Apr 27, 1904, Inventory: The administrator submitted an inventory of personal estate listing several kitchen items and 3 pieces of farm equipment.

Rutherford Co., TN Marriages: John Hartman married Elizabeth Leek on Sep 1, 1853.

Cannon Cemetery, Rutherford Co., TN. John Hartman, born Feb 19, 1829, died Mar 1, 1904.

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425 **Hartman, William Vaughan** **Died Jan 7, 1897, intestate in White Co., TN.**

Jul 13, 1898, Chancery Court: Mrs. Laura C. Hartman by next friend, William B. Bates **vs** Alexander Hartman, administrator of the estate of Vaughan Hartman (deceased). Laura Hartman was the wife of defendant, Alexander Hartman, who was the administrator of the estate of their son Vaughan Hartman. On May 9, 1896, Vaughan Hartman (deceased) had taken a life insurance policy on his own life for \$10,000. Vaughan Hartman (deceased) had paid \$324 at the time he purchased the policy and was to pay a like sum each year thereafter. Vaughan Hartman had assigned and delivered the insurance policy to Laura Hartman on Jan 2, 1897 and died on Jan 7, 1897. The complainant and her husband applied to the County Court of White County for letters of administration on the estate soon after their son's death. The complainant had resigned as administratrix. When she and her husband applied for payment of the life insurance policy, the company refused stating that they were exempt from liability under the "Military Service" clause in the policy. After negotiation, the company settled for \$3500. The company paid complainant as assignee and Alexander Hartman and complainant. They jointly held the sum while their rights were determined. The complainant argued that the fund was all hers and was not assets in the hands of the administrator. She prayed for a decree giving her sole and exclusive possession of the \$3500. The estate of Vaughan Hartman (deceased) was insolvent and if she gained sole possession of the \$3500, these funds would not be available to pay debts.

Jan 16, 1899, Chancery Court: W. B. Bates **vs** Alexander Hartman, administrator. The court ruled defendant, as administrator of the estate of Vaughan Hartman (deceased) and owed the complainant the sum of \$14,085.14 to be levied on the deceased's estate.

Jul 20, 1899, Chancery Court: Laura C. Hartman by next friend **vs** Alexander Hartman, administrator. Vaughan Hartman died without issue and he was unmarried at the time of his death.

Jul 27, 1899, Chancery Court: ; Laura C. Hartman by next friend **vs** Alexander Hartman, administrator. The court ruled that Mrs. Hartman became the owner of the policy of life insurance and was entitled to the proceeds of the policy. The complainant prayed that she receive the fund for her sole and separate use free from the marital rights of her husband, the defendant.

Jul 26, 1900, Chancery Court: George C. Walter et al **vs** Alex Hartman et al and Laura C. Hartman **vs** George Walter et al. The court appointed the C & M receiver for the \$3500 insurance money.

Nov 21, 1900, Chancery Court: Alexander Hartman and Laura C. Hartman qualified as administrator and administratrix respectively. Laura C. Hartman resigned on Jul 4, 1898, and on Jun 19, 1899, Alexander Hartman suggested the estate was insolvent. Creditors received due notice to file their claims. On Jun 9, 1898, George Walter recovered a judgment against the administrator and administratrix for \$1144.88 in the County Court of White County. The Stones River National Bank recovered in the same court on the same day judgments for \$1108.32, \$2674.85, \$1099.50, \$2189.10 and \$1710.90. The judgments had credits of \$1057.90. The court ruled the complainants were entitled to receive the \$3500 from Laura C. Hartman who claimed the same as pro rata distribution among themselves and all other creditors. The Chancery Court transferred the administration of the estate from the County Court of White County to this court.

May 6, 1902, Chancery Court: George Walter **vs** Alex Hardman, administrator, et al. Vaughan Hartman (deceased) owed \$16,868.55 in allowable debts. The C&M had \$3571 from which he had paid \$642 in attorney fees. The court ordered the C & M to pay burial expenses and to pro rate the remainder among the creditors.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN; William Vaughan Hartman, born May 12, 1870; died Jan 7, 1897.

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426     **Hatcher, Dr. James C.**                     **Died Aug 22, 1898, intestate.**

Sep 19, 1898, County Court: The court noted the death of J. C. Hatcher intestate. W. D. Hatcher applied for and received Letters of Administration.

Dec 20, 1898, Inventory: The inventory of the estate of Dr. J. C. Hatcher (deceased) lists about 80 accounts due, most \$15.00 or less.

Chattanooga National Cemete, Hamilton Co., TN; James C. Hatcher, died Aug 22, 1898, Chickamauga, Walker County, Georgia.

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427     **Hayes, Elias**                                     **Died Oct 1900, intestate.**

Nov 19, 1900, County Court: The court noted the death of Elias Hayes intestate. Luther Hayes applied for and received Letters of Administration.

Dec 3, 1900, County Court: Frances [Haley] Hayes **vs** Luther Hayes, W. [Walter] E. Hayes, William Hayes, Bettie Hayes and William Coleman and wife, Fannie [Hayes] Coleman. The defendants were heirs at law of Elias Hayes (deceased). The deceased had owned at his death two tracts of land. Lot #1 contained 80+ acres and lot #2 contained 46+ acres. Commissioners to set apart to Mrs. Frances Hayes her homestead and dower.

Aug 24, 1901, County Court: The court appointed Mrs. Frances Hayes guardian of Bettie Hayes, a minor child.

Feb 20, 1903, Estate Settlements 5: Luther Hayes, administrator, made a final settlement.

Mar 22, 1904, Estate Settlements 5: Mrs. Francis C. Hayes, guardian for Bettie Hayes, minor child of Elias Hayes (deceased), made a settlement with the court.

Apr term, 1904, Chancery Court: Luther Hayes et al **vs** Annie E. Hayes [Marlin]. The court ratified the exchange of interests between Luther Hayes and Annie E. Hayes.

Apr 6, 1904, Chancery Court: Luther Hayes and Frances Hayes **vs** Annie E. Hayes. **Elias Hayes died at his late residence on or about Mar 14, 1900,** leaving a widow, Frances Hayes and five children, to wit: Luther Hayes, Fanny Coleman, William B. Hayes, Walter B. Hayes and Annie E. Hayes as his only heirs and distributees at law. The widow had applied for and had received homestead and dower. Annie E. Hayes was the only child living of the deceased by his marriage to his second wife, Frances Hayes. Annie E. Hayes was 19 years old and Mrs. Frances Hayes was her guardian. Upon the advice of Frances Hayes, Annie E. Hayes and Luther Hayes had exchanged their respective interests in two tracts of land. Frances Hayes procured all the shares in remainder of the children in and to the homestead and dower except that of defendant and one other. She will procure the remaining shares when she had saved up sufficient money. The complainant prayed that the court appoint a guardian ad litem for Annie E. Hayes and ratify the exchange of interests.

May term, 1904, Chancery Court: Luther Hayes et al **vs** Annie E. Hayes. The Dower and Homestead allotted to Mrs. Frances Hayes out of the lands of her deceased husband, Elias Hayes, were worth about \$1750. The remainder of the deceased's land was worth about \$1750. The Homestead and Dower each contained just over 35 acres. The remainder contained about 58 acres. On Aug 15, 1901, Luther Hayes and Annie E. Hayes exchanged their respective interest in the lands. Luther Hayes conveyed his undivided one-fifth interest in remainder in the Homestead and Dower to Frances Hayes, Guardian of Annie E. Hayes. Annie E. Hayes conveyed her undivided one-fifth interest in the 58-acre tract to Luther Hayes. The C & M recommended the exchange be ratified because it was to the advantage of Annie E. Hayes.

Cannon Co. TN Marriages: Elias Hayes married Martha Hipp on Dec 29, 1868. E. Hayes married Frances C. Haley on Dec 5, 1880.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN; Elias Hayes, born Apr 1846; died Oct 1900. Father: Stiith Hayes; Children: Walter E. Hayes and Luther Hayes.

1910 Rutherford Co., TN Census: Frances Hayes, 54 widow; Luther R. Marlin, 25 son-in-law; Annie E. Marlin, 25 daughter [married 5 years]; William E. Marlin, 3; Floyd R. Marlin, 1/12.

1900 Rutherford Co., TN Census: Elias Hayes, 54; Frances Hayes, 45 wife; Walter Hayes, 21 son; Bettie Hayes, 15 daughter.

1880 Rutherford Co., TN Census: Elias Hayes, 34; Luther Hayes, 9; Fannie Hayes, 8; William Hayes, 7; Walter Hayes, 6; Louisa Whitmore, 41 sister; Mary Whitmore, 18 niece; Malinda Whitmore, 17 niece.

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428     **Haynes, Eliza M. [Hill]**     **Died about Jan 1894, testate. [Cont'd from Vol. 6].**

Oct 15, 1896, Estate Settlements 4: John A. Haynes, executor of Mrs. E. M. Haynes (deceased), made a settlement with the court.

Mar 1, 1897, Estate Settlements 4: John A. Haynes, executor, made a final settlement with the court.

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429     **Haynes, Esther [Newsom] (colored) vs Haynes, Sam (colored)**     **Divorce**

Feb 24, 1898, Circuit Court: The court accepted the charge of adultery against the defendant and the court dissolved the Bonds of Matrimony. The court awarded custody of the child to the mother.

Rutherford Co. TN Marriages: Samuel Haynes (colored) married Ester Newsom (colored) on Feb 4, 1895.

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430 - 431     **Haynes, John [Sr.]**     **Died about 1864, testate. [Cont'd from Vol. 3 & 6].**

Note: Genealogy based on the will and subsequent information from Chancery Court (1894-1899), Census, marriage and death records.

John Haynes, Sr. born ca 1775 married in North Carolina, Minerva A. born ca 1775.

1. Nancy A. Haynes, 1813 - 1892, who never married.
2. Matilda Haynes, 1799 - ?, married 1822 in Rutherford Co., John Pogue, 1800 - ?
  - A. Missouri O. Pogue, 1833 - ?; married 1854 in Ruth. Co., John B. Smith, 1833 - ?
    - (1) Victoria Smith, 1854 - , married 1880 in Ruth. Co., John Perry Burch,
      - (a) John C. Burch
      - (2) Elizabeth Smith, 1857 -
      - (3) Robert Lafayette Smith, 1859 - 1941
      - (4) Matilda Smith, 1862 - ?, married ? Smith
      - (5) William C. Smith, 1868 - 1941
      - (6) America Belleview Smith, Apr 1870 - 1907, married 1888 in Davidson Co., W. F. Brooks
      - (7) Martha Ann Smith, 1872 - 1966, married Thomas Traylor
      - (8) John Rucker Smith, 1878 -
      - (9) John Butler Smith, 1878 -
    - B. Marcus L. Pogue, 1838 - probably before 1860.
    - C. Rachel W. Pogue, 1841 - ?, married 1859 in Ruth. Co., Albert (? Robert) Rutledge.
      - (1) Ada O. Rutledge, married Gus Coleman
      - (2) Albert Rutledge
      - (3) Jefferson Rutledge
      - (4) Marcus Lafayette Rutledge, 1877 - 1958.
      - (5) Bettie Rutledge, married ? Maxwell
    - D. James Pogue
      - (1) Jennie Pogue, married ? Owen
  3. Everett B. Haynes, 1802 NC - 1885, married 1823 in Ruth. Co., Sarah Nance; married 1834 in Ruth Co., Jane Hayes; married 1839 in Ruth. Co., Lucinda Dickson.
    - A. Isaac Haynes, 1826 -

- (1) James E. Haynes
- (2) John Haynes
- (3) Thomas Haynes
- (4) Harriet Haynes, married 1876 in Ruth. Co., John "Jack" Vaughan
- B. Jane S. Haynes, married 1847 in Ruth. Co., Henry Mason
  - (1) Everett H. Mason
  - (2) John Mason
  - (3) Sarah L. Mason
  - (4) Virginia L. Mason
- C. John Watson Haynes, 1843 - ?
- 4. Barbara Haynes, married 1819 in Ruth. Co., William Posey
  - A. Bennett Posey
  - B. Julian Elender Posey, married Harvey Haynes
    - (1) Sarah Jane Haynes
    - (2) Virginia Barbara Haynes
  - C. Miranda Posey, married Matt Rion
  - D. Burwell Posey

Grandchildren of Barbara and William Posey:

  - (1) Mary "Polly" Posey, married 1844 in Ruth. Co., George W. Wood
    - (a) Ann Wood, married Charles King
    - (2) Sally Posey, married Thomas Hall
- 5. Abram/Abraham Haynes, married Sally ?, went to Texas
  - A. Harvey J. Haynes, July 1819 - ca, 1899, married 1856 in Ruth Co., Julian Elender Posey.
    - (1) Sarah Jane Haynes, married Egbert Brogden.
    - (2) Virginia Barbara Haynes, married J. W. Glimp.
    - (3) John J. Haynes
  - B. John Haynes, married Virginia Kennedy
    - (1) Gus Haynes
    - (2) Jim Haynes
    - (3) Nancy Haynes
  - C. James Madison "Matt" Haynes, married Micky Fields. No children.
  - D. Narcissa Haynes
  - E. Jul Haynes
  - F. Louise Haynes
  - G. Will Haynes
- 6. John Haynes, Jr.
  - A. John Haynes, III
- 7. Thomas Haynes

Feb 6, 1897, Chancery Court: J. W. Haynes and others vs Jefferson Rutledge and others. The heirs of Rachel Rutledge, formerly Rachel Pogue, were entitled to one-seventy-fifth of the fund in the hands of the C & M. The C & M will pay to each the amount of \$6.18.

Feb 17, 1897, Chancery Court: J. W. Haynes et al. vs Jefferson Rutledge et al. Deposition of John L. Vaughan [see above].

Undated deposition by J. [John] L. Vaughan, executor of Nancy Haynes (deceased): Ellen Posey, granddaughter of John Haynes and a daughter of Barbara Posey, formerly Barbara Haynes, lived near Ripley. John Haynes (deceased) had owned two tracts of land, one contained 50-acres and the other 10-acres. The larger tract was cleared and was moderately fair land for cultivation. It had a four-room house and some out buildings. The ten-acre tract was woodland and could be cultivated if cleared. Jefferson and Lafayette Rutledge were great grandchildren of John Haynes (deceased) and descendants of Matilda Pogue, daughter of John Haynes (deceased). Jefferson was about 18 years old and Lafayette was about 16. All the children of John Haynes (deceased) died before Nancy Haynes (deceased).

Jul 17, 1899, Chancery Court: Deposition of Allen Haynes (colored) who had been a slave for John Haynes (deceased). [**Note:** Based on the information in this deposition, many errors have been made. See genealogy above - Editor]

Jul 12, 1899, Chancery Court: Deposition of Harvey J. Haynes, age 80. His father was Abraham Haynes. He married Julian Elender Posey. Miss Nancy Haynes was his cousin and his wife's aunt. Harvey's wife died May 31, 1896. They had four children but two had died. Sarah Jane married Edbert Brogden and Virginia Barbara married J. W. Glimp. They lived in Lauderdale Co., TN.

Jul term 1899, Chancery Court: J. W. Haynes and others vs Jefferson Rutledge and others.

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432     **Haynes, Julian Elender [Posey]**             **Died May 30, 1896, intestate.**

Wife of Harvey J. Haynes

Jul 12, 1899, Chancery Court: Deposition of Harvey J. Haynes, age 80. His father was Abraham Haynes. He married Julian Elender Posey. Miss Nancy Haynes was his cousin and his wife's aunt. **Harvey's wife died May 31, 1896.** They had four children but two had died. Sarah Jane married Edbert Brogden and Virginia Barbara married J. W. Glimp. They lived in Lauderdale Co., TN.

Tennessee, Marriage Records, 1780-2002: Julia Ann L. Posey married Harvey J. Haynes on Dec 9, 1956, Rutherford Co. TN.

Haynes Cemetery, Opossum, Lauderdale County, Tennessee: Julia Ann Ellender Haynes, born May 15, 1829, Rutherford Co., died May 30, 1896, Lauderdale Co, TN. Spouse: Harvey Jackson Haynes. Children: Virginia Barbara Glimp and John J. Haynes.

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433     **Haynes, Miss Nancy A.**             **Died Oct 1892, testate. [Cont'd from Vol. 6].**

**Note:** She was the unmarried daughter of John Haynes, Sr. - see above.

Mar 22, 1893, Chancery Court: Missouri Smith, formerly Missouri Pogue, John Maxwell, and wife, Bettie [Rutledge] Maxwell, Ada O [Rutledge] Coleman, Albert Rutledge, J. [James] E., T. [Thomas] B. and J. [John] W. Haynes, John Vaughan and wife, Harriett [Haynes] Vaughan, and Thomas Lewis and wife, Lee [Mason], all of Rutherford Co. vs Jefferson and Lafayette Rutledge, minors without guardians, and against C. [Charles] H. King and wife, Ann [Wood] King, J. [John "Jack"] L. Vaughan, executor of Nancy Haynes (deceased), Rutherford Co. TN, and against Henry, Everett, and John Mason, William Haynes, citizens of Texas, and unknown heirs of John Haynes [Sr.] (deceased) names and residences were unknown. **John Haynes died in Rutherford Co. prior to Aug 6, 1865, testate.** In his will, he bequeathed to his daughter, Nancy Haynes, two small tracts of land, located in C.D. #7, Rutherford Co. One tract contained 50 acres and the second about 10 acres. According to the will, the children of Nancy Haynes, if any, would receive equal shares. If she had no children, the property willed to her would revert to her father's estate and be equally divided between his living children. The testatrix directed payment of debts and land reserved for two graveyards and construction of some tombs. She directed her executor to sell the two tracts of land, and pay the proceeds to William Haynes. Complainants argued that the heirs of John Haynes (deceased) were the same as Nancy Haynes (deceased). She had died unmarried without children, leaving the descendants of John Haynes (deceased). Complainants further argued that Nancy Haynes only took a life estate in the two tracts, and she had no right to dispose of the land by her will. The executor agreed and had declined to sell the land or to exercise any control over it. Complainant J. W. Haynes had possession of the land and rented it out for the benefit of the heirs of John Haynes (deceased). [Then follows a reiteration of the relationships of the heirs as seen above.] The complainants prayed for a proper construction of the will to determine the proper owners of the land. They prayed for a decree to sell the land and the proceeds distributed among the proper owners.

Apr term, 1893, Jan term 1897, Chancery Court: The court ruled Nancy Haynes (deceased) only had a life estate in the land and decreed the land was property of the heirs of John Haynes (deceased).

May 10, 1893, Chancery Court: John W. Haynes and others vs Jefferson Rutledge and others. The court ordered that C & M sell the two tracts. The first tract contained 50 acres and the second contained 10 acres.

Jul 23, 1898, Estate Settlements 4: J. E. Mayes, administrator of Nancy Haynes (deceased), made a settlement and a prorata distribution of the estate.

Jul term 1899, Chancery Court: John W. Haynes et al. **vs** Jefferson Rutlege et al. The C & M reported John Haynes Jr., a brother of Miss Nancy Haynes (deceased) had died in West TN, had left heirs who were entitled to 1/5 of the funds; that Mrs. Sarah Jane [Haynes] Brogden and Mrs. Virginia Barbara [Haynes] Glimp were descendants of John Haynes Sr.(deceased) and were entitled to 1/3 of 1/5 of the funds to be equally divided between them as granddaughters of Barbara Haynes. He also found that Mrs. Charley King was entitled to 1/3 of 1/5 of the funds.

Sep 2, 1898, County Court: J. E. Mayes, administrator, offered the court his resignation and the court accepted since he made a final settlement with the court.

Sep 5, 1898, County Court: The court appointed W. O. Batey administrator de bonus non.

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434     **Haynes, Violet [James] (colored) vs Haynes, John (colored)**                     **Divorce**

Oct 24, 1904, Circuit Court: The court sustained the charges of abandonment and failure to support and dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: John Haynes (colored) married Violet James (colored) Mar 24, 1893.

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435     **Haynes, William H.**                     **Died May 28, 1904, intestate.**

May 30, 1904, County Court: The court noted the death of W. H. Haynes intestate. Frank Farris applied for and received Letters of Administration.

May 30, 1904, County Court: The court appointed commissioners to set apart to Mrs. Melissa R. [Farris] Haynes, widow of W. H. Haynes (deceased), assets necessary for support of the her and family for one year.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: W. H. Haynes, born May 7, 1852, died May 28, 1904.

Williamson Co., TN Marriages: W. H. Haynes married Melissa R. Farris on Aug 13, 1873.

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436     **Hays, George (colored)**                     **Died prior to Oct 5, 1903, intestate.**

Oct 5, 1903, County Court: The court appointed J. [John] S. Gooch guardian for Emanuel C. Hays (colored), minor child of George Hayes (colored) (deceased).

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437     **Hayes, Tennie [Dillard] (colored) vs Joe Hayes (colored)**                     **Divorce.**

Jan 21, 1898, Chancery Court: Joe Hayes failed to appear in court to defend the cause. The court declared the cause taken as confessed as to him. An ex-parte hearing was to be scheduled.

Rutherford Co., TN Marriages: Joseph Hayes (colored) married Tennie Dillard (colored) on Nov 28, 1886.

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438     **Heath, David (colored) vs Heath, Amanda [Arnold] (colored)**                     **Divorce.**

Oct 15, 1900, Chancery Court: The complainant and the defendant were married in Rutherford County on Sep 15, 1900. A few days later, the defendant abandoned the complainant and went to Texas. The court dissolved the Bonds of Matrimony that existed between the two parties.

Rutherford Co. TN Marriages: David Heath (colored) married Amanda Arnold (colored) on Sep 16, 1900.

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Mar 4, 1896, County Court: John J. Lee, guardian of Estelle Henderson, a person of unsound mind, made a settlement with the County Court Clerk.

Jan 18, 1897, Feb 18, 1898, Feb 13, 1899, Jan 23m 1900, Mar 1, 1901, Jan 11, 1902, Sep 9, 1903, Jan 16, 1904, Estate Settlements 4 & 5: John J. Lee, guardian of Estelle Henderson, a person of unsound mind, made a final settlement with the County Court Clerk. B. F. Rankin was the newly appointed Guardian.

**440 Henderson, Frank****Died Jul 22, 1899, testate.**

Will dated Jul 16, 1899

To whom it may concern. "Brevity is the soul of wit." his wife, Sophia [Lytle], daughter, [Lavinia] Dashield and son, Franklin, shared equally what little the testator possessed at his death. The testator wanted his wife to act as the guardian of the children without bond. Any property or money would be divided equally.

Aug 14, 1899, County Court: The court received the purported will of Frank Henderson (deceased) for probate. The widow, Mrs. Sophia [Lytle] Henderson, came into court and renounced her right to qualify as executrix of her husband's last will and testament. A. M. Overall had applied for and received Letters of Administration.

Nov 29, 1899, Inventory: The administrator presented an inventory of the personal estate.

Dec 11, 1900, County Court: Mrs. Sophia Henderson had qualified as testamentary guardian for Deshield and Frank Henderson, minor children of Frank Henderson (deceased).

Oct 16, 1902, Estate Settlements 4: A. M. Overall, administrator, made a settlement with the court.

Oct 29, 1903, Estate Settlements 5: Mrs. Sophia Henderson, guardian for Deshield Henderson, made a settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Frank Henderson, born Jul 3, 1856; died Jul 22, 1899.

1900 Rutherford Co., TN Census:, Sophia D. Henderson, 40; Lavinia Henderson, 17; Frank Henderson, 14.

**441 Henderson, Rev. Pleasant Terry****Died Feb 12, 1901, testate.**

Will dated May 1, 1895.

After his expenses had been paid, the testator willed to his niece, Mrs. Virginia [Whitaker] Henderson, all that may be left with her of his effects, including whatever may be unpaid on the note he held against her, requesting her to pay ten dollars for foreign missions, as best suits her conscience, provided she feels able to do so. The testator appointed his niece, Mrs. Virginia Henderson, to be his executrix, to serve without bond.

Apr 4, 1902, County Court: The court ordered the will recorded and filed.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Rev. Pleasant Terry Henderson, born Jan 24, 1817; died Feb 12, 1901. Mother: Frances Henderson.

1900 Rutherford Co., TN Census: Virginia Henderson, 50; Will Henderson, 17; Harold Henderson, 15; Katurah Henderson, 13; Matt Henderson, 10; Virginia Earthman, 22 dau; Harrold Earthman, 1 month gson; Pleasant T. Henderson, 83 uncle.

**442 - 443 Henderson, Pruett****Died Dec 29, 1898, testate.**

Will dated Dec 30, 1898.

**Item 1:** The testator nominated and appointed his wife, Mrs. Daisy [McFarland] Henderson, and his brother, Green T. Henderson, to be executors of his will. **Item 2:** After payment of his debts, the testator devised all of his property of every character, real and personal, to his wife during her life or as long as she did remain

his widow. At her death, or whenever she married again, the testator gave and devised all of his property to his children equally and if any one of his children had died, the children, issue, descendants or representatives shall stand in the room and place of the deceased, so that the taking share be per stripes.

Jan 13, 1899, County Court: The court ordered the will recorded and filed.

Jul 20, 1899, Chancery Court: Sally J. Fowler, executrix **vs** Stones River Bank and others. The executors of Pruett Henderson (deceased), Mrs. Daisy Henderson and Green T. Henderson, notified the court that the deceased's estate was insolvent.

Dec 12, 1899, County Court: Mrs. Daisy Henderson came to court and dissented from the will of her husband which was probated and asked that the usual legal allowances and exceptions be made to her.

Dec 18, 1899, County Court: The court appointed commissioners to set apart as much of assets as may be necessary to support her and her family for one year.

Jan 24, 1900, Chancery Court: Green T. Henderson, executor **vs** William Henderson and others. **Pruett Henderson died Dec 29, 1898 in Rutherford County.** Mrs. Henderson dissented from the will and according to law; she was entitled to receive dower and a homestead. Pruett Henderson had owned at least ten houses, lots, and one-half interest in two other lots.

Jul term, 1900, Chancery Court: The Chancery Court transferred the administration of the estate of Pruett Henderson (deceased) from the County Court to the Chancery Court. Mrs. Daisy Henderson resigned as executrix. The C & M advertised for the filing of claims in the court.

Aug 6, 1900, Estate Settlements 4: Green T. Henderson and Mrs. Daisy Henderson, executor and executrix of the last will of Pruett Henderson (deceased), made a settlement with the county court.

Oct term, 1900, Chancery Court: The court appointed two commissioners and a surveyor to set apart homestead and dower to Mrs. Daisy Henderson.

Special Oct term, 1900, Chancery Court: Green T. Henderson, executor **vs** William Henderson and others. The court confirmed the report on homestead and dower for Mrs. Henderson. The court divested all right, title and interest of Green T. Henderson, executor, of William Henderson and Joseph Pruett Henderson, and Frances Henderson, children, and of J. [James] B. Murfree, creditor of Pruett Henderson (deceased), and all other parties having an interest in the estate, for and during the life of Mrs. Henderson, widow, or until the children arrived at the age of 21 years and vested it in Mrs. Daisy Henderson as the widow and William, Joseph Pruett and Frances Henderson as the minor children of the deceased.

Oct 8, 1900, Chancery Court: Green T. Henderson, executor **vs** William Henderson and others. The commissioners appointed to set aside homestead and dower for the deceased's widow reported that they set aside \$1000 worth of lot #9 valued at \$1500. They set apart as dower the balance of lot #9, valued \$500, lot #1, valued \$125 and lot #6, being one-half interest valued at \$500.

Dec 15, 1900, County Court: Green T. Henderson and Mrs. Daisy Henderson, executor and executrix of the deceased's will, made a final settlement with the court.

Feb 1, 1901, Chancery Court: Green T. Henderson, executor **vs** William Henderson and others. The land was auctioned on Dec 8, 1900. Lot #1 went to G. [Green] T. Henderson for \$505. Lot #2 went to Reed & Perry for \$145. The high bidder for lot #3 was C. F. Cox at \$270. G. T. Henderson purchased Lot #12 for \$30. G. T. Henderson bid off Lot #8 for his father, W. [William] P. Henderson at \$250. Lot #5 and ½ interest in lots in #7 and #10 went to Perkins & Son for \$202, \$112.50 and \$400 respectively. One-half #6, #9 and #11 went to Mrs. Daisy Henderson at \$50, \$100 and \$10 respectively. W. P. Henderson came to the C & M after the sale and raised the bid on #3 from \$270 to \$297. C. F. Cox raised the bid on lot #10 from \$400 to \$440. J. C. Mosby raised the bid on lot #11 from \$10 to \$25, one-half of lot #6 to \$100 and lot #9 to \$200. The court ordered the bidding remain open on these lots with advanced bids until Feb 6, 1901, 12 o'clock.

Feb 6, 1901, Chancery Court: Green T. Henderson, executor **vs** William Henderson and others. The C & M reported that he had kept the bidding open until 12:00, Feb 5, 1901 and then sold the following property. Lot #3 went to W. P. Henderson for \$322.50. The Lot was bounded on the North by Vine Street; South by Church Street; East by Rather; and West by Nealey. The reversionary interest in one-half of lot #6 went to Mrs. Daisy Henderson. The reversionary interest in lot #9 & lot # 11 sold to James C. Mosely who transferred all rights to Mrs. Daisy Henderson. Lot #10 sold for \$440 to Charles F. Cox who transferred rights to Perkins, Son & Co..

Aug term, 1902, Chancery Court: Green T. Henderson, executor **vs** William Henderson and others. In a

settlement with the C & M, the executor reported that \$2036.26 was available to pay the debts. Payment would be \$0.4108 on the dollar. The court approved the settlement.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Pruet Henderson, born Feb 18, 1864, died Dec 30, 1898. Father: William Penn Henderson. Mother: Louisiana Henderson.

Rutherford Co., TN Marriages: Prewett Henderson married Daisy Hollowell McFarland on Apr 27, 1887.

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444     **Henderson, William Thomas**                     **Died Jan 5, 1894, testate. [Cont'd from Vol. 6].**

May 21, 1897, Aug 10, 1899, Nov 11, 1903, Estate Settlements 4 & 5: Mrs. Virginia A. [Whitaker] Henderson and J. [John] R. Hale, executrix and executor, made a settlement with the court.

Jan 25, 1904, County Court: J. R. Hale **vs** V. A. Henderson et al. J. R. Hale and V. A. Henderson, executrix and executor of W. T. Henderson (deceased) made a settlement with the court and J. R. Hale had petitioned the court to be allowed to resign as executor. The court accepted the resignation. The court designated Mrs. V. A. Henderson to complete the administration of the estate.

Mar 7, 1904, County Court: J. R. Hale **vs** V. A. Henderson et al. Harold Henderson, Katurah Henderson, Matt Henderson, minors without guardians. The court appointed a guardian ad litem.

Mar 7, 1904, County Court: J. R. Hale **vs** V. A. Henderson et al. V. A. Henderson, C. [Charles] R. Jordan and wife, Evelyn [Henderson] Jordan, Virginia [Henderson] Earthman, and W. [William] T. Henderson [?Jr.] had been served but all had not appeared in court to defend the bill.

Jan 25, 1904, Estate Settlements 5: Mrs. Virginia A. Henderson, executrix, and J. R. Hale, executor, made a final settlement as to J. R. Hale. The estate \$990 received from for loss of dwelling house.

Rutherford Co., TN Marriages: Charles Ready Jordan married Frances Evelyn Henderson on Nov 6, 1895. Vernon K. Earthman married Virginia Mai Henderson on May 22, 1897.

1900 Rutherford Co., TN Census: Virginia Henderson, 50; Will Henderson, 17; Harold Henderson, 15; Katurah Henderson, 13; Matt Henderson, 10; Virginia Earthman, 22 dau; Harrold Earthman, 1 month gson; Pleasant T. Henderson, 83 uncle.

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445     **Hendon, Reuben (colored)**                     **Date of death prior to May 27, 1897, intestate.**

Jan 30, 1904, County Court: The court appointed S. E. Hager guardian of Robert L. and Buford E. Hendon, minor children of Reuben Hendon (deceased).

**Note:** He died prior to May 27, 1897 based on date his widow, Pheba Hendon, filed for a widow's pension.

U. S. Colored Troops Military Service Records: Reuben Hendon, born about 1844, enlisted on Oct 1, 1864 in the 42<sup>nd</sup> U. S. Colored Infantry

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446     **Henry, Beverly Tazwell**                     **Died before Mar 24, 1900, intestate.**

Mar 24, 1900, County Court: The court had noted the death of B. T. Henry intestate. C. [Charles] R. Holmes and D. C. Weatherspoon had applied for and received Letters of Administration.

Nov 29, 1902, Estate Settlements 5: The administrators of the estate of B. T. Henry (deceased), made a final settlement with the court: The estate had a balance distributed as follows: W. [William] H. Henry, J. [John] L. Henry, J. [James] F. Henry, Mrs. N. R. [Nancy Rebecca] Witherspoon and Mrs. Elizabeth [Henderson] Warren.

Rutherford Co. TN Marriages: B. T. Henry married M. G. Ridout on Nov 26, 1865.

Ridout Cemetery, Murfreesboro, Rutherford Co., TN: B. Tazwell Henry No dates given.

1850 Rutherford Co., TN Census: Beverly W. Henry, 45; Rebecca Henry, 46; Elizabeth Henry, 20; John Henry, 19; John Henry, 18; Thomas Henry, 17; Francis L. Henry, 15; Richard Henry, 15; Bushrod W. Henry, 13; Beverly T. Henry, 13; James F. Henry, 8; Francis Henry, 6; Lucy R. Henry, 2; William H. Henry, 1 month.

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447     **Henry, Guy (colored) vs Henry, Mattie [Wade] (colored)**                     **Divorce**

Nov 6, 1901, Circuit Court: The court accepted on this bill, the order pro confesso and proof taken, and dissolved the Bonds of Marriage that had existed between the couple.

Rutherford Co. TN Marriages: Guy Henry (colored) married Mattie Wade (colored) on Nov 17, 1885.

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448     **Herrod, David A.**                     **Died before Jul 16, 1901, intestate.**

Jul 16, 1901, County Court: The court noted the death of D. A. Herrod intestate. Mrs. Margaret I. [Hoover] Herrod, widow of the deceased, applied for and received Letters of Administration.

Oct 14, 1903, Estate Settlements 5: Mrs. Margaret I. Herrod, administratrix of the estate of D. A. Herrod (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: David Herrod married Margaret Hoover on Oct 18, 1867.

1850 Rutherford Co., TN Census: William K. Herrod, 37; Martha Herrod, 38; Medford M. Herrod, 11; Emily L. Herrod, 9; David A. Herrod, 6; John S. Herrod, 6; James S. Herrod, 3; Hannah Herrod, 2.

U. S. Civil War Soldiers Records and Profiles: D. A. Herrod enlisted in Company H, 18<sup>th</sup> Tennessee Infantry.

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449     **Herrod, John A.**                     **Died Jun 10, 1901, intestate.**

Sep 26, 1901: J. A. Herrod et al vs Newton Herrod, et al. **The court noted the death of J. A. Herrod.** Joseph W. Herrod, Thompson Herrod and Fannie Herrod proved in court that they were the adult heirs of J. A. Herrod (deceased). There was one other heir at law, Martin Herrod, a minor. Joseph W. Herrod, Thompson Herrod and Fannie Herrod moved the court to revive this case in their names. The court allowed revival of the case.

Herrod Cemetery, Readyville, Rutherford Co., TN. John A. Herrod, born (1821), died Jun 10, 1901.

1880 Rutherford Co., TN Census: John A. Herrod, 51; Fannie Herrod, 28; Joseph Herrod, 7; Thompson Herrod, 5; Tannie Herrod, one month, Sophia Martin, 70 mother-in-law.

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450     **Herrod, Thompson D.**                     **Died before Oct 9, 1902, intestate.**

Oct 9, 1902, County Court: The court noted the death of Thompson D. Herrod intestate. F. A. McKnight applied for and received Letters of Administration.

1880 Rutherford Co., TN Census: John A. Herrod, 51; Fannie Herrod, 28; Joseph Herrod, 7; Thompson Herrod, 5; Tannie Herrod, one month, Sophia Martin, 70 mother-in-law.

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451     **Herron, Benjamin F.**                     **Died before Jun 4, 1901, intestate.**

Jun 4, 1901, County Court: The court noted the death of B. F. Herron intestate. Z. T. [Zachary Taylor] Herron applied for and received Letters of Administration.

Jun 29, 1901, County Court: The court appointed commissioners to set apart to Mrs. Mary [Oneal] Herron, the widow of the deceased, as much of the assets needed to support the widow and her family for one year.

1900 Rutherford Co., TN Census: B. F. Herron, 65; Mary Herron, 30 wife; Ben Herron, 18 son; Britten Herron, 8 son; John Herron, 6 son; David Herron, 3 son.

U. S. Civil War Soldier Records & Profiles. Benjamin F. Herron enlisted in Co. G., Tennessee 45<sup>th</sup> Infantry.

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452     **Hicks, William Dement**                     **Died before Jan 12, 1874, testate [Cont'd from Vol. 4 & 5].**

Jun 19, 1897, Chancery Court: John Dreschler and wife, Mary Florence [Hicks] Dreschler, citizens of Harris Co., Texas **vs** Nina Dreschler, Lottie May Dreschler, Anna Lucille Dreschler, Harris Co., Texas and Evander A. Hicks, Austin, Travis Co., Texas. Complainant Mary F. Dreschler was the daughter of W. D. Hicks, Esquire, who had died some years ago in Murfreesboro, TN. John Drescher was her husband and the defendants were her children. The complainant stated that she was the owner of a house and lot lying on the North West corner of Church and Lytle streets in Murfreesboro devised to her by the will of W. D. Hicks, Esquire. The will stated that if Mary Florence Hicks died without lawful issue, one-half of the lot bequeathed to her, was to go to his son, Robert Joseph Hicks and the lawful heirs of his body if any. The other half was to go to the lawful heirs of the body of Evander A. Hicks by his present wife, Juliet G. Hicks or by any other wife in the event of her death. The complainant's brother, Robert Joseph Hicks, had died and left no children. Evander A. Hicks was a widower and had no living descendants. The dwelling on the lot was deteriorating and the taxes were in arrears. She insisted that under her father's will, she was entitled to sell the property. If the court insists the property be sold and the proceeds reinvested in real estate in Houston, Texas, for the benefit of the children.

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453     **Hill, Anthony (colored) vs Hill, Lucy [Tucker] (colored)**                     **Divorce.**

Oct 14, 1904, Chancery Court: The defendant had willfully abandoned her husband for more than two years. The court dissolved the Bonds of Matrimony that existed between the couple.

Rutherford Co. TN Marriages: Anthony Hill (colored) married Lucy Tucker (colored) on Apr 18, 1897.

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454     **Hill, Christopher A.**                     **Died before Sep 23, 1889, intestate. [Cont'd from Vol. 6].**

**Note:** A full genealogy of the heirs appears in Vol. 6 and will not be repeated here.

Feb 5, 1896, County Court: The clerk reported he had received a total of \$8523.70 from the sale of the land, personal estate and from debts owed the estate. He had disbursed the funds for debts and to the lawful heirs.

Mar 4, 1896, Dec 25, 1899, County Court: John H. Simmons, guardian of Sarah S., Thomas H. and Rebecca J. Tune, minor children of G. [George] W. Tune and heirs at law, made a settlement.

Apr 28, 1896, County Court: W. [William] D. Robison, administrator, and others **vs** C. [Clem] T. Read. Based on a decree of Court of Chancery Appeals. W. H. Haynes owed Thomas M. Dyer \$2049.73 as of Oct 25, 1894, less one-half of the uncollected assets of the firm of Haynes & Dyer. The court ordered the clerk to pay \$741.50 to Thomas M. Dyer. The clerk announced that he had paid out the funds in his hands to the parties entitled.

Feb 12, 1897, Feb 12, 1898, Estate Settlements 4: John H. Simmons, guardian of Sarah S., Thomas H., and Rebecca J. Tune, minor children.

Aug 15, 1899, Estate Settlements 4: John H. Simmons, guardian of Sarah S. Simmons, formerly Sarah S. Tune, minor child, made a settlement.

Feb 15, 1900, May 27, 1902, Apr 29, 1903, Estate Settlements 4 & 5: John H. Simmons, guardian of Thomas H., and Rebecca J. Tune, minor children, made a settlement.

Mar 10, 1904, Estate Settlements 5: John H. Simmons, guardian of Thomas H., and Rebecca J. Tune, minor children, made a settlement with the court. Thomas H. Tune was 21 years old.

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Aug 29, 1896, County Court: The court noted that James Hill had died intestate. J. M. [James Madison] Dill applied for and received Letters of Administration.

Nov 14, 1896, County Court: The court appointed L. D. [Lorenzo Dow] Harrell guardian of Annie and Clemmie Harrell, his own children and minor heirs at law of James Hill (deceased).

Apr 22, 1897, Estate Settlements 4: J. M. Dill, administrator of James Hill (deceased), made a settlement. He had paid the following: [1] Mrs. S. C. [Susan Clementine Hill] Dement and husband. [2] J. O. Hill [Jr.]. [3] Martha A. [Hill] Overall and husband. [4] Sarah K. [Hill] Webb and husband. [5] J. H. [John Hutchinson] Hill. [6] Mrs. M. C. [Mary Catherine Hill] Dill. [7] L. D. Harrell, guardian of Annie and Clemmie Harrell.

Mar 7, 1898, County Court: J. M. Dill, administrator, made a settlement with the court.

Feb 19, 1898, May 27, 1899, Mar 10, 1900, May 14, 1903, Estate Settlements 4 & 5: L. D. Harrell, guardian of Annie and Clemmie Harrell, his own children and minor heirs at law of James Hill (deceased), made a settlement the court. Annie had married by Mar 10, 1900.

Kelton Cemetery, Black Fox Springs, Rutherford Co. TN: James Overton Hill Sr., born Jun 9, 1813, died Jul 1896. Father: William Hill. Mother: Kaziah A. Hill. Children: James O. Hill [d. 1918], Susan Clementine Dement [d. 1945], William H. Hill, [d. 1865], Sarah Kelly Webb [d. 1923], Martha A. Overall [d. 1945], Christina L. Harrell [d. 1887], Mary Catherine Dill [d. 1928] and John Hutchinson Hill [d. 1939].

1870 Rutherford Co., TN Census: James Hill, 56; Mary Hill, 22; Martha Hill, 19; J. H. Hill, 18; J. C. Hill, 15; Susan Hill, 14; Christina Hill, 12.

Jun 30, 1896, Estate Settlements 4: John A. Haynes, administrator for O. W. Hill (deceased) made a settlement with the court. The settlement listed the following payments for their part of the rent collected by O. W. Hill (deceased) in his lifetime on land that had belonged to C. [Christopher] A. Hill (deceased): O. [Obediah] W. Simmons. Mollie Elmore. N. [Newton] J. Parsley. J. C. Simmons. J. H. Simmons. Maggie and N. K. Haynes. James Ralston. R. W. and M. J. Reed. Tennie and D. M. Blanton. Rebecca A. Hill. George Ralston. John H. Simmons, Guardian for Sallie, Tom and Rebecca Tune. Mrs. E. M. Haynes. Sallie [A. West] Hill received \$275 for amount set apart by commissioners for a year's support.

Jul term, 1896, Chancery Court: F. W. Shires, Marshall Co., TN **vs** John A. Haynes, administrator. John A. Haynes had paid the judgment and there was no reason to sell the land.

Aug 17, 1896, County Court: John A. Haynes, administrator, made a settlement with the court.

Dec 28, 1896, Estate Settlements 4: John A. Haynes, administrator, made a settlement with the court. The balance was distributed as follows: (1) Mrs. Sallie A. [West - Hill] Graves and husband, S. [Samuel] N. Graves. (2) S. N. Graves, guardian of William, Charles, Christopher, Obediah, Solomon and John Hill.

Mar 29, 1897, Feb 23, 1899, Estate Settlements 4: S. N. Graves, guardian of William, Charles, Christopher, Obediah, Solomon, and John Hill, minor children, made a settlement with the court.

Feb 27, 1899, County Court: S. N. Graves was served notice to appear before this court as guardian, to renew his bond. He had not notified his wards and had refused to renew his bond. The court therefore removed him from his guardianship.

Feb 27, 1899, County Court: John H. Simmons had been appointed guardian for William, Charles, Christopher, Obediah, Solomon, and John Hill, minor children of O. W. Hill (deceased).

Mar 27, 1899, County Court: S. N. Graves, guardian, made a settlement with the court. The settlement was final, as S. N. Graves had resigned as guardian of his wards.

Apr 6, 1900, Jun 13, 1901, Mar 28, 1902, Apr 29, 1903, Mar 10, 1904, Estate Settlements 4 & 5: John H. Simmons, guardian of William, Charles, Christopher, Obediah, Solomon, and John Hill, minor children, made a settlement with the court.

Jul 25, 1900, Chancery Court: The couple were married on Sep 23, 1895 and continued to live together until the spring of 1900 when the complainant deserted the defendant and refused to provide for her. The court also found that he had been guilty of cruel and inhuman treatment against her. Ida Hodge had applied in a cross bill for divorce which was granted and her maiden name of Ida Vaughan restored.

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458 - 459 **Hodge, Samuel Henry Sr. Died Mar16, 1900, testate.**

Jan 2, 1899, Chancery Court: Mrs. and Mrs. S. H. Hodge had transferred their house and lot to G. S. Ridley for \$1.00. S. H. Hodge owed H. E. Palmer \$3000 borrowed that day and this transaction was for security purposes. If the note was paid at maturity, the deed was invalid. If it was not paid when due, G. S. Ridley was authorized to sell the property for cash, free from the equity of redemption or the statutory right to redeem the same, homestead and dower. The proceeds were to be applied first to the payment of expenses of making and executing this deed and to the payment of the note and interest. Remainder was to go to Mr. and Mrs. Hodge.

Date of will Jan 1, 1900. The testator willed all his possessions, real and personal, consisting of a house and lot in the East Main Street district, also all revenue coming to him from any source to his wife, Emma [Smith] Hodge, for her separate use forever. She could do absolutely anything she wanted with the above. The testator had a \$5000 life insurance policy with National Union that was payable to his wife which was hers absolute. The testator nominated his wife, Emma Hodge, and son, S. H. Hodge Jr., to be his executrix and executor.

Apr 16, 1900, County Court: Mrs. Emma Hodge renounced her right to be an executrix. S. H. Hodge Jr. qualified as executor The court ordered the will recorded and filed.

Apr 20, 1900, County Court: Mrs. Emma Hodge, widow of the deceased, came into court and dissented from her husband's will. She asked the court to set aside legal allowances and exemptions of real and personal property for her. The court appointed commissioners to set aside to the widow of S. H. Hodge Sr. (deceased) as much of the crop, assets, etc. that might be necessary for the support of her and her family for one year.

Jun 15, 1900, Chancery Court: S. H. Hodge, Jr., executor of S.H. Hodge Sr. and in his individual capacity, Mrs. Emma Hodge, George W. Hodge, Florence Hodge and Lillian Hodge **vs** Emma Sue Hodge, a minor without guardian, H. E. Palmer, G.S. Ridley and the First National Bank of Murfreesboro, a creditor of S. H. Hodge Sr. The deceased left surviving him Mrs. Emma Hodge, his widow, Samuel H. Hodge, Jr. and complainants his only children and heirs at law. The deceased was in the mercantile business at the time of his death and owned a small stock of groceries and fixtures, and the proceeds of the same together with all the other personal property owned by him, not exempt from execution, had been set apart and allotted by the commissioners as part of her years allowance. His personal estate had been insufficient to provide what was necessary for that purpose. The deceased had owned a house and lot located in the 1<sup>st</sup> Ward in Murfreesboro. On Jan 2, 1899, the deceased and his wife executed a trust deed to G.S. Ridley conveying the real estate to secure a note for \$3000. There had been no payment made on the note. The trust deed authorized the trustee to sell the property in the event of non-payment. The document waived the equity of redemption, homestead and dower as to the debt. The executor showed that the intestate's entire estate was worth more than \$1000. The defendant bank was a creditor for \$22.67 and other creditors had claims of \$1500 to \$2000. The house and lot could not be partitioned and prayed for an order to sell the house and lot for a sufficient amount to pay the mortgage and her dower and homestead.

Jul term, 1900, Chancery Court. S. H. Hodge, executor and others **vs** Emma Sue Hodge and others. The C & M was to sell the property by Oct 8, 1900. If the property sold, the purchaser would not be entitled to possession until Jan 1, 1901.

Jul 16, 1900, Chancery Court: S. H. Hodge, executor and others **vs** Emma Sue Hodge and others. The Chancery Court transferred the administration of the estate of S. H. Hodge Sr. from the County Court to the Chancery Court. The C & M was to make publication to creditors of S. H. Hodge Sr. to file their claims.

Oct 8, 1900, Chancery Court: S. H. Hodge, executor and others **vs** Emma Sue Hodge and others. The C & M auctioned the house and lot and Mrs. Emma Hodge purchased the house for \$3850.

Jan 22, 1901, July 24, 1901, Chancery Court: S. H. Hodge, executor and others **vs** Emma Sue Hodge and others. Special commissioner Ridley paid out all the funds in his hand. This was the value of the widow's homestead, for her benefit for life and the minor, Emma Sue Hodge, who was about fifteen years old.

Rutherford Co., TN Marriages: S. H. Hodge married Emma Smith on Dec 2, 1868.

U. S. Presbyterian Church Records, 1701-1970: Samuel Henry Hodge, date of death, Mar 16, 1900.

1880 Rutherford Co., TN Census: Samuel H. Hodge, 41; Emma Hodge, 32; George Washington Hodge, 10; S. H. Hodge, 7; Florence Hodge, 5; Lillian Hodge, 1.

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460     **Hoggs, Annie vs Hoggs, William**                     **Divorce**

Jan 25, 1899, Circuit Court: The court accepted testimony of the witnesses and dissolved the Bonds of Matrimony that had existed between the couple.

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461     **Holbrook, Andrew (colored) Died before Dec 3, 1894, intestate. [Cont'd from Vol. 6].**

Mar 2, 1896, Dec 12, 1896, County Court: C. [Charles] R. Holmes, administrator, **vs** Mitchell Holbrook (colored) et al. According to court order, the clerk auctioned a 27-acre tract of land. William Mankin (colored) purchased the tract. The court divested title and rights from Mitchell Holbrook (colored), Quinen Holbrook (colored), Robert Rouse (colored), Isabelle Rouse (colored), Charles Rouse (colored) and Keeble Rouse (colored).

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462     **Holden, John vs Holden, Maggie**                     **Divorce**

Oct 27, 1896, Circuit Court: The court accepted the allegations in the bill as being true and dissolved the Bonds of Matrimony that had existed between the couple.

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463     **Holden, Jordan Died before Oct 7, 1895, intestate. [Cont'd from Vol. 6].**

Feb 13, 1896, County Court: The court received a sale list of the personal estate..

Oct 28, 1898, Estate Settlements 4: G. M. Holden, administrator, made a final settlement with the court.

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464     **Holland, John M.                     Died Feb 29, 1897, intestate.**

Mar 16, 1897, County Court: The court noted that John M. Holland had died intestate. C. H. [Charles Hickman] Weakley applied for and received Letters of Administration.

Apr 7, 1897, County Court: The administrator presented an inventory of the deceased's personal estate.

Sep 18, 1899, Estate Settlements 4: C. H. Weakley, administrator, made a final settlement with the court. The settlement showed that Mrs. Kate H. White had received \$325 for clothing and medicine for 13 years and \$320 for board from Oct 11, 1893 until Feb 11, 1897.

Cannon Cemetery, Rutherford Co., TN. John M. Holland, born Apr 12, 1835, died Feb 29, 1897.

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465     **Holloway, John Dayton                     Died Jan 30, 1899, intestate.**

Feb 20, 1899, Country Court: The court noted the death of John D. Holloway intestate. Mrs. Bettie [Lucy Elizabeth Morton] Holloway had applied for and received Letters of Administration.

Apr 15, 1899, County Court: The court appointed commissioners to set apart to Mrs. Bettie Holloway, widow of the deceased, as much of the assets necessary for the support of the widow and her family for one year.

Jul 25, 1901, County Court: Mrs. Bettie Holloway, et al **vs** Jimmie Holloway, et al. Defendants Jimmie Holloway, Wat Weakley Holloway and Joseph Morton Holloway were minors without guardians.



Jul 25, 1901, County Court: Mrs. Bettie Holloway, et al **vs** Jimmie Holloway, et al. **J. D. Holloway had died on or about Mar 30, 1899. (Note: does not agree with court records or cemetery records.)** He left the following survivors: Mrs. Bettie Holloway, widow; Ann Eliza Holloway; Nellie Holloway; Jimmie Holloway; Wat Weakley Holloway; Joseph Morton Holloway. The court appointed commissioners to set apart a homestead for the widow and one-third of the remainder as her dower. The commissioners then would partition the remainder of the land into five shares and allot one share each to the five children. There were four tracts of land. 540 acres in C.D. #5; 76 acres in C.D. #3; 7 acres in C.D. #3; 177 acres in C.D. #6. The last three tracts had been allotted in the division of the land of John Holloway (deceased), in the County Court of Davidson County, in the cause of J. D. Holloway and others **vs** H. T. Baker and others.

Sep 2, 1901, County Court: Mrs. Bettie Holloway, et al **vs** Jimmie Holloway, et al. The court had set apart to Mrs. Bettie Holloway, widow, a homestead and a dower consisting of 1/3<sup>rd</sup> of the real estate after the homestead of 25 acres, also allotted her 153 acres of land and 20 acres of cedar land as her dower. The commissioners and surveyor divided the land as follows: Wat Weakley Holloway received 140 acres. Jimmie Holloway received 113 acres. Nellie Holloway received 75 acres. James Morton Holloway received 119 acres in C.D. 5, Davidson Co., part of the home place of John Holloway. The graveyard near the house was for any of the descendants of John Holloway (deceased). Attached to this parcel were 36 acres of timber belonging to the heirs of Sarah [Holloway] Baker (deceased) with a right to cut timber reserved for seven years. Ann Eliza Holloway received three parcels. Parcel #1 in C. D. 6, Davidson Co., and of almost 48 acres. Parcel #2 of over 76 acres located C.D. 3, Davidson Co. Parcel #3 in C.D. 3, Davidson Co., and contained 7 acres.

Jan 13, 1902, County Court: Mrs. Bettie Holloway, et al **vs** Jimmie Holloway, et al. Richmond Jones, by marriage to one of the petitioners, Ann Eliza Holloway and became a party petitioner, or complainant.

May 14, 1903, Estate Settlements 5: Mrs. Bettie Holloway, administratrix, made a settlement with the court.

May 23, 1903, County Court: The commissioners appointed to set apart one year's provisions for Mrs. Bettie Holloway, widow, made their report to the court.

May 23, 1903, County Court: The court appointed Mrs. Bettie Holloway, guardian of Wesley Holloway and Morton Holloway, minor sons.

Rutherford Co. TN Marriages: John D. Holloway married L. E. Morton on Feb 26, 1874.

Holloway Cemetery, Davidson Co., TN: John Dayton Holloway, born Oct 29, 1850, died Jan 30, 1899. Spouse: Lucy Elizabeth Holloway. Mother: Mary Elizabeth Holloway. Children: Anna Eliza, Jones, W. Weakley Holloway, and Nell Hunt.

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466      **Hollowell, James Polk**      **Died before Sep 18, 1901, intestate.**

Sep 18, 1901, County Court: The court noted the death of James P. Hollowell intestate. Thomas F. Holden had applied for and received Letters of Administration.

Sep 19, 1901, County Court: The court appointed three commissioners to set apart to Mrs. Mary E. Hollowell, widow of James P. Hollowell (deceased), as much of the assets, necessary for the support of the widow and her family for one year.

Mar 29, 1904, Estate Settlements 5: T. F. Holden, administrator, made a final settlement with the court. The estate was insolvent.

Rutherford Co., TN Marriages: James P. Hollowell married Alta Zera Jarrett on Dec 4, 1866.

1900 Rutherford Co., TN Census: James Hollowell, 62 wid.; Otha J. Hollowell, 21 son; Del Hollowell, 18 son.

1880 Rutherford Co., TN Census: J. P. Hollowell, 42; Allazaera Hollowell, 35; Jennie A. Hollowell, 12; Ada F. Hollowell, 11; Hattie S. Hollowell, 9; Atta F. Hollowell, 8; Julia More Hollowell, 6; Marvin J. Hollowell, 3; James Otha Hollowell, 1; Calvin R. Hollowell, 56.

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467     **Hollowell, Thomas R.**                     **Died between Jan 9 and Jan 15, 1904, testate.**

Will dated Jan 9, 1904.

The testator bequeathed to his wife, Mrs. Nannie Price [Jobe] Hollowell, all his real and personal property. He also appointed his wife, Mrs. N. P. Hollowell, to be his executrix.

Jan 15, 1904, County Court: The court ordered the will recorded and filed.

Evergreen Cemetery, Murfreesboro Rutherford Co. TN: Thomas R. Hollowell, born 1836, died 1904. Spouse: Price Hollowell.

Rutherford Co., TN Marriages: T. R. Hollowell married Nannie P. Jobe on Dec 15 1867.

1900 Rutherford Co., TN Census: Thomas R. Hollowell, 60; Nannie Hollowell, 55; Thomas R. Hollowell, 26; Lena Hollowell, 20; Ann M. Hollowell, 79.

U. S. Civil War Records and Profiles, 1861-1865: Thomas R. Hollowell, enlisted Company H, Tennessee 12<sup>th</sup> Infantry Regiment.

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468     **Holmes, John B.**                     **Died before Jan 20, 1902, intestate.**

Jan 20, 1902, County Court: The court noted the death of John B. Holmes intestate. C. [Charles] H. Holmes applied for and received Letters of Administration.

Cannon Co. TN Marriages: John B. Holmes married Matte P. Hare on Jan 3, 1867.

1880 Rutherford Co., TN Census: John B. Holmes 44; Martha P. Holmes, 38; Charles Holmes, 3; Joseph Ferri, 14 nephew.

U. S. Civil War Records and Profiles, 1861-1865: John B. Holmes, 1<sup>st</sup> Lieutenant, Co. H, Tennessee 18<sup>th</sup> Infantry Regiment.

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469     **Holton, Thomas A.**                     **Date of death unknown. [Cont'd from Vol. 6].**

Mar 4, 1896, County Court: R. T. Russel, guardian of Clara B. and Andrew B. Holton, minor children of Thomas A. Holden (deceased), made a settlement with the court.

Jun 14, 1897, Mar 4, 1898, Jun 10. 1901, Estate Settlements 4: R. T. Russel, guardian of Clara B. and Andrew B. Holton, minor children of Thomas A. Holton (deceased), made a settlement with the Court Clerk.

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470     **Hooper, George W.**                     **Died before Aug 28, 1899, intestate.**

Aug 28, 1899, County Court: The court noted the death of G. W. Hooper intestate. B. [Benjamin] F. Hooper had received Letters of Administration. The court appointed commissioners to set apart to Mrs. G. W. [Margaret Ann Eliza Knott] Hooper, widow, assets necessary for the support of the widow and family for one year.

Mar 17, 1904, Estate Settlements 5: B. F. Hooper, administrator, made a final settlement with the court.

1880 Rutherford Co., TN Census: G. W. Hooper, 34; M. E. A .Hooper, 27; J. W. Hooper, 3 m; T. E. Hoper, 10 months.

Bedford Co., TN Marriages: G. W. Hooper married M. A. Nott [**KNOTT**] on Dec 24, 1870.

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Will dated Jun 1, 1895. Codicil dated Nov 9, 1898.

**First:** The testator wanted his executor named below to pay his just debts as soon as possible. The residue of his estate and property not required for payment of just debts and expenses, the testator gave and disposed of as follows. The testator gave his wife, M. J. [Mary F. Herrod] Hoover, all of his household and kitchen furniture and all the farming tools and machinery including wagon and buggies and harness. The testator also bequeathed to his wife the entire and undivided use of the farm where he lived in C,D, 22, Rutherford Co. TN, to have and to hold during her lifetime. The farm was bounded on the South by Mrs. M. E. Brown, on the East by G. H. Jones, on the North by Stones River, on the West by Dickin's heirs, containing 138 acres including seven acres on the West side of the creek. At his wife's death, the testator gave and bequeathed the farm to James F. Dickins, his grandson, if he was alive, during his lifetime. If he died without heirs, the farm was to go to his brothers and sisters if there were any living. The testator gave and bequeathed to his daughter, S. M. Dickins, the farm known as the old Williford place in Civil District 22, Rutherford Co. TN, to have and hold during her lifetime. The farm contained 200 acres, bounded on the South by Stones River East, on the East by McKnight, on the North by Mrs. M. J. Thompson and on the West by G. W. Hutchinson and James Bell. At her death, her bodily heirs were to sell the farm and divide the proceeds equally. If there were no heirs or their off spring, the farm was to go to his next nearest kin. The testator gave and bequeathed to the heirs of his daughter, S. M. Dickins, the 90-acre farm known as the James Bell place, bound on the East by the Williford tract, on the North by G. W. Hutchinson and Thomas Hoover, West and South by Stones River. There was also 13 acres of woodland joined by Spain on the South, Thomas Hoover on the West, J. Thompson on the North and Lawrence on the East. The Bell tract was to remain under the control of his wife during her lifetime and the rents were to be hers to use as she saw fit. The testator gave and bequeathed all his horses and cattle that he had at his death to his wife, M. J. Hoover, to sell or keep as she saw fit. The testator gave and devised all the remainder of his estate, real and personal, and any to which he might be entitled to, to his only brother, B. A. Hoover, to have and hold forever. The testator nominated and appointed B. A. Hoover to be his sole executor of his last will and testament. B. A. Hoover was not required to give bond.

**Codicil:** The testator wanted the tract containing 19 $\frac{1}{4}$ <sup>th</sup> acres purchased from Heartwell Patterson and bounded on the East by Bill McHenry (colored), on the North by William and Bass McHenry, on the West by McHenry and Brown and on the South by Rufus Sullivan's heirs, to go with the Bell tract as if it was part of said tract.

Feb 22, 1899, County Court: The court ordered the will recorded and filed.

May 17, 1902, Estate Settlements 5: B. A. Hoover, executor of the deceased's estate, made a final settlement.

Rutherford Co. TN Marriages: B. F. Hoover married Mary F. Herrod on Feb 23, 1866.

Will dated Mar 29, 1895.

**First:** The testator directed payment of his funeral expenses and other debts from the first available money.

**Second:** The testator willed the farm and lands where he lived to his wife, Sarah [Dillard] Hoover, for her use and benefit during her natural life. After her death, she wanted the farm or lands sold at public auction and the proceeds distributed equally among all his children, after giving his grandson, B. S. [Benjamin Sewell] Mason, one hundred dollars. **Third:** It testator directed the sale of personal property, not allowed his widow by law, at auction, except his Jack and Jennett, stock that might be on hand at his death, that he willed to his five unmarried children, Lee S. Hoover, Oscar S. Hoover, Martha Ada Hoover, Adline and Josie E. Hoover, to share and share alike, to be managed as may be agreed upon by the five children. Divide the money from the aforementioned sale equally among all his children. The testator wanted his executor to conduct the sale of the real estate and personal property. **Fourth:** The testator named Lee S. and Oscar S. Hoover his executors.

Oct 8, 1902, County Court: The court ordered the will recorded and filed.

Oct 8, 1902, County Court: The court appointed commissioners to set apart to Mrs. Sarah E. Hoover, widow

of the deceased, as much of the assets necessary for the support of the widow and her family for one year.

Rutherford Co. TN Marriages: B. S. Hoover married Sarah E. Dillard on Aug 20, 1841.

Hoover-Jacobs Cemetery, Rutherford Co. TN: Benjamin Sewell Hoover, born Mar 26, 1822, died Jul 30, 1902 & wife, Sarah E. Dillard Hoover, born Oct 20, 1823, died May 29, 1905.

1900 Rutherford Co., TN Census: Benjamin Hoover, 78; Sarah Hoover, 56 wife [had 10 children, 9 living]; Jane Hoover, 47, daughter; Adine Hoover, 39 daughter; Lee Hoover, Jr., 35 son; Benjamin Attason, 21 grandson.

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473     **Hoover, Jasper**             **Died April 1881, testate. [Cont'd from Vol. 5].**

Mar 3, 1896, Jan 20, 1897, County Court: S. H. Sanders, guardian of Lela Hoover, a minor child of Jasper Hoover (deceased), and heir at law of Matthias Fox (deceased), made a settlement with the court.

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474     **Hoover, John**                 **Died before Jul 9, 1904, intestate.**

Jul 9, 1904, County Court: The court noted the death of John Hoover intestate. M. N. Stem applied for and received Letters of Administration.

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475     **Hoover, Martin**                 **Died Feb 17, 1887, intestate. [Cont'd from Vol. 6].**

Oct 7, 1894, Estate Settlements 4: J. Dallas Jacobs et al., heirs of W. P. Jacobs (deceased), in his lifetime, guardian for J. W. Seagraves, minor heir of Martin Hoover (deceased), made a final settlement. W. P. Jacobs in his lifetime had been guardian of J. [James] W. Seagraves who was 21 years of age. After the death of his guardian, his administrator overlooked the guardianship and made a final settlement of his estate with the heirs before they became aware of this matter. When they learned of the charge against the estate of W. P. Jacobs (deceased), they by agreement, settled with the ward.

Mar 30, 1896, County Court: B. S. [Benjamin Sewell] Hoover, administrator, et al. **vs** John Hoover et al. The clerk had the share of John Hoover, a child of Martin Hoover (deceased). The clerk had the funds for over two years. According to law, funds remaining for over two years went to the county treasury. The court so ordered.

Jun 13, 1896, County Court: W. M. Mason, guardian of Lewellen, Selecta, Sydney and Mattie Hoover, minor children of Martin Hoover (deceased), made a settlement with the court. James Hoover was of age.

Mar 18, 1897, Aug 17, 1897, Feb 24, 1898, Mar 2, 1899, Estate Settlements 4: W. M. Mason, guardian of Lewellen, Selecta, Sydney and Mattie Hoover, minor children of Martin Hoover (deceased), made a settlement.

Jul 31, 1899, Apr 30, 1900, May 9, 1901, Aug 31, 1901, Jan 21, 1902, Estate Settlements 4: W. M. Mason, guardian of Selecta, minor of Martin Hoover (deceased), made a settlement. The ward signed for her balance.

Oct 26, 1903, Estate Settlements 5: W. M. Mason, guardian for Mattie [Hoover] Cunningham, minor child of Martin Hoover (deceased), made a settlement with the court.

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476     **Hoover, Mrs. Mattie**             **Date of death unknown.**

Jun 6, 1904, County Court: Mrs. Bell Hoover, guardian of Robert Guy Hoover, a minor child of Mrs. Mattie Hoover (deceased), made a settlement with the court.

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477     **Hoover, Matthias**                 **Died Mar 19, 1886, intestate. [Cont'd from Vols. 5].**

Oct 3, 1896, Oct 16, 1897, July 5, 1899, Aug 1, 1899, Estate Settlements 4: D. C. Lowe, guardian of Robert, E. L. Hoover and Jennie F. Hoover, minor children of J. [Joseph] P. J. Hoover and heirs of Matthias Hoover (deceased), made a settlement with the court.

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Jan term, 1896, County Court: No one bid the minimum set by court at the first attempt to auction the land. The court reduced the minimum and directed the clerk to try again to sell the land.

Feb 24, 1896, County Court: The special commissioner auctioned the land and it sold to Thomas Kerr. There were 146 acres. The court had divested all right, title and interest from the heirs.

Mar 20, 1897, Apr 8, 1897, County Court: B. F. Hoover et al **vs** Henry Hoover: All the purchase money for the land had been paid and the court had directed the clerk to pay the proceeds to the parties entitled as follows: [1] B. [Benjamin] F. and B. [Bergen] A. Hoover. [2] Elizabeth [Hoover] Bynum, wife of John Bynum. [3] William F. Hoover. [4] Sarah [Hoover] Shelton. [5] Richard Hoover, Alice Butcher, and Sally Ann Butcher, wife of Ben Butcher. [6] Unknown heirs of Mary Ann [Hoover] Weatherford (deceased). [7] Marvin Hoover, Maggie Graham, Mary Graham, Annie Lively, Eliza Bingham, Alex Hoover, John W. Hoover, and Ava Thompson, heirs of Henry Hoover (deceased). [8] James M. Hoover, Jane Shepherd, Sarah Fleming, William Fleming, and Isabel Shelton, wife of William Shelton, [9] J. A. A. Hoover, William Hoover, Margaret Herrod, wife of David Herrod, Louisa J. Links/Sinks, wife of Thomas Links/Sinks, Nancy M. McCrary, wife of (?) McCrary. [10] Joseph A. Hoover, T. N. Hoover, Fanny Gum, Julia Gum, Oden Hoover, Alvin Hoover, Oscar Hoover and Florence Hoover.

Jun 7, 1897, Estate Settlements 4: B. F. Hoover, administrator, made a settlement. The estate had no balance.

Cedar Grove Church Cemetery, Rutherford Co., TN: Thomas Hoover, Sep 30, 1822 - Mar 30, 1895.

Will dated Dec 30, 1895.

The testator gave his daughter, Littie [Hoover] Jacobs, and her heirs, a tract of land that his father had given him in the 14th district of Rutherford Co. containing 211 acres. The testator let the law take its course with the remainder of his personal property. The testator appointed L. R. Jacobs and D. P. Jacobs as his executors.

Feb 3, 1896, County Court: The court ordered the will recorded and filed. Mrs. [Martha] Mattie E. [Pinkerton] Hoover, widow, dissented from the will, and elected to take the portion of the estate allowed her.

Feb 3, 1896, County Court: L. R. Jacobs and D. P. Jacobs, who were named as executors of the deceased's will, appeared in court and declined their right to qualify as executors. Mrs. Mattie E. Hoover, widow of William M. Hoover (deceased), also relinquished her right to qualify as administrator of the. Lee Jacobs and L. R. Jacobs applied for and received Letters of Administration.

Feb 3, 1896, County Court: The court appointed commissioners to set apart one year's support to Mrs. Mattie E. Hoover, widow of the deceased, out of her husband's personal estate.

Apr 13, 1896, County Court: The court received a sale list of the personal estate. Commissioners had set apart a year's support for Mattie E. Hoover, widow of Dr. W. M. Hoover.

Oct 9, 1896, County Court: **Dr. W. M. Hoover had died at home in Jan 1896.** Mrs. Mattie E. Hoover, widow of the deceased, was dissatisfied with the provisions of the will as to her and dissented from it in Feb 1896. Defendant Littie [Hoover] Jacobs was the only child, heir at law and devisee of W. M. Hoover (deceased) who died owning the following tracts of land: [1] In C.D. 24 containing 211 plus acres. The following encumbrances and reservations appear in the deed, "I, J. L. Hoover in this deed of conveyance retain the full control of my dwelling house and the hewed log ash barn and the hewed log cedar crib and the hewed log ash smoke house together with the fruit of half of the orchard with the privilege of removing the buildings of said tract if I choose." This reservation applied to his wife, Thankful Hoover, if she outlived him. [2] In 25<sup>th</sup> C.D., 23 acres. [3] All cedar and stove wood, about 14 acres. One-half undivided interest in tracts which were conveyed to him and his father, John L. Hoover; the half of said J. L. Hoover were conveyed to him and his wife, defendant, Thankful Hoover, during the lifetime of each and both of them with remainder to W.M. Hoover without limitation. [4] In 24<sup>th</sup> C.D., 68 acres. [5] In 25<sup>th</sup> C.D., 133 acres by survey. [6] In 24<sup>th</sup> C.D., 24 acres. John L. Hoover, the father of W. M. Hoover, and husband of Thankful Hoover, died some years previous and his will probated Sep 8, 1880. In it, he devised the land to his wife during her lifetime and the remainder to W. M. Hoover. Mattie Hoover, widow, was entitled to a homestead and dower out of the lands owned entirely by her husband. The

court appointed commissioners to set apart to Mattie Hoover a homestead valued at \$1000 including mansion house and buildings and a dower of one-third of remaining lands. The dwelling house occupied by Thankful Hoover, the hewed log ash barn, the hewed log cedar crib, the hewed log ash smoke house and the fruit of half the orchard on the 211-acre tract not included.

Dec 24, 1896, County Court: Mattie E. Hoover **vs** Lee Jacobs and wife and others. The commissioners had set apart two plus acres with the house and other improvements to Mattie E. Hoover as her homestead worth \$1000, and also set apart 131 acres out of the home place which was one-third of the remaining lands of the deceased. They gave her the right of way to the Gum Spring if she so desired. They also gave the right of way to the public road to those that may live in the house that Thankful Hoover was living in.

Apr 5, 1897, County Court: The court received an inventory of the personal property.

Dec 16, 1898, Estate Settlements 4: L. R. Jacobs and Lee Jacobs, administrators, made a settlement.

Hoover-Jacobs Cemetery, Rutherford Co. TN: Dr. William Murphee Hoover, no marker. Wife: Martha "Mattie" E. Pinkerton Hoover, 1842-1932.

1860 U.S. Census: J. L. Hoover, 56; Thankful Hoover, 43; W. M. Hoover, 22 M.D.

1880 Rutherford Co., TN Census: W. M. Hoover, 41 Physician; Martha E. Hoover, 38; Lightfoot Hoover, 14; John P. Hoover, 12.

1900 Rutherford Co., TN Census: Lee Jacobs, 38; Lightie Jacobs, 34; William A. Jacobs, 17; John T. Jacobs, 10; Lightie H. Jacobs, 2; Martha M. Jacobs, 1; Thankful Hoover, 82 g-mother; Martha Hoover, 58 mother-in-law.

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481     **Hoover, William James Early "Jimmie"**                     **Died Jun 27, 1898, intestate.**

**Note:** He may be the son of J. A. "Andy" Hoover and Emily Jane Herrod.

Jul 4, 1898, County Court: The court noted the death of W. J. E. Hoover intestate. Jesse Shelton received Letters of Administration. The court appointed commissioners to set apart to Mrs. Susan A. [Shelton] Hoover, widow of the deceased, as much of the assets necessary to support the widow and her family for one year.

Oct 3, 1900, Estate Settlements 4: Jesse Shelton, administrator, made a final settlement with the court.

Chadwick Cemetery, Rutherford Co. TN: W. J. E. Hoover, born Jul 1, 1874 [1879]; died Jun 27, 1898.

Rutherford Co., TN Marriages: W. J. E. Hoover married Susie Shelton on Sep 3, 1895.

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482     **Hopkins, Margarette [colored]**                     **Died Sep 1892, intestate.**

May 5, 1896, County Court: Mandy Currin [colored], citizen of Rutherford Co., TN and Dick Jackson [colored] and his wife, Mag Jackson [colored], citizens of Hamilton Co., TN. **vs** Sarilda Brown [colored], Harrison Grisham [colored], Anna Grisham [colored], Fannie Grisham [colored] and Keith Grisham [colored], citizens of Rutherford Co., TN. **Margarette Hopkins had died Sep 1892.** She left the following survivors, as her sole representatives and heirs, Sarilda Brown, and Fannie Grisham, the mother of complainants Mandy Currin and Mag Jackson, and the defendants Keith, Harrison, Anna and Fannie Grisham. Fannie Grisham died after the death of Margarette Hopkins. Margarette Hopkins (deceased) owned at her death a house and lot in C.D. 18 of Rutherford Co., TN in the City of Murfreesboro, bounded on the South by State Street, on the East by Colored Baptist Church, on the North by the old Primm shop lot and on the West by Ellen Hall. Margarette Hopkins owed no debts and she had no appointed administrator. Sarilda Brown owned one-half of the house and lot and the defendants owned the other half. The defendant, Archie Black [colored], residence unknown, was entitled to one-third of the land as the son of Margarette Hopkins, if he were living; He had left the country during the Civil War and never heard from afterwards. He believed dead. They made him party to this cause in order to perfect the title. The complainant prayed for a decree to sell the house and lot for division.

Aug 12, 1897, County Court: The clerk found the lot was 48 x 70 with one house, too small to partition.

Sep 9, 1897, County Court: The clerk offered the house and lot at auction, but no bids.

1880 Rutherford Co., TN Census: [all Black] Margaret Hopkins, 52 mother; Eda Grisham, 5 daughter; Emma Grisham, 4 daughter; Fannie Grisham, 3 daughter.

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**483     Hord, Mrs. Amelia Mildred                     Died Jul 16, 1894, testate. [Cont'd from Vol. 6].**

Will dated July 11, 1894.

[1] Executor is to pay as soon as possible all my just debts. [2] I bequeath all my real and personal property to my two children, T. E. [Thomas Epps] Hord and Mrs. F. W. [Minnie T. Hord] Washington, except as hereinafter stated. I have already given to my other two children, Mary La Fon Leiper and John A. Sewell more than I now have to leave to T. E. Hord and Mrs. F. W. Washington. [3] I will to my two grandchildren, Mildred Gilmer Hord and Louise Leiper, each, five ewe lambs to be kept and managed by my son, T. E. Hord, and their increase to be sold by my said son paid directly to said children without the intervention of any guardian. When it is no longer convenient to manage said lambs, he may sell them and pay the balance directly to said children. [4] I direct that my Executors have full power and authority to sell my property of very description except the lambs as directed in Item #3. Executors to be son, T. E. Hord and son-in-law, F. [Frank] W. Washington.

Oct 29, 1894, County Court: The Court recorded and filed the will.

Mar 24, 1898, Estate Settlements 4: T. E. Hord, one of the executors, reported that Mrs. F. W. Washington, wife of one of his co-executor, and himself, with the exception of Mildred Gilmore Hord and Louise Leiper who received 10 ewe lambs, were the only legatees. All the debts had been paid. All the assets of the estate except some land in Arkansas and a small tract in Rutherford Co. TN, were used in paying the indebtedness.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Amelia Mildred Hord, born Jan 28, 1824, died July 16, 1894.

Rutherford Co., TN Marriages: Frank W. Washington married Minnie T. Hord on Dec 8, 1885.

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**484     Hord, Sam             Died between May 22, 1896 and Jun 27, 1898, testate.**

Will dated May 22, 1896.

The testator willed to his grandson, Robert Hord, 25 acres. He willed the balance of the tract of land he owned in Chittenden Co., Arkansas, be equally divided between his two daughters, Lucinda [Hord] Spears and Fanny [Hord] Holloway. The land came to him by deed from D. W. Lear, Commissioner of State Lands for the State of Arkansas. The land description is on pages 633 & 634 of the Deed Records in Crittenden Co., Arkansas.

Jun 27, 1898, County Court: The court ordered the will recorded and filed.

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**485     House, Carrie [Guy] (colored) vs House, William (colored)                     Divorce**

Oct 18, 1899, Circuit Court: The court accepted the order pro confesso and the oral testimony in court that the defendant had deserted his wife and had stayed away for over two years. The court dissolved the Bonds of Matrimony. The court committed exclusive custody of the five children to the complainant.

Rutherford Co., TN Marriages: William House (colored) married Carrie Guy (colored) on Dec 27, 1883.

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Jul 22, 1897, Chancery Court: The defendant had not been present at the proceedings. The court dissolved the Bonds of Matrimony that had existed between the two parties.

Rutherford Co., TN Marriages: Harrison House (colored) married Scilla Lyon (colored) on July 8, 1882.

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487     House, John                     Petition for Citizenship

Jun 29, 1903, Circuit Court: John House petitioned the court to restore his citizenship which had been taken away when he was sentenced on Oct 31, 1894 for petit larceny in the Circuit Court. Witnesses testified that since his release from the County Jail, he had sustained the character of honesty and veracity; that he was industrious and living soberly and had demeaned himself as to become a peaceful, law-abiding citizen. The court ordered and adjudged that John House be restored to all rights of citizenship.

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488     **Howland, Juraskus (colored) vs Howland, Georgia [Pinkard] (colored)**                     **Divorce**

Feb 25, 1901, Circuit Court: The court accepted the facts in the bill as being true supported by the oral testimony of the witnesses. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: J. W. Howland (colored) married Georgia Pinkard (colored) on Jan 25, 1896.

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489     **Howse, Charles A.**                     **Died before Jul 5, 1880, testate. [Cont'd from Vol. 5].**

Jan 6, 1898, County Court: The court appointed J. [John] W. Edwards, guardian for Susie Edwards, a minor heir of Charles A. Howse (deceased).

Jan 7, 1898, County Court: W. [William] B. Elliott, et al **vs** Carney Kirkpatrick. Laura [Edwards] Elliott, Susie Kirkpatrick, Charles Edwards, Artie Edwards, and Susie Edwards were tenants in common of a tract of 159 acres located in C.D. #4. The interests of the tenants in common were as follows: Mrs. Laura Elliott, one-third interest; Mrs. Susie Kirkpatrick, one-third interest and Charles Edwards, Artie Edwards and Susie Edwards were equal owners of the remaining one-third interest. The court appointed commissioners to survey the land and partition it. Carney Kirkpatrick had rented the land for 1898.

Apr 1, 1898, County Court: W. B. Elliott et al **vs** Carney Kirkpatrick et al. The commissioners appointed to divide the lands of Charles A. Howse (deceased) reported as follows: They assigned Lot #1 to Susie Kirkpatrick and it contained 46.5 acres. They assigned Lot #2 to Charles Edwards, Artie Edwards and Susie Edwards and it contained 53.5 acres. They Lot #3 to Laura Edwards and it contained 51 plus acres. The commissioners suggested moving the cook-kitchen and the crib known as the "old-ladies" crib from lot #1 onto lot #3.

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490     **Howse, Elizabeth [Delbridge]**                     **Died before Dec 10, 1897, intestate.**

Wife of Charles A. Howse (see above)

Dec 10, 1897, County Court: The court noted the death of Elizabeth Howse intestate. W. T. Snell applied for and received Letters of Administration.

May 28, 1900, Estate Settlements 4: W. T. Snell, administrator of the deceased's estate, made a final settlement with the court. The administrator made the following distributions: Mrs. Laura [Edwards] Elliott. Sue E. Kirkpatrick. J. [John] W. Edwards for Susie Edwards. Artie Edwards. C. [Charles] B. Edwards.

Rutherford Co. TN Marriages: Charles A. Howse married Elizabeth Delbridge on Dec 9, 1845.

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491 **Huddleston, Columbus S.** **Died about Oct 1886, intestate. [Cont'd from Vols. 5].**

Apr 10, 1897, County Court: J. S. Hall, guardian of Mary Huddleston, a minor child of C. S. Huddleston (deceased), made a settlement with the court.

Sep 22, 1897, Estate Settlements 4: J. S. Hall, guardian of Mary Huddleston, a minor, made a final settlement. Mary Jones, formerly Mary Huddleston, and her husband, W. T. Jones, receipted for her entire balance.

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492 **Hughes, Madison R.** **Died Oct 21, 1877, testate. [Cont'd from Vol. 5].**

Jul 9, 1898, Jul 23, 1898, County Court: E. [Elsworth] S. Hughes et al **vs** D. [David] C. Hughes, et al. Petitioners E. S. Hughes and M. [Madison] D. Hughes and the defendants D. C. Hughes, Margaret Hughes, and Bowen Hughes were tenants in common of a tract of land in the 8<sup>th</sup> C.D. containing 150 acres. According to the terms of their grandfather's will, the complainants and the defendants were entitled to an equal undivided interest in the tract. The court directed that the land be partitioned giving each person one-fifth part of the tract.

1900 Davidson Co., TN Census: Julie G. Hughes, 48 widow; David C. Hughes, 20 son; Margarite Hughes, 15 daughter; Bowen A. Hughes, 13 son.

1880 Rutherford Co., TN Census: Arch Hughes, 48; Jemima J. Hughes, 30; Elsworth S. Hughes, 7; Madison D. Hughes, 4; David C. Hughes, 1.

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493 **Hughes, Archibald** **Died Aug 27, 1891, intestate.**

Apr 9, 1897, County Court: Mrs. Jemima G. [Scales] Hughes, administratrix, made a final settlement.

Hughes Cemetery, Rutherford Co., TN: Archibald Hughes, May 20, 1833 - Aug 27, 1891.

Williamson Co., TN Marriages: Arch Hughes married Jemie G. Scales on June 1, 1870.

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494 **Hughey, Lock** **Died before May 16, 1892, intestate.**

July 1, 1893, July 1, 1894, July 1, 1895, County Court: W. [William] B. Jarratt, guardian for Beulah and George Hughey, minor children of Lock Hughey (deceased), made a settlement with the court.

Feb 26, 1896, County Court: W. B. Jarratt, guardian for Beulah and George Hughey, minor children of Lock Hughey (deceased), made a settlement with the court.

Dec 14, 1896, County Court: W. B. Jarratt, guardian of Beulah and George Hughey, minor children of Lock Hughey (deceased), had died. Robert M. Dudley presented to the court a transcript of court proceedings from Davidson County appointing him as guardian of the two children and order transferring the children's funds from Rutherford Co., TN to Davidson Co., TN.

Dec 16, 1896, Estate Settlements 4: Fannie P. Jarratt, executrix of W. B. Jarratt (deceased), who was in his lifetime guardian of Beulah and George Hughey, minor children of Lock Hughey (deceased), made a final settlement with the court. R. M. Dudley, the newly appointed guardian.

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495 **Hunt, John D.** **Died before Jan 13, 1900, intestate.**

Jan 13, 1900, County Court: The court noted the death of John D. Hunt intestate. W. A. Hall had applied for and received Letters of Administration for the deceased's estate.

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496     **Hunt, William**                   **Died before Feb 2, 1897, intestate.**  
          **Hunt, Mrs. Jane**                 **Died before Jan 2, 1899, intestate.**

Feb 2, 1897, County Court: The court appointed commissioners to set apart to Mrs. Jane Hunt, the deceased's widow, as much of the assets necessary to support the widow and family for one year.

Sep 6, 1897, County Court: The court noted that William Hunt had been dead for more than six months and no one had administrated the estate. The court appointed the County Administrator to take charge of the estate.

Dec 27, 1898, County Court: The court noted that William Hunt had died intestate. E. [Elisha] B. Hunt Jr. applied for and received Letters of Administration.

Jan 2, 1899, County Court: The court had noted the death of Mrs. Jane Hunt intestate. J. G. Barlow applied for and received Letters of Administration.

Jan 10, 1902, Estate Settlements 4: J. G. Barlow, administrator, made a final settlement.

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497     **Hunter, Robert N.**               **Died between Jun 19, 1897 and Aug 29, 1898, testate.**

Date of will Jun 19, 1897.

**First:** The testator directed the executors to pay his burial expenses. **Second:** The testator wanted all of his debts promptly paid. **Third:** The testator left everything that he died possessed of to his wife for her natural life. After her death, the executors were to sell everything and divide the proceeds as hereinafter directed. **Fourth:** In view of the fact that the testator had done sufficiently well for his daughter, Isabella [Hunter] Burnett, the testator gave her \$25. The testator had also done sufficiently well for his son, Robert T. Hunter; the testator gave him \$25. The testator gave the remainder of his effects to his children, Tenny [Hunter] Touns, James Hunter, Moses A. Hunter and George P. Hunter after the death of his wife, [Sarah] Florida [Jackson]. His son, George P. Hunter's, share was \$25 more than the others were. The testator directed that his son, James Hunter with his children remain with his mother and have the use of everything as he has had if his mother agrees. The testator appointed his sons, James Hunter and George P. Hunter, to be the executors.

Aug 29, 1898, County Court: The court ordered the will recorded and filed.

Sep 6, 1898, Inventory: The executors submitted an inventory showing that the deceased owned 115 acres of land.

Feb 28, 1901, Estate Settlements 4: G. P. and J. T. Hunter, executors of the last will and testament of R. N. Hunter (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: Robert Hunter married Florida Jackson on Dec 31, 1841. J. B. Towns married Miss Tennie M. Hunter on Mar 13, 1877. L. G. Burnett married Isabella Hunter on Aug 31, 1865.

1870 Rutherford Co., TN Census: Robert Hunter, 48; Sarah Hunter, 48; Tennessee Hunter, 24; Robert Hunter, 22; John Hunter, 18; James Hunter, 16; Moses Hunter, 14; George Hunter, 12; Kate Hunter, 8.

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498-499   **Hudson, Alfred M.**               **Died Feb 1, 1903, intestate.**

Mar 7, 1903, County Court: The court noted that A. M. Hutson had died intestate. A. [Albert] H. Hutson applied for and received Letters of Administration.

Aug 15, 1903, County Court: A. M. Hutson **vs** Mrs. Alice [Edwards] Simmons and husband, J. W. Simmons, residents of Robinson Co.; Ida [Edwards] Morgan and husband, Nick Morgan, residents of Bedford Co.; and Anna Edwards, Fannie Edwards and James Edwards, minors and residents of Bedford Co. **Alfred M, Hutson died Feb 1, 1903, in Rutherford Co..** He owned the following tracts of land: [1] Tract in 10<sup>th</sup> C.D. contained 85 acres. [2] Tract in the 8<sup>th</sup> C.D. contained 24 plus acres. [3] Tract in the 8<sup>th</sup> C.D. contained 45 acres. [4] Tract in the 8<sup>th</sup> C.D. contained 8 acres. [5] Tract in the 10<sup>th</sup> C.D. contained 83 acres, composed of two small tracts. [6] Tract in the 10<sup>th</sup> C.D. contained 6 acres. [7] No description given. Alfred M. Hutson (deceased) left no widow and there were no encumbrances upon the lands. He left two lawful children, Alfred [Albert] H. Hutson and Mary Betty Hutson, who married J. W. J. Edwards and died leaving the following children surviving her, to wit:

Alice, who married J. W. Simmons. Ida, who married Nick Morgan. Anna Edwards, minor, 18 years old. Fannie Edwards, minor, 16 years old. James Edwards, minor, 14 years old. Mary Betty Hutson died before the death of her father. The above listed complainants and defendants were the only heirs at law of Alfred M. Hutson (deceased). It was necessary to sell the land for partition. The land was mostly cedar land and no more than one-half was suitable for cultivation. Alfred M. Hutson (deceased) left a very small personal estate valued at \$55, he owed for funeral expenses, doctor's bills, tombstone, a note for \$150, and a few small accounts, the total did not exceed \$500. In addition to the \$55 in personal property, the estate was due rents for 1903 of about \$100 as the lands had to be rented for part of the crops.

Undated, County Court: During a deposition, the deposer asked Mrs. Mollie Wright about the adoption of Cooch Hutson and his daughter. Mrs. Wright denied any knowledge of it.

Nov 19, 1903, County Court: Deposition of W. J. Owen, Justice of the Peace: Mr. Owen was 51 years old the previous Apr. He lived at Concord. He acknowledged that A. H. Hutson used an alias of "Cooch Hutson". Mr. Hutson had deeded the home place to Cooch Hutson. The questions queried the circumstances under which Mr. Hutson deeded the home place to Cooch. W. J. Edwards' first name was Welden. Mr. Hutson told him that Mr. Edwards had built the barn and did a lot of other work for him. Mr. Edwards and family had boarded with him for seven years. Mr. Hutson had told him that Cooch Hutson was to have the home place when he died.

Undated, County Court: Deposition of J. P. Epperson: J.P. Epperson was 65 years old. Mr. Hutson had told him that he wanted Lee Hutson, Cooch's boy, to have a home. He had also stated that Bettie's children and Cooch were to divide his property.

Aug 25, 1904, County Court: Deposition of J. H. Cromer: Mr. Cromer was 75 years old. He referred to Cooch Hutson as "Coots" Hutson.

Aug 25, 1904, County Court: Deposition of Sam Wright. Sam Wright was 62 years old and lived in Marshall Co. He was the father-in-law of Cooch Hutson. Mr. Wright was in favor of selling the land.

Aug 25, 1904, County Court: Deposition of L. C. Biggers: L. C. Biggers was 63 years old and lived in Marshall Co. Mr. Hutson indicated to him that he would give the home place to Cooch Hutson. The remainder of the real estate would be divided equally between Cooch and the Edwards children. He stated that Mr. Edwards was much more industrious than Cooch Hutson.

Aug 25, 1904, County Court: Deposition of Mr. E. A. Giles: Mr. Giles had asked Mr. Hutson to borrow some money. He answered that he had let Mr. Edwards have all his money and had none to loan. Cooch Hutson had married a widow woman who lived on the Jackson place for a year or so before moving to another place owned by his father. When his father died, Cooch Hutson had four or five children at home and two that were married. He valued the land deeded to Cooch Hutson at \$600 and the Bedford Co. lands at \$1000.

Aug 25, 1904, County Court: Deposition of Cooch Hutson: Cooch Hutson was 52 years old. He had lived with his father about 15 years before he died. He farmed his father's place giving him one-third of the crops. His father's sister had lived with them and she had died about eleven months after he died. Welden Edwards married the widow Dunn four or five years after the death of his first wife. He claimed that Welden Edwards only had a double-barreled shotgun when he married Mary Betty Hutson. The Edwards had lived with Mr. Hutson eight or nine years after their marriage. Cooch Hutson wanted the land sold, debts paid and the remainder divided equally between him and the Edwards children. There was no witness signature on the deed that gave Cooch Hutson the home place. Cooch had not been successful farming his father's land. He accused Mr. Edwards of receiving an unfair share of benefits while he lived with Mr. Hutson. He did verify that Mr. Hutson had purchased two tracts of land during the time the Edwards family lived there.

Sep 9, 1904, County Court: Deposition of E.W. McClaran. Mr. McClaran lived on Mr. Hutson's place for two years after the Edwards family left. During that time, Mr. Hutson had stated that he wanted his real estate equally divided between Cooch and Mr. Edwards' children. Mr. Hutson had also showed him about \$750 in gold along with some paper money and silver. This was before Cooch moved his family in with Mr. Hutson. Mr. McClaran was the stepfather to Cooch Hutson. Cooch Hutson had gone to live with his father after his mother had died. E. W. McClaran would be 32 years of age on Dec 19, 1904. The deposer asked Mr. McClaran if Mr. Hutson had been troubled about having his two children adopted. Mr. McClaran had no knowledge of that. The deposer intensely questioned Mr. McClaran as to whether Mr. Hutson gave/loaned money to Cooch Hutson and/or Mr. Edwards. He denied any knowledge.

May 2, 1905, County Court: Deposition of J. W. /W. J. Edwards. Mr. Edwards married Mary Betty Hutson in

1875 and she died in 1892. They lived with Mr. Hutson six years after they married. Mr. Hutson gave him and his wife each a cow when they married. Mr. Hutson loaned them \$300 to purchase a farm on Manchester Pike. Mr. Edwards had paid the loan back, built a storehouse for \$100 and purchased a buggy for \$80. Mr. Edwards worked as a carpenter for about 25 years before becoming a land trader. Mr. Hutson collected for work that Mr. Edwards performed. Anna Edwards married B. S. Caplen. During a conversation between Mr. Edwards and Mr. Hutson about 1900, Mr. Hutson stated he was getting feeble and wanted his property divided between Cooch and Bettie's children. Cooch Hutson (an alias for Alfred H. Hutson) and family were living with him before he died. Mr. Hutson had given Mr. Edwards \$100 to build a store house and when he built a barn, Mr. Hutson gave him enough lumber to build a barn for himself but he failed to haul it all off before somebody else had taken it. Cooch Hutson lived with Mr. Hutson when Mr. Edwards married Mary Betty Hutson. Mr. Hutson had loaned Mr. Edwards \$300 when he purchased the Henry Norman place. Mr. Edwards claimed he loaned out \$400 when he married and had \$800 in gold. Mr. Hutson had a sister, Aunt Polly that lived with him. Cooch Hutson had lived with Mr. Hutson until he married the widow woman with four children.

May 30, 1907, County Court: A. H. Hutson **vs** Alice Simmons et al. The court ordered that it was necessary to sell land to pay the balance of the indebtedness of the deceased and costs of administration. The court ordered the sale of 163 acres, tracts 1, 2, 3, 4, and 6. The court appointed commissioners to divide the remainder of the deceased's lands, described in the pleadings, and lying in Bedford County, Tennessee. One-half of the land in value was designated for A. H. Hutson. One-half of the land in value was designated and set apart to Mrs. Alice Simmons, Mrs. Ida Morgan, Anna Edwards, Fannie Edwards and James Edwards, each, the one-fifth in value of the one-half set a part to the children of Bettie Edwards (deceased).

Jul 5, 1907, County Court: A. H. Hutson **vs** Alice Simmons et al. The Clerk and Commissioner sold the five tracts of land at auction. A. H. Hutson purchased all five tracts for \$1140. He complied with terms of sale.

Sep 28, 1907, County Court: R. S. Brown purchased the 83-acre tract sold at auction.

Oct 12, 1907, County Court: A. H. Hutson **vs** Alice Simmons et al. The Clerk and Commissioner secured a judgment against J. C. Anderson for \$380.25 and costs.

1900 Rutherford Co., TN Census: Albert H. Hutson, 45; Ada Hutson, 30 wife; John W. Hutson, 12 son; Dinkey D. Hutson, 10 daughter; Mary B. Hutson, 5 daughter; Antha A. Hutson, 3 son; Allen M. Hutson, 77 father.

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500     **Ivie, Mrs. Martha J.**                     **Died Jul 3, 1897, testate.**

**Note:** She was the second wife of Charles D. Ivie, who died in 1885

Will dated Jan 15, 1895. Codicil dated Jan 17, ????

The testatrix willed all her real estate to Mrs. Elizabeth Ann [Ivie] McKinley during her lifetime. If she were to die before her daughter, Annie May McKinley, it was to become the property of Annie May McKinley. If Mrs. Elizabeth Ann McKinley was alive when Annie May McKinley died, she was to dispose of the property as she saw fit. The testatrix bequeathed her wearing apparel to her two nieces, Mrs. Estelle [Warren] Thomas and Mrs. Florence [Warren] Noblen, [Note: Estelle and Florence were sisters who lived in Marshall Co., TN, daughters of Elbert G. Warren buried in Bedford Co., TN] for equal division. She willed her furniture including bedclothes for division between her step children. The testatrix noted that she had not left her real estate to Elizabeth Ann McKinley because she loved her more or the others less. She was the oldest and neediest. Codicil: The testatrix stipulated that her will would be valid only after payment of all her just debts.

Jul 5, 1897, County Court: The court ordered the will recorded and filed.

Jul 6, 1897, County Court: J. M. Jarman had applied for and received Letters of Administration.

Jan 29, 1900, Estate Settlements 4: J. M. Jarman, administrator for Mrs. M. J. Ivie (deceased), made a final settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Mrs. Martha J. Ivie, born Dec 28, 1821, died Jul 3, 1897, wife of C. D. Ivie.

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501 **Ivie, Thompson** Date of death unknown. [Cont'd from Vol. 6].

Feb 16, 1896, Jan 19, 1899, County Court: W. S. Phillips, guardian for Jimmie and Lizzie Ivie, minor children of Thompson Ivie (deceased) and heirs at law of W. [William] M. Ivie (deceased), made a settlement.  
Dec 31, 1896, Dec 31, 1897, Estate Settlements 4: W. S. Phillips, guardian for Lizzie Ivie, minor child of Thompson Ivie (deceased) and heirs at law of W. M. Ivie (deceased), made a settlement with the court.

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502 **Jackson, Arabella [Smith] (colored) vs Jackson, Clem (colored)** Divorce

Oct 16, 1903, Chancery Court: The couple married in Rutherford Co. 20 years ago. About 1894, the defendant deserted the complainant and had not supported her since. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Clem Jackson (colored) married Arabella Smith (colored) on Jan 1, 1881.

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503 **Jackson, Capt. Frank Marion III** Died Apr 25, 1901, intestate.

Aug 10, 1901, County Court: The court had noted the death of F. M. Jackson intestate. Richard Ransom had applied for and received Letters of Administration.

Sep 13, 1901, County Court: The court appointed commissioners to set apart to Mrs. Annie Jackson, widow, as much of the assets as might be necessary to support her and her family for one year.

Oct 14, 1901, Chancery Court: First National Bank of Murfreesboro **vs** Frank M. Jackson and others. **F. M. Jackson, one of the defendants, died Apr 25, 1901, intestate.** He left Mrs. R. A. Jackson as his widow and Frank H., Jane A., Grover C., Richard F., and Carmine Jackson as his only surviving children, and heirs. First 4 were minors and were under care of their mother. The deceased owned a 197-acre tract in the 10<sup>th</sup> C.D. In Dec 1895, F. M. Jackson executed to Mrs. Jane George a mortgage on the 197 acres. By transfer, Mrs. Jane George was the holder of a second mortgage executed to Robert Whitus and Thomas Garrett on or about Mar 1897. The deceased did not waive his homestead rights in either mortgage and Mrs. R. [Rachel] A. [George] Jackson insisted she was entitled to both homestead and dower as her husband had died before foreclosure of the mortgage. Mrs. Jackson also asserted that she had not joined her husband in the mortgage.

Oct 18, 1901, Chancery Court: The court appointed commissioners set aside dower and homestead to Mrs. R. Annie Jackson, widow of F. M. Jackson (deceased).

Nov 18, 1901, Chancery Court: 1<sup>st</sup> National Bank of Murfreesboro **vs** Frank M. Jackson et al. The commissioners set 54 acres with residence, barn and improvements as homestead and 31.4 acres as dower.

Nov 22, 1901, Chancery Court: First National Bank of Murfreesboro **vs** Frank M. Jackson and others. The complainant had obtained a judgment against the defendant on Mar 13, 1897, for \$377.55 plus costs. The funds from the sale of the remainder of the land after homestead and dower were set aside were available to satisfy the judgment. The proceeds would first satisfy the mortgage on the property held by Mrs. Jane George.

Apr 15, 1902, Chancery Court: First National Bank of Murfreesboro **vs** Frank M. Jackson. The C & M auctioned the personal property and real estate outside the homestead and dower. Two horses brought \$40 each and the 45 acres brought \$12 per acre. The remaining interest in the homestead and dower sold for \$900. The due Mrs. George was \$2324.02. The court approved the sale.

Obituary - Nashville Banner, (Nashville, Tennessee), Apr 25, 1901.

Murfreesboro, Apr 25, 1901. Capt. Frank M. Jackson of Versailles, died at his home this morning of cancer of the jaw. Capt. Jackson was a valiant Confederate soldier, being Captain of Company A, 24<sup>th</sup> TN Inf., and member of the Jos. B. Palmer Bivouas, Confederate Veterans, Nashville.

Rutherford Co. TN Marriages. F. M. Jackson married Annie George on Dec 28, 1886.

Jackson Cemetery, Versailles, Rutherford Co. TN: Capt. Francis Marion Jackson III, born Mar 28, 1838, died Apr 25, 1901. Rachel Anna George Jackson, June 9, 1859 - Sep 27, 1952, wife of Capt. F. M. Jackson, III. Mrs. Jane George, Dec 6, 1824 - Apr 16, 1904.

1900 Rutherford Co., TN Census: Frank Jackson, 62; Annie Jackson, 40; Frank H. Jackson, 12; Janie Jackson, 11; Grover Jackson, 9; Fowler Jackson, 7; Darrest Jackson, 2 f; Jane George, 75 mother.

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504     **Jackson, Henry Clay**                     **Died Jun 5, 1892, intestate. [Cont'd from Vol. 6].**

Jan 21, 1896, County Court: James S. Hicks, guardian of Kate L. and Eloise Jackson, minor children of H. C. Jackson (deceased), made a settlement with the court.

Mar 19, 1896, Feb 7, 1898, Mar 27, 1899, County Court & Feb 18, 1897, Jan 15, 1898, Feb 28, 1899, Nov 10, 1900, Estate Settlements 4: James S. Hicks, guardian of Eloise Jackson, minor child of H. C. Jackson (deceased), made a settlement with the court.

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505     **Jackson, Indiana [Windrow]**     **Died Dec 25, 1895, intestate. [Cont'd from Vol. 6].**

Jun 19, 1896, County Court: The administrator presented a sale list of personal property to the court.

Apr 5, 1897, County Court: The court received an inventory of the deceased's personal property.

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506     **Jackson, Jesse H. (colored) vs Jackson, Mattie [McLean] (colored)**     **Divorce**

Nov 9, 1896, Circuit Court: From the testimony of the witnesses, it was manifestly apparent to the court that the charges were true and the court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Jesse Jackson (colored) married Mattie McLean (colored) on Jan 15, 1880.

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507     **Jackson, John F.**                             **Died before Oct 12, 1904, intestate.**

Oct 12, 1904, County Court: The court noted the death of J. F. Jackson intestate. D. A. Jackson applied for and received Letters of Administration.

Rutherford Co. TN Marriages. John F. Jackson married Sarah C. Lawrence on Dec 12, 1851.

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508     **Jackson, Capt. John Childress**             **Died Apr 10, 1898, intestate,**

May 8, 1898, County Court: The court had noted the death of John C. Jackson intestate. John C. Jackson Jr. had applied for and received Letters of Administration.

Ransom Cemetery, Rutherford Co. TN: Capt. John Childress Jackson, born Williamson County, Feb 6, 1829; died Bedford County, Apr 10, 1898. Father: William Jackson. Mother: Drusilla Jackson. Spouse: Mary Jane Jackson. Children: John Childress Jackson, Susan Adelaide Bumpus, Francis Marion Jackson, Julia Emily Jackson, Mary Beatrice Jackson, Williams Lafayette Jackson, James Robert Jackson, Sidney Johnson Jackson, Drusilla Ann Elizabeth Jackson.

Rutherford Co. TN Marriages. John C. Jackson married Mary J. Covington on Dec 19, 1855.

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509     **Jackson, John Ira**                             **Died before Sep 20, 1899, intestate.**

Sep 20, 1899, County Court: M. D. Smith had applied for and received Letters of Administration.

Miller Cemetery, Christiana, Rutherford Co. TN: John Ira Jackson, born, 1869; died 1899. Father: John W. Jackson. Mother: Lemiza S. Jackson. Children: Ira Rebecca Caughran.

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510 **Jackson, John W. Died Aug 13, 1896, Testate.**

Will dated Aug 4, 1896.

The testator revoked all wills previously made by him and stated that all his worldly estate that he owned at time of death, or that which will become a part of his estate after his death was to be disposed of as follows: **1<sup>st</sup>**: The testator wanted just debts and funeral expenses paid. **2<sup>nd</sup>**: The testator bequeathed to his wife, Susan Rebecca [Rutledge] Jackson, during her natural life, all of his estate, real, personal or mixed of every description and kind or that which shall become a part of his estate after he died. At the death of his wife, the property subject to her just and legal debts and burial expenses, was to go to his heirs equally with advances deducted. **Lastly**: The testator nominated and appointed his wife, Susan Rebecca Jackson, to be executrix.

Aug 31, 1896, County Court: The court received the will and ordered it recorded and filed.

Rutherford Co., TN Marriages: John W. Jackson married Susan R. Rutledge on Dec 29, 1886

Jackson Cemetery, Versailles, Rutherford Co. TN: John W. Jackson, born Apr 1, 1834, died Aug 13, 1896. Father: Nathan Jackson. Mother: Indiana Jackson.

1900 Rutherford Co., TN Census: Susan Jackson, 58 widowed and 2 boarders.

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511 **Jackson, Nannie P. [Simmons] vs Jackson, Brandon Divorce.**

Oct 24, 1896, Circuit Court: The court accepted the allegations and dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: J. B. Jackson married N. P. Simmons on May 9, 1896.

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512 **Jackson, Nannie Rebecca [Smithson] Died before Nov 27, 1899, intestate.**

Nov 27, 1899, County Court: The court noted the death of Mrs. Nannie Jackson intestate. A. W. [Amasa Webb] Jackson, her husband, applied for and received Letters of Administration.

Feb 27, 1904, Estate Settlements 5: A. W. Jackson, administrator, made a final settlement with the court. The administrator was the beneficiary.

Russell Cemetery, Eagleville, Rutherford Co. TN: Nannie Rebecca Jackson, born Feb 15, 1876 and died Oct 18, 1899. Spouse: Amasa Webb Jackson. Child: Irene Foy.

Marshall Co. TN Marriages: A. W. Jackson married N. R. Smithson on Dec 22, 1892.

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513 **Jackson, Thomas N. Died Jun 2, 1896, intestate.**

Jun 6, 1896, County Court: The court noted the death of T. N. Jackson intestate. Andrew Jackson received Letters of Administration. Mrs. L. [Loyola] S. Jackson, widow, relinquished her right of administration.

Apr 5, 1897, County Court: The court received a sale list of personal property.

Nov 12, 1898, Estate Settlements 4: Andrew Jackson, administrator, made a final settlement with the court.

Jackson Cemetery, Rutherford Co. TN: T. N. Jackson, Born Apr 18, 1832, died Jun 2, 1896.

1880 Rutherford Co., TN Census: Thomas N. Jackson, 48; Mary A. Jackson, 48; Francis Jackson, 26; Dora Jackson, 24; Andrew Jackson, 19; William J. Jackson, 16; Albert S. Jackson, 13; Thomas N. Jackson, 11; Mead H. Jackson, 9; Kittie Jackson, 7.

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Apr 6, 1896, County Court: The court noted the death of D. P. Jacobs intestate. J. [John] W. Mankin and F. [Fletcher] P. Jacobs applied for and received Letters of Administration. The court appointed commissioners to set apart to Mrs. Ann B. [Belle Mankin] Jacobs, widow, one year's support for herself and family.

Jun 19, 1896, County Court: The court received an inventory and sale list of personal property.

Jul 6, 1896, County Court: Mrs. A. B. Jacobs, widow, had applied for the assignment of homestead and dower out of the lands that D. P. Jacobs owned when he died. He owned the following tracts: [1] 171 plus acres in 25<sup>th</sup> C.D. [2] 47 plus acres. [3] 30 acres in 25<sup>th</sup> C.D. [4] 48 plus acres in 25<sup>th</sup> C.D. [5] 3 plus acres in 25<sup>th</sup> C.D. [6] omitted. Court determined deceased owned no interest. [7] ½ acre in 25<sup>th</sup> C.D. [8] 1 plus acre in 24<sup>th</sup> C.D. [9] 1 plus acres in Grundy Co. atop Cumberland Mountain. [10] 1/3 undivided interest in 1 acre in Coffee Co. C.D. 2. The other 2/3 belonged to F. P. and J. C. Jacobs and there was a dwelling, out-houses and stables. The court appointed commissioners to set apart to Mrs. A. B. Jacobs out of the described tracts a homestead and a dower of one-third of the remaining property.

Aug 4, 1896, County Court: The commissioners set apart two plus acres with improvements for a homestead for Mrs. A. B. Jacobs. They also set apart 93 plus acres for her dower.

Sep 9, 1896, Jan 21, 1902, County Court: The court appointed L. [Luther] R. Jacobs guardian for Herbert, Luke, Robert T., Willis K. and Jesse P. Jacobs, minor children of D. P. Jacobs (deceased).

Dec 9, 1897, Feb 27, 1899, Mar 3, 1900, Jan 3, 1901, Mar 3, 1903, Feb 4, 1904, Estate Settlements 4 & 5: L. R. Jacobs, guardian for Herbert, Luke, Robert T., Willis K. and Jesse P. Jacobs, minor children of D. P. Jacobs (deceased), made a settlement with the court.

May 16, 1898, Oct 17, 1898, Estate Settlements 4: F.P. Jacobs, surviving administrator of D. P. Jacobs (deceased), made a partial settlement with the court. The Administrator distributed as follows: Belle Jacobs; Ida Jacobs; L. R. Jacobs as guardian for Herbert, Luke, Robert Taylor, Willis K. and Jesse P. Jacobs.

Bedford Co., TN Marriages: D. P. Jacobs married Belle Mankin on Dec 12, 1882.

Jacobs-Baugh Cemetery, Rutherford Co., TN: Dallas Polk Jacobs, born Jan 5, 1845, died Mar 23, 1896. Spouse: Ann Belle [Mankin] Jacobs. Jan 18, 1858 - Jun 16, 1911. Children: Ida Stephenson (1873 - 1914) and Dallas Luke Jacobs (1885 - 1960).

1900 Bedford Co., TN Census: Martha Mankins, 78 widow; Belle Jacobs, 42 daughter widow; and grandsons: Herbert Jacobs, 16; Luke Jacobs, 15; Bob T. Jacobs, 13; Willie K. Jacobs, 11; Jessie P. Jacobs, 8.

1880 Rutherford Co., TN Census: D. P. Jacobs, 35 widowed; Ida Jacobs, 6 daughter; Mary Jacobs, 52 mother; Mattie Jacobs, 19 sister.

Dec 22, 1903, County Court: The court noted the death of Mrs. Sallie [Todd] Jacobs intestate. William Jacobs of Coffee County applied for and received Letters of Administration.

Rutherford Co., TN Marriages: T. B. Jacobs married S. A. Todd on Jul 12, 1864.

1880 Rutherford Co., TN Census: T. B. Jacobs, 40; Sallie Jacobs, 33; W. C. Jacobs, 13 m; C. G. Jacobs, 11 m; Bart Jacobs, 8 m; J. F. Jacobs, 6 m; J. W. Jacobs, 3 m; T. Jacobs 9 months f.

1900 Rutherford Co., TN Census: Thomas B. Jacobs, 60; Sallie A. Jacobs, 54; Forest Jacobs, 26; John W. Jacobs, 23; Navello Jacobs, 17; Emma Jacobs, 18; John P. Todd, 84 father-in-law; Odist Jacobs, 11 months grandson.



Jan 20, 1896, County Court: J. [James] D. Jacobs had sold his interest in the real estate of his deceased father to W. C. Jacobs for \$600.

Apr 4, 1896, County Court: Mrs. Dorothy E. [Lowe] Jacobs and others **vs** J. [Joseph] F. Jacobs and others. The clerk reported that he sold the real estate at auction. Mrs. Dorothy E. Jacobs had purchased both tracts.

Apr term, 1896, County Court: The estate indebtedness amounted to \$3600 and personal assets available to pay amounted to \$2800. The widow was entitled to a homestead and dower. She was living with her minor children except J. F. Jacobs, in a house in Murfreesboro. Tract one was large enough for the widow's dower to be laid out. The other two tracts were not susceptible to partition and the court ordered them sold.

Feb term, 1897, County Court: The court appointed commissioners to partition the land considering advancements made by W. P. Jacobs (deceased) to his children. The commissioners were to set apart shares for the following: W. [William] C. Jacobs, A. [Arthur] F. Jacobs, J. [Joseph] F. Jacobs, J. [James] D. Jacobs, Mary B. Jacobs, Mattie S. Jacobs, and Ella V. Jacobs. The land contained 126 acres.

Feb 13, 1897, County Court: During a deposition, W. C. Jacobs related that W. P. Jacobs (deceased) had keep a logbook of advancements to his children that reflected the following: W. C. Jacobs - \$1000 land. J. D. Jacobs - \$572.50 money and personalty. A. P. Jacobs - \$510 money and personalty. J. F. Jacobs - \$1005 money and personalty. W. C. Jacobs stated there were no personal assets or money available to equalize the children. The money received from the sale of real estate had been used to pay debts. Division of the unsold land could equalize advancements. The court asked Mr. Jacobs whether there were any entries in the logbook regarding advancements to J. [Joseph] F. Jacobs of Texas, acknowledged he received the money.

Mar 17, 1897, County Court: Mrs. Dorothy E. Jacobs et al. **vs** J. F. Jacobs et al. J. F. Jacobs had sold his undivided interest in the real estate of his father to W. C. Jacobs.

Mar term, 1897, County Court: The clerk settled with the administrators and found that they had nothing.

Mar term, 1897, County Court: The court had divested title of 25 acres set apart to J. D. Jacobs and had vested title in W. C. Jacobs based on deed presented in court.

Mar 8, 1897, County Court: Mrs. Dorothy E. Jacobs et al. **vs** J. F. Jacobs et al. The commissioner appointed to divide the land taking into account advancements made by W. P. Jacobs (deceased) in his lifetime.

Oct 14, 1897, County Court: The clerk made a settlement of the estate of W. P. Jacobs (deceased).

Oct 15, 1897, Estate Settlements 4: L. R. Jacobs and W. C. Jacobs, administrators of W. P. Jacobs (deceased), made a settlement with the court.

Dec 15, 1897, Feb 16, 1899, Estate Settlements 4: Mrs. Dorothy E. Jacobs, guardian of Mary Bell, Mattie S. and Ella V. Jacobs, minor children, made a settlement with the court. The accounts of Mary Bell Jacobs, Mattie E. Jacobs and Ella V. Jacobs were exhausted. Joseph F. Jacobs was of age.

Feb 27, 1904, Estate Settlements 5: Mrs. Dorothy E. Jacobs, guardian of Mattie S. and Ella V. Jacobs, minor children of W. P. Jacobs (deceased), made a settlement with the court.

Oct 6, 1900, County Court: The court noted the death of W. M. Jakes intestate. W. [William] A. Yearwood applied for and received Letters of Administration.

Jun 6, 1903, County Court: W. A. Yearwood, administrator, asked that he be allowed to resign as administrator. Mrs. M. M. [Mary Margaret Yearwood] Jakes received the funds for the use of the four minor heirs.

Coleman Cemetery, Rutherford Co. TN: William M. Jakes, born Jun 17, 1865 and died Aug 30, 1900; & wife, Mary Margaret Jakes, born Aug 7, 1867 and died Aug 2, 1926.

1900 Rutherford Co., TN Census: William M. Jakes, 34; Maggie Jakes, 32; Jessie Jakes, 12; George C. 7; Joe Jakes, 3; Willie Jakes, 1.

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Will dated Nov 23, 1895.

**Item 1.** The testator gave to his daughters, Nancy [James] White and Mary C. James, a tract of 196 acres.

**Item 2.** The testator gave his daughter, Mary C. James, all his household and kitchen furniture, carpets, utensils, piano, tableware and all the meat and provisions in the smokehouse. In addition, the testator gave her 100 bushels of corn or whatever grain was available. **Item 3.** The testator ratified a deed of gift to his daughter, Mary C. James, of 140-145 acres tract. The testator revoked any other deeds of gift that might have existed.

**Item 4.** The testator gave his daughter, T. [Telitha] C. Hibbett, a note for \$534 that he held on her husband, Joseph C. Hibbett. The testator added that the division of the land between Nancy White and Mary C. James was to be from North to South with Mary C. James receiving the East portion.

Nov 1, 1897, County Court: The court ordered the will recorded and filed.

Mar 28, 1898, County Court: E. [Eugene] A. Hibbett and wife, Lola G. [Garrett] Hibbett **vs** Nancy White and husband and Mary C. James. Per petitioner's request, the court made J. C. Hibbett Sr., J. C. Hibbett Jr., W. [William] E. Hibbett, Mrs. L. [Elizabeth "Lizzie"] G. [Hibbett] Goodwin and husband, William G. Goodwin, Mrs. M. [Martha] L. [Hibbett] Davis and husband, Henry G. Davis, defendants in this cause.

May 30, 1898, County Court: E. A. Hibbett and wife **vs** Nancy White and husband, and Mary C. James. In Nov 1897, Mary C. James and Nancy White produced for probate the last will of W. R. James (deceased). In the will, Mary C. James, Nancy White and T. C. Hibbett had been named as legatees and devisees. Lola Hibbett, granddaughter and heir at law of W. R. James, and husband, Eugene Hibbett, contested the validity of the will.

Jul 28, 1900, Chancery Court: E. A. Hibbett et al **vs** Mary C. James et al. A written agreement settled all matters of controversy dated May 20, 1900 between complainant and a portion of the defendants to wit: Mary C. James, R. H. White and wife, Nannie White. The agreement was between E. A. Hibbett and wife on one hand and Miss M. C. James and R. H. White and wife on the other part. The court decreed that the notes and land would go to Lola G. Hibbett in full settlement of her share.

James Cemetery, Smyrna, Rutherford Co. TN: W. R. James, born Aug 15, 1808, died Oct 19, 1897.

1880 Rutherford Co., TN Census: W. R. James, 71; Mary C. James, 27; Ellen James, 25; Lola James, 7 granddaughter.

1850 Rutherford Co., TN Census: W. R. James, 42; Elizabeth C. James, 30; Nancy R. James, 6; Jarret James, 5; Talitha James, 9 months.

519 **Jamison, J. C. Bastardy.**

Sep 18, 1901, County Court: Ella Lou Fathera, a single woman, had delivered a child on Jul 28, 1901. J. C. Jamison was the father and was charged with the maintenance of the child. He was to pay the Commissioner for the Poor of Rutherford County, \$40 for the first year, \$30 for the second year and \$20 for the third year. The sums were to be paid no later than Oct 1 of 1901 and each following year. J. C. Jamison had to execute a bond to secure the payments. He also had to pay court costs for this cause.

520 - 521 **Jamison, Samuel T.**

**Died Jan 14, 1899, testate.**

Will dated Sep 15, 1897.

**First:** The testator wanted all his debts paid in full. **Second:** The testator gave and devised to S. [Samuel] Moulton King, Jeanette King, Annie King, Harry King, Carter King, Rufus King and William King, children of his deceased sister, Olivia J. [Jamison] King, a tract of land in C.D. 7, Rutherford Co., TN, that he had acquired by deed dated Jul 3, 1878, from William H. King. The express condition for the devise was that the children of Olivia J. King or their heirs and legal representatives pay the testator or his executrix or legal representative, the sum of \$1667.79 with interest from Sep 30, 1897 at 6% per annum until paid. They would also reimburse

the testator or his executrix for taxes, expenses for counsel fees or litigation, if any, about said real estate. **Third:** The testator gave the balance, residue and remainder of his property, real, personal or mixed, and wherever situated, to his wife, Susan Lewis Jamison and her heirs and assigns forever. **Fourth:** The testator appointed his wife, Susan Lewis Jamison, sole executrix of his last will and testament to serve without bond,

Feb 3, 1899, Probate Court, St. Louis, Missouri: After an examination by the clerk and testimony by several subscribing witnesses, the court declared the will valid and admitted it to probate.

May 11, 1899, County Court: The County Court of Rutherford Co., TN noted the will had been previously probated according to the Act of Congress and the laws of the State of Tennessee. The court also noted that there were lands devised in the will located in the state and county.

Apr 4, 1900, County Court: Mrs. Susan Lewis Jamison, the executrix nominated in the last will and testament of Samuel T. Jamison (deceased), and qualified as executrix.

Apr 9, 1900, Chancery Court: Samuel M. King, Jeanette M. King, Annie B. King, Harry J. King, John C. [Carter] King, James R. [Rufus] King, William W. King, the last four being minors and sue by their next friend, Jeanette M. King, and Susan L. Jamison, Executrix of Samuel T. Jamison (deceased) **vs** William H. King. Complainants were the children of Olivia J. King (deceased) and William H. King, and they have all attained their majority except Henry J. King, John C. King, James R. King, and William W. King, who sue by their next friend Jeanette M. King. The complainants represented to the court that their maternal uncle **Samuel T. Jamison, who lived in St. Louis, Missouri, died on Jan 14, 1899.** For many years, he had been the owner of some tracts of land

located in the 7<sup>th</sup> C.D. of Rutherford Co. TN. By the same agreement, S. T. Jamison rented the tracts of land to W. H. King for the term of a year and one-half to Jan 1, 1880 at \$250 per annum. W. H. King took possession of the land and stayed on it until the death of S. T. Jamison, Jan 14, 1899. By terms of the agreement, W. H. King had the right to repurchase the tracts. The complainants believed that the right to repurchase continued only for a reasonable time, or at the most, exercised during the lifetime of S. T. Jamison. They further averred that W. H. King had at no time during the lifetime of S. T. Jamison offered or proposed to repurchase the land according to the agreement. The complainant further charged that W. H. King had stayed on the land long past Jan 1, 1880 as the tenant of S. T. Jamison on the terms of the original agreement to pay rent. He had only partially complied with this. According to the will of S. T. Jamison, all his land in Rutherford County was to go to the children of Olivia J. King (deceased). The complainants contended that after the death of S. T. Jamison, they became the legal owners of the tracts of land and were entitled to possession. Since the death of S. T. Jamison, W. H. King had continued in possession of the tracts and claimed the right to hold possession against the complainants. They brought this suit to dispossess him of the land and to make him account for the rent for the time he had been or might have been unlawfully in possession thereof. Shortly after the death of S.T. Jamison, the complainants had demanded possession of the tracts of W. H. King. After his refusal to give possession, the complainants and W. H. King had negotiated an agreement for the settlement of the controversy. The agreement required the approval of the executrix of the deceased. After the deeds had been prepared for signature according to the agreement, W. H. King had refused to sign the deed prepared for him and his [second] wife to sign. The complainants asked for enforcement of the agreement and a requirement that W. H. King perform his part. If this cannot be, the executrix asked for a judgment against W. H. King.

Apr 9, 1900, Chancery Court: W. H. King of Rutherford County and Atha Thomas, attorney for Susan L. Jamison, executrix and principal devisee under the will of Samuel T. Jamison (deceased), do make the following agreement provided the executrix approves the same. It is agreed that three disinterested parties be chosen to go on the tract of land where W. H. King and children were living containing 196 acres. The three persons would lay out the lines around the following parcel of land; beginning on John King's corner on the Avenue; then North to a point on the Avenue in front of the middle of a lane on the West side, then West along with the middle of the land separating the dwelling and premises where W.H. King lived, and the dwelling on the premises where the children live, and extending back sufficiently far to embrace the chicken yard in the rear of W. H. King's dwelling, then South and East to the North West corner of John King's land. The persons would determine the number of acres in the parcel. Subtract that number from 72 acres, and then lay off the remainder of 72 acres, so that it will be of an average value with the lands of the whole tract. This would be to the best interest of all parties concerned. Signed Apr 15, 1899. W.H. King and Atha Thomas.

Oct 19, 1901, Chancery Court: Samuel M. King et al **vs** W. H. King. Consent Decree. All parties agreed that

W. H. King owed complainant Susan L. Jamison, executrix, \$1277.65. When the court renders a decree settling the rights of all parties to this suit, the court will issue a decree for that sum against W. H. King in favor of Susan L. Jamison. The decree will place a lien on the land. They agreed that Susan L. Jamison would pay costs of this cause up to this date. They suspended for 12 month the execution of any decree for sale of the land for payment of the above sum and interest.

May 5, 1902, Chancery Court: Samuel M. King, et al **vs** W. H. King. The court noted that executrix of S. T. Jamison and W. H., King had a decree settling their rights. It further noted that the minor complainants King had failed to take any further steps in this cause and that the adult Kings did not desire to further prosecute the cause. W. C. Jamison, uncle of the King children, had authorized the counsel to permit a dismissal.

Oct 17, 1902, Chancery Court: The court noted that W.H. King had conveyed by deed two tracts in the 7<sup>th</sup> C.D. of Rutherford Co. to S. [Susan] L. Jamison. The court decreed that there was still due and unpaid \$1277.55 from Oct 19, 1901. The court declared a lien on the land. They had sixty days to pay this amount into the court.

Apr 18, 1903, Chancery Court: Samuel M. King, et al **vs** W. H. King. William H. King had delivered a draft in full satisfaction to the attorneys for Mrs. Susan L. Jamison, executrix of Samuel T. Jamison (deceased).

Rutherford Co., TN Marriages: Miss Olivia Jamison married William H. King on Nov 29, 1871.

Missouri Marriage Records: Samuel T. Jamison married Susan L. Lewis on Nov 24, 1880, in St. Louis, Missouri.

Missouri Death Records: Samuel T. Jamison died Jan 14, 1899, St. Louis, Missouri.

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522     **January, Joseph A.     Died Oct 17, 1888, intestate. [Cont'd from Vol. 6].**

Mar 30, 1896, County Court: C. [Charles] R. Holmes, administrator of J. A. January (deceased) **vs** Virgie Danielly and others. The clerk had \$78.90 from the sale of lands of J. A. January (deceased). It was the share of F. Henry Hardin, the minor child of Hattie [January] Hardin (deceased), who was a daughter of Joseph J. January (deceased). There was also \$26.30, the distributive share of Willie Gray Danielly, one of the minor children of Kate [January] Danley who was also a daughter of Joseph A. January (deceased). The funds had remained unclaimed in the hands of the clerk for over two years. By law, the funds became the property of the county treasury. The court so ordered.

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523     **January, Martha A. [Watts]     Died Jul 7, 1897, testate.**

Will dated Jan 12, 1895.

**Item #1.** The testatrix directed the payment of all her debts out of the personal property of her estate hereinafter bequeathed to her son, Hatton, and the children of her daughter, [Sarah] Elizabeth [January] Tompkins – heirs or their representatives, except the mortgage debt, fixed hereinafter upon a parcel of real estate. **Item #2.** The testatrix had a \$2000 life insurance policy on the Hartford Life and Annuity Insurance Company, dated Dec 31, 1887. The testatrix bequeathed one-half of the proceeds to her son, Hatton January and the remaining one-half to her son-in-law, A. [Albert] G. Tompkins. **Items #3.** The testatrix devised to her son, Hatton January, her house and lot located on the West side of the railroad on Lebanon Street in Murfreesboro, TN. The testatrix charged upon the house and lot the payment of a mortgage debt of \$400 she owed A. G. Tompkins. She requested that if her son was to sell the house and lot, he was to give A. G. Tompkins first right of refusal. **Item #4.** The testatrix declared she had no other real estate. She bequeathed the remainder of her personal estate to her son, Hatton January and the children of her deceased daughter, Elizabeth Tompkins, for equal division. **Item #5.** The testatrix appointed A. G. Tompkins as her executor.

Jul 15, 1897, County Court: The court ordered the will recorded and filed.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Martha Watts January, died Jul 7, 1897, age 71 years, wife of R. W. January.

Rutherford Co. TN Marriages: Robert W. January married Martha A. Watts on Aug 24, 1845.

1880 Rutherford Co., TN Census: R. W. January, 56; M. W. January, 52; Hatton January, 14.

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524     **Jarman, Ida vs Jarman, Sam**                     **Divorce**

Nov 12, 1904, Circuit Court: The court accepted all the allegations made in the original bill as substantiated and dissolved the Bonds of Matrimony that had existed between the couple.

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525     **Jarratt, John Jefferson**                     **Died about Feb 1881, testate. [Cont'd from Vols. 5 & 6].**

Jul 24, 1896, Aug 13, 1897, Jul 30, 1898, Estate Settlements 4 & Sep 23, 1896, Aug 1, 1898, County Court: Mrs. Almira [Jarratt] Brown, guardian of William L. Gray, a minor child of Olivia [Jarratt - Wade] Gray (deceased) and minor heir at law of J. J. Jarratt (deceased), made a settlement with the court.

Dec 1, 1898, Estate Settlements 4: Mrs. Almira Brown, guardian, made a final settlement with the court. William L. Gray was twenty-one years old.

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526     **Jarrett, Mary [Overall] (colored) vs Jarrett, Robert (colored)**     **Divorce**

Jun 20, 1896, Circuit Court: Robert Jarrett (colored) and the plaintiff had married about eight years previous and had lived together for three years before Robert Jarrett (colored) had deserted his wife and had neglected to pay her upkeep. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Robert Jarrett (colored) married Mary Overall (colored) on Sep 11, 1887.

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527     **Jarratt, Nelson (colored)**                     **Died before Oct 3, 1892, intestate. [Cont'd from Vol. 6].**

Jul 9, 1896, Estate Settlement 4: John Boring (colored), administrator of the deceased's estate, made a settlement with the court after paying the widow, Vinnie [Malvina] Jarratt, for a year's support.

Jul 1, 1898, Chancery Court: Ella Vernon (colored) vs John Boring, individually, and as administrator of Nelson Jarratt (deceased) and Jack Snell and J. E. Scales. Ella Vernon had recovered a judgment in Circuit Court of Rutherford Co. TN, against John Boring, administrator of the estate of Nelson Jarratt (deceased), for \$588.00 and costs of \$24.30. The complainant alleged that the administrator made no settlement of the estate until Jul 9, 1896 when he made a settlement with the County Court. Charges were \$425.70 and credits were \$178.80, leaving a balance of \$246.90. The Circuit Court issued execution to the Sheriff of Rutherford Co. The Sheriff returned nulla bona. The Sheriff of Williamson Co. received a similar execution and he too returned nulla bona. The complainant alleged that the administrator had breached his bond and his sureties had become liable.

Jul 19, 1898, Chancery Court: Ella Vernon vs John Boring, administrator and others. The court issued the following decree: The complainant would recover from John Boring, administrator of Nelson Jarratt (deceased), the sum of \$713.05, principal, and interest on the Circuit Court judgments and other costs of this cause. The complainant was also to recover of defendant J. E. Scales, \$150, and such costs as might be adjudged.

Apr 30, 1900, Chancery Court: Ella Vernon vs Nelson Jarratt Jr. (colored), Polly [Jarratt] Jordan (colored) & and husband, Thomas Jordan (colored), Vinie Mathis, formerly Vinie Jarratt, all of Rutherford Co., Emma Fletcher (colored) and husband, Hall Fletcher (colored), and Lucinda Vaughn (colored), citizens of Davidson Co., TN and Ella Vaughn (colored), a non-resident of TN and residence unknown. On Jul 19, 1898, complainant had recovered a judgment against John Boring, administrator of Nelson Jarratt (deceased). On Oct 7, 1899, J. E. Scales had paid \$150.. On Apr 10, 1900, the court issued execution to the Sheriff of Rutherford Co. He returned nulla bona. John Boring, administrator, had no funds or property individually or as the administrator of the estate of Nelson Jarratt (deceased). Nelson Jarratt had owned a 115-acre tract in C.D. #12. Nelson Jarratt (deceased) left surviving him a widow, Vinie Jarratt, who married Isham Mathis who had died. She remained on the land, claiming the same as a homestead, and claiming dower. The deceased also left three children, Nelson Jarratt Jr., Polly Jordan and America Jarratt (colored). The later had died leaving children,

Emma Fletcher, Lucinda and Ella Vaughan. The complainant was advised that she had the right to have the remainder interest in the land sold for satisfaction of the debt.

Oct 9, 1900, Chancery Court: The court decreed that it necessary to sell the remainder of the 115-acre tract. The complainant received permission to bid all or part of her judgment at the sale of the land.

Apr 22, 1901, Chancery Court: The C & M auctioned the remainder interest in the 115-acre tract. Ella Vernon was the high bidder at \$700.

Oct 14, 1901, Chancery Court: The court confirmed the sale, subject to the dower and homestead of Vinnie Mathis, the widow of Nelson Jarratt Sr. (deceased).

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528     **Jarratt, William B.**

**Died Nov 26, 1896, testate.**

Will dated Nov 19, 1896.

**Item 1<sup>st</sup>:** The testator nominated his wife, Fannie P. [Dudley] Jarratt, to be the administratrix. **Item 2<sup>nd</sup>:** The testator wanted his wife to pay all just debts. **Item 3<sup>rd</sup>:** The testator wanted his wife to take possession of his entire estate. She was to have the power to collect, disburse and invest the same as though he were present and doing the same. The testator empowered her to sell and convey any of his real estate and reinvest the proceeds in other property, as she thought best. During the next five years after his decease, she was to support and educate his children out of the profits of his estate providing always due regard to the value of the estate and the dignity of the children. **Item 4<sup>th</sup>:** It was the testator's will that after the five years had elapsed, the estate be divided and allotted to his widow and children and his wife be appointed guardian for all children living and not twenty-one. **Item 5<sup>th</sup>:** The testator gave his widow the right to use his means to improve and keep in repair the house and lot used as their home.

Dec 4, 1896, County Court: The court ordered the will recorded and filed.

Feb 24, 1896, County Court: W. B. Jarratt, guardian for Beulah and George Hughey, minor children of Loch Hughey (deceased), made a settlement with the Clerk.

Dec 14, 1896, County Court: **W. B. Jarratt, guardian of the Hughey minor children, had died.** Davidson Co. appointed Robert M. Dudley as guardian of the minors.

Jan 20, 1896, County Court: The executrix presented an inventory to the court.

Mar 4, 1899, Mar 19, 1902, Estate Settlements 4: Mrs. Fannie P. Jarratt, executrix, made a settlement.

Apr 7, 1902, County Court & May 21, 1903, Jun 1, 1904, Estate Settlements 5: Mrs. Fannie P. Jarratt, guardian for Willie B. and Fannie Jarratt, minor children of W. B. Jarratt (deceased).

Apr 12, 1902, County Court: Fannie P. Jarratt, et al **vs** Willie B. Jarratt, et al. W. B. Jarratt had died on Nov 26, 1896. He left surviving him, Mrs. Fannie P. Jarratt, his widow, and the complainants, H. Dudley Jarratt and Daisy Jarratt and the defendants, Willie B. Jarratt and Fannie Jarratt, as his children. Willie B. and Fannie Jarratt were minors and their mother was their guardian. W. B. Jarratt owned the following tracts of land: [1] 4 acres. [2] 34 acres. [3] a lot with a one-room house fronting the railroad track. [4] a lot with a 4-room house. [5] a lot with a 5-room house. [6] a lot with a 4-room house fronting the railroad. [7] storehouse and lot near the railroad. The court appointed commissioners to set apart a homestead and dower. They would divide the land, including homestead and dower, into four equal shares and allot one share to each of the children.

Jul 10, 1902, County Court: The commissioners reported as follows: Her homestead consisted of one house and lot in Smyrna, TN. The remainder of the estate adjoining the town of Smyrna had a value at \$6500 so they gave each heir \$1625. Lot #1 to Fannie L. Jarratt contained 29 ½ acres. Lot #2 to Daisy I. Jarratt and consisted of two parts, one of 6 ½ acres and the second, a house and lot fronting on Railroad Street. Lot #3 was in two parcels to Willie B. Jarratt, one of five acres and the second, a house and lot on the corner of Wright and Brewer streets. Lot #4 was a storehouse and lot to H. Dudley Jarratt. Fannie Jarratt had for love and affection, quit claimed to them all of her rights to dower in the estate of her late husband, William B. Jarratt.

1900 Rutherford Co., TN Census: Fannie P. Jarratt, 44 widow; Dudley Jarratt, 22 son; Daisy Jarratt, 20 daughter; Willie B. Jarratt, 14 daughter; Fannie Jarratt, 6 daughter; Beulah Hughey, 19 boarder.

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529      **Jarman, Reverend George S.**                      **Died before Jun 21, 1902, testate.**

Will was undated.

**First:** The testator directed his executrix named below to pay all of his just debts and funeral expenses out of the first money that became available. **Second:** The testator willed the remainder of his property of every description, real and personal, to his wife, Mrs. Sallie A. [Hall] Jarman, absolutely and in fee simple, to dispose of as she saw fit. **Third:** The testator appointed his wife to be his executrix.

Jun 21, 1902, County Court: The court directed the will be recorded and filed.

1900 Rutherford Co., TN Census: George S. Jarman, 47; Sallie A. Jarman, 40; Minnie M. Jarman, 16; Gertrude Jarman, 2.

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530      **Jenkins, Amanda (colored)**                      **Guardianship. [Cont'd from Vol. 6].**

Jul 3, 1897, Jul 10, 1899, Estate Settlements 4: Sam Jenkins (colored), guardian of Amanda Jenkins (colored), made a settlement with the court.

Dec 6, 1899, County Court: Sam Jenkins (colored), guardian of Amanda Jenkins (colored), his own child, made a settlement with the court.

Jun 6, 1900, County Court: Sam Jenkins (colored) died and had been the guardian of his daughter, Amanda Jenkins, who was 19-years old. Sam Jenkins (colored) as her guardian had \$100 that loaned on Jan 25, 1895 to P. P. Mason with W. N. Mason and H. A. Clayton as sureties. Interest had been paid on the note to Jun 25, 1899, and the note and interest were due. The court ruled Amanda Jenkins (colored) competent to take charge of the fund and wanted to do so.

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531      **Jenkins, Calvin (colored) vs Jenkins, Ida [Hoover] (colored)**                      **Divorce.**

Jan 24, 1901, Chancery Court: The court ruled the defendant had been guilty of gross misconduct and adultery. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Calvin Jenkins (colored) married Ida Hoover (colored) on Feb 28, 1893.

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532      **Jenkins, David (colored)**                      **Died Dec 28, 1901, intestate.**

Jan 18, 1902, County Court: The court had noted the death of David Jenkins intestate. Mattie Jenkins (colored) had applied for and received Letters of Administration.

Oct 18, 1902, Chancery Court: Mattie Jenkins (colored), administratrix **vs** Robert Works, Luther Garret, Arch Works, Sam Works, Aesie Works, Sterling Garret, Theodore Garret and Idella Tucker, all minors under age of twenty-one. The complainant asked that a guardian ad litem be appointed.

Apr 16, 1903, Chancery Court: Mattie Jenkins, (colored) administratrix **vs** Robert Work (colored) and others. Publication was made for the non-resident defendants, Joe Johnson and wife, Dora Johnson; Arch Works; Sam Works; James Jenkins, Thomas Jenkins; Fannie Newman and husband, Thomas Newman; Sam Jenkins; Sebe Halbrooks and wife, Margaret Halbrooks, requiring them to appear and defend the bill. Since they failed to do so, the court directed a verdict of confessed as to defendants, Joe Johnson and wife, Dora Johnson; James Jenkins; Thomas Jenkins; Fannie Newman and husband, Thomas Newman; Sam Jenkins; Sebe Halbrook and wife, Margaret Halbrook. The court also noted that the minors were without guardians and appointed a guardian ad litem. Process was served on defendants Robert Works; Samuel Hendon and wife, Lovie Hendon; Thad Tucker; Jack Jenkins; Wiley Frazier and wife, Nancy Frazier; Sydney Works; George Jenkins; and D. M. McLean and wife, Henrietta McLean requiring them to appear, but they had failed to do so.

Oct 9, 1903, Chancery Court: Deposition by Mattie Jenkins. **David Jenkins died Dec 28, 1901.** David Jenkins had no children. His heirs at law were his brothers and sisters and children of those brothers and sisters that had died. Sidney Work and his wife, Mariah Work executed to David Jenkins a mortgage on a tract of land

some years previous. The mortgage was to secure a note. Sidney Work had died several years prior to David Jenkins. He left children and grandchildren. **Mariah Work died on Dec 29, 1901, the day after David Jenkins.**

Mattie Jenkins was the third wife of David Jenkins. He had no children with any of his wives.

Oct term, 1903, Chancery Court: Mattie Jenkins, administratrix **vs** Robert Work and others. On Nov 1, 1893, Robert Work and wife, Mariah, executed a mortgage on a tract of land of 62 acres to secure a note for \$200 executed by Robert Work that day and due Nov 1, 1894. David Jenkins and Robert Work and wife were all dead. There remained due \$172.34 due on the note. The court gave the defendants 60 days to pay the sum or the C & M as Commissioner was to sell the land.

Apr 1, 1904, Chancery Court: Mattie Jenkins, administratrix (colored) **vs** Robert Work (colored) and others. The C & M offered the land at auction on Mar 5, 1904. Logan Nelson was the high bidder.

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533     **Jenkins, Miss Elvira F. P.     Incompetent. [Cont'd from Vol. 6].**

Oct 27, 1896, Oct 25, 1897, Oct 7, 1899, Oct 10, 1901, Oct 10, 1903, Oct 10, 1904, Estate Settlements 4 & 5: Mrs. E. [Eusebia] F. [Jenkins] Spence, guardian of Miss F. P. Jenkins, a person of unsound mind, made a settlement with the court.

Oct 10, 1899, County Court: Mrs. E. F. Spence had renewed her bond.

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534     **Jenkins, James Franklin     Died about Jun 1887, intestate. [Cont'd from Vol. 6].**

Dec 26, 1900, Chancery Court: Mrs. Beulah [Clements] Jenkins, Davidson Co., B. F. Moore, Rutherford Co., Joseph Vaughan, Davidson Co. **vs** Rubie Vaughan, formerly Rubie Jenkins, Earl Winter and wife, Beulah Winter, formerly Beulah Jenkins. The Vaughans were residents of Davidson Co. and Mrs. Winter was a resident of St. Louis, MO. The residence of Earl Winter was unknown. There was pending in the Chancery Court the case of Annie May Jenkins **vs** C. [Charles] R. Holmes, to settle the estate of the deceased, who was the husband of Mrs. Beulah Jenkins. In this cause, Mrs. Beulah Jenkins, as widow of the deceased, received a legal homestead of 12 7/8 acres on Oct 1892. Since then, Mrs. Jenkins and complainant B. F. Moore made a conditional agreement for the sale of the homestead to Mr. Moore, subject to the confirmation and ratification of the court. Mrs. Jenkins was to receive the entire proceeds of the sale instead reinvestment of the funds. Mrs. Jenkins alleged that she did not have the necessary means of support, that she was 56 years old and this sale was necessary for her maintenance and support. She lived in Nashville and could not give the property her personal attention. The two minor children joined their mother in praying for the sale. B. F. Moore, owner of the reversionary interest after homestead, was to pay \$325 cash for the 12 7/8 acres. Defendants Rubie Vaughan and Beulah Winter were 19 and 17 years of age respectively. The complainants prayed that the court approve the sale and appoint a guardian ad litem for the minor children.

Jan 28, 1901, Chancery Court: Deposition by James F. Jenkins, son of the deceased, stated that his mother had no other property except that referred to in this bill. She depended on the \$25 per annum rent for her support and she paid the taxes. He added that the husband of his sister, Rubie Vaughan, provided for her, and Mrs. Beulah Winter had a good position and was self-supporting. Both had agreed to the sale.

Feb 5, 1901, Chancery Court: The C & M strongly recommended the court approve the sale of the homestead property of Mrs. Beulah Jenkins.

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535     **Jenkins, Robert (colored) vs Jenkins, Ella [Burrus] (colored)     Divorce**

Jun 22, 1901, Circuit Court: The court accepted the facts in the bill as being true, that the defendant had abandoned her husband and had remained away for over two years. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Robert Jenkins (colored) married Ella Burrus (colored) on Mar 3, 1895.

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536 **Jetton, Rufus B.** **Died Nov 8, 1872, intestate. [Cont'd from Vols. 4 & 6].**

Nov 2, 1897, County Court: The clerk had distributed all purchase money for the land except the share of W. M. Jetton. The C & M could not find him. The clerk had paid W. M. Jetton his share of \$50.74 on Nov 1, 1897.

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537 **Jobe, Elihu Coleman** **Died before Sep 1, 1890, intestate. [Cont'd from Vol. 6].**

Sep 21, 1896, Jul 20, 1897, Feb 27, 1899, Apr 18, 1904, Estate Settlements 4: W. [William] T. Edwards, guardian of Hugh O., Arthur J., Allie T. and Benjamin Edwards, his own children and minor heirs of E. C. Jobe (deceased), made a settlement with the court.

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538 **Johns, Amelia R.** **Died before Aug 3, 1899, intestate.**

Aug 3, 1899, County Court: The court noted the death of Amelia R. Johns intestate. John B. Johns applied for and received Letters of Administration.

Aug 3, 1899, Estate Settlements 4: John B. Johns, administrator, made a final settlement with the court. The estate had a balance of \$31.94. John B. Johns, the only heir, was entitled to that amount.

1880 Rutherford Co., TN Census: John B. Johns, 45; N. R. Johns, 29; Jatie L. Johns, 14; Amelia R. Johns, 12; Henry C Johns, 9; John B. Johns, 7 months.

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539 - 540 **Johns, Charles E. "Charlie"** **Died Jan 26/ 27, 1900, intestate.**

Mar 10, 1900, County Court: The court noted the death of C. E. Johns intestate. John P. Johns applied for and received Letters of Administration.

Jun 18, 1900, Contract: Contract: John P. Johns and Mrs. Minnie [Gordon] Johns agreed to sell to C. [Charles] S. Ragland a 185 acres tract that J. P. Johns and C. E. Johns (the deceased husband of Mrs. Minnie Johns) bought from C. D. Ivie. Since Eva Mai Johns was a minor, it was necessary to perfect the title.

Jul term, 1900, July 16, 1900, Chancery Court: John P. Johns, administrator, et al. **vs** Evie May Johns, et al. The court ordered that the C & M make publication to creditors of C. E. Johns (deceased).

Jul 5, 1900, Chancery Court: John P. Johns, administrator and in his individual capacity, Mrs. Minnie A. Johns and C. B. Ragland **vs** Evie May Johns, J. [John] B. Johns (a creditor of C. E. Johns (deceased)) and C. D. Ivie, all of Rutherford Co., except C. B. Ragland who lived in Cannon County. **C. E. Johns died Jan 27, 1900** and left surviving him, complainant Minnie A. Johns, his widow, and defendant Evie May Johns, his only child and heir at law. \$4,000 due in notes for the land on Jan 1, 1901 and Jan 1, 1902 remained to be paid. The intestate and John P. Johns were brothers and had for a number of years been partners dealing and trading in livestock. The brothers made a settlement of their partnership effects on Feb 18, 1899 that showed C. E. Johns was indebted to John P. Johns for \$150. The personal assets represented by notes amounted to \$2615.80, owned equally by the two brothers. The administrator determined that the personal assets, from all sources, were insufficient to pay the indebtedness claimed to be due from him and suggested the insolvency of the estate. Defendant J. B. Johns had filed claims against the intestate's estate for \$1221 that he alleged was due from the intestate alone. The intestate made a payment of several hundred dollars in his lifetime upon the indebtedness. J. B. Johns had also filed one-half of a claim amounting to \$1777.58 against the estate. This indebtedness came from the partnership of J.P. and C. E. Johns. Complainants prayed that a settlement of the partnership affairs since Feb 18, 1900 be made to determine indebtedness and that the court decree that the indebtedness be paid out of the proceeds of the land sale.

Jul 20, 1900, Chancery Court: John P. Johns, administrator, et al. **vs** Evie May Johns, et al. A deposition of J. P. Gordon, revealed that he was 62 years old and father of Mrs. Minnie A. Johns. C. E. Johns and wife had two children, but one died a baby. He stated that the land had a house on it with four rooms and a kitchen. There was also two barns. There was about 160 acres in cultivation and the balance was yard, garden and lots.

Jul 21, 1900, County Court: The court appointed commissioners to set apart to the widow from the assets as may be needed to support the widow and her family for one year.

Aug 6, 1900, County Court: The court appointed Mrs. Minnie A. Johns, widow of C. E. Johns, guardian of Ella May Johns, a minor child C. E. Johns (deceased).

Oct 19, 1901, Chancery Court: Joseph B. Johns Jr. et al **vs** Thomas B. Johns et al. Thomas B. Johns and Mrs. Evie Johns had failed to appear in court to answer. Authorities had also served process on Evie May Johns, a child of C. E. Johns (deceased), and Pauline Johns, Minnie Lucille Johns, Azile Johns, Vivian Johns [male], Joseph B. Johns, and Corine Johns, children of Thomas B. Johns.

Apr 11, 1902, Chancery Court: The court ordered the administrator to turn over \$827.13 to the C & M so that he could prorate the amount against the estate debts.

May 5, 1902, Chancery Court: Joseph B. Johns et al. **vs** Thomas B. Johns et al. The C & M reported the owners of the tract of land were: [1] Joseph B. Johns Jr, one share. [2] John P. Johns, one share. [3] Albert J. Johns, one share. [4] Mrs. Sheppard, one share. [5] Charlie Johns' widow and children, one share. [6] Tom B. Johns, if alive, one share. If he was dead, his widow and children, one share. To partition the land would inflict injury to one or more of the owners. The best solution was to sell the land and divide the proceeds.

Oct term, 1902, Chancery Court: J. P. Johns, administrator, **vs** Evie May Johns and others. The court ordered the C & M to pay out of the funds due the creditors and hold the balance subject to orders from the court.

Apr term, 1903, Chancery Court: J. P. Johns, administrator, **vs** Evie May Johns and others. The court asked Mrs. Johns what she wanted to do regarding her dower in the funds in this case. She decided to take the present value of the dower in cash. She told the court she was 37 years old and in good health. The court ordered the C & M to pay the amount to Mrs. Johns in fee simple.

Apr 18, 1903, County Court: Mrs. Minnie A. Johns executed an additional bond for \$2000 to cover the sum of \$957.82 received from the C & M of the Chancery Court.

Sep 7, 1903, Oct 25, 1904, Estate Settlements 5: Mrs. Minnie A. Johns, guardian of Effie Mai Johns, minor child of C. E. Johns, made a settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Charles E. Johns, born 1861 and died 1900.

1880 Rutherford Co., TN Census: Joseph B. Johns, 63; Dorinda Johns, 45; John Johns, 33; Albert J. Johns, 20; Charlie Johns, 18; Monroe Johns, 7.

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541     **Johns, Frank (colored)**             **Died before Jun 10, 1899, intestate.**

Jun 10, 1899, County Court: The court appointed commissioners to set apart to Tennie Johns (colored), widow of Frank Johns (deceased), assets necessary for the support of the widow and her family for one year.

Jun 13, 1899, County Court: The court had noted the death of Frank Johns (colored) intestate. W. [William] C. Bilbro had applied for and received Letters of Administration. Tennie Johns, wife of the deceased, had appeared in court and had relinquished her right to qualify as administratrix.

Feb 11, 1902, Estate Settlements 4: W. C. Bilbro, administrator, made a final settlement with the court.

1880 Rutherford Co., TN Census: Frank Johns, 30; Tennie Johns, 25; Sam Johns, 6; Mary Johns, 3; Unnamed, 7 months. (All were colored).

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542     **Johns, James R.**             **Died before Jan 30, 1897, testate.**

Will dated Aug 3, 1889.

The testator devised and bequeathed all the property and estate of every kind to his wife, Rebecca J. [Patterson] Johns, for and during the term of her natural life. At the death of his wife, the testator gave it all to his daughter, Mary L. [Johns] McKee, to her sole and separate use and benefit, for and during the term of her natural life. At her death, the same was to go to those of her children that were living. He willed the payment of his just debts and funeral expenses out of his estate before any of the legatees or devisees take anything under his will. The testator nominated Robert M. Rucker as executor of his last will and testament.

Jan 30, 1897, County Court: The court recorded and filed the will of James R. Johns (deceased). R. M. Tucker declined to serve as executor. J. T. Saunders had applied for and received Letters of Administration.

May 6, 1897, Inventory: The administrator de bonis non presented an inventory to the court.

Wilson Co., TN Marriages: James Johns married Rebecca Patterson on Nov 4, 1854.

Rutherford Co., TN Marriages: C. B. McKee married Miss M. L. Johns on Jul 23, 1878.

1880 Rutherford Co., TN Census: J. R. Johns, 44; Rebecca Johns, 31; Mary L. Johns, 11;

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543     **Johns, Lizzie [James] (colored) vs Johns, Charlie (colored)**                     **Divorce**

Jul 6, 1901, Circuit Court: The petitioner had been married about twelve years previous in Rutherford Co. and she and the defendant had lived together as man and wife until sometime during the current year. They parted due to the defendant's cruel and inhuman treatment of his wife, making it unsafe for her to continue to cohabit with him. The court dissolved the Bonds of Matrimony. The court also restored the complainant's maiden name of Lizzie James. The complainant owned a house and lot in Murfreesboro and certain personal property which the defendant never had any right of ownership. The complainant asked for and received an order of protection to prevent the complainant from interfering in any way with her rights of ownership.

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544     **Johns, Paul V.**                     **Died Jun 3, 1886, intestate. [Cont'd from Vols. 5 & 6]**

Nov 10, 1902, County Court: B. [Beverly] H. Johns and others **vs** W. J. Marshall and others. The children and grandchildren, owners of the lands belonging to the estate of Paul V. Johns (deceased), sought to have it sold or partitioned . They were as follows: [1] Beverly H. Johns, son. [2] John P. Johns, son. [3] W. G. [Granville] Johns, son. [4] Paul V. Johns [Jr.], a son, who had conveyed his interest to H. C. Turner, who in turn had conveyed his interest to J. G. Williams. [5] Hiram P. Johns, a son, who had conveyed his interest to J. B. Williams, who in turn had conveyed his interest to J. G. Williams. [6] Samuel J. Johns, a son, who had conveyed his interest to J. G. Williams. [7] Rebecca [Johns] Smith, a daughter, and wife of M. B. Smith, who had conveyed her interest to H. C. Turner, who in turn had conveyed his interest to J. G. Williams. J. G. Williams owned four-tenths interest in the lands and in turn by deeds of gift conveyed to his children as follows: [a] Elizabeth J. [Williams] Spence, daughter. [b] Mrs. P. [Phebe] A. [Williams] Turner, wife of H. C. Turner. [c] Nancy V. [Williams] Carlton, wife of W. J. Carlton. [d] W. N. [William Nelson] Williams, son, who in turn conveyed his interest to W. J. Carlton. [8] Mary [Johns] Cooper, a deceased daughter, who left surviving three children, R. E. [Ernest] Cooper, Sallie A. Cooper, and Leroy Cooper. [9] Ann [Johns] Modrell, deceased daughter, who left surviving her one son, Charles B. Modrell, who sold his interest to W. G. Johns. [10] William B. 'Buck' Johns, a deceased son, who left surviving him seven children: [a] Lottie A. [Johns] Marshall, wife of W. H. Marshall. [b] Jennie B. [Johns] Culbreath, wife of G. L. Culbreath. [c] Florence M. [Johns] Gray, wife of Samuel Gray. [d] B. H. Johns Jr. [e] L. W. Johns. [f] L. D. Johns. [g] Laura [Johns] Marshall (deceased), wife of W. J. Marshall, who left surviving her only one child, Mable Marshall. The Court Clerk had recommended the sale of the land for partition among the heirs of Paul V. Johns (deceased). To divide the land among the heirs would prejudice the various interests, some would be without water, some no wood and others would have all timber. The court directed the sale of the land known as the homestead and dower of Sallie [Williams] Johns (deceased) for partition. The court directed the sale of Lot #4 in the original division of Paul V. John's lands, set apart to the children of William B. Johns (who died about 1876 in Tipton Co., TN)), for partition among the children. The court appointed the Court Clerk to sell the 184-acre tract at auction.

Jan 19, 1903, County Court: B. H. Johns, et al **vs** W. J. Marshall, et al. The Clerk offered at auction two tracts. B. H. Johns purchased the first tract of 184 acres. A. B. Barber purchased the second tract containing 47 acres.

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545     **Johnson, Burrell Perry**                    **Died Jan 9, 1901, intestate.**

Jan 12, 1901, County Court: The court had appointed commissioners to set apart to Mrs. Margaret Johnson, widow of the deceased, assets necessary for the support of the widow and her family for one year.

Isaac Miller Cemetery, Rutherford Co. TN: Burrell Johnson, born Oct 2, 1808; died Jan 8, 1901.

1900 Rutherford Co., TN Census: Burly Johnson, 91; Margret Johnson, 74.

1880 Rutherford Co., TN Census: B. P. Johnson, 71; Elizabeth Johnson, 67 wife [has billious fever]; Richard Johnson, 24 nephew; Belle Johnson, 21 niece.

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546     **Johnson, H. B.**                            **Died before May 9, 1904, intestate.**

May 9, 1904, County Court: The court noted the death of H. B. Johnson intestate. J. L. Johnson applied for and received Letters of Administration.

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547     **Johnson, Mary [Bracey] (colored) vs Johnson, James (colored)**                    **Divorce**

Oct 22, 1897, Circuit Court: Mary Johnson (colored) and the defendant were married about fourteen years previous. James Johnson (colored) was a penitentiary convict. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: James Johnson (colored) married Mary E. Bracey (colored) on Mar 13, 1883.

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548     **Johnson, John F. vs Johnson, Simmie L. [Latta]**                                    **Divorce**

Jan 19, 1900, Chancery Court: The complainant and defendant were married Jun 1.1882 in Maury County. They came immediately to Rutherford County and lived together as man and wife until Nov 6, 1897, when the defendant willingly deserted the complainant and stayed away for over two years. The couple had four children to wit: Irene, aged 16, Bernice, aged 15, John F. Johnson Jr., age 7 and J. [Joshua] S. Johnson, a boy sometimes called Herbert, aged 3. The court dissolved the Bonds of Matrimony that had existed between the couple. The court awarded custody of the two children, Irene and John F. Johnson Jr. to the complainant and custody and management of Bernice and J. S., sometimes called Herbert, Johnson awarded to the defendant. The court further decreed that the complainant had the right to have the two children awarded to the defendant visit him and remain at his home one month each year. Visits would not interfere with attendance at school. It was further decreed that the defendant had the right to have the two children awarded the complainant to visit her and remain at her home one month each year. Visits would not interfere with school attendance.

1900 Rutherford Co., TN Census: John F. Johnson, 44; Irene Johnson, 17; Bernice Johnson, 15; John F. Johnson, 7; Joshuay S. Johnson, 3.

Maury Co., TN Marriages: John F. Johnson married Simmie L. Latta on Jun 1, 1882.

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549     **Johnson, Lucy [Sumner] (colored) vs Johnson, Tom (colored)**                    **Divorce**

Oct 28, 1896, Circuit Court: The court accepted the allegations as true and dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Thomas Johnson (colored) married Lucy Sumner (colored) on Dec 26, 1889.

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550     **Johnson, Peter (colored)**           **Died before Aug 6, 1877. [Cont'd from Vol 5 & 6].**

Mar 2, 1900, County Court: Harriet [Johnson] Phillips (colored) **vs** Hubbard Johnson. Tom Johnson, Dick Johnson, Wiley Johnson, Mote Johnson, Deny Johnson, (all colored) parties to this suit left the state 12 years ago or more and no contact for more than 7 years. A former clerk & commissioner in this cause had \$61.50 to which they were entitled, but not distributed. No administrator had qualified to receive and pay out the fund. Luella Cook (colored), another party, had died without issue and another former clerk had \$30.70 to which she was entitled, but no administrator had qualified to receive the fund. At the request of the next of kin, the court appointed the Public Administrator to take charge of the estates and receive the funds from the former clerks.

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551     **Johnson, W. L. [William Lee]**           **Died Jan 17, 1897, testate.**

Will dated Aug 20, 1892.

The testator willed and bequeathed to his wife, Angie [Drake] Johnson, all of his property, both real and personal, except as set forth below. The testator bequeathed to his nephew, Benjamin Overall, his silver watch. The testator willed and bequeathed to his brother, Virgil Johnson, a small Bible that his mother had given him Christmas, 1884. The testator willed to his brother, B. [Benjamin] T. Johnson, his razor. The testator willed to his sister, Mrs. C. C. [Caroline "Callie" Johnson] Overall, the large picture that he had purchased at the sale of personal effects of his grandmother, Mrs. C. C. Hall. The testator willed and bequeathed to his nephew and namesake, W. L. [Willie Lee] Overall, the sum of \$100 payable when he had become of age. Should he not reach the age of 21, the sum would go to his youngest brother or sister reaching the age of 21. The testator appointed his wife to be his executrix and exempted her from giving bond.

Jan 22, 1897, County Court: The court received the will and ordered it recorded and filed.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: W. L. Johnson, born May 6, 1850, died Jan 17, 1897. Angie Drake Johnson, born Aug 12, 1858, died Jun 26, 1922.

Rutherford Co., TN Marriages: W. L. Johnson married Angie Drake on Apr 13, 1881. Miss Callie Johnson married J. H. Overall on Aug 28, 1877.

1860 Rutherford Co., TN Census: Ben Johnson, 34; Araminta Johnson, 33; Virgil Johnson, 15; Ben Johnson, 12; W. L. Johnson, 10; Caroline Johnson, 6; Araminta Johnson, 3.

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552     **Jones, Ance (colored) vs Jones, Laura (colored)**           **Divorce**

Oct 19, 1900, Circuit Court: The court accepted the order and the allegation made in the original document. The court dissolved the Bonds of Matrimony that had existed between the couple.

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553     **Jones, Andrew M.**           **Died Jan 2, 1888, nuncupative will. [Cont'd from Vol. 6].**

Dec 26, 1896, Estate Settlements 4: W. [William] S. Jones, guardian for Cora and Andrew Jones, minor children of A. M. Jones (deceased), made a settlement with the court.

Nov 14, 1897, Estate Settlements 4: W. S. Jones, guardian for Cora and Andrew Jones, minor children of A. M. Jones (deceased), made a settlement with the court.

Sep 12, 1898, Sep 28, 1899, Feb 22, 1901, Estate Settlements 4: W. S. Jones, guardian for Andrew Jones, minor child of A. M. Jones (deceased), made a settlement with the court.

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Will dated Feb 6, 1901.

**First:** The testatrix gave to her daughter, Mary C. Jones, her undivided one-half interest in and to a tract or lot of land located in Murfreesboro, Tennessee. It was the lot conveyed to her and Mary C. Jones by John G. Primm and wife on Jun 26, 1884. The lot was 30' wide and 100' deep. The testatrix also gave to Mary C. Jones all her personal property of every kind and description that she owned at the time of her death. **Second:** The testatrix appointed Charles R. Holmes to be her executor and excused him from giving bond.

Aug 27, 1904, County Court: The court received a paper writing of the last will and testament of Mrs. Elizabeth J. Jones (deceased) for probate. The court ordered the will recorded and filed.

Rutherford Co. TN Marriages: Robert S. Jones married Elizabeth Harris on May 29, 1848.

1900 Rutherford Co., TN Census: Elizabeth Jones, 72; Mary Jones, 46 dau; Sallie J. Cawthon, 9 gdau.

1870 Rutherford Co., TN Census: Robert Jones, 40; Elizabeth Jones, 39; Mary Jones, 15; Idella Jones, 11; Sallie Jones, 3.

Jan 20, 1899, Chancery Court: Susan Jones had failed to appear in court and the court accepted the allegations that she had abandoned her husband and taken up residence in a house of ill repute. The court dissolved Bonds of Matrimony that existed between the two.

Feb 17, 1896, County Court: Mrs. Eva D. [McAdoo] Jones, guardian for Raymond and Margueritte Jones, minor children of J. F. Jones (deceased), made a settlement with the court.

Jan 23, 1897, Jan 27, 1898, Feb 27, 1899, Apr 13, 1900, Mar 19, 1901, Apr 2, 1902, Jun 1, 1903, May 18, 1904, Estate Settlements 4 & 5: Mrs. Eva D. Jones, guardian for Raymond Jones, minor child of J. F. Jones (deceased), made a settlement with the court.

Apr 8, 1893, Chancery Court: J. [John] R. Fathera **vs** Scott Avent, Westly Todd and wife, Milly, John McKnight and wife, Celia [Jones], Jordan Jones, James McKnight and wife, Clemmie [Jones], Susan [Jones] Smith, Hiram Avent, Emma Avent, Mittie Avent, Lea Avent, Loucinda Avent, and Jordan Avent, the last six were minors without regular guardian and the children of Caroline [Jones] Avent (deceased). Also against Joe [Joseph] Jones and Mary [Jones] Smith of Wilson Co., TN and Levi Smith of Davidson Co., TN. [Note: All the defendants were Colored]. The complainant alleged that on Jan 1, 1874, he had contracted to sell to Lewis and wife, Emily Jones, a 25 acres tract of land. The survey showed the tract actually contained 36 acres. Payments were to be one-third each on Jan 1, 1874, 1875 and 1876. Any payments not made were to bear 10% interest from maturity until paid. Lewis Jones had been dead 12-15 years and Emily Jones between 2-3 years. Neither left wills and there had been no administration of their estates. Lewis and Emily Jones left the following heirs at law: [1] Caroline Jones who married Scott Avent, had died leaving surviving her the following minor defendants: Hiram, Emma, Mittie, Lea, Loucinda and Jordan Avent. [2] Milly Jones who married Westly Todd. [3] Celia Jones who married John McKnight. [4] Jordan Jones. [5] Clemmie Jones who married James McKnight. [6] Susan Jones who married Ed Smith who had died. [7] Joe [Joseph] Jones. [8] Mary Jones who married Levi Smith. She was a minor, and had separated and was living apart from her husband. Lewis and Emily Jones made payments under their contract, but there remained between \$200 and \$300.

(The following information was taken from depositions included in the case file)

(Undated deposition by Jordan Jones, a son of Lewis and Emily Jones). Lewis and Emily Jones purchased 25 acres from J. R. Fathera. Lewis Jones had died in 1875 before the family had moved on the land. Emily Jones tried her best to make the payments. In 1874, they let Mr. Fathera have a mule for \$40. In 1875, the farm produced 10 bales of cotton. Mrs. Jones' share was five bales that she had sold and applied the money to the debt. Mrs. Jones began cooking for Mr. Fathera for \$5 per month, a job she filled for 5 years and the money applied to the debt. She washed, patched and ironed for Mr. Fathera, a widower with 5 small children. Mrs. Jones had about 25 head of sheep that Mr. Fathera had sold for \$2.25 a head after they became a nuisance. She did not receive any receipt for the sheep. When Mrs. Jones had died, there was about 500 lbs of picked cotton at the house. They held a cotton picking and got 640 more lbs. About that much was left in the field that the Jones family offered to pick, but Mr. Fathera had his own crew pick what remained. Two-thirds of the cotton belonged to Mrs. Jones and it was worth about \$2.50 per hundred. After Mrs. Jones' death, Jordan Jones and Scott Avent went to Mr. Fathera to see how much she owed him. According to Mr. Fathera, she owed him just over \$18. She also owed \$10.80 for a doctor bill. A meeting between Mr. Fathera, John Bowling and Bob McKnight and members of the Jones family tried to reach a settlement. The meeting broke up without a settlement when Mr. Fathera claimed that Mrs. Jones owed him \$200-300 in interest charges. This was the first time that Mr. Fathera claimed more than the \$18 mentioned earlier. According to Jordan Jones, Mr. Fathera told his mother on one or two occasions that she had paid for the land and he would give her a deed to it. In fact, she had gone to town with him on one occasion. He had started drinking and kept putting her off. Every time she asked about it, he got madder and never took any action. It was only after the death of Mrs. Jones that Mr. Fathera had brought up that Mrs. Jones had not paid all she owed him on the land. Mrs. Jones and her children had kept the taxes on the land paid. Scott Avent's wife, Caroline, nee Jones, had died before Mr. Fathera had called for a settlement. She had more knowledge of Mrs. Jones' affairs than the other children did. Jordan Jones and his sister, Caroline, had gone to Mr. Fathera's house the year Mrs. Jones had died and attempted a settlement but he had refused. The attorney for the complainant inferred that the \$18 in question was for an account at Mr. Fathera's store but he could not confirm it. Jordan Jones testified that he was the fourth child and had lived on the place in dispute until age of twenty-one when he had moved to Nashville for three years. He had returned home and had lived various places since. He had married in 1881. Under questioning, Jordan Jones had stated that they were all colored. He could read and write and Scott Avent and his sister were better educated. Jordan Jones had a brother, Henry Jones, who had died before his father and a brother, Joe Jones, who was about 21-years old. His sisters, Milly, Clemmie, Susie and Celie had all married before his mother's death. Mary had married after his mother's death. (Celia [Jones] McKnight's deposition) She had married about May 6, 1881, eleven years before her mother died. Clemmie had married about three years before Mrs. Jones died. (J. G. Bowling's deposition, dated Oct 4, 1893) About two years prior, he had been asked to participate in a meeting to determine how much Mrs. Jones owed Mr. Fathera. Present were Mr. Fathera, Jordan Jones and his wife, John McKnight and wife, Susan Smith, J. G. Bowling and J. R. McKnight. Mr. Bowling made a calculation that showed a balance of about \$100. The family objected to the amount of interest. No one had claimed that Mr. Fathera said the land had been paid for. The interest had been calculated at 10% and possibly compounded. Mr. Jones had objected to the interest being calculated in this manner. Mr. Fathera responded by saying if they were not satisfied, he would take his papers to a lawyer and have him calculate the amount. (H. C. Thompson's deposition, dated Oct 4, 1893) Mr. Thompson had on one or more occasions stated that Mrs. Jones had worked enough to pay for the place. (S. M. Thompson's deposition, dated Oct 4, 1893) Mr. Thompson stated the cotton grown in 1873 had been ginned at Mr. Fathera's gin. His gin book showed a total of 11,072 lbs of cotton on three dates. Mr. Thompson's father made the entries. This amount of cotton would make six heavy bales or seven light ones. Mr. Thompson lived 3-400 yards from Mr. Fathera until 1887. There were other entries in the gin book regarding cotton of J. R. Fathera and Emily Jones. Mr. Thompson stated that Mr. Fathera would occasionally drink too much whiskey but never became staggering drunk. The interrogator asked if Mr. Thompson knew that Mr. Fathera had been sober since he began receiving a Confederate pension and Mr. Thompson knew nothing of that.

Apr 28, 1896, Chancery Court: J. R. Fathera vs Scott Avent (colored) and wife, Hester Lea Avent (colored). J. R. Fathera sold to Lewis Jones and wife, Emily Jones, a tract of land on Jan 1, 1874 for \$7.50 an acre to be paid by them in three annual payments. When the land was surveyed, it contained 36 acres and the total purchase price amounted to \$270.00. Lewis and Emily Jones were dead and were before this bill had been

filed. The court ruled that Mr. Fathera was due \$198.59 and there was a lien for this amount on the land. The court appointed the C & M to advertise and sell the land to the highest bidder. The sale was to be free from any right of redemption. The defendants had until Jun 1, 1896 to pay the above sum and the costs.

Jul 15, 1896, Chancery Court: The commissioner had offered at auction that tract of land in dispute. The best bid came from John R. Fathera for \$300. He was not required to give a note as he was the only creditor, but he was required to pay costs and attorney fees of \$107.80.

Rutherford Co. TN Marriages: Lewis Jones married Emily Gilliam on Aug 16, 1865.

1880 Rutherford Co., TN Census: [all Black or Mulatto] Emily Jones, 42 widow; Jordan Jones, 19 son; Clementine Jones, 17 daughter; Susan Jones, 12, daughter; Joseph Jones, 9 son; Mary Jones, 7 daughter; Milly Frierson, 29 daughter school teacher; Henry Frierson, 4 son; Napoleon Frierson, 3 son; Nancy Frierson, 3 daughter; Cely Tally, 95 VA grandmother.

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559     **Jones, Miss Mary Elizabeth**

**Died Jul 25, 1889, testate.**

Will dated Jun 12, 1897.

**First:** The testatrix directed the payment of her debts and burial expenses from the first money available to her executor. **Second:** The testatrix gave to her sister, Martha W. Jones, for and during her natural life, for her use and benefit, all her interest in the property. The two houses and lots were in Murfreesboro situated on the South side of Lytle Street and joined on the East by lot of Mrs. T. O. Freendan and on the West by Mrs. William Childress. The testatrix also gave her sister all her personal property of every description. **Third:** At the death of her sister, M. W. Jones, the testatrix wanted the real estate given her during her life to descend in equal shares to the then living children of her brothers, T. [Theodoric] G. Jones, S. [Sterling] B. Jones, W. [Wilson] Y. Jones, R. [Robert] G. Jones and W. R. [William Rucker] Jones. **Fourth:** In recognition and appreciation of the gift to myself and sister of the larger part of the lot described in the second section by her brother, W. R. Jones, the testatrix gave his daughter, Hattie S. Jones (in addition to that in the preceding section), a special legacy of \$300 and if she did not survive the testatrix, the same was to go to her brothers, Oscar Jones, William M. Jones and Howard M. Jones. **Fifth:** The testatrix directed that \$75 be used to erect a monument to her memory and that the same amount be used to erect a monument to the memory of her father and mother. **Sixth:** The testatrix directed that her executor sell the house and lot on the North side of Lytle Street joined on the East by lot of Alexander McKnight and on the West by Mrs. W. R. Jones. The executor was to use the proceeds (if there was no other money in his hands) to pay first her debts and then for the monuments described in the fifth section and \$300 special bequest to her niece, Hattie S. Jones, provided for in fourth section. **Seventh:** The testatrix authorized her executor with full power to make necessary sales and deeds of conveyance in the execution of her will. **Eighth:** The executrix appointed her brother, W. R. [William Rucker] Jones to be the executor of her will. She had full faith in his honesty and did not require him to give bond.

Aug 1, 1899, County Court: The court ordered the will recorded and filed.

Mar 5, 1902, Estate Settlements 4: W. R. Jones, executor of Miss Mary E. Jones (deceased), made a final settlement with the court. The executor had paid \$100 to each of the following legatees: Howard M. Jones, Will M. Jones, and Oscar Jones. The estate had a remaining balance of \$3.12.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Miss Mary Elizabeth Jones, born 1831, Murfreesboro, Tennessee, died Jul 25, 1899, Murfreesboro. Father: John Jones. Mother: Elizabeth Betsy Jones.

1880 Rutherford Co., TN Census: W. R. Jones, 46; S. C. Jones, 35; Oscar Jones, 11; William Jones, 7; Howard Jones, 5; Hattie Jones, 2; John Jones, 83 father; Martha Jones, 49 sister school teacher; Mary Jones, 48 sister school teacher; Sallie Jones, 14 niece; Jettie Jones, 19 niece.

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560     **Jones, Mary Elizabeth [Harris]**                     **Died July 9, 1904, intestate.**

Jul 18, 1904, County Court: The court noted the death of Mrs. M. E. Jones intestate. S. [Simpson] E. Jones applied for and received Letters of Administration

Jul 22, 1904, Inventory: The administrator submitted an inventory listing numerous household items.

Harris Cemetery, [moved by Army Corps of Engineers], Rutherford Co., TN: Robert S. Jones, Dec 28, 1815 - Dec 18, 1900, & wife, Mary Elizabeth Harris Jones, Jan 24, 1827 - July 9, 1904. Simpson Ewing Jones, Feb 20, 1853 - Nov 2, 1912.

1860 U.S. Census: R. S. Jones, 44; M. E. Jones, 33; James H. Jones, 11; S. E. Jones, 7 (m); J. I. Jones, 4 (f); A. Jones, 45 (m).

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561     **Jones, Teresa "Tassie" R. [Smotherman]**                     **Died before Nov 11, 1898, intestate.**

Nov 11, 1898, County Court: The court had noted the death of Teresa Jones intestate. I. T. [Isom Thompson] Smotherman had applied for and received Letters of Administration.

Dec 10, 1898, County Court: Commissioners had been appointed to set aside a year's support for Dudley Jones and Willie [William Houston] Jones, minor children of Mrs. T. N. Jones (deceased).

Nov 22, 1900, County Court: A settlement had been made with I. T. Smotherman, administrator of Mrs. T. R. Jones (deceased) and there was a balance on hand that was to be inherited equally by her three sons, Harvey R., Dudley C. and Willie H. Jones, all minors without regular guardian. The court noted that the amount due each minor was too small to appoint a guardian. The court ordered the clerk to pay the share of Harvey R. Jones, who was 18-years old, to him. The share of Dudley C. Jones, 15-yers old, went to John Carlton who was caring for him. The share of Willie H. Jones went to I. T. Smotherman.

Oct 20, 1900, Estate Settlements 4: I. T. Smotherman, administrator of Mrs. T. R. Jones, made a settlement.

Feb 4, 1901, County Court: I. T. Smotherman, administrator of Mrs. T. R. Jones, made a final settlement.

Rutherford Co., TN Marriages: Miss T. R. Smotherman married J. W. Jones on Nov 30, 1880.

1880 Rutherford Co., TN Census: Isom G. Smotherman, 58; Charity A. Smotherman, 55; Tassie R. Smotherman, 21; Barthalomew Smotherman, 20; Sidney P. Smotherman, 18; Adam R. Smotherman, 16; Jesse M. Smotherman, 14; James L. Smotherman, 13; Isom T. Smotherman, 11; Cerepta Smotherman, 8.

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562     **Jordan, Mrs. A. E. [Adaline E. Jones]**                     **Died Nov 5, 1899, testate.**

**Note:** She was the widow of Edward Jackson Jordan (see Vol. 6)

Will dated Nov 1, 1897.

I, A. E. [Adaline E. Jones] Jordan, widow of E. J. [Edward "Jack" Jackson] Jordan, deceased, make this my last will and testament. **First:** The testatrix directed that her executor, T. [Thomas] H. Caldwell, sell to the highest and best bidder all her personalty and that her funeral expenses and all her just debts be paid as soon after her death as possible out of the monies that he died possessed of or may come into the hands of her executor. **Second:** The testatrix willed that in the event he became bedridden for a protracted illness, the executor would pay the parties caring for him during the illness well for their services. **Third:** The testatrix directed that after all the settlement of all claims against her estate; the seven (7) children or their lawful representatives as the case may be divide the estate equally. **Fourth:** The testatrix willed that her son, J. [James] B. Jordan, receive one-seventh of her estate. **Fifth:** The testatrix willed that E. [Edwin] J. Jordan receive one-seventh of her estate. **Sixth:** The testatrix willed that her son, J. [John] M. Jordan, receive one-seventh of her estate. **Seventh:** The testatrix willed that her daughter, E. [Elizabeth] M. [Jordan] Williams, receive one-seventh of her estate. **Eighth:** The testatrix willed that her daughter, M. [Martha] E. [Jordan] Caldwell, receive one-seventh of her estate. **Ninth:** The testatrix willed that her daughter, M. [Mildred] H. Jordan, receive one-seventh of her estate. **Tenth:** The testatrix willed that the four children of her deceased daughter, Mary E. [Jordan] Lee, whose

names were W.M. Lee, Earnest Lee, Pearl Lee, and Amos Lee, receive one-seventh of her estate divided equally between them after reserving \$12 to erect a headstone and footstone on their mother's grave.

Nov 13, 1899, County Court: The court received the will and ordered the will recorded and filed.

Sep 13, 1902, Estate Settlements 5: The estate had a balance distributed to the heirs.

Williams Cemetery, Nolensville, Williamson Co., TN: Edward Jackson Jordan, June 30, 1813 - Sept 9, 1893, & wife, Adaline E. Jordan, Jan 15, 1820 - Nov 5, 1899.

1850 Rutherford Co., TN Census, Mechanicksville: Edward J. Jordan, 34; Adaline Jordan, 30; James B. Jordan, 12; William N. Jordan, 11; Edward J. Jordan, 8; Elizabeth M. Jordan, 6; Joseph G. Jordan, 3; Unnamed Jordan, 2 months.

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563     **Jordan, Edward "E. B." Branch**     **Died Oct 15, 1895, intestate. [Cont'd from Vol. 6].**

May 16, 1896, Inventory Book: An inventory submitted by B. [Benjamin] F. Jordan showed receipt of \$211.78 from W. D. Black, executor of Susan Smith (deceased).

Jun 19, 1896, County Court: A sale list of personal property had been presented to the court.

Oct 19, 1901, County Court & Nov 15, 1902, Estate Settlements 5: I. [Ira] T. Jordan had been appointed as guardian for Theo. P. Jordan, a minor child of E. B. Jordan (deceased).

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564     **Jordan, Edward "Jack" Jackson**     **Died Sep 9, 1893, testate. [Cont'd from Vol. 6].**

Jun 13, 1896, County Court: Thomas H. Caldwell, made a final settlement with the court.

Jul 28, 1896, County Court: James Blount Jordan, Williamson Co.; Thomas H. Caldwell and wife, Mrs. Martha E. [Jordan] Caldwell, Rutherford Co.; T. [Thomas] G. Williams and wife, Mrs. E. [Elizabeth] M. [Jordan] Williams, Williamson Co.; Mrs. Mildred H. [Jordan] Jordan and husband, W. [William] C. Jordan, Davidson Co.; W. W. Mullins and wife Lena M. [Caldwell] Mullins, Williamson Co.; B. W. Bennett and wife Mamie R. [Caldwell] Bennett, Davidson Co.; John H. Fields and wife Sue A. [Williams] Fields, Williamson Co.; Tom Lamb and wife, Mollie N. [Williams] Lamb, Williamson Co.; W. [Willy] J. Williams, T. J. [Thomas James] Williams and Will [William H.] Williams, Williamson Co. **vs** W. [William] M. Lee, M. [Mitchell] E. Lee, I. [Irene] P. Lee, A. [Amos] A. J. Lee, Davidson Co.; W. E. Caldwell, Emily Caldwell, Mary Edna Caldwell, Addie Caldwell, D. [David] P. Caldwell, Mitchell Caldwell, John J. Caldwell, Rutherford Co.; Presley L. Williams, Beatrice G. Williams, Lula [Louisa] Williams, Mattie E. Williams, Sallie M. Williams, and Addie Williams, Williamson Co., all defendants were minors without Guardians and against E. [Edwin] J. Jordan, Rutherford Co.; Lillie Jordan, Ed [Edward W.] Jordan, Thomas Jordan, Mack Jordan, Mary Jordan, Davidson Co. and minors without regular Guardians.

E. J. Jordan had died testate in 1893 leaving the above children and heirs, and died seized of the following three tracts; (1) 206 acres known as the home place; (2) 143 acres and (3) f 54 acres. The adult parties to the complaint desired the division of the lands of E.J. Jordan (deceased) among those thereto entitled unless it was defendant E. J. Jones. They claimed the right to have the land divided and each share sett apart in severalty. If a satisfactory division in kind could not be made, then sell the land for division.

Sep 9, 1896, County Court: J. S. Lee had been appointed guardian of W. M. Lee, M. E. Lee, J. P. Lee and A. A. J. Lee, minors. The court added W. M. Lee to the original bill as a defendant.

Sep 8, 1896, County Court: Defendants W. E. Caldwell, Emily Caldwell, Mary E. Caldwell, Addie Caldwell, Presley L. Williams, Beatrice G. Williams, Lula Williams, Mattie Williams, Sallie M. Williams, Addie Williams, Lillie Jordan, Ed Jordan, Thomas Jordan, Mack Jordan, and Mary Jordan were all minors without Guardians. The court appointed a guardian ad litem...

Nov 30, 1896, County Court: James Blount Jordan and others **vs** W. M. Lee and others. Defendants W. M. Lee, M. E. Lee, I. P. Lee and A. A. J. Lee were minors without general Guardians. The court appointed a member of the Nashville Bar as guardian ad litem for the minors. The court appointed commissioners to partition the land into seven general shares for James Blount Jordan, John M. Jordan, Mrs. E. M. Williams, Mrs. Martin E. Caldwell, Mrs. Mildred Jordan, E. J. Jordan, and final share to the children of Mrs. Mary Lee.

Mar 19, 1897, County Court: The commissioners reported they had partitioned the land into 7 shares. [Ed: a description of the shares followed - not reiterated here].

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565     **Jordan, Edward L. Sr. Died Oct 9, 1899, testate.**

Will dated Dec 24, 1898.

**First:** The testator gave to his wife, Mildred H. [Williams] Jordan, the home place including the lot lying just south of the house with everything upon the place including household and kitchen furniture, his horse, barouche and buggy, and stock. The testator directed his executor to hold his First National Bank stock of Murfreesboro, TN and pay her the dividends as long as she lives. **Second:** After the death of his wife, the testator gave the home place to his daughter, Maggie H. [Jordan] Taylor, and her children including the lot lying south and in front of the home place and all the furniture, household and kitchen, his buggy, barouche and harness, cows and calves. The testator charged her \$6000 in addition to the amount in his book of advancements as part of her share in his estate. The book was a small book in the bank safe containing advancements to his five children. The testator charged \$3000 Roan Iron stock to his son, Eddie, but the testator still held the certificates. The testator willed that his five children share equally in his estate considering advancements. After the death of his wife, he willed the division of his bank stock equally among all his children. If the children were not equal, the testator directed his executor to sell enough of the bank stock to make them equal and then divide the remaining bank stock. The testator nominated his sons, M. [Manford] F. and Leland Jordan to be his Executors.

Oct 14, 1899, County Court: The court received the will and ordered the will recorded and filed.

Oct 28, 1899, Inventory: The executors submitted an inventory.

Aug 22, 1902, Estate Settlements 5: M. F. and Leland Jordan, executors, made a final settlement.

Rutherford Co., TN Marriages: E. L. Jordan married Mildred Williams, Sep 28, 1859.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Edward L. Jones, born Jul 23, 1817, died Oct 9, 1899.

1870 Rutherford Co., TN Census: Ed L. Jordan, 53; Mildred Jordan, 46; Lee Jordan, 23; Maggie Jordan, 8; Ed Jordan, 5; Netta Jordan, 16; Monfort Jordan, 29; Sallie Jordan; Mattie Jordan, 6 months; Vena Jordan, 45; Andy Jordan, 3.

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566     **Jordan, Emma [Scales] (colored) vs Jordan, Joe (colored)     Divorce**

Jun 24, 1898, Circuit Court: The court accepted the allegation that Joe Jordan deserted his wife in May 1895 and since that date had contributed nothing to her support. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Joe Jordan (colored) married Emma Scales (colored) on Dec 24, 1882.

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567     **Jordan, James & Mollie     Died before Nov 21, 1893, intestate.**

**Note:** For more information see William N. Jordan (deceased) - Vol. 5

Oct 9, 1899, County Court: The court noted the death of Mrs. Mollie Jordan intestate. B. F. Jordan applied for and received Letters of Administration

Feb 1, 1897, Feb 27, 1898, Estate Settlements 4 & Feb 27, 1899 County Court: W. [Walter] O. Moore, guardian of Lillie B. Moore, his own child and minor heir of William N. Jordan (deceased), Mollie Jordan, and James Jordan (deceased), made a settlement with the court.

Dec 3, 1901, Estate Settlements 4: B. F. Jordan, administrator of Mrs. Mollie Jordan (deceased), made a final settlement . T. E. Jordan, I. T. Jordan, T. P. Jordan and B. F. Jordan each received \$31.30.

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568     **Jordan, Mrs. Maggie vs Jordan, J. S.**                     **Divorce.**

Jan 23, 1901, Chancery Court: The defendant deserted the complainant on or about Mar 11, 1897 and failed and refused to provide for since. The court also found the defendant unsuitable to care for the two minor children, Mary Jordan and Agnes Jordan. The court dissolved the Bonds of Matrimony. The complainant was given absolute custody of the two children, but the defendant was allowed visitation rights.

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569     **Jordan, Mrs. Mattie**                     **Died before Jan 24, 1903, intestate.**

Jan 24, 1903, County Court: The court noted that Mrs. Mattie Jordan died intestate. Mrs. Belle Hoover requested to be guardian for Robert Guy Jordan, minor child of Mrs. Mattie Jordan (deceased) and heir at law.

Feb 14, 1903, County Court: Robert Guy Jordan, by next friend **vs** F. B. Martin et al. Mrs. Belle Hoover had given bond as guardian of Robert Guy Jordan, minor heir of Mrs. Mattie Jordan (deceased). Mrs. Hoover, administratrix, made a settlement with the County Court of Coffee County.

Jun 1, 1904, Estate Settlements 5: Mrs. Bell Hoover, guardian for Robert Guy Jordan, a minor child of Mrs. Mattie Jordan (deceased), made a settlement with the court.

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570     **Jordan, Pink (colored)**                     **Apprentice.**

Aug 23, 1903, County Court: Mrs. Lida B. [Blackman] Miles prayed the court to bind to her, after the manner of an apprentice, Pink Jordan (colored), eleven years of age. Mrs. Jordan posted a bond for \$250. The court bound her to Mrs. Miles until she was eighteen years old.

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571     **Jordan, Robert (colored) vs Jordan, Julia [Huddleston] (colored)**                     **Divorce**

Feb 26, 1898, Circuit Court: The defendant had committed frequent acts of adultery and the court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Robert Jordan (colored) married Julia Huddleston (colored) on Sep 29, 1895.

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572     **Jordan, William M.**                     **Died July 26, 1895, intestate [Cont'd from Vol. 6].**

Apr 8, 1903, Chancery Court: G. [George] W. Gooch and wife, M. [Mary] L. [McLaughlin] Gooch; C. A. Mason and Lucy [R. Gooch] Jordan, Rutherford Co. **vs** Medicus Jordan, Annie May Jordan and Lillie Jordan, all minors. On Apr 4, 1890, M. [Michael] B. Jordan and wife, A. H. [Hardenia Bumpus] Jordan, executed their joint deed to W. M. Jordan and wife, L. R. Jordan. The warrantee clause in the deed only mentioned the name of W. M. Jordan, one of the conveyers. W. M. Jordan had died several years previous leaving a widow, L. R. Jordan and three children listed as defendants. Complainants charged that Lucy Jordan was the absolute owner in fee of the land described in the instrument, and asked the court to construe this instrument for determining what property, if any, Lucy Jordan owned. Complainants asked the court that if Lucy Jordan did not own a fee simple estate in the property, that they be permitted to submit a contract and agreement between her, the complainant G. W. Gooch and wife, and complainant C. A. Mason for ratification of the court. C. A. Mason agreed to purchase for \$371.75, the portion of the land set out in the deed, acreage unknown. In addition to this tract, there was a small three-acre tract on the West Border of the first tract. This was the estate of W. M. Jordan, purchased by him during his lifetime. C. A. Mason had agreed to pay \$30 for the small tract.

Apr 14, 1903, Chancery Court: George W. Gooch et al **vs** Medicus Jordan, et al. The joint and separate answer of Medicus Jordan, Annie May Jordan and Lillie Jordan, minors by their guardian ad litem. Medicus Jordan was a non-compus mentis. They acknowledged the deed from M. B. Jordan and wife, A. H. Jordan to W. M. Jordan and wife, L. R. Jordan, but denied that L. R. Jordan was the absolute owner of the 3-acres tract. They charged that they as children and heirs of W. M. Jordan (deceased) were entitled to a reversionary interest in the land after the termination of the life estate of L. R. Johnson.

Apr 14, 1903, Chancery Court: George W. Gooch et al vs Medicus Jordan, et al. The C & M recommended that the \$30 from the sale of their interest in the land should go to their uncle for clothing and other necessities for the children. The court approved the sale, divested all interest, right and title to the land from Mrs. Lucy A. Jordan and minors, Medicus Jordan, Annie May Jordan, and Lillie May Jordan, and vested it in C. A. Mason.

Rutherford Co., TN Marriages: W. M. Jordan married Lucy Gooch on Nov 28, 1875.

1900 Rutherford Co., TN Census: Lucy R. Jordan, b. Feb 1853; William M. Jordan, b. Jan 1882 son; Medicus R. Jordan, b. Mar 1886 son; Lillian L. Jordan, b. Jan 1888 dau; Anna M. Jordan, b. July 1890 dau.

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573     **Kelley, Enoch B., Jr.**                     **Died June 24, 1893, intestate. [Cont'd from Vol. 6].**

Jan 21, 1896, Jan 2, 1899, Jan 15, 1900, Feb 9, 1900, Jan 7, 1902, Feb 1, 1904, County Court: James H. Kelley, guardian of Archie, Alfred and Jennie L. Kelley, minor children of E. B. Kelley Jr. (deceased), made a settlement with the court.

Feb 1, 1897, Jan 4, 1898, Jan 5, 1899, Jan 15, 1900, Jan 9, 1901, Dec 28, 1901, Jan 15, 1903, Jan 19, 1904, Estate Settlements 4 & 5: James H. Kelley, guardian of Archie, Alfred and Jennie L. Kelley, minor children of E. B. Kelley Jr. (deceased), made a settlement with the court.

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574     **Kellow, Mrs. Emma**                     **Died before Oct 15, 1904, intestate.**

Oct 15, 1904, County Court: The court noted the death of Mrs. Emma Kellow intestate. Mrs. M E. Patterson applied for and received Letters of Administration.

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575     **Kelton, William**                     **Petition for citizenship.**

Mar 7, 1898, Circuit Court: William Kelton, a felon, had received a pardon from R. L. Taylor, Acting Governor of Tennessee, and since that time had displayed a character of honesty, respectability and veracity, and he was generally esteemed as such by his neighbors. The court restored his citizenship.

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576     **Kerr, Bryon B.**                     **Died Nov 2, 1897, testate.**

**Note:** Bryon B. Kerr divorced Lillie Webb Kerr in October 1890 (see Vol 6).  
Will dated Dec 10, 1896.

The testator gave to Ida Pearson or Horn as long as she lived at his house, or I see fit to change it while I live, a cow and a two-year-old calf, one blind horse, one black filly colt, to do as she pleases with, also two buggies, one spring wagon, and two sets of harness. The testator desired that her two children by him, named Myrtle and Ivery Horn or Kerr, were to have one-third of all his real estate after his debts were paid. Ida Pearson or Horn was to be their guardian without security as long as she remained a descent woman and unmarried. In the event of marriage, she was to have one-third of the property the testator left her children during her lifetime and then the property would revert to the Myrtle and Ivery Horn or Kerr and their children. If they had no children, the property was to go to B. B. Kerr Jr and S. W. Kerr.

Dec 6, 1897, County Court:

Dec 6, 1897, County Court: Ida Pearson petitioned the court to probate the will of Bryan B. Kerr (deceased). The court the will as valid and ordered it recorded and filed. Ida Pearson petitioned the court to appoint guardian ad litem for the heirs of the deceased. They were Bryan B. Kerr Jr., Samuel W. Kerr and Earling E. Kerr. R. S. Brown was guardian ad litem for these minors.

Dec 10, 1897, County Court: H. H. [Henry Harrison] Kerr applied for Letters of Administration.

Jul 5, 1898, County Court & July 8, 1900, Sep 12, 1903, Estate Settlements 4 & 5: Lillie [Lillian] W. [Webb] Kerr was appointed guardian of John E. Kerr, a minor child of B. B. Kerr (deceased).

Dec 3, 1900, County Court: H. H. Kerr, administrator et al. **vs** Sam Kerr, et al. B. B. Kerr died personal assets and 12 small town lots. Claims against the estate required sale of all property.

Jan 10, 1901, Feb 12, 1901, County Court: H. H. Kerr, administrator et al. **vs** Sam Kerr et al. Lots #1 - 13 were purchased by H. H. Kerr. James A. Moore purchased lots #5 and #13.

Jun 10, 1901, Estate Settlements 4: H. H. Kerr, administrator made a final settlement with the court.

Jul 1, 1901, County Court: H. H. Kerr, administrator et al **vs** Sam Kerr and others. The court clerk made a settlement with H. H. Kerr, administrator of B. B. Kerr (deceased).

Rutherford Co., TN Marriages: B. B. Kerr married Eula Simmons on Mar 6, 1875. B. B. Kerr married Lillie Web on Oct 12, 1887.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Byron B. Kerr, born Jan 2, 1850, died Nov 2, 1897.

1850 Rutherford Co., TN Census: W. H. Kerr, 36; Mary Kerr, 30; Virginia Kerr, 13; Harrison Kerr, 8; Marlin Kerr, 7; Tolbert Kerry, 5; Briant Kerr, 1.

1880 Rutherford Co., TN Census: B. B. Kerr, 30; Eula Kerr, 20; B. B. Kerr, 6 months; S. C. Simmons, 54.

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**577 Kerr, Hugh Died before Dec 11, 1893, intestate. [Cont'd from Vol. 6].**

Jun 22, 1896, Estate Settlements 4: The settlement showed \$2430 balance. \$243 of this balance belonged to Mrs. Fanny K. [McKnight] Kerr and the balance belonged to the nine children of Hugh Kerr (deceased). The Chancery Court had directed the administrator to invest these funds in a tract of land which cost \$2200.

Aug 5, 1896, County Court: J. T. McKnight, administrator, made a settlement with the court.

Apr 7, 1898, Inventory: J. T. McKnight, administrator of the estate of Hugh Kerr (deceased) and William Kerr (deceased), presented an inventory of accounts due. There were over 130 accounts, most of them \$25 or less. Two-thirds of the total belonged to Hugh Kerr (deceased) and one-third belonged to William Kerr (deceased). They had been partners in a mercantile business.

Nov 8, 1900, County Court: The settlement by J. T. McKnight, administrator, showed a balance due the nine children of the deceased. Seven of the children were minors. The amount due each child was too small to justify the appointment of a guardian. The court designated their mother, Mrs. Kate Kerr, as the proper person.

Nov 9, 1900, Estate Settlements 4: J. T. McKnight, administrator of Hugh Kerr (deceased) and William Kerr (deceased) made final settlement with the court.

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**578 Kerr, Mary A. [Edwards] Died before Sep 4, 1893, intestate. [Cont'd from Vol. 6].**

Oct 7, 1897, County Court: The clerk had reported that B. [Bryon] B. Kerr, purchaser of the house and lot, had paid all the purchase money.

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**579 Kerr, Thomas Died between Apr and Oct 14, 1903, intestate.**

Oct 26, 1903, County Court: The court noted the death of Thomas Kerr intestate. Mrs. Mary E. [Eliza Rucker] Kerr applied for and received Letters of Administration.

Feb 15, 1904, County Court: The court appointed commissioners to set apart to Mrs. Mary E. Kerr, widow of Thomas Kerr (deceased), as much of the assets necessary for support of widow and her family for one year.

Rutherford Co. TN Marriages: Thomas Kerr married Amanda Hutchinson on Jul 5, 1867. Thomas Kerr married Eliza Rucker on Dec 15, 1880.

1900 Rutherford Co., TN Census: Thomas Kerr, 59; Mary E. Kerr, 50; Ernest Kerr, 18, son.

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Mar 14, 1898, County Court: The court had noted the death of William Kerr intestate. J. T. McKnight applied for and received Letters of Administration. The court appointed commissioners to set apart to Mrs. Kate [Justin] Kerr, widow of William Kerr (deceased), as much assets necessary to support her and family for one year.

Apr 7, 1898, Inventory: J. T. McKnight, administrator of the estates of Hugh Kerr (deceased) and William Kerr (deceased), presented an inventory. There were over 130 accounts. Two-thirds belonged to Hugh Kerr (deceased) and one-third belonged to William Kerr (deceased). They were partners in a mercantile business.

Dec 12, 1899, County Court: The court had noted that the administrator of the William Kerr, deceased's estate owed the estate \$55.38 and Bruce, Nellie and Willie Kerr, minor children, and Mrs. Kate Kerr, their mother and widow of the deceased was entitled to the remaining one-fourth. Since the sum was small, the court ordered to pay the sum directly to Mrs. Kate. Kerr.

Dec 12, 1899, Dec 12, 1900, Estate Settlements 4: J. T. McKnight, administrator of William Kerr (deceased), made a partial settlement on the partnership account of the firm of Hugh Kerr and Bro. with the court.

Cannon Co., TN Marriages: William Kerr married Kate Justin on Feb 10, 1878.

Kerr Cemetery, Rutherford Co. TN: William Kerr, born Feb 22, 1854, died Feb 9, 1898.

1880 Rutherford Co., TN Census: William Kerr, 26; Kate Kerr, 21.

581 - 582 **Kimbro, Clarence L.**

**Died Dec 17, 1899, testate.**

Will dated Jun 23, 1892.

**Item 1.** The testator directed the payment of all his debts and funeral expenses. **Item 2.** The testator gave his wife, Catharine C. ["Kate" Alexander] Kimbro, \$4000 absolutely, to own, manage, and dispose of as she saw fit. This was to be accepted by her in full of all claims or rights in and to any part of the testator's estate, including homestead rights, dower rights, rights to exemptions and to a year's support—any and all rights and claims. **Items 3.** The testator gave all the rest of his estate to his children for equal division amongst them as hereinafter directed. If any of the testator's children died without issue before such child received their share of his estate, the share of such child so dying was to go to the survivors, or their children. In all instances that could possibly arise, the testator directed that the issue of a deceased child would stand in the place and stead of his or her or their deceased parent, and take the share which said parent would have taken if alive. Said issue or descendants were to take their share per stipes and not per capita. **Item 4.** The testator appointed his brother, Azariah Kimbro, and his friends, Grandison McLean and Leland Jordan, to be executors, and testamentary guardians of his children. The testator waived their giving security on their bonds, either as executors or as guardians. If one of his executors or guardians was to die or resign, or if one of them failed to qualify, the other two executors were to choose a third executor and guardian. **Item 5.** The testator conferred upon the executors and guardians full power and authority over his estate. The testator intended this power and authority to be as full and ample as he could make it for the benefit of the testator's children and heirs. **Item 6.** The executors were to properly educate and maintain his children and heirs until they become of age respectively. The testator wanted his children to live with their mother until each child became of age or married. **Item 7.** As each child became of age, the executors had the discretion as to whether or not they would pay over said child's share of the testator's estate to him or her. They could also withhold the entire share of a child as long as they deem it proper to do so, up to the time of the final distribution of his estate. **Item 8.** When the testator's youngest living child had reached 21 years, the executors were to make final distribution of his estate amongst those entitled. It was the executor's province and duty to value and divide the estate amongst his children and heirs. The testator left it to the sole discretion and judgment of the executors. **Item 9.** The shares destined for his daughters (or granddaughters should there be any) were to be for their sole and separate use, free from the debts, contracts, and control of their husbands. **Item 10.** If any of the testator's bodily heirs died before final distribution, the testator gave all of said estate, undistributed at the time of the death of the last one of his bodily heirs, to his brother, Azariah Kimbro.

Dec 20, 1899, County Court: The court ordered the will recorded and filed.

Dec 26, 1899, County Court: Azariah Kimbro, Leland Jordan, and E. G. McLean were appointed guardians for [John] Basey Kimbro, Julian Searcy Kimbro and C. L. Kimbro Jr., minor children of C. L. Kimbro (deceased).  
Jan 17, 1900, Inventory: The inventory of personal estate listed almost \$27,000 in notes due.

May 14, 1900, County Court: A. Kimbro and others, executors **vs** B. W. Hicks and wife, Mrs. L. E. Hicks, who had conveyed on Jan 3, 1898 to petitioner, L. Jordan, in trust, a house and lot in the 5<sup>th</sup> Ward of Murfreesboro, TN, and in the 13<sup>th</sup> C.D. of Rutherford Co. to secure the payment of a note for \$2415.00 executed on that day to Clarence L. Kimbro. The note had become due on Jan 1, 1899. The court removed L. Jordan as trustee and appointed G. S. Ridley as trustee.

Jun 25, 1900, County Court: A. Kimbro and others, executors of C. L. Kimbro (deceased) **vs** B. W. Hicks and wife, Mrs. L. E. Hicks. G. S. Ridley had executed the trust by selling the house and lot. The executors of C. L. Kimbro (deceased) had bid it in at \$1800. G. S. Ridley made a settlement with the court.

Jul 16, 1902, Jul 24, 1903, July 25, 1904, Estate Settlements 5: A. Kimbro, G. S. Harding and L. Jordan, executors of the last will and testament of C. L. Kimbro, made a settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Clarence L. Kimbro, born Jul 21, 1852, died Dec 17, 1899 & wife, Catherine A. Kimbro, born Oct 22, 1854, died Jun 13, 1898. Father: John Basey Kimbro. Mother: Amanda Malvina Kimbro.

Rutherford Co. TN Marriages: C. L. Kimbro married Kate C. Alexander on Aug 31, 1876.

1900 Rutherford Co., TN Census: Azariah Kimbro, 40; Mary P. Kimbro, 22 wife; Julian Kimbro, 11 nephew; Clarence Kimbro, 7 nephew.

1880 Rutherford Co., TN Census: Clarence Kimbro, 26; Catherine Kimbro, 24; Elizabeth Kimbro, 3; John B. Kimbro, 6 months.

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583     **Kimbro, Miss Elizabeth**             **Died Jun 6 1899, intestate.**

May 11, 1900, County Court: The court noted the death of Miss Elizabeth Kimbro intestate. Leland Jordan applied for and received Letters of Administration.

Dec 12, 1902, Estate Settlements 5: Leland Jordan, administrator, made a final settlement. A balance was distributed to: N. D. Overall, guardian for C. [Clarence] L. Jr. and Julian Kimbro. J. B. [John Basey] Kimbro

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Elizabeth Kimbro, born Aug 5, 1877, died Jun 6, 1899. Father: Clarence L. Kimbro. Mother: Catherine Kimbro.

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584     **Kimbro, Catherine C. "Kate" [Alexander]**             **Died Jun 13, 1898, intestate.**

**Note:** Wife of Clarence L. Kimbro, Sr. - see above.

Dec 31, 1898, Jan 21, 1902, Jan 21, 1903, Feb 1, 1904, County Court & Dec 31, 1899, Dec 31, 1900, Jan 21, 1903, Jan 18, 1904, Estate Settlements 4 & 5: N. [Nat] D. Overall had been appointed guardian of J. B. [John Basey Kimbro], J. S. [Julian Searcy Kimbro] and C. [Clarence] L. Kimbro, Jr., minor children and heirs at law of Katherine C. Kimbro (deceased).

Rutherford Co. TN Marriages: C. L. Kimbro married Kate C. Alexander on Aug 31, 1876.

Evergreen Cemetery, Murfreesboro, Rutherford Co., Tennessee: Katherine A. Kimbro, born Oct 22, 1854, died Jun 13, 1898.

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585 **Kimbro, John Basey** **Died Mar 21, 1872, testate. [Cont'd from Vols. 4, 5, & 6].**

Apr 30, 1896, Chancery Court: LaSalle [Kimbro] Selph vs J. W. Sparks, et al. It appeared to the court and had been agreed to by the counsel for the defendant, that two notes for \$333.33, dated Aug 2, 1890, executed by F. B. Selph, principle, in payment for land sold by the C & M. The court ruled that the two notes rightfully belonged to LaSalle Selph. The notes were past due and unpaid and the court had ordered the land sold to enforce the payment of the notes and interest. The C & M was to pay from the proceeds to LaSalle Selph.

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586 **Kimbro, Laura [Hunter] vs Kimbro, Edgar** **Divorce**

Mar 2, 1903, County Court: The complainant and the defendant were married in Rutherford County about seven or eight years previous. The defendant had deserted his wife more than two years before the filing of this bill and remained away without providing support to her. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Edgar Kimbro married Laura Hunter on Jan 9, 1895.

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587 **Kimbro, Nathan (colored) vs Kimbro, Liddie [Mitchell] (colored)** **Divorce**

Nov 6, 1901, Circuit Court: The complainant and the defendant were married in Rutherford County in 1887 and lived together for eighteen months. The defendant abandoned the complainant and remained away for ten years. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Nathan Kimbro (colored) married Liddie Mitchell (colored) on Dec 29, 1887.

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588 **King, James M., Sr. [Jr.]** **Died May 9, 1900, intestate.**

Apr 16, 1900, County Court: The court had noted the death of James M. King Sr. intestate. A. [Albert] R. King had applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: James Monroe King, born Apr 5, 1833, died May 9, 1900. Father: [Col.] James Moore King [Sr.]. Spouse: Sallie T. King.

**Note:** The death date comes after the death was noted in court.

1880 Rutherford Co., TN Census: James M. King, 48 widower; Albert King, 8.

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589 **King, Lucinda [Thomas] (colored) vs King, John (colored)** **Divorce.**

Jan 27, 1901, Chancery Court: The court found the defendant guilty of cruel and inhuman treatment towards the complainant. The court also found him guilty of adultery. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: John King (colored) married Lucinda Thomas (colored) on Dec 31, 1885.

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590 **King, Ophelia [Alexander - Rucker]** **Died Dec 14, 1889, intestate [Cont'd fom Vol. 6].**

Jul 10, 1897, Chancery Court: John H. King and Annie A. Rucker vs Robert P. King, Bettie O. King (Azila King), minors without guardian. Mrs. Ophelia King left surviving, her husband, complainant, John H. King and children: defendants Robert P. King and Bettie O. King (also known as Azila King) and the complainant, Annie Rucker, who was her daughter by a former husband. At her death, Mrs. King owned a tract of 191 acres in the 5<sup>th</sup> C.D. of Rutherford Co. set apart to her in the case of Ann E. Alexander et al. vs James M. Alexander et al. in the Court. John H. King owns a life estate in the land as tenant by curtesy, and the reversionary interest is owned by the other parties to this cause. After the death of Mrs. King, Miss Eliza J. Alexander and Mrs. Annie E. Alexander filed a bill in the Chancery Court in an effort to hold the life estate of John H. King, or in the

alternative, the fee simple interest in the land for the payment of a judgement by the Chancery Court against Miss Alexander and Mrs. Alexander on a note they claimed to have signed as surety for Mrs. Ophelia King. Mrs. King (deceased) was the daughter of Mrs. Alexander and the sister of Miss Alexander. Complainant Annie Rucker reached majority since the filing of the bill. They agreed to terminate litigation provided the court decreed a sale of the tract of land and applied the proceeds as follows: Anne Rucker received one-third of the proceeds, the complainant King renounced his life estate as to this one-third. The other two-thirds went to complainant John H. King, but the defendants secured the two-thirds, they would receive upon the death of the complainant, John H. King, by a mortgage executed by John H. King. They would not take possession of their interest in the land until after the death of John H. King. He had received the land by purchase from the heirs of the late J. M. King, his father, and by deed from his father. The complainants alleged that it was to the advantage of everyone concerned to sell the land, and one-third of the proceeds to Annie Rucker and two-thirds to John H. King secured. This would prevent further attack by Mrs. Alexander and Miss Alexander.

Jul term, 1897, Chancery Court: John H. King and others **vs** Robert P. King and others. The court noted that John H. King proposed to renounce and convey his curtesy in the undivided one-third of the tract to Annie Rucker provided the court decreed a sale of the tract and paid him the shares of Robert P. King and Bettie O. King. A mortgage on a tract of land in the 12<sup>th</sup> C.D. secured to them at the death of John H. King. Additionally, John H. King, Mrs. Alexander and Miss Eliza Alexander to be released from all liability on a judgement of a former C & M and Commissioner in the cause of S. H. Mitchell, executor **vs** Mitchell, Peebles and others, recovered against Mrs. Alexander and Miss Eliza Alexander. The Court decreed that the life estate of John H. King in the undivided one-third interest in the tract went to Annie Rucker. The court appointed the C & M to sell the tract of land. He would not disburse the purchase money for two-thirds interest in the land due Robert P. King and Bettie O. King until the execution of a proper mortgage.

Dec 19, 1899, Chancery Court: I. E. Elam made an offer of \$4700 to the court for the land.

Jan term, 1900, Chancery Court: John H. King and others **vs** Robert P. King and others. I. E. Elam had married Annie Rucker. Since Mrs. Elam was entitled to one-third of the purchase money, they would only have to pay two-thirds of the purchase money. The C & M recommended the court accept the offer.

Jan 16, 1900, Chancery Court: John H. King and others **vs** Robert P. King and others. The court ratified the sale of the land to Mr. and Mrs. I. E. Elam.

Jan term, 1901, Chancery Court: The C & M had reported that I. E. Elam and wife had paid \$3133.33 the portion of the purchase money due John H. King.

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591      **King, William W.**                      **State Industrial School.**

Dec 16, 1899, County Court: It appeared to the satisfaction of the court that William W. King was a boy of 14 years of age, and that it would be to the interest of the child to be committed to the State Industrial School.

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592      **Kirk, Frank H.**                      **Died before Mar 14, 1898, intestate.**

Mar 14, 1898, County Court: The court noted the death of Frank H. Kirk intestate. Mrs. Fanny K. [Burger] Kirk applied for and received Letters of Administration. The court appointed commissioners to set apart to Mrs. Fannie A. Kirk, widow of Frank H. Kirk (deceased), assets necessary to support her and family for one year.

Apr 30, 1898, County Court: Fannie K. Kirk **vs** Hugh S. Kirk. Fannie K. Kirk was the widow of the deceased and Hugh S. Kirk was his only heir. The deceased owned real estate in the 11<sup>th</sup> C.D. consisting of a storehouse and lot, a dwelling house where Kirk had resided with his family and used as a store. C. C. Brandon occupied the house and used it as a dwelling and a store. The deceased also owned another house and lot recently purchased from W. J. Vincent and another house and lot on the West side of the Nashville and Chattanooga Railroad. The property was in the village of Rucker. There was also a tract of 65-acres lying on the line of the railroad adjoining the village of Rucker.

Apr 28, 1898, Inventory: Court Clerk of Coffee County received the inventory and sale list.

May 16, 1898, County Court: Fannie K. Kirk **vs** Hugh S. Kirk. The commissioners allotted Mrs. Kirk a homestead of 66 acres with the dwelling house. They recommended that the storehouse and lot and the small dwelling and lot West of the railroad be sold and one-third of the money given to Mrs. Kirk as dower.

Dec 10, 1898, County Court: According to the inventory and sale list that Mrs. Kirk had submitted, the value was \$724.00. The clerk stated that it would be necessary to sell part or all of the real estate to pay the debts.

Jan 31, 1899, County Court: Fannie K. Kirk **vs** Hugh S. Kirk. Mrs. Kirk purchased the remainder interest in 3 tracts of land. Hampton Hallyburton (colored) purchased the second property for \$50.

Aug 31, 1900, County Court: From a final settlement, it had been determined that Mrs. Kirk owed the estate \$259.94. Fannie K. Kirk, as widow, was entitled to dower out of the sale of the storehouse and the small dwelling west of the railroad. She had waived her right to dower and agreed that the whole proceeds from said property be taken into account in determining the distribution of funds.

Sep 1, 1900, Estate Settlements 4: Mrs. Fannie K. Kirk, administratrix of F. H. Kirk (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: F. H. Kirk married Fannie H. Burger on 22 Dec 1887.

1900 Coffee Co., TN Census: Fannie K. Kirk, 32 widow; Hugh S. Kirk, 10 son; Paul Burger, 22 partner; and boarders.

U. S. Register of Civil, Military and Naval Service, 1863-1959: Frank H. Kirk is listed as Postmaster at the Rucker Post Office in Rutherford Co. TN. Appointed in 1888, he served through 1897.

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593     **Kirk, John W.**                     **Died before Sep 7, 1891, intestate [Cont'd from Vol. 6]**

Jul 1, 1896, Aug 10, 1896, Oct 24, 1898, Apr 7, 1903, Jun 1, 1903, Jun 6, 1904, County Court: E. S. Kirk, guardian for Ephie and Frank M. Kirk, minor children of John Kirk (deceased).

Oct 14, 1897, Oct 4, 1898, May 7, 1903, Apr 3, 1904, Estate Settlements 4 & 5: E. S. Kirk, guardian of Ephie and Frank M. Kirk, minor children of John Kirk (deceased), made a settlement.

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594     **Knight, John F.**                     **Died Jan 30, 1904, intestate.**

Feb 8, 1904, County Court: The court noted that J. F. Knight died intestate. T. H. Vaughter, Wilson County, applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: John F. Knight, born Dec 21, 1861, died Jan 30, 1904.

Wilson Co., TN Marriages: John F. Knight married Sallie E. Vaughter, Apr 29, 1886.

1900 Rutherford Co., TN Census: J. F. Knight, 38 Sarah E. Knight, 35; Annie E. Knight, 4.

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595     **Lamb, Clemmie [Jordan] vs Lamb, William D.**                     **Divorce**

Jun 19, 1902, Circuit Court: Clemmie Lamb, formerly Clemmie Jordan, married the defendant in 1896 and they lived together for three years. Jan 1900, the defendant willfully deserted his wife and failed to provide for her. The court dissolved the Bonds of Matrimony that had existed between the couple. The court committed the two children, Fred Lamb and A. Lee Lamb, to the petitioner.

Rutherford Co., TN Marriages: W. D. Lamb married Clemmie Jordan on Sep 29, 1896.

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596     **Lamb, Longshore**                     **Died 1891, intestate.**

Mar 3, 1902, Chancery Court: J. [James] L. Lamb, Miss P. H. Lamb, Rutherford Co., A. [Andrew] L. Jackson and wife, N. L. [Nannie L. Lamb] Jackson, Bedford Co., J. S. Castell and wife, S. A. Castell, Marshall Co. (both Casteels were under the age of twenty-one and sued by next friend, J. L. Lamb) **vs** Albert M "Rudy" Lamb, Will Lamb, Arkansas, R. H. Beasley and wife, Sallie [Lamb] Beasley, Rutherford Co., J. R. Lamb, and wife, L.

E. Lamb, W. W. Duncan and wife, M. B. Duncan, A. C. "Sissy" Coursey, J. F. Coursey, C. C. Coursey (minor), the last seven defendants were residents of Texas, A. B. Fowler and wife, L. E. Fowler, Miss Annie Lamb, Davidson Co., T. A. Lamb (minor), Mrs. M. J. Lamb, Marshall Co., W. D. Lamb, residence unknown. Longshore Lamb, Rutherford Co., left surviving **his widow Celey or Celia Lamb, who died in Jun 1900**. He also left three children, defendants Albert M. Lamb, Sallie [Lamb] Beasley, and J. A. Lamb, who died after his father, but before his widow. Longshore Lamb (deceased) also had two children who had died before his death, and left children. They were A. C. "Sissy" [Lamb] Coursey, a daughter, and [Harden] Hard Lamb, son. J. A. Lamb (deceased) left the following children who survive N. L. Jackson, wife of complainant A. L. Jackson; complainant S. A. [Lamb] Castill, wife of complainant J. S. Castill; defendants T. A. Lamb and W. D. Lamb. He also left his widow, Mrs. M. J. Lamb. Mrs. A. C. Coursey was the wife of S. F. Coursey, and died leaving the following children who survived Longshore Lamb: defendant L. W. Lamb, wife of J. R. Lamb; defendant M. B. Duncan, wife of W. W. Duncan; defendants A. C. Coursey, J. F. Coursey and C. C. Coursey. Hard (Hardin) Lamb left the following children who survived Longshore Lamb (deceased): L. E. Fowler, wife of defendant A. B. Fowler, complainants Miss P. B. Lamb, Miss Annie Lamb and defendant Will Lamb and complainant J. L. Lamb. The complainants stated they and the defendants owned the real estate of Longshore Lamb (deceased) as tenants in common. There were five general shares as follows: One share to the children of Mrs. A. C. Coursey. One share to the children of Hard Lamb. One share to Albert M. Lamb. One share to J. A. Lamb's children. One share to Mrs. Sallie Beasley. At his death, Longshore Lamb owned 96 acres in the 8<sup>th</sup> C.D.. The complainants recommended the sale of the land for division.

Oct 18, 1902, Chancery Court: The C & M auctioned the land and R. G. Owen purchased it.

Mar 19, 1903, Chancery Court: Henry Lamb, one of the heirs of Longshore Lamb (deceased) was omitted from the original bill. He was absent from Rutherford Co. for a number of years and his residence unknown.

Bedford Cemetery, Bedford Co., TN: Longshore Lamb, born 1823, died 1891.

1880 Rutherford Co., TN Census: Longshore Lamb, 56; Cely Lamb, 60 wife; Hardin Lamb, 34 son; Lucy Lamb, 33 d-in-law; Thomas H. Lamb, 13 gson; William Lamb, 13 gson; Patty Lamb, 8 gdau; James Lamb, 5 gson; Ellen Lamb, 2 gdau.

1870 Rutherford Co., TN Census: Longshore Lamb, 47; Cela Lamb, 52; James Lamb, 19; Linna Lamb, 16; Leletha, 14.

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597     **Lamb, Mrs. T. A.**                             **Died Nov 21, 1897, intestate.**

Dec 9, 1897, County Court: The court had noted the death of Mrs. T. A. Lamb intestate. H. W. Lamb had applied for and received Letters of Administration.

Mount Pleasant Baptist Cemetery, Eagleville, Rutherford Co. TN: Mrs. Tabitha A. Lamb, born Oct 10, 1859, died Nov 21, 1897.

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598     **Lamb, William Martin "Kelly"**                             **Died Apr 1, 1894, testate. [Cont'd from Vol. 6].**

Nov 20, 1896, County Court: J. E. Reid, administrator of W. M. Lamb (deceased), petitioned to pay Talitha Jackson, formerly Talitha Lamb, her share of the proceeds of the estate of W. M. Lamb. Talitha married F. M. Jackson but she was still a minor 19 years of age. The court agreed to the payment.

Dec 21, 1896, Estate Settlements 4: J. E. Reid, administrator made a settlement with the court.

Jan 28, 1898, Estate Settlements 4: J. E. Reid, guardian of Ada J (Lamb) Reid,, a minor child of W. M. Lamb (deceased), made a settlement with the court. Ada J. (Lamb) Reid, wife of R. E. Reid, receipted her balance.

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599     **Lane, Ellen**     **Date of death unknown but before Feb 27, 1899, intestate.**

Feb 27, 1899, County Court: J. L. Sanders had been appointed Guardian for Delbert Lane, a minor child of Ellen Lane (deceased).

Oct 28, 1901, Estate Settlements 4: J. L. Sanders, guardian for Delbert Lane, a minor child of Ellen Lane (deceased), made a final settlement. Delbert was 21 years of age and signed for the balance.

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600     **Lanier, Stephen**     **Died about 1896 in Texas.**

Feb 20, 1902, County Court: Ed C. Lester **vs** William H. Lanier and others. William Henry Lanier, Dave Lanier and Lizzie Lanier, husband's name unknown, filed the bill on Nov 11, 1901. All were residents of Tennessee. They had failed to appear in court.

Mar 10, 1902, County Court: The clerk reported the deceased had owned 9 ½ acres of land and it was not possible to divide this tract into seven shares. In addition, the Harpeth River cut the land into four pieces. The deceased left the following children as heirs at law: 1. William Henry Lanier. 2. Dove Lanier. 3. Chesley Lanier. 4. Lem Lanier. 5. Jane Tucker. 6. Mose Lanier. 7. Lizzie Lanier. William Henry Lanier, Dove Lanier and Lizzie Lanier were properly before the court. The other four had sold their interest in the land to petitioner, Ed Lester.

Apr 5, 1902, County Court: The land sold at auction to Ed C. Lester.

Dec 8, 1902, County Court: Ed C. Lester **vs** William H. Lanier and others. Mrs. Mary J. [Lanier] Tucker claimed that her sister, Minerva Elizabeth [Lanier] Lippert gave her interest to her in Stephen Lanier's estate.

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601     **Lannom, Mary B. [Lannom]**     **Died Jun 15, 1901, intestate.**

Jan 8, 1901, County Court: J. [Joseph] W. Lannom presented Letters of Administration for Mary B. [Lannom] Lannom (deceased).

Jan 9, 1904, Estate Settlements 5: J. W. Lannom, administrator, made a final settlement with the court.

Rutherford Co. TN Marriages: John Lannom married Mary B. Lannom on Dec 15, 1846.

Lannom Cemetery, Gladeville, Rutherford Co. TN: John N. Lannom, born Jul 28, 1813, died Jul 7, 1873 & first wife Elizabeth Lannom, born May 3, 1810, died Mar 15, 1845 & second wife Mary B. Lannom, born Jan 15, 1816, died Jun 15, 1901.

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602     **Loughry, Alfred A.**     **Died between May 3 and Jul 14, 1902, testate.**

Will dated May 3, 1902.

**First:** The testator willed the payment of all his just debts out of the first available money. **Second:** The testator gave to his wife, his household, the farm where he lived, all of his stock and farming implements to have during her widowed life. At the expiration of her widowed life, the testator willed all his property to his children. **Third:** The testator willed that his wife, Cornelia [Estes], had the power to sell the land and invest the money in other land if she wished. **Fourth:** The testator appointed his wife, Cornelia, as his executrix.

Jul 14, 1902, County Court: The court ordered the will recorded and filed.

Wilson Co. TN Marriages: Alfred A. Loughry married Cornelia Estes on Dec 24, 1896.

1900 Rutherford Co., TN Census: Alfred A. Loughry, 29; Cornelia Loughry, 22; Annie Loughry, 2; Margarette Loughry, 4 months; Ira Loughry, 24.

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603 - 605 **Lawrence, James**  
**Lawrence, Mary**

**Died about 1883, intestate.**  
**Died Jan 19, 1897, intestate.**

Sept 1882 Bedford Co., TN Inventory: R. H. Stem, administrator of James Lawrence (deceased).  
Haskins Cemetery, Bedford Co., TN: James Lawrence (unmarked grave), & wife, Mary "Mollie" Harris Lawrence (unmarked grave).

#### Family Tree

James Lawrence, born ca 1810 in NC, died ca 1882 in Bedford Co., TN. Married Mary "Mollie" Harris, born ca 1815 NC, died ca 1897. Children:

- A. Elizabeth Lawrence, Sep 6, 1835 - Apr 6, 1928, married George W. Davis, 1835 - 1914
  1. Samantha Davis, 1855 - 1885, married ? King
  2. George Henry Davis
  3. James T. Davis
  4. Mary Susan Davis married Nealus Richard Davis.
- B. Nancy Lawrence, Oct 15, 1836 - Jul 21, 1915, married Joseph Holden
- C. Emmeline Eunice Lawrence, Jan 7, 1839 - Nov 4, 1891, married C. F. Haskins, 1823 - 1909.
  1. Lilly A. Haskins, 1859, widow of ? Morton
  2. James F. Haskins, 1862, married Lillian ?
  3. Mollie Haskins, 1865, married William Hollowell
  4. William Haskins, 1867
  5. Nezza Haskins, 1872
  6. John Bunyon Haskins, 1874 - 1942
  7. Elizabeth "Lizzie" Haskins, 1876, married Charles R. Lamb
  8. Edgar B. Haskins, 1879 - 1957
- D. Milly A. Lawrence, 1841, married Charles T. Davis
  1. Mary Davis, 1866, married Monroe Wright
  2. James Davis, 1867, married Inez ?
  3. Martha Davis, 1869
- E. Mary Lawrence, 1845
- F. Margaret L. Lawrence, 1847, married Peyton L. Lane
  1. James R. Lane, 1872 - 1939 Texas, married Mary Elizabeth Garrett
  2. Mary A. Lane, 1878, married Riley W. Daniel
  3. Malissa Lane
- G. Sarah Manerva Lawrence, Sep 1, 1855 [Census 1850] - Sep3, 1915, married 1<sup>st</sup>, 1870 Bedford Co., Lemuel Arkley Manire; married 2<sup>nd</sup> 1884 Bedford Co., Isaac Houston Manire, 1852 - 1892; married 3<sup>rd</sup> 1895 Hopkins Co., KY, John D. Hobbs, 1859 - 1930.
  1. Robert Manire, 1879 - 1902
  2. Dewitt Manire, 1886 - 1909
- H. Malissa Jane Lawrence, Apr 11, 1852 - May 17, 1936, married William Owen Vickrey, 1851 - 1932.
- I. Fannie Lawrence, Aug 30, 1854 - Mar 5, 1930, married Joseph Newton Coursey, 1855 - 1933

May 12, 1897, land transfer. J. [James] R. Lane and wife, M. E. [Mary Elizabeth Garrett], sold their interest in a lot of land in Bedford County to W. [William] O. Victory. It was their entire interest in the estate.

Oct 13, 1897, Chancery Court: G. [George] W. Davis and wife, Elizabeth [Lawrence], Joseph Holden and wife, Nancy [Lawrence] Holden, Jane Lawrence, J. [Joseph] N Coursey and wife, Fannie [Lawrence] Coursey, James Davis and wife, Inez Davis, C. [Charles] R. Lamb and wife, Lizzie [Haskins] Lamb, all citizens of Rutherford County. John D. Hobbs and wife, Sarah [Lawrence] Hobbs, James F. Haskens and wife, Lillian Haskens, William Haskens, Bunyon Haskens, and William Hollowell and wife, Mollie [Haskins] Hollowell, all citizens of Kentucky. James Davis and Lem Davis, citizens of Maury Co., TN, and Monroe Wright and wife, Mary Wright, citizens of Bedford Co., TN **vs** W. [William] O. Vickery and wife, Mary Vickery, Edgar Haskens and Malissa Lane, citizens of Rutherford Co. and the last two were minors. **James Lawrence died in Bedford Co., TN, about 15 years ago. He left a widow, Mary Lawrence, who died in Rutherford Co. in Jan 1897.**

Both died intestate and the administrator of the estate of James Lawrence (deceased) completed the administration. No one would administer the estate of Mary Lawrence. Complainants Elizabeth Davis, Nancy Holden, Sarah Hobbs, Jane Lawrence, Fannie Coursey, James Haskens, William Haskens, Bunyon Haskens, Lillian Haskens, Mollie Hollowell, Inez Davis, Lizzie Lamb, James Davis, Lem Davis and Mary Wright and defendants Mary Victory, Malissa Lane and Edgar Haskens were heirs at law of James Lawrence and his widow, Mary Lawrence (both deceased). Mary Lawrence (deceased) owed no debts and her administrator paid her funeral expenses out of her personalty. At his death, James Lawrence (deceased) owned two tracts of land in Bedford Co., one containing 38 acres and the other 26 acres. Mary Lawrence (deceased) had owned by inheritance an undivided one-fifth of the Bedford Co. land, but she supposedly sold it to her husband. Complainants were unsure that a deed or title existed. Mary Lawrence (deceased) was living with W. O. Victory when she died. He had possession of all her personalty and paid her funeral expenses from it. The complainants alleged that both tracts of land were tillable but not rented for the current year. None of the heirs assumed the responsibility for renting it out. Complainants prayed for a decree to sell the two tracts for partition due to the large number of heirs and the smallness of the two tracts.

Jul 29, 1898, Chancery Court: The court agreed and ordered the land sold for partition.

Jul term, 1898, Nov 28, 1898, Chancery Court: G. W. Davis and wife **vs** W. O. Victory and wife. C. F. and E. B. Haskins purchased the 26-acre tract of land in Rutherford Co. for \$135.

Aug 1, 1898, Chancery Court: The claim of Mr. and Mrs. Victory against the estate of Mrs. Mary A. Lawrence was for \$519 for taking care of Mrs. Lawrence from Nov 1889 until Jan 19, 1897.

Sep 26, 1898, Chancery Court: The C & M auctioned the 38-acre tract in Bedford Co. and the high bidder was R. T. Scott for \$683.00. The remaining money went to the heirs as follows: [1] G. W. Davis and wife, one share. [2] Joseph Holden and wife, Nancy Holden, one share. [3] Jane Lawrence, one share. [4] J. N. Coursey and wife, Fannie Coursey, one share. [5] The heirs of Milly Ann Davis, formerly Milly Ann Lawrence, one share. The heirs were James Davis, Lem Davis and Mary Wright, wife of Monroe Wright. [6] The heirs of Emerline Haskins, formerly Emerline Lawrence, one share. The heirs were Lillian Haskins, wife of James Haskins, James Haskins, William Haskins, Bunyon Haskins, Edgar Haskins, Mollie Hollowell, wife of William Hollowell, Inez Davis, wife of James Davis, and Lizzie Lamb, wife of C. R. (Charley) Lamb. [7] W. O. Victory and wife, Mary Victory, one share. [8] The heirs of Margaret Lane, formerly Margaret Lawrence, one share except as herein stated. Said heirs were James Lane and Malissa Lane. Malissa Lane was a minor and her share went to her Guardian. James Lane had sold his share to W. O. Victory who received his share. [9] J. D. Hobbs and wife, Sarah Hobbs, formerly Sarah Lawrence. The court ordered the C & M to hold the remaining one-fifth of the funds of this tract subject to further decree. The share of Edgar Haskens, a minor, went to his guardian.

Jul 20, 1899, Chancery Court: G. W. Davis and others **vs** W. O. Victory and others: Ed Haskins and Malissa Lane were both nearly 21 years of age. The court directed the C & M to pay the funds directly to the individuals.

Apr 18, 1903, Chancery Court: G. W. Davis et al **vs** W. O. Victory and others. The court allowed Mr. and Mrs. Victory \$124 on their claim for taking care of Mrs. Lawrence.

1880 Bedford Co., TN Census: James Lawrence, 69 (has kidney disease); Mary A. Lawrence, 65 wife; Malissia J. Lawrence, 27 dau; William O. Vickry, 27 son-in-law; Mary M. Vickry, 34 dau; James Vickry, 1 gson; James Davis, 13 gson.

1860 Bedford Co., TN Census: J. Lawrence, 50; Mary Lawrence, 45; M. A. Lawrence, 19; Mary Lawrence, 15; Margaret Lawrence, 13; Sarah Lawrence, 10; Jane Lawrence, 8; Frances Lawrence, 6; Esta Harris, 76 NC.

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606     **Lawrence, John T.     Died Jun 1889, intestate. [Cont'd from Vol. 6].**

May 18, 1896, County Court: T. [Thompson] J. Wright, guardian of Shelly and Byron Barker, minor children of Peter Barker (deceased) and heirs of John T. Lawrence, made a settlement with the court.

Jan 12, 1897, Estate Settlements 4: T. J. Wright, guardian of Shelly [Barker] Womack, a minor child of Peter Barker (deceased) and heir of John T. Lawrence, made a final settlement. She and her husband, Charles Womack, receipted for her share.

Jul 7, 1897, Mar 19, 1898, County Court & Jun 12, 1897, Mar 19, 1898, Mar 18, 1899, Jun 5, 1900, Jun 7, 1901, Estate Settlements 4: T. J. Wright, guardian of Byron Barker, a minor child of Peter Barker (deceased) and heir at law of John T. Lawrence, made a settlement with the court.  
Mar 19, 1898, County Court: The Public Administrator received Letters of Administration for the deceased's estate. The previous administrator, Thomas B. Fowler, had died.

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607     **Lawrence, John T.     Died before Nov 12, 1902, intestate.**

Nov 15, 1902, County Court: The court noted the death of John T. Lawrence intestate. S.D. Booker applied for and received Letters of Administration.

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608     **Lawrence, John T.     Died before Jan 6, 1904, intestate.**

Jan 6, 1904, County Court: The court noted the death of John T. Lawrence intestate. William B. Miller applied for and received Letters of Administration.

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609     **Lawson, Mrs. Mary B.     Died before Jul 8, 1901, intestate.**

Jul 8, 1901, County Court: The court noted the death of Mrs. Mary B. Lawson intestate. J. W. Lawson applied for and received Letters of Administration.

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610     **Lemons, Fannie (colored)     Died before Jun 1895, intestate.**

Jul term, 1895, Quarterly County Court: The Poor House Report listed Fannie Lemons (colored) as deceased.

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611     **Lillard, Susie [Howse] (colored) vs Lillard, Gran (colored)     Divorce**

Feb 20, 1904, Circuit Court: The petitioner and the defendant were married in Rutherford County on Feb 18, 1888. After two or three years of marriage, the defendant became morose and vicious. He was cruel and inhuman toward the petitioner, beating her frequently with his fists and a leather strap, finally driving her from the house. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Gran Lillard (colored) married Susan Howse (colored) on Feb 15, 1888.

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612     **Little, Lewis (colored) vs Little, Lucinda [Garrett] (colored)     Divorce.**

Jun 21, 1900, Chancery Court: Lewis Little and the defendant were married in Rutherford County on Dec 26, 1880 and they resided there until Apr 15, 1888 when the complainant moved to Nashville, TN to work. From the day after he left, his wife had committed numerous acts of adultery that she had admitted. The defendant had two children by one of the men she had consorted with.

Jan 22, 1901, Chancery Court: The court dissolved the Bonds of Matrimony between the couple.

Bedford Co., TN Marriages: Lewis Little (colored) married 28 Dec 1880 to Lucinda Garrett.

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613     **Long, Letitia T. [Cromer]     Died about Sep 1890, testate. [Cont'd from Vol. 6].**

Aug 3, 1897, Chancery Court: J. M. [Matt] Smotherman and wife, M. E. [Mary Elizabeth Long] Smotherman **vs** John Robert Smotherman, G. [George] L. Smotherman, Jennie [Smotherman] Davis and husband, William Davis, Alphonson Smotherman, Alice Smotherman and Jasper Hyde Smotherman. The complainants were father and mother of all the defendants except William Davis. The complainants lived on and claimed to own by title in fee simple, a tract of land containing 108 acres located in the 8<sup>th</sup> C.D.. L. T. Long, the mother of the



complainant, M. E. Smotherman, and Sallie Long (deceased) who left no other heir except M. E. Smotherman, her only sister, had purchased this land. She had never married and died without issue. George Long (deceased) had purchased the land with money for providing L. T. Long with a home for the remainder of her life. She was his daughter-in-law. After her death, the land was to belong in fee simple and without encumbrance to her children. At the time, M. E. Smotherman and Sallie Long were the only ones living. George Long had contracted for and partly paid for it during his lifetime and after his death, the executor had completed the payment. M. E. Smotherman was to receive the title. Due to an oversight, the title was in the name of L. T. Long, who had along with the complainants, occupied the home until she had died. The complainant still occupied and claimed the place as her own without encumbrance except for the mistake that L. T. Long had attempted to correct in her will. The court decreed that the complainant was entitled to the relief sought in the bill and removed the cloud on the title. The court also divested all right and title out of the defendants and vested title unencumbered in M. E. Smotherman.

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614     **Long, Mrs. Mary Jane [Bennett]**                     **Died before Apr 6, 1903, testate.**

Will dated Aug 16, 1898.

The testatrix willed to E. [Evans] G. Bennett and his wife, Elizabeth Jane Bennett, her farm of 50 acres that she had recovered from John W. Hall. The farm was in the 4<sup>th</sup> C.D. The testatrix willed to the children of Mary Jane Hall (deceased), the piece of land that she had already deeded to them containing 13-20 acres that joins the land willed to E. G. Bennett and his wife. The testatrix bequeathed to her brother, J. M. [Joseph Montgomery] Bennett, all the shares or interests that he purchased or bargained for from the Shelton heirs to a piece of land lying south of the small tract willed to Mary Jane Hall's children. The testatrix bequeathed to the children of John Shelton (deceased) and to the children of Mary Jane Hall (deceased), all the interests in and to the land lying south of the 13-acre tract. She meant the interests that they had not sold and which they were holding in it by virtue of the will of Thomas Bennett (deceased). The testatrix willed all her household and kitchen furniture that she owned in Marshall Co. to Benjamin T. Bennett and wife of Marshall Co. The testatrix willed to her brother, Joseph M. Bennett, all the amount of land she owned in Marshall Co. may bring when sold in excess of the Parsley & Bennett debt now standing against said lands. The testatrix willed to J. M. Bennett all the shares of Eagleville and Bellefont pike that ran by her residence in Marshall Co. The testatrix willed and directed that her executor pay all her debts out of her personal effects and if that was not sufficient, she directed that E. G. Bennett finish paying the same. The testatrix appointed J. M. Bennett to be her executor.

Apr 6, 1903, County Court: The court ordered the will recorded and filed.

May 4, 1903, County Court: J. M. Bennett qualified as executor of Mrs. Mary Jane Long (deceased).

1850 Rutherford Co., TN Census: Thomas Bennett, 56 VA; Joseph Bennett, 20; Henry L. Bennett, 15; Evans G. Bennett, 18.

1880 Rutherford Co., TN Census: Evans Bennett, 46; Jane Bennett, 42 wife; Henry Bennett, 22 son; Benjamin Bennett, 21 son; Ebb Bennett, 17 son; Jennie Bennett, 12 dau.

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615     **Lorance, George Washington**                     **Unsound mind.**  
          **Lorance, Pvt. George Wshington**                 **Died Aug 4, 1904, intestate.**

Feb 20, 1904, County Court: G. [George] M. Lorance **vs** G. W. Lorance. A jury declared G. W. Lorance to be a person of unsound mind. He had real estate valued at \$4000 and several livestock and needed a guardian to look after his affairs. John A. Lorance was the family choice for guardian.

Mar 28, 1904, County Court: John A. Lorance applied to sell off the following personal property: 1 mule, 2 cows, 1 calf, 1 sow and 7 pigs, 8 hogs, two-horse wagon and a single-seat buggy. The court approved the request.

Sep 14, 1904, County Court: **George W. Lorance had died intestate in Rutherford County.** He owned two tracts of land that descended to the heirs as follows: [1] Sarah J. [Lorance] Vaught, daughter. William J. Vaught, husband. [2] W. [William] T. Lorance, son. [3] M. [Martha] A. Kelton, daughter. Samuel T. Kelton, husband. [4]

G. [George] M. Lorance, son. [5] Mary E. [Lorance] Allen, daughter. [6] Nannie [Nancy] E. [Lorance] Pelham, daughter. W. M. Pelham, husband. [7] Addie L. [Lorance] Shelley, daughter. Robert Shelley, husband. [8] Era L. and Annie May Elrod, heirs of Eliza M. [Lorance] Elrod (deceased), daughter. John Elrod, husband. [9] John A. Lorance, son. [10] Dennis H. Lorance, son. [11] B. [Robert "Bob"] H. Lorance, son. [12] James B. Lorance, son. The Clerk recommended the sale of the land for partition.

Oct 31, 1904, County Court: S. [Samuel] T. Kelton et al. vs Era L. Elrod et al. The Clerk offered at auction the two tracts of land. E. J. James won the bidding who substituted Mrs. Mattie [Martha] E. [Dement] Hogwood as buyer of tract 1 and James B. Lorance as buyer of tract 2 except ½ acre on the West side of the turnpike.

Rutherford Co. TN Marriages: George W. Lorance married Rebecca Barkley on Dec 23, 1847.

Cook's Cemetery, Milton, Rutherford Co. TN: Pvt. George W. Lorance, born Jun 25, 1825, Tennessee, died Aug 4, 1904, Rutherford Co. TN.

1900 Rutherford Co., TN Census: George W. Lorance, 73; James Lorance, 23; Lizzie Lorance, 18; Robert Lorance, 25 son; Mary Lorance, 24 dau-in-law; Annie Lorance, 5 gr-dau; Jimmie L. Lorance, 2 gr-dau; Hattie M. Lorance, 3 months gr-dau; May Allen, 43 dau.

1880 Rutherford Co., TN Census: George Lorance, 55; Rebecca Lorance, 53; Mary Lorance, 24; Addie Lorance, 22; Persilla Lorance, 20; Michael Lorance, 18; John Lorance, 14; Dennis Lorance, 11; Robert Loance, 8; James Lorance, 5.

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616     **Loughry, Rev. Joseph Nelson**                     **Died Oct 11, 1896, testate.**

Will dated May 7, 1896. Codicil is undated.

**First:** After all the testator's lawful debts had been paid and discharged, the testator gave all his property, real and personal, to his living children and heirs of those deceased, to be divided equally share and share alike. The testator appointed his son, E. [Edward] E. Loughry, to be executor of his last will and testament. **Codicil:** The testator wanted his household and kitchen furniture including library and everything else he owned divided equally among his heirs, after Allie [Allison Loughry] and Ira [Loughry] had a bed and all the clothing for it.

Oct 31, 1896, County Court: The court ordered the will recorded and filed.

Rutherford Co. TN Marriages: J. N. Loughry married A. A. Brown on Apr 17, 1851.

Brown Cemetery, Lascassas, Rutherford Co. TN: Rev. Joseph Nelson Loughry, born Mar 28, 1826, Westmoreland Co., PA, died Oct 11, 1896, Rutherford Co. TN.

1880 Rutherford Co., TN Census: J. N. Loughry, 54; Susan Loughry, 53; Edward E. Loughry, 19; Mary A. Loughry, 13; Allison Loughry, 9; Lena Loughry, 7; Ira Loughry, 4.

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617     **Lowe, Anderson (colored) vs Lowe, Anna [Lyons] (colored)**                     **Divorce**

Nov 9, 1896, Circuit Court: The court had accepted the allegations in the original bill and dissolved the Bonds of Matrimony. The plaintiff received custody of the couple's son, about five years old.

Rutherford Co., TN marriages: Anderson Lowe (colored) married Anna Lyons (colored) on May 11, 1890.

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618 **Lowe, Mary A. [Kirk]**

**Died before Aug 5, 1895, testate. [Cont'd from Vol. 6].**

Aug 1, 1896, Estate Settlements 4: A. [Andrew] J. Brandon, P. [Pritchett] A. Lyon and J. [James] P. Lyon, executors of the deceased's last will, made a final settlement with the court. The executors made special legacy payments of \$25 to A. J. Branden, Jr., P. A. Lyon, Jr., Addie L. [Lyon] Brandon, Ellen P. Elam, formerly Pinkard, and Malissa Lyon. A. [Asbury] M. Overall receipted for special legacies of \$25 each to his children, Gertie, Floyd and Stanley Overall. Ellen T. Howland receipted for special legacies amounting to \$300. J. F. Rubin received a special legacy of \$25 and J. P. Lyon receipted for a special legacy of \$100 for benefit of the Mount Carmel Church. After the legacies were paid, there was a balance of \$2435.30 for the residual legatees. The executors divided the balance into three shares for Malissa P. [Lowe] Branden and husband, A. J. Branden, Mary J. [Lowe] Lyon and husband, P. A. Lyon, and Mattie [Lowe] Lyon and husband, J. P. Lyon.

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619 **Lowe, C. C. Jr.**

**Died before Dec 19, 1900, intestate.**

Dec 19, 1900, County Court & Dec 19, 1900, Feb 27, 1904, County Court & Feb 13, 1903, Estate Settlements 5:: Petition of A. F. Summers, guardian of Bertha, Mattie, Pearl, Bulah, Jimmie Sanford and Virgie Cleborne, minor children of C. C. Lowe (deceased). The deceased's personal property was liable to perish and the guardian petitioned to have it sold. The court agreed.

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620 **Lowry, Henry David**

**Died Mar 31, 1900, intestate.**

Sep 15, 1900, County Court: The court noted the death of H. D. Lowry intestate. Mrs. D. [Dora] F. A. [White] Lowry had applied for and received Letters of Administration for her husband's estate.

Sep 10, 1902, Estate Settlements 5: Mrs. D. F. A. Lowry, administratrix of the deceased's estate, made a final settlement with the court. The administratrix used her own money to pay debts.

White-Lowry Cemetery, Smyrna, Rutherford Co. TN: Henry David Lowry, born Dec 12, 1847, died Mar 31, 1900. Spouse: Dora Lowry.

Rutherford Co. TN Marriages: Henry D. Lowry married Dora White on Jul 2, 1871.

1880 Rutherford Co., TN Census: Henry Lowry, 35; Dora Lowry, 27; Bi Lowry, 6; Anna Lowry, 1; Chisan Lowry, 1.

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621 **Luster, Mary [Webb] (colored) vs Luster, Jim (colored)**

**Divorce.**

Jan 25, 1901, Chancery Court: The court ruled that Jim Luster had been guilty of cruel conduct and it was no longer safe for the complainant to live with the defendant. He had also been guilty of adultery. The court granted the divorce and dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: James Luster (colored) married Mary Webb (colored) on Dec 28, 1895.

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622 **Lyon, Rev. Pritchett. A.**

**Died before Jun 18, 1904, testate.**

Will dated Nov 3, 1886.

**First:** The testator desired that his debts be paid. If what was on hand was not insufficient, then sell the land known as the Pruett land South of Millersburg consisting of about 100 acres; the place known as the R. L. Howland place consisting of over 82 acres; or the place on Big Creek consisting of about 22 acres. Any of these should realize enough to pay off his indebtedness. **Second:** The testator bequeathed to his daughter, Addie S. [Lyon] Brandon, wife of A. [Alfred] J. Brandon Jr., the farm he purchased from Charles Homes [Holmes], executor of Mrs. S. A. Garner containing about 176 acres including the old gin house, bounded on the North by the R. L. Howland place West by D. P. Jacobs South by Dr. John White and Mrs. Miller and East by my

father's old home and Mrs. M. J. [Lowe] Lyon. His daughter was to use the land as she wished during her life and at her death to go to her children. If she were to die childless, the land was to come back to his estate. If there was enough personal property to pay his indebtedness without sale of land, the testator wanted Addie S. Brandon to have about 60-70 acres of the Pruett place. This was to be hers absolutely to use or sell, as she desires. **Third:** The testator bequeathed to his son, P. A. Lyon Jr., his father's old home containing about 162 acres. The testator bequeathed the land to P. A. Lyon Jr. for his own use and benefit during his life and at his death, to go to his children. If he died childless, the land was to return to his estate. The testator also bequeathed to P. A. Lyon Jr., the remaining 30 acres of the Pruett lands. He gave this land absolutely to use or sell as he may wish. **Fourth:** Mrs. Mary J. Lyon has about 233 acres of land in her own name for the property given her by her parents. The testator bequeathed to his wife, Mrs. Mary J. Lyon, all of the land that he owned, except the land mentioned above. At her death, divide it equally between P. A. Lyon Jr. and Mrs. Addie L. Brandon should they be living. If either had died, then the children of the dead parent was to receive the one-half of what the parent would have. She was to receive a pair of mules, a pair of mares, and all the cows on hand at his death as well as all household and kitchen furniture. The testator appointed his son, P. A. Lyon Jr., to be his executor. Since his son had been honest and upright in all his dealings, his son was to serve without bond. **Fifth:** The testator empowered Mrs. M. J. Lyon, P. A. Lyon Jr., and Mrs. Addie S. Brandon to make any change they may see proper when two out of the three agreed to the change. The two first named places bequeathed to P. A. Lynn Jr. and Mrs. Addie S. Brandon, namely the Garner Place consisting of 176 acres to Addie S. Brandon and the testator's father's old house to P. A. Lyon Jr. cannot be changed. The testator desired these to remain in the family even to the 4<sup>th</sup> generation. **Sixth:** The testator requested he be given a decent burial at the feet of his father and mother. He wanted a plain funeral, not costly, and a service by a servant of the Lord Jesus Christ. **Seventh:** The 162 acres willed to P. A. Lyon Jr. did not include the family burial place enclosed by a stonewall. The testator willed it to future generations as a burial place for the descendants of all the persons wanting burial within the wall. **Finally:** Loved ones live in peace, etc.....

Jun 18, 1904, County Court: The court received a paper writing purporting to be the last will and testament of P. A. Lyon (deceased) for probate as a holographic will. Three witnesses testified they knew P. A. Lyon during his lifetime and were familiar with his handwriting. The court ordered the will recorded and filed. P. A. Lyon Jr. qualified as executor.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Rev. P. A. Lyon, born 1844, died 1904.

Rutherford Co., TN Marriages: P. A. Lyon married Mary J. Lowe on Apr 3, 1864.

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623     **Lyon, Thomas Bennett**     **Died before Feb 6, 1885, intestate. [Cont'd from Vols. 5 & 6].**

Dec 13, 1897, Jun 1, 1903, County Court & Aug 27, 1896, Oct 22, 1897, Mar 13, 1899, Estate Settlements 4: E. [Ephraim] A. Speer, guardian of Nannie, Myrtle, and Jennie Speer, his own children and minor heirs at law of T. B. Lyon, made a settlement with the court.

Nov 19, 1896, Estate Settlements 4: M. F. Caffey, guardian of J. C. [Calvin] Carnahan, a minor child of J. [James] M. Carnahan, and heir of T. B. Lyon (deceased), made a final settlement with the court. J. C. Carnahan was twenty-one and had receipted for his balance.

Nov 30, 1896, Jan 19, 1897, Sep 26, 1898, Dec 25, 1899, Jan 28, 1901, County Court & Sep 5, 1898, Sep 16, 1898, Sep 27, 1898, Sep 12, 1900, Sep 5, 1901, Estate Settlements 4: J. M. Carnahan, guardian of Martin A. Carnahan, his own son and minor heir at law of T. B. Lyon, made a settlement with the court.

May 12, 1903, Estate Settlements 5: E. A. Speer, guardian of Myrtle, and Jennie Speer, his own children and minor heirs of T. B. Lyon, made a final settlement with the court. Myrtle was now Mrs. Abernathy and 21 years.

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624     **Lyon[s], Elijah**                     **Died Apr 15, 1900, intestate.**

Apr 27, 1900, County Court: The court noted the death of Elijah Lyons intestate. S. M. [Morgan] Patton had applied for and received Letters of Administration.

Sep 17, 1901, Chancery Court: E.M. Whitfield, Cannon Co. **vs** A. T. "Bud" McGill and wife, Sallie [Lyons] McGill, Rutherford Co.; A.M. McGill and wife, Elizabeth McGill, and N. J. Lyons, all of Cannon Co.; Gid B. Lyons, J. M. Lyons, John [Calvin] Petty and wife, Matilda [Lyon] Petty, all residents of Texas. **Elijah Lyons died in Rutherford County on Apr 15, 1900.** He left complainants and defendants as his heirs at law. Elijah Lyons (deceased) owned a tract of land containing over 149 acres. On Apr 27, 1900, defendants, Bud McGill and wife, Sallie McGill, nee Lyons, filed for registration to convey said tract of land, to Sallie McGill for \$126 cash in hand and the further consideration of \$500 paid in services rendered as nurse, from 1892 to 1900. The tract of land had a rental value of \$150 per year. There was personal property on the land, consisting of horses, mules, cattle, and hogs. Sallie McGill, about 45 years had always lived on the farm. She had never married until after the death of Elijah Lyons (deceased), when she married Bud McGill. Sallie McGill, during the years 1892 to 1900 inclusive, had no home or means of support. She appropriated to her own use and support all the rents and products of the farm, together with the proceeds of all the personal property sold therefrom, which were greatly in excess of all services she claimed to have rendered by her during this period. Complainant further charged that Elijah Lyons was 90 years old on Apr 9, 1900, and did not have the mental capacity to transact business. For many years, Bud McGill had lived on the tract of land, and for more than a year preceding the death of Elijah Lyons, he lived in the house with the deceased and Sallie McGill. Sallie Lyons and Bud McGill entered into a contract to marry during this time, and the sole consideration of the same was, that Sallie McGill should procure the deed from Elijah Lyons (deceased) to the tract of land. They successfully procured the deed against the free will of the deceased Complainant alleged that Sallie McGill and Bud McGill had waged a long campaign against the deceased that eventually wore him down and he finally yielded. Complainant noted that there were outstanding debts against the estate, which the McGills were well aware of prior to date of deed. Complainants and defendants except the husbands of the married women were children and heirs at law of Elijah Lyons (deceased) and as such were owners in common of the tract of land. The land was not suitable for partition in kind and the complainant prayed for the sale of the land for partition.

Oct 10, 1904, Chancery Court: In a deposition, Mrs. Elizabeth Whitfield stated she was 68 years old as of Oct 24, 1904. She was the daughter of Elijah Lyons. She had left her father's house soon after her marriage and had returned after her husband's death.

Dec 2, 1904, Chancery Court: Mrs. Whitfield **vs** Bud McGill and others. The answer by Bud McGill and his wife fully met and answered all the allegations of equity made in the bill. The court ruled the answer of Bud McGill and wife did not refute the allegations and dismissed the bill.

Rutherford Co. TN Marriages: Elijah Lyons married Mary Carnahan on Nov 28, 1833.

Thyatira Cemetery, Cannon Co., TN: Elijah Lyon, born Nov 28, 1833, died Apr 15, 1900, Bradyville, TN. Father: Nathan Johnson Lyon. Mother: Henrietta Lyon. Children: Mary Mailda Petty, John Morgan Lyon, Gideon Blackburn Lyon and Smoot Lyon.

1870 Rutherford Co., TN Census: Eli Lyon, 61; Sarah Lyon, 9; Gideon B. Lyon, 8; William H. Lyon, 7; John Lyon, 5; Mary Lyon, 4.

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625     **Lyons, Mrs. Kate**                     **Died before Dec 21, 1901, intestate.**

Dec 21, 1901, County Court: the court appointed William Wendell of Cornelia Wendell, his own child and legatee of Mrs. Kate Lyon (deceased).

Oct 1, 1903, Estate Settlements 5: William Wendell, guardian of Cornelia Wendell, his own child and legatee of Mrs. Kate Lyon (deceased), made a settlement with the court.

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Feb 28, 1900, Circuit Court: The court accepted the order pro confesso entered against the defendant and the oral testimony presented in open court and decreed that the defendant had committed adultery with Westly Smith (colored) and others that were stated in the petition. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Andrew Lytle (colored) married Martha Cawthon (colored) on Dec 4, 1897

**627 Lytle, Bettie Lee (colored) Bound.**

May 14, 1901, County Court: Mrs. Alice O. Hicks had prayed the court to bind to her after the manner of an apprentice, Bettie Lee Lytle (colored), aged 4 years. The mother of the girl had been present in the court and had agreed. The court bound to Mrs. Hicks the girl, Bettie Lee Lytle, until she had reached the age of eighteen.

**628 Lytle, John Died Apr 16, 1881, intestate. [Cont'd from Vols. 5 and 6].**

Jan 8, 1896, County Court: Mr. [James Moore] King and Mrs. [Helen King] Lytle had held continuous adverse possession of the land until Oct 8, 1887 when Mrs. Lytle died. After that, Mr. King and the heirs of Mrs. Lytle (deceased) had held adverse possession of the land. Mrs. Lytle had owned an interest in another tract of land in which Mr. King believed she had title to in fee simple. They had agreed to exchange her interest in the tract for his interest in the land he had purchased with C. [Charles] W. Moore. They discovered that Mrs. Lytle only had a life estate to the land that her father conveyed to her and her children. The court rescinded the land trade as to Mr. King. For Helen Lytle and C. W. Moore, the trade was completed and executed conveying title to his portion to Mrs. Lytle. The deed was never registered and was subsequently lost. The land was recognized as belonging to Mrs. Lytle and she willed and devised it to her children as follows: James K. Lytle, Mary [Lytle] Hollowell, whose husband was deceased, Pattie [Lytle] Jordan, wife of Clem Jordan, Kate Lytle, Helen [Lytle] Robinson, wife of A. B. Robinson, Ada [Lytle] Colville, wife of Charles Colville, Bettie [Lytle] McDermott, wife of John McDermott and Julia Lytle. **Julia Lytle had died Jun 16, 1890, unmarried and without issue.** Her sisters and brothers were her heirs. **C. W. Moore had died Oct 1, 1887, intestate** leaving Julia A. [King] Moore as his widow, C. W. Moore Jr., Bettie [Moore] Jamison and husband, J. [James] H. Jamison, Tommie Ivie, Idelette Jamison and Charles W. Jamison (the last three were grandchildren) as his only heirs at law. In the lifetime of Helen J. Lytle, she and Mr. King had divided the land and Helen J. Lytle made a quitclaim deed to her children for their share in the land. The court ordered the reconstruction of the lost deed from C. W. Moore to Helen J. Lytle.. The court also ordered that all right, title and claim of the widow and heirs of C. W. Moore previously named to the tract of land was divested out of them and vested in fee to J. M. King. It also ordered that all right, title and claim of the heirs of C. W. Moore to the land conveyed to the devisees of Helen J. Lytle (deceased) by the quitclaim deed from Mr. King to them had been divested out of the widow and heirs of C. W. Moore (names above) and vested in the heirs of Helen J. Lytle (deceased) as set forth in her will.

Davidson Co., TN Marriages: Charles W. Moore married Julia Ann King on Feb 1, 1843.

**629 Lytle, John "Jack" Died Mar 6, 1904, testate.**

Will dated Nov 10, 1892.

**First:** The testator directed the payment of all his debts. **Second:** The testator gave and bequeathed all the remainder of his estate, both real and personal, to his sister, Kate Lytle Alexander, to give to my two sisters, Mary Lytle Murfree and Sally Lytle Cannon, as she saw fit. **Third:** The testator nominated his sister, Kate Lytle Alexander, as executrix of his estate to serve without bond.

Apr 23, 1904, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: John Lytle, married Mary Nelson on Jul 26, 1869.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: John "Jack" Lytle, born May 31, 1851, died Mar 6, 1904. Father: Ephraim Foster Lytle. Mother: Julie "Judith" Lytle.

1900 Rutherford Co., TN Census: John Lytle, 48.

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**630 Lytle, Julia E. M. [Searcy] Died before Dec 19, 1898, intestate.**

Dec 19, 1898, County Court: The court noted the death of Mrs. Julia E. M. Lytle intestate. E. [Ephraim] F. Lytle and E. [Edward] C. Cannon applied for and received Letters of Administration.

Dec 19, 1898, Inventory: An inventory was made of the deceased's estate.

May 24, 1899, Mar 5, 1900, Estate Settlements 4: E. F. Lytle and E. C. Cannon, administrators, made a partial settlement with the court. The administrators presented receipts from the following distributees: T. [Thomas] B. Lytle, E. [Ephraim] F. Lytle, John Lytle, Mrs. Sallie L. [Lytle] Cannon, Mrs. Mary L. [Lytle] Murfree, Mrs. K. L. [Kate Lytle] Alexander, Mrs. Julia M. Sharp, Miss Jennie B. Nichol, Edgar Jones, Guardian for Julian S. Nichol, Mattie G. Nichol and Lizzie L. Nichol.

Rutherford Co. TN Marriages: Julia E. M. Searcy married Ephraim F. Lytle on Jun 12, 1844.

Evergreen Cemetery, Murfreesboro, Rutherford Co. TN: Julia "Judith" Lytle, born Feb 19, 1824; died Dec 13, 1898.

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**631 Lytle, William F. [Franklin Pitt] Died Mar 9, 1863, testate. [Cont'd from Vols. 3, 4, 5 & 6].**

Dec 4, 1903, Chancery Court: Evander Lytle, individually and as guardian of his children in being, and of Mrs. Evander [Mary Katherine Bibb] Lytle of Rutherford Co. vs Bessie [Elizabeth] Lytle, Rutherford Co., Kate [Katherine B. Lytle] Price and husband, Vernon [D.] Price, Louisville, KY, William R. Lytle and Charlie Cox, Rutherford Co. Bessie Lytle, Kate Lytle Price and William R. Lytle were the only living children. Evander Lytle had been guardian of all his children but all were of age. A daughter, Mary Lytle, had died some months ago without issue. The defendants were owners as tenants in common of a tract of land in C.D. 13 containing 210 acres. They owned no other realty except a lot and dwelling house on Spring and Vine streets occupied by the family as their residence. Evander Lytle was the life tenant of this realty. Evander Lytle took this estate under the second item of William F. Lytle's (deceased) will that reads, "I give and bequeath to my son Evander Lytle, the following tract of land". (Description follows). The tract contained 260 acres more or less. The deceased bequeathed it for life and after death; the land was to go to the children of Evander Lytle. In 1868, he sold 30 acres of this land by decree of Chancery Court to build two rooms and to improve the lands. In 1889, they sold 42 acres and the proceeds used to purchase a house and lot in Murfreesboro. Evander Lytle was 60 years old and his wife, Mary Lytle, was 50 years old and in good health. The complainants had been advised that even said lands wherein persons not yet in being may have an interest could be sold if all those interested and living were before the court. The remaining 210 acres was unencumbered except for 1903 taxes. The land had improvements. The complainants and defendants were anxious to sell 40-55 acres of the land for support and improvements to the remaining land and the house in Murfreesboro. The defendant, Charles F. Cox, was willing to give \$50 per acre for the land fronting on Franklin Dirt Road providing he could get a good title.

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**632 Macon, Samuel R. Person of unsound mind.**

Apr 27, 1898, County Court: The court had learned that Samuel R. Macon, a person without capacity to govern himself and his property, was living in the county. The court directed to convene a jury to determine his status.

June 6, 1898, County Court: E. L. [Eugene Lamon] Macon vs Samuel R. Macon. The court convened a jury to inquire into the soundness of the mind of Samuel R. Macon. The findings of the jury were. 1st. Samuel R. Macon had become of unsound mind as far back as Apr 1. 1897. 2nd. Samuel R. Macon was of such unsoundness of mind that he did not have the capacity to govern himself or his property. 3rd. The jury found that his insanity was from heredity aided by an excessive use of stimulants. Samuel R. Bacon had owned 110

acres of land as of Feb 1898 near Readyville. He had sold the land to Mrs. Hattie Barton for over \$4000 and was to have as part payment \$1600 in stocks in the Stone River National Bank and First National Bank in Murfreesboro. The jury had not been satisfied with what Samuel R. Macon had done with the stocks. The jury could not evaluate the estate by year. The court had appointed E.L. Macon to be the Guardian of Samuel R. Macon, a person of unsound mind.

Dec 22, 1898, County Court: Samuel R. Macon and E. L. Macon, Guardian ex parte. Upon the petition of Samuel R. Macon and E. L. Macon, his guardian, and the certificate of W. [William] E. Youree, M. D. and James A. Speer, M. D., two reputable physicians of Rutherford Co., vouching the sanity of Samuel R. Macon, previously judged a person of unsound mind by this court. The court ordered the sheriff to convene a 12-man jury to ascertain by inquisition whether Samuel R. Macon was a lunatic or a person of unsound mind so that he did not have the capacity for the government of himself and property. A jury was convened this date and they found that Samuel R. Macon had been restored in mind since the findings of June 1898. They found that he was mentally sound and capable of managing himself and property. The court had confirmed the verdict. Jan 2, 1899, Estate Settlement 4: E. L. Macon, guardian of Samuel R. Macon, a person formerly adjudged to be a person of unsound mind, made a final settlement with the court. The Dec term of the County Court found Samuel R. Macon to be sane and he receipted for his balance of \$24.90.

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633 **Malone, Andrew J.**

**Died Dec 4, 1902, testate.**

Will dated Dec 1, 1902.

**First:** The testator directed the payment of his funeral expenses and all his debts with the money that he died possessed of, or the first money that came into the hands of his executor. **Second:** The testator gave to his wife, Diddymiah [Brothers] Malone, Lot #1 containing 54 acres and 21 poles, to have and hold during her life, and at her death to be equally divided among his children, P. [Prince] E. Malone, Bettie [Elizabeth J. Malone] Henderson, A. J. Malone Jr., Martha "Mattie" L. [Malone] Ward, and the heirs of his son, J. [John] W. Malone (deceased). The testator gave his wife all of his household and kitchen furniture, farming utensils, corn and hay, and provisions of every description. He also gave her all the horses except a bay mare called "Valley", 2 two-year-old mules, an old cow, the heifer that ran away and the male cattle. **Third:** The testator gave his daughter, Martha L. Ward, Lot #2 containing 47 acres and 8 poles, to her and her heirs in fee simple. Robert Jamison had made a survey that described the lot. He directed and willed that his daughter, Martha L. Ward, was to pay the heirs of J. W. Malone (deceased), one hundred dollars, without interest until twelve months after his death. **Fourth:** The testator gave to his son, A. J. Malone Jr., to him and his heirs, in fee simple; Lot #3 containing 48 acres and two poles. He also directed that his son, A. J. Malone Jr., pay to the heirs of his son, J. W. Malone (deceased), one hundred dollars without interest until after the expiration of twelve months after his death. **Fifth:** The testator gave to his son, P. E. Malone, to him and his heirs, in fee simple, Lot #4, containing 36 acres and 8 poles. **Sixth:** The testator gave to his daughter, Bettie Henderson, Lot #5, containing 36 acres and 8 poles. He also gave a parcel on the West end of a line between Lot #4 and #5 called "new ground". **Seventh:** The testator gave to his granddaughter, Sallie Lou Ward, one bay mare called "Valley". He gave his son, A. J. Malone Jr., his coonskin overcoat. The testator also directed the sale of two 2-year-old mules, (?prided) cow, the heifer that ran away, and male cattle and the proceeds divided equally between his wife and their four children then living, and one share to the children of his son, J. W. Malone (deceased), making six shares of said stock. **Eighth:** The testator nominated and appointed P. E. Malone and A. J. Malone as his Executors.

Feb 7, 1903, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: Andrew J. Malone married Amanda F. Payton on Sep 16, 1851. A. J. Malone married Didie Brothers on Nov 4, 1863.

Malone-Henderson Cemetery, Walter Hill, Rutherford Co., TN: A. J. Malone, 12 Jan 1828, 4 Dec 1902.

1900 Rutherford Co., TN Census: Andrew J. Malone, 72; Dittamiah Malone, 59,



1880 Rutherford Co., TN Census: A. J. Malone, 51; Didie Malone, 39; Bettie Malone, 20; Andrew Malone, 11; Mattie Malone, 9.

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634 **Malone, George (colored)** **Unsound mind, 3 Nov 1893 [cont'd from Vol. 6]**

Dec 7, 1898, County Court: G. T. Henderson, guardian of Annie M. and Paul Malone, minor children [colored] of George Malone (deceased), filed a petition to be relieved of guardianship duties.

Dec 15, 1898, Estate Settlements 4: G. T. Henderson, guardian of Annie M. and Paul Malone, minor children of George Malone (deceased), made a final settlement with the court.

Dec 20, 1898, County Court: N. M. Lewis had executed bond as guardian of Annie M. and Paul Malone, minor children of George Malone (deceased). N. M. Lewis applied for release as guardian before any money or property came into his hands. The court did so and released him from his bond.

Dec 29, 1898, County Court: N. M. Lewis made a final settlement with the court and the court accepted his resignation as guardian. The court appointed Frank Farris guardian of Annie M. and Paul Malone, minor children of George Malone (deceased).

Feb 6, 1900, Aug 24, 1903, Estate Settlements 4: Frank Farris, guardian for Annie and Paul, minor children of George Malone (colored) (deceased), made a settlement with the court.

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635 **Malone, John W.** **Died Apr 15, 1901, intestate.**

**[Note: son of Andrew J. Malone, see above]**

Aug 22, 1901, County Court: The court noted the death of J. W. Malone intestate, R. T. Bell requested and received Letters of Administration for the deceased's estate.

July 19, 1904, Estate Settlements 5: R. T. Bell, Administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: J. W. Malone married Mattie Phillips on Nov 20, 1873.

Malone-Henderson Cemetery, Walter Hill, Rutherford County, Tennessee: J. W. Malone, Sr., born Nov 12, 1852, died Apr 15, 1901. Martha Phillips Malone, wife of John W. Malone, born Jan 3, 1855, died Dec 15, 1887.

1900 Rutherford Co., TN Census: John W. Malone, 48; Ellen F. Malone, 23 dau; John W. Malone, 22 son; Walter G. Malone, 19; Loula E. Malone, 17; Mattie J. Malone, 15.

1880 Rutherford Co., TN Census: Willie Malone, 28; Mattie Malone, 25; Nellie Malone, 5; John Malone, 2; Carsey Malone, 1; Rosie Phillips, 18 sister-in-law.

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636 **Malone, Thomas M.** **Died between Oct 11 and Dec 12, 1903, testate.**

Will dated Oct 11, 1903.

**1<sup>st</sup>:** The testator directed that his funeral expenses be paid as soon as possible. **2<sup>nd</sup>:** The testator willed all the property that he owned at his death of every description to his nephew, P. [Prince] E. Malone, except his Bible which he willed to his niece, Mrs. George Thompkins. [Jimmie Malone]. **3<sup>rd</sup>:** The testator nominated P. E. Malone as his executor to serve without bond.

Dec 12, 1903, County Court: The court ordered the will recorded and filed. P. E. Malone qualified as executor.

Apr 16, 1904, Chancery Court: T. M. Malone **vs** James A. Jones, et al. The court noted that **T. M. Malone had died leaving a will that had been probated.**

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637 **Malone, Victoria Baird** Date of death unknown.

Mar 16, 1901, County Court: **Victoria Baird Malone died leaving two children, Frank and Victoria Malone**, minors without guardian and living out-of-state. The fund going to them out of the Berryman Furgason estate was \$15.85. Since the fund was so small, the court ordered that the fund paid to their grandfather, Hugh Baird.

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638 **Maney, Estella [Randolph] (colored) vs Maney, John (colored)** Divorce

Feb 26, 1903, Circuit Court: The complainant and the defendant were married in Rutherford County on July 12, 1893. In Oct 1902, the defendant committed adultery with Josie Dunnson (colored) and had continued to commit adultery since that time. The court dissolved the Bonds of Matrimony. The court restored the complainant's maiden name of Estella Randolph. The court divided their personal property as follows: To the complainant: one dresser, nine quilts, pair of blankets, pair of pillows, one spring mattress, one center table, one Singer sewing machine, one safe, one straight chair, four rocking chairs, a lot of dishes, some pictures and a picture rack, smoothing iron and some tubs. To the defendant: bedstead, mattress, three quilts, two pillows, a wardrobe, one straight and one rocking chair, one dining table and one safe.

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639 **Maney, Mary Louisa [Bell]** Died Jan 1, 1903, testate.

Will dated June 17, 1901.

The testatrix directed the payment of her debts. The testatrix bequeathed to her daughter, Sally M. Burrus, all of her property, for her sole and separate use. The testatrix gave her the right dispose of the property as if she were a feme sole. The Testatrix appointed her nephew, John B. Keeble, to be her Executor.

Feb 21, 1903, County Court: The court received the paper writing purporting to be the will of Mrs. Mary L. Maney (deceased) for probate. Testimony of the subscribing witnesses proved the validity of the will. The court admitted the will for probate and ordered it recorded and filed.

Rutherford Co., TN Marriages: David D. Maney married Mary L. Bell on Oct 10, 1849.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mary Louisa Maney, born Oct 1827, died Jan 1, 1903.

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640 **Mankin, J. W. vs Mankin, Alice** Divorce

Oct 21, 1899, Circuit Court: The court accepted the order pro confesso and the oral testimony of witnesses in open court and dissolved the Bonds of Matrimony that had existed between the couple.

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641 **Mankin, William D. "Bill"** Died Dec 26, 1888, intestate. [Cont'd from Vol. 6].

Mar 30, 1896, County Court: James Mankin et al. vs John Mankin et al. The clerk had \$10.17 from the sale of the lands of W. D. Mankin (deceased) that belonged to Andrew Garner, a minor child of Mollie [Pinkston] Garner (deceased) who was the daughter of Puss [Elizabeth J. Mankin] Pinkston (deceased) who was a daughter of W. D. Mankin (deceased). He also had the sum of \$15.11, the share of Oda Garner, a minor child of Susan [Pinkston] Garner (deceased), who was a daughter of Puss Pinkston who was a daughter of W. D. Mankin (deceased). The clerk had the funds for more than two years thus were payable to the county treasury.

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642 **Mankin, W. P. vs Mankin, D. A.** Divorce

June 24, 1904, Circuit Court: The court accepted the oral testimony of abandonment in the bill and dissolved the Bonds of Matrimony that existed between the couple.

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643 **Manus, D. F.** **Died before July 19, 1897, intestate.**

July 19, 1897, County Court: The court appointed commissioners to set apart as much of the assets, as was necessary for the support of the widow and her family for one year from this date.

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644 **Marable, Julia [Vaughter] (colored) vs Marable, Newton (colored)** **Divorce**

Feb 28, 1896, Circuit Court: The court found that Newton Marable (colored) had been guilty of cruel and inhumane treatment of his wife and it was unsafe to cohabit with him. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Newton Marable (colored) married Julia Vaughter (colored) on 28 Dec 1895.

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645 **Marable, Mandy [Batey] (colored) vs Marable, Alec (colored)** **Divorce**

Oct 29, 1900, Circuit Court: he court accepted the allegations in the bill as true decreed that the defendant was guilty of cruel and inhuman treatment of the complainant and failure to provide for her. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Alex Marable (colored) married Mandy Batey (colored) on 18 Feb 1889.

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646 **Marable, Will (colored)** **Died before Sep 9, 1904, intestate.**

Sep 9, 1904, County Court: The court noted that Will Marable (colored) had died intestate. J. H. Watson (colored) applied for and received Letters of Administration.

Nov 28, 1904, County Court: The administrator of Will Marable (deceased) had \$85.10 due the minors, Graves and Gertrude Marable, Nannie May Brown, Josie Brown and Bella [Marable] Brown as their part of the deceased's estate. The minors had no other estate and were in the custody of the grandmother, Lou [Louisa] Marable, who was poor. The court ordered the sum paid to the grandmother of the children.

Nov 28, 1904, Estate Settlements 5: J. H. Watson (colored), administrator, made a final settlement with the court. The administrator distributed the balance as follows: Lou Marable, Jane [Marable] Davis and Mary [Marable] Alexander received \$45 each. Lou Marable received \$85.10 for minor heirs.

1900 Rutherford Co., TN Census: [all listed are colored] AllenDavis, 55 head; Louise Marable, 66 mother-in-law; Belle Brown, 22 sister-in-law; Nannie M. Brown, 4 niece; Josie Brown, 2 niece; Gertrude Marable, 7 niece; Will Marable, 24 brother-in-law.

1880 Rutherford Co., TN Census: [all listed are colored] Clem Marable, 60 head; Louisa Marable, 36 wife; Mary Marable, 16 dau; Jane Marable, 15 dau; Annia Marable, 10 son; William Marable, 5 son; Isabella Marable, 3 dau; Lanie Marable, 2 months son.

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647 - 648 **Martin, Jane** **Died about June 4, 1894, intestate. [Cont'd from Vol. 6].**

**[Note:** The census information in Vol. 6 is incorrect.]

Mar 16, 1896, County Court: W. C. [Dr. William C.] Martin and others vs Joseph B. Mullins and others. Publication had been made and the following defendants; John J. Martin, M. [Michael] Stracener and wife, Polly A. [Mary Ann Martin] Stracener, Parilee Martin, Charlotte J.[Charlotte Geraldine Martin] Warbriton and her husband, Joe [Joseph] Warbriton, Arthur Spain, Lizzie Spain and Mirtie [Myrtle] Summers. Additional defendants were Harriet [Martin] Green and husband, Gilbert Green and the unknown heirs at law of children or descendants of Harriet Green (if she has died) and for Anna [Martin] Powell and her husband, F. A. Powell. All defendants were non-residents of Tennessee and Mirtie Summers was a minor without guardian in Tennessee. The court appointed a guardian ad litem for Mirtie Summers. The court ruled the bill confessed as

to the other defendants who did not appear in court and an ex parte hearing scheduled.

Mar 31, 1896, County Court: W. C. Martin and others vs John J. Martin [see below] and others. The court had ruled that it was necessary to sell the 6 ½ acres of land for distribution. The land was located in the town of Milton where there was very low demand for town lots. The previous owner, John J. Martin (deceased), willed it to his sister, Jane Martin. Jane Martin (deceased) left the following heirs at law:

- (1). W. C. Martin, brother.
- (2). R. W. Martin, brother.
- (3). Edward E. Martin, nephew.
- (4). Mrs. Julia [Martin] Bennett wife of Lafayette Bennett, niece.
- (5). Webster Martin, nephew.
- (6). Anna [Martin] Powell, wife of F. A. Powell.
- (7). Children of Amos T. Martin, brother (deceased) who had died before Jane Martin.
- (8). Charlotte [Martin] Moore, sister, husband deceased.
- (9). Children, grandchildren, and great-grandchildren of a sister, Elizabeth, who married James Martin. Both died before Jane, leaving the following: descendants,
  - (A) John J. Martin.
  - (B) Polly A. [Mary Ann Martin] Stracener, wife of M. Stracener
  - (C) Charlotte [Martin], wife of Joe Warbriton.
  - (D) Parilee Martin, all four being the children of Elizabeth Martin.
  - (E) Arthur Spain and Lizzie Spain, grandchildren of Elizabeth Martin and children of Nancy J. [Martin] Spain, daughter of Elizabeth Martin.
  - (F) Mirtie Summers, great-granddaughter of Elizabeth Martin and granddaughter of Nancy J. Spain and daughter of Josie [Spain] Summers who was a daughter of Nancy J. Spain. Elizabeth Martin, Nancy J. Spain and Josie Summers had all died before Jane Martin.

(10) Mary Martin whose husband was dead.

(11) Children of a brother, James A. Martin, who died before Jane Martin (deceased) to wit: Arthur Martin and Zoe [Martin] Hastings, wife of A. E. Hastings.

(12) Either a sister, Harriet Green or her unknown descendants.

Due to the number of shares, the court ordered the land sold for division.

Mar 31, 1896, County Court: W. C. Martin and others vs John J. Martin and others. It had been necessary to sell six and one-half acres of the land described in the bill for division.

May 4, 1896, County Court: W. C. Martin and others vs John J. Martin and others. The clerk auctioned the tract of land in the town of Milton purchased for \$400 by E. B. James.

July 7, 1897, County Court: W. C. Martin and others vs John J. Martin and others. The clerk and commissioner reported the purchaser of the land had paid all his notes and there was \$321.97 to be distributed.

July 7, 1897, Estate Settlements 4: W. C. Martin, administrator of the deceased's estate, made a settlement with the court. W. C. Martin was also the executor of the last will and testament of J. J. Martin (deceased). J. J. Martin bequeathed his estate after certain legacies to Jane Martin, and the settlement made with W.C. Martin, executor of J. J. Martin (deceased), showed a balance in his hands of \$640.36. This balance belonged to the estate of Jane Martin (deceased). The amount of Arthur Martin's share in the proceeds of the realty of Jane Martin (deceased) went to the Clerk and Commissioner under order of the County Court in the case of W. C. Martin and others vs John J. Martin and others. Arthur Martin owed a debt to the estate of Jane Martin (deceased) because Jane Martin was surety for Arthur Martin and her administrator paid this debt out of Arthur Martin's share in the real estate. The estate had a balance of \$613.79 to be distributed.

1900 Van Buren Co., AR Census: Michael Stracener, Nov1838 head; Mary A. Stracener, Nov 1841 wife; Parilee Martin, Aug 1846 sister-in-law; Myrtle Summers, Nov 1885 adopted daughter

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Mar 31, 1896, County Court: **John J. Martin had died on Sep 20, 1892, testate.** He had owned a small parcel of land in the 16<sup>th</sup> District. He had devised this land to his sister, Jane Martin (then living) [see above]. She had died about a year later without issue. She had never married.

July 7, 1897, Estate Settlements 4: W. [William] C. Martin [M.D.], executor, made a final settlement.

650 **Martin, Mary A.** **Died June 21, 1897, intestate.**

July 17, 1897, County Court: The court had noted the death of Mary A. Martin intestate. H. [Harlan] P. Martin applied for and received Letters of Administration.

Cook Cemetery, Milton, Rutherford Co., TN: Mary A. Martin, born Jan 1, 1843, died June 21, 1897. Harlan P. Martin, born 7 Sep 1850, died 19 Oct 1924.

651 **Marcus, Polly (colored)** **Died before July 1895, intestate.**

July term, 1895, Quarterly County Court: Polly Marcus (colored) listed as deceased in the Poor House Report.

652 **Mason, Green H.** **Date of death, 31 Aug 1886 in Crockett Co., TN**

**NOTE:** The will of Green H. Mason, dated 1 Apr 1884, was probated Sep term Crockett Co., TN. The will names his deceased son R. [Robert] W. Mason and wife, Martha; Nimrod Johnson, his present wife's former husband. Executors: son W. [William] H. Mason and son-in-law John M./W. Hannah as executors.

Apr 9, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. Defendants John L. Barber and wife, Martha Barber, wanted to become defendants. The court agreed. One of the solicitors noted that Mrs. Josephine Lewis, a resident of Gibson County, was a non compos mentis and the court appointed John R. Walter as trustee. The court issued a subpoena for the trustee to answer the bill.

Sep 9, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. Upon the motion of the executors and heirs of G. H. Mason (deceased) (who claimed an interest in the subject matters of this suit by reason of the purchase by G. H. Mason (deceased) of the interest of A. J. Mason at sheriff's sale) to be made parties as defendants. Executors were W. H. Mason and J. M. Hannah, residents of Gibson County and heirs were as follows:

1. Hill Mason, John Mason, Dora [Mason] Jackson (widow), Carrie Mason and Sue Eva Mason, residents of Gibson Co., and children of **R. W. Mason (deceased)** a son of G. H. Mason (deceased).
2. Sallie E. [Mason] Watkins, a widow, a daughter of G. H. Mason (deceased).
3. Sallie [Hannah] Carnes and James Hannah, children of Mattie P. [Mason] Hannah (deceased) a daughter of G. H. Mason (deceased).
4. W. [William] H. Mason, son of G. H. Mason (deceased).
5. Cora [Stovall] Sinsing, Mai Belle [Stovall] Tinder, Sallie Stovall and Hill Stovall, children of **Mollie C.[Mason] Stovall (deceased)** a daughter of G.H. Mason (deceased).

**R. W. Mason (deceased)** had another daughter, **Sallie who died** but her surviving husband, Price Simmons, had applied to become a party defendant. Sallie Carnes, daughter of Mattie P. Hancock, had married John Carnes who applied to become a party defendant. James Sinsing, husband of Cora Sinsing, and Richard Tinder, husband of Mai Belle Tinder, applied to become party defendants. The surviving husband of Mattie P. Hannah, John W./M. Hannah, applied to become a party defendant.

Sep 9, 1896, County Court: James Hancock and others **vs** Joseph B. Mullins and others. The court served process on Mrs. Mary E. Leath who failed to appear. The court served process upon Best and Jack Ward, Emma Dillon and Thomas Dillon requiring them to appear and answer the bill. Publication according to law was made for Floy Thompson, non-resident requiring her to appear and to answer. The defendants were minors without guardians and the court appointed a guardian ad litem for Floy Thompson, Emma Dillon and Thomas

Dillon and another guardian ad litem for Best and Jack Ward. Publication for House Hancock, non-resident, required him to appear before the court and he failed to do so.

Jan 11, 1901, County Court: James Hancock and others vs Joseph B. Mullins and others. The former commissioner who sold the land turned the funds over to the current clerk.

1850 Gibson Co., TN Census: Green H. Mason, 42; Frances Mason, 35; Robert Mason, 16; Sarah Mason, 9; Martha Mason, 6; William Mason, 3.

Gibson Co., TN Marriages: G. H. Mason married Susanna Johnson on 19 Nov 1879. Nimrod Johnson married Susan Burnett on 29 May 1830.

Mason Cemetery, Crockett Co., TN: Green Hill Mason, born 14 Oct 1807, died 31 Aug 1886; Frances C. Mason, born 14 Oct 1814, died 3 Jan 1879.

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653     **Mason, John H.**                     **Died before Sep 14, 1891, intestate. [Cont'd from Vol. 6].**

Dec 28, 1896, Feb 26, 1898, Dec 15, 1898, Estate Settlements 4: Monroe Prater, guardian of James M. and William Ewing Mason, minor children of John H. Mason (deceased), made a settlement.

Nov 16, 1899, Estate Settlements 4: Monroe Prater, guardian of James M. Mason, minor child of John H. Mason (deceased), made a final settlement with the court. The ward had turned twenty-one years of age.

Mar 23, 1901, Jan 25, 1902, Estate Settlements 4 & Apr 16, 1903, May 28, 1904, Estate Settlements 5: Monroe Prater, guardian of William Ewing Mason, minor child of John H. Mason (deceased), made a settlement.

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654     **Mason, Ritchie [Keeble]**                     **Died July 22, 1899, testate.**

Date of will July 15, 1899. Codicil undated.

The testatrix gave her mother the policy in Aetna Life Insurance Co. on my mother Harriet A. [Keeble] Clayton's life of which the testatrix was the beneficiary. The testatrix gave her mother her diamonds with the exception of one solitaire ring she gave to her husband for conversion into a stud. Her mother gave the diamonds to the testatrix in part as a separate estate from her husband, and it was expressly stated that they were not subject to any of his debts. Her husband had given her the remainder of her diamonds in payment for \$500 she received from her mother as a separate estate and borrowed by her husband. The office in Murfreesboro occupied by Dr. E. [Enoch] H. Jones was her mother's for life as it came from her father and the title was in her name. The piano, chest of silver, cut glass that her mother had given her in part payment for money that she and her husband had used. **Codicil** The testatrix requested her mother to keep something that was hers for each of her children. We owe her so much money and the testatrix would not designate anything. She left it to her mother's discretion and generosity.

Mar 29, 1900, County Court: The court received the will of Mrs. Ritchie Keeble Mason for probate. Neither the will nor the codicil had been witnessed so the court called witnesses who all testified that the will and codicil were in her handwriting. The court ordered the will and codicil recorded and filed.

Rutherford Co., TN Marriages: Miss Richie Keeble married P. [Pleasant] P. Mason on 29 Nov 1882. Mrs. Hattie A. Keeble married H. H. Clayton on 24 Jun 1874.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Richie Mason, born Apr 14, 1864, died July 22, 1899. Father: Richard H. Keeble. Mother: Harriet Amelia Clayton. Child: William Clayton Mason.

1880 Rutherford Co., TN Census: H. H. Clayton, 53; H. A. Clayton, 44; Mary Clayton, 23; H. H. Clayton, 19; W. L. Clayton, 15; Richie Keeble, 16.

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655 **Mathes, James H. Died between Oct 2, 1895 and July 24, 1896, testate.**

Will dated Oct 2, 1895.

**Item 1:** The testator directed the payment of his funeral expenses and debts as soon as possible after his death using moneys he died possessed of or first come into the hands of his executors. **Item 2:** The testator directed his executors to sell all his personal property as soon after his death as possible. **Item 3:** The testator gave and bequeathed to his wife, Harriet [Allen] Mathes, the use of all his lands situated in the 16<sup>th</sup> Civil District of Rutherford Co., TN during her natural life. Boundaries of the land were as follows: On the North by Hogwood & Dement & Ogle, on the West by Dement & Burnett, on the South by Overall & Allen heirs and on the East by Young and Hogwood. **Item 4:** The testator directed that after the death of his wife, Harriet Mathes, his executors were to sell his lands at such time and on such terms as they may agree on among themselves and use the proceeds to pay any of his just debts remaining. The executors were to divide the remainder of the proceeds equally among the following nine living children to wit: J. [James] R. Mathes, E. A. [Elihu Allen] Mathes, W. [William] G. Mathes, S. J. Mathes, G. [Granville] T. Mathes, Anna Bella A. [Mathes] Hight, Harriet F. ["Fannie" Mathes] Overall, Sallie V. [Mathes] Bass and Martha L. [Mathes] Carter. **Item 5:** The testator nominated and appointed his sons, J. R. & W. G. Mathes as the executors of his will to serve without bond.

July 24, 1896, County Court: The court ordered the will recorded and filed.

July 27, 1896, County Court: J. R. and W. G. Mathes received Letters Testamentary on their father's estate.

Nov 30, 1896, County Court: The court received an inventory and sale list of the estate.

Oct 17, 1898, County Court: J. R. Mathes and W. G. Mathes, executors of the will of James H. Mathes (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: James H. Mathews (Mathes) married Harriet Allen, Aug 5, 1834.

1850 U. S. Census: James H. Mathes, 36; Harriet Mathes, 35; Ann P. Mathes, 14; James R. Mathes, 10; Eli A., 8; William G. Mathes, 6; Susan D. Mathes, 3; Jane Mathes, 2; Albert Mathes, 4 months.

1880 Rutherford Co., TN Census: J. H. Mathes, 66; Harriet Mathes, 65; C. S. D. Mathes, 33; G. T. Mathes, 30; Lucy Mathes, 22; Berry Mathes, 21; E. A. Mathes, 38 son; Claudie Mathes, 8 gson.

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656 **Mathews, Idella (colored) vs Mathews, William (colored) Divorce**

Feb 22, 1898, Circuit Court: The defendant had deserted the complainant and stayed away for over two years. The court dissolved the Bonds of Matrimony that had existed between the couple.

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657 **Mathews, Ishom & wife, Venie vs Tomlinson, Lawrence Seperation**

June 20, 1898, Circuit Court: The plaintiffs lived apart but remained man and wife. The counsel for the plaintiffs requested the removal of the husband's name from the bill.

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658 **Mathews, S. [Samuel] G. Died before Dec 3, 1904, intestate.**

Dec 3, 1904, County Court: The court appointed commissioners to set apart to the widow of S. G. Mathews (deceased), as much of the assets as may be required for the support of the widow and her family for one year.

Rutherford Co., TN Marriages: S. H. Mathes married Media G. Davis on Sep 26, 1887.

1880 Rutherford Co., TN Census: Samuel Mathews, 67; Media Mathews, 51 wife; Fannie B. Mathews, 13 dau.

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659     **Matthews, Miss Ida L.**                     **Died before Oct 24, 1896, intestate.**

Oct 24, 1896, County Court: The court noted the death of Ida L. Mathews intestate. S. [Sam] W. Huddleston applied for and received Letters of Administration

Jan 21, 1896, County Court: The administrator presented an inventory and personal sale list.

May 1, 1899, Estate Settlements 4: P. B. [B. Preston] Jones and Sam W. Huddleston, administrators of the deceased's estate, made a final settlement with the court. The estate had \$1690.83 that the administrator had partially distributed as follows: G. W. [William G.] Mathews; C. [Cora] A. Jones; Sam Huddleston and wife.

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660     **Maxwell, Josephine [Mathews]**                     **Died before Nov 7, 1904, intestate.**

Nov 7, 1904, County Court: The court noted the death of Mrs. Josephine [Mathews] Maxwell intestate. W. J. [James W.] Maxwell applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Edward L. Maxwell married Josephine Mathews on Feb 3, 1867.

1900 Rutherford Co., TN Census: Josie Maxwell, 48; Felix M. Maxwell, 22; Martha Maxwell, 19; Minnes Maxwell, 17; Walter D. Maxwell, 15; Thomas A. Maxwell, 10; Robert W. Maxwell, 7.

1880 Rutherford Co., TN Census: Edward Maxwell, 32; Josephine Maxwell, 29; James W. Maxwell, 11, John C. Maxwell, 9; Henry R. Maxwell, 6; Susan A. Maxwell, 5; Felix Maxwell, 2.

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661     **Maxwell, Sarah Lou [Lamb]**                     **Died Aug 6, 1903, intestate.**

Oct 1, 1903, County Court: The court noted that Sarah L. [Lamb] Maxwell had died intestate. W. J. [James W.] Maxwell applied for and received Letters of Administration.

Jan 16, 1904, County Court: W. J. Maxwell was appointed guardian of Clara Myrtle Maxwell, his own child and heir at law of Mrs. Sarah L. Maxwell (deceased).

Mount Pleasant Baptist Church Cemetery, Eagleville, Rutherford Co., TN: Sarah Lou Maxwell, born Aug 28, 1868, died Aug 7, 1903. Mother: Nancy Tennessee Lamb. Father William Martin Lamb

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662     **McAdoo, Alfred Peyton**                     **Died Oct 19, 1882, intestate. [Cont'd from Vol. 5 & 6].**

Jan 1, 1897, Chancery Court: Joseph P. McAdoo and wife, Mary E. [Pitts] McAdoo, Christine H. McAdoo, and Walter V. McAdoo **vs** Edgar E. McAdoo and Aubrey A. McAdoo and W. E. Palmer, complainants and defendants all of Rutherford Co. except Walter V. McAdoo, DeKalb Co. Mary E., Christina H., Walter V. McAdoo and Edgar E. and Aubrey A. McAdoo were equal and joint owners of a tract of land conveyed to them by the deed of M. [Matthew] Pitts and wife, M. [Martha] A. Pitts, who were the parents of Mrs. Mary E. McAdoo. The date of the deed was Sep 26, 1885. The tract of land was in Civil District 21 and contained 147.55 acres. Joseph P. McAdoo and his wife, Mary E. McAdoo, had four children, to wit: Christine H. and Walter V. McAdoo, who were over twenty-one, and Edgar E. and Aubrey A. McAdoo, minors without guardians. There was one other child, Clarence D. McAdoo, born after the date of the deed, but died at age of nine (9) in Oct 1896. The complainants represented that the land was of very little value to them. It was wholly unimproved except for a small hay shed and stable and they did not have sufficient means to build a dwelling on it. The tenants had cultivated the land for several years and the land was becoming less valuable. Joseph P. McAdoo and family except Walter V. McAdoo lived in Murfreesboro and occupied rented premises. The rent from the land was not equal to the rent for their dwelling. The complainants argued that the land was not subject to partition and recommended sale of the property. Joseph P. McAdoo was indebted to defendant Palmer for \$123.86 by note. Mary E. McAdoo had executed to G. S. Ridley a trust deed on their two interests in said land. Joseph P. McAdoo was not able to pay the note and was insolvent. Christina H. McAdoo and her brothers and sister had no other property except their interest in the tract of land. The complainants prayed that the court approve the



sale of the tract of land. After payment of the balance due on the note to defendant Palmer out of the shares of Mary E. and Christina H. McAdoo, the balance of the fund would be invested in other more desirable and profitable real estate for the benefit of complainants and defendants. If the court denied their prayer, they wanted the land sold for purposes of partition. After payment of the cost of the cause and the shares of Mary E. and Christina H. McAdoo used to pay the balance, due on the note, the complainants and defendants would divide the remainder as their rights and interests dictate.

July 21, 1897, Chancery Court: Joe P. McAdoo & wife et al **vs** Edgar E. McAdoo et al. The court agreed that it was manifestly to the interest all parties that the land be sold and the proceeds reinvested in other real estate for their use and benefit.

July 18, 1898, Chancery Court: Joe P. McAdoo & wife and others **vs** Edgar E. McAdoo and others. The C & M had tried twice to auction the land. The court reduced the minimum price to \$8.00 per acre.

July 29, 1899, Chancery Court: Joe P. McAdoo & wife and others **vs** Edgar E. McAdoo and others. The C & M offered the land at auction for \$8. E. B. Rucker bought the land for \$8 per acre.

Jan 21, 1901, Chancery Court: J. P. McAdoo **vs** Edgar M. McAdoo. The C & M was to pay H. [Horace] E. Palmer from the shares of Mrs. McAdoo and Christina McAdoo. H. E. Palmer held a trust deed.

Oct 14, 1901, Chancery Court: J. P. McAdoo et al **vs** Edgar McAdoo et al. The C & M had paid C. F. Partee \$220, received the encumbrance on the Cawthon property and properly recorded it. He paid C. R. Cawthon and wife \$680, the balance of the purchase money due from Mrs. McAdoo and her children.

Oct 16, 1901, Chancery Court: Joe P. McAdoo & wife et al **vs** Edgar E. McAdoo et al. Charles R. Cawthon and wife, Elizabeth Cawthon, sold a house and lot to Mrs. McAdoo and children for \$900. There were no encumbrances on the house and lot. The seller had to pay taxes for 1901. The lot had a 50-foot frontage on Lytle Street and ran back 150 feet.

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663     **McAdoo, Daisy [Maney] (colored) vs McAdoo, Coley (colored)**     **Divorce**

July 3, 1901, Circuit Court: The court accepted the facts that the defendant had willfully deserted his wife without cause and had remained away for over two years. He had also committed adultery with Etta Burns (colored) after his marriage to the complainant. The court dissolved the Bonds of Matrimony that had existed between the couple. The court also restored the complainant's maiden name of Daisy Maney.

Rutherford Co., TN Marriages: Coley McAdoo (colored) married Daisy Maney (colored) on 28 Dec 1896.

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664     **McAdoo, Mollie [Wade] (colored) vs McAdoo, Isham (colored)**     **Divorce**

Feb 23, 1897, Circuit Court: The court accepted the allegation that the defendant had deserted the complainant and had stayed away for more than two years. The court dissolved the Bonds of Matrimony that had existed between the couple. The court restored the complainant's maiden name, Mollie Wade.

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665     **McAdoo, Samuel L.**     **Died between May 11, 1897 and June 6, 1898, testate.**

Will dated May 11, 1897. **First:** The testator directed that his executors pay his debts and funeral expenses out of the first money coming into their hands. **Second:** The testator had advanced at different times to his children sums of money amounting to the following amounts, to wit: Daughter, Mary E. [McAdoo] Brown, widow of Reps O. Brown (deceased) - \$1751; Daughter, Fannie [Frances] A. [McAdoo] Smith, wife of D. [David] M. Smith - \$1709; Daughter, Virginia C. [McAdoo] Sublett, wife of H. [Horace] A. Sublett. - \$1695; Daughter, "Ludie" [Margaret Lucille McAdoo] Brown, wife of E. [Edmond] G. Brown - \$2297.45; Son, J. C. [James Clark] McAdoo - \$1700.65; Son, W. H. [William Hodge] McAdoo - \$1746.30. The executor would deduct the sums the testator charged each of his children from their respective shares in the settlement and distribution of his estate after his death. The testator had kept the amounts of advancements in a little book labeled "S. L. McAdoo's Book of Advancements to his Children". The testator willed and directed that his executors make his children equal out of the assets of the estate before the dividing the remainder among them. **Third:** The testator willed and devised the remainder of his estate of every character and description to his children equally, share

and share alike to them, their heirs and assigns forever. The share going to his daughter, Ludie Brown, was for her sole and separate use, free from the debts, liabilities, contracts and control of her present or any future husband. **Fourth:** The testator directed that his executors sell all his real estate as soon after his death as practicable after proper advertisement as public auction with the usual terms. The testator owned a tract near Lascassas. He directed the sale of the part lying South of Murfreesboro, Lascassas and Milton turnpike in one body. Two commissioners and surveyor would divide the remainder north of the pike into two parts on near equal value. The testator directed the sale of the two parts separately. The testator also owned 30 acres near Cave Springs that he wanted sold as above. **Fifth:** Descriptions of his property, real and personal, were on his title papers. **Sixth:** The testator nominated his sons, J. C. McAdoo and W. H. McAdoo, to be the executors.

June 6, 1898, County Court: The court ordered the will recorded and filed.

Apr 18, 1900, Estate Settlements 4: J. C. and W. H. McAdoo, executors of the last will of Samuel L. McAdoo (deceased), made a partial settlement with the court. The Executors presented receipts from the following legatees and distributees: Mrs. M. E. Brown; D. M. Smith and wife; N. A. Sublett; J. C. McAdoo; W. H. McAdoo.

Jan 14, 1902, Estate Settlements 4: J. C. & W. H. McAdoo, Executors, made an additional settlement.

Jan 12, 1903, Estate Settlements 5: The executors made an additional settlement with the court. The estate had a balance of \$4720.50 that the Executors distributed as follows: J. C. McAdoo, \$786.75; W. H. McAdoo, \$786.25; M. E. Brown, \$786.25; J. W. Higgins for Mrs. M. E. Brown, \$786.25; C. C. Sublett, guardian for J. H. Sublett and others, \$674.36; W. L. Sublett, \$112.39; Mrs. F. A. Smith, (paid R. S. Donnell estate), \$786.75.

Feb 6, 1904, Estate Settlements 5: J. C. and W. H. McAdoo, executors, distributed the estate balance as follows: J. C. [John Caldwell] Sublett, Guardian for C. C. [Charles Clifton], J. [Jesse] T. and J. H. Sublett, \$348.24; J. C. Sublett, Attorney in fact for Mary Sublett, \$116.08; Mary E. Brown, \$812.55; W. H. McAdoo, \$812.55; J. C. McAdoo, \$812.55; W. L. Sublett, \$116.08; M. L. "Ludie" Brown, E. G. Brown, and Favor Cason, \$812.55; J. C. Sublett, \$116.08; J. C. Sublett, Attorney in fact for Allen Sublett, \$116.08; T. [Tully] W. Donnell, Administrator (Mrs. Fanny M. Smith's share), \$812.55.

1850 Rutherford Co., TN Census: Sam'l McAdoo, 57 [?37]; Sarah McAdoo, 31; Mary E. McAdoo, 15; Joseph S. McAdoo, 12; Francis McAdoo, 10 (f); Virginia McAdoo, 8; James C. J. McAdoo, 4; Robert McAdoo, 2; Alice McAdoo, 4 months.

1860 U. S. Census: S. L. McAdoo, 47; S. A. McAdoo, 41; Joseph McAdoo, 22; F. A. McAdoo, 20 f; D. C. McAdoo, 19 f; J. C. McAdoo, 15 m; K. P. McAdoo, 13 m; A. M. McAdoo, 11 f; M. L. McAdoo, 9 f; W. H. McAdoo, 7 m; S. J. McAdoo, 5 f.

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666     **McAdoo, Willie (colored) vs McAdoo, Laura (colored)**                     **Divorce**

Nov 6, 1901, Circuit Court: They were married in 1896 and lived together about seven months when the defendant willfully deserted the complainant and remained away for over two years. The court dissolved the Bonds of Matrimony. The court gave Sena McAdoo (colored) to the custody and care of the complainant.

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667     **McCauley, Ada vs McCauley, Henderson**                                     **Divorce**

Feb 19, 1903, Circuit Court: The court accepted the order previously entered against the defendant. The defendant, convicted of larceny, was serving a term in the penitentiary. The court dissolved the Bonds of Matrimony that had existed between the couple.

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668     **McClaran, James P.     Died before Feb 4, 1878, intestate. [Cont'd from Vols. 5 & 6].**

Mar 18, 1897, Apr 29, 1898, Estate Settlements 4: F. M. Jackson, guardian of William McClaran, a minor child of J. P. McClaran (deceased), made a settlement with the court.

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July 5, 1902, Circuit Court: The court accepted the allegations that the defendant had severely mistreated his wife and had tried to kill her as sustained. The court dissolved the Bonds of Matrimony that had existed between the couple. The court further decreed that title to ten acres of the thirty-five acres belonging to the defendant to include the residence and the orchard be divested from the defendant and vested in the complainant during her life or as long as she was single. After her death or if she married, title was to pass to children of the defendant. Complainant received alimony as follows: All the household and kitchen furniture in the family residence except bedstead and necessary clothing. Four chairs. Two cows and calves. Two hogs. One bull-tongued plow. One yellow mare and her suckling mule colt at her side. Her choice of one of the two-year-old mules belonging to the defendant. All of the provisions on hand. One-half of the present growing crop on the thirty-five acres. Division of the wheat would be after threshing. Each party was to pay a proportional part of the threshing costs. Also included were two stands of bees, one-half of the timber on the thirty-five acres, three weeding hoes, one briar blade, one posthole digger, one wire stretcher, one crowbar and one chopping axe. The court further ordered the defendant to pay \$40 per month for the support of his children beginning Aug 1903. The \$40 payment to his two sons was to continue until the children reached fourteen years of age and \$5.00 annually to each of the girl children until they reached sixteen years of age.

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**McClure, Mary J.****Died between Dec 30, 1903 and Mar 21, 1904, testate.**

Will dated Dec 30, 1903.

The testatrix wanted her just debts paid first. The testatrix bequeathed all her personalty and real estate to Anna B. McClure except her organ, large Bible and one picture. The testatrix gave Effie McClure the organ, Daisy McClure, her large Bible and Edna McClure any picture she may desire. The testatrix desired Anna B. McClure would pay \$25 each year to her afflicted sister, Kittie McClure, as long as she lived. The Testatrix made her a trustee for this purpose. The testatrix nominated Anna B. McClure to be her executrix.

Jan 19, 1903, Chancery Court: On Apr 28, 1896, J. [James] F. McClure, F. [Frank] W. McClure, and Maggie McClure by their trust deed of that date, conveyed their 3/7th interest in two tracts of land in the 13<sup>th</sup> C.D. of Rutherford Co. The first tract contained 158 acres and the second contained about 100 acres. The notes had not been paid and W. M. Bell, trustee, advertised the 3/7<sup>th</sup> interest of J. F., F. W. and Maggie McClure in the above tract for sale on Oct 8, 1902. The Stones River National Bank purchased the 3/7<sup>th</sup> interest in the tracts.

Dec 15, 1903, Chancery Court: Mary J. McClure and Annie McClure, of Rutherford Co., A. [Augustus] T. McClure, of Pasadena, CA, C. [Curtis] H. McClure, of Flagstaff, AZ, Mrs. Martha [Chambers] McClure, the widow of William [G.] McClure (deceased), and those of her adult children living in Crawfordsville, IN. The children were Daisey McClure, Kate McClure, Effie McClure, Will Hankins and wife, Allie Hankins, and of Charles McClure who lived in Seattle, WA. **vs** F. W. McClure and J. F. McClure of Rutherford Co., TN, Stone's River National Bank, Rutherford Co., Farmer's Saving and Building and Loan Association, headquartered in Nashville, TN, Edna McClure, a minor without guardian, living in Indiana. The complainants asserted that Levi McClure in his lifetime owned a tract of land in Rutherford Co., TN, consisting of 360 acres. He left a widow, Charlotte McClure and seven children as follows: F. [Frank] W. McClure; William McClure who afterwards died leaving Martha McClure, his widow, and seven children, all of whom were complainants, but defendant, Edna McClure; C. [Curtis] H. McClure; A. [Augustus] T. McClure.; Mary J. McClure; Maggie McClure (deceased). After Levi McClure's death, Mrs. Iowa C. Pillings. Charlotte McClure, widow of Levi McClure 100 acres of the land sold 100 acres, died, and defendants F. W. McClure, J. F. McClure and Maggie McClure, mortgaged their one-seventh interest, to the Stones River National Bank & Farmer's Savings & Building & Loan Association, of Davidson Co., TN. After some payments, the Farmer's Savings & Building & Loan released all but 100 acres of the land and that was in litigation in Chancery Court of Murfreesboro. The complainants charged there were no encumbrances on 4/7ths of the 158 acres and defendants had appropriated the rents accruing therefrom for a number of years back without complainants knowledge or consent. The also charged that the rent from the 100 acres had likewise been misappropriated. F. W. McClure, J. F. McClure, Maggie McClure, and Mary McClure were also defendants on the bill against the Farmer's Savings & Building & Loan

Association. The other 3/7ths in the 100 acres was not involved. The 4/7ths interest in the 100 acres was enough to pay the Farmer's Savings & Building & Loan Association debt and the C. H. McClure and William McClure interest. The complainants sought A. T. McClure's interest in the 100 acres together with the rents accruing. The complainants argued that they had never received rents from the land for 10 years. They learned that renters paid \$250 per year and the defendants or some of them, retained the rents that should have gone to the complainants. The complainants wanted the lands divided or a decree to sell the lands for division.

Mar 21, 1904, County Court: The court received the paper writing purporting to be the last will and testament of Mary J. McClure (deceased) for probate. Oaths and testimony of one of the subscribing witnesses proved the will was bona fide and the court admitted it for probate. The court ordered the will recorded and filed

Apr 12, 1904, Chancery Court: Mary J. McClure et al **vs** F. W. McClure et al. The court noted the death of **Mary J. McClure**. The court revived the cause in the name of Annie McClure, executrix of Mary J. McClure (deceased), and legatee under the will of Mary J. McClure (deceased).

Sep 16, 1904, Chancery Court: Mary J. McClure et al **vs** F. W. McClure et al. The Stones River National Bank responded to the suit and prayed for the dismissal of the suit as to them.

Oct term, 1904, Chancery Court: Mary J. McClure et al **vs** F. W. McClure et al. Mrs. Martha McClure, the widow of William McClure (deceased), claimed dower out of the 1/7<sup>th</sup> of the 156 acres going to her husband and also the 1/7<sup>th</sup> of the 87 acres going to her husband. Her husband had died after the death of Levi McClure.

Oct term, 1904, Chancery Court: Mary J. McClure et al **vs** F. W. McClure et al. The rights of the parties in the proceeds of the sale of land was as follows: There were seven shares in the proceeds of the 156- acre tract. B. L. Ridley represented four of them as follows: 1. C. H. McClure. 2. A. T. McClure. 3. Mary J. McClure (deceased) represented by Anna McClure, executrix. 4. William McClure (deceased) share represented by his widow, Margaret McClure and her seven children. The Stones River National Bank owned the remaining 3/7ths. The C & M will pay to B. L. Ridley, the attorney of record, the 4/7ths represented by him less Edna McClure's interest in William McClure's share. Edna McClure was nearly 21 years old and her share was less than \$150. For the 87 acres 1/7th each was distributed to the 7 heirs.

Nov 29, 1904, Chancery Court: Mary J. McClure et al **vs** F. W. McClure et al. The C & M auctioned the 156 acres purchased by Albert King, and the 87 acres purchased by J. S. Hicks.

1900 Rutherford Co., TN Census: Frank McClure, 50; Mary J. McClure, 45 sister; James F. McClure, 47 brother; Maggie A. McClure, 34 sister; Anna B. McClure, 24 niece.

1900 Montgomery Co., IN Census: Martha E. McClure, 54 head; Charles C. McClure, 25 son; Daisy H. McClure, 24 dau; Kate M. McClure, 22 dau; Effie C. McClure 19 dau; Susie B. McClure, 15 dau; Edna E. McClure, 12 dau.

1880 Montgomery Co., IN Census: William McClure, 35; Martha E. McClure, 34 wife; Maggie A. McClure, 8 dau; Anna M. McClure, 7 dau; Charley A. McClure, 5 son; Daisey A. McClure, 4 dau; Kitty M. McClure, 2 dau.

1860 Wayne Co., IN Census: Levi McClure, 53; Charlotte McClure, 44; Francis W. McClure, 21 (m); Mary J. McClure, 19; John A. McClure, 17; William G. McClure, 15; James A. McClure, 13; Curtis H. McClure, 12; Margaret A. McClure, 10; Augustus T. McClure, 8.

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672     **McDaniel, George W. vs McDaniel, Sallie H. [Lynch]**                     **Divorce.**

Nov 29, 1904, Chancery Court: The court accepted the allegations and dissolved the Bonds of Matrimony. The court gave exclusive custody of the two children Bettie O. and Carrie Bell McDaniel to the defendant and complainant would have visitation rights. The complainant's obligation to support the children remained.

Rutherford Co., TN Marriages: G. W. McDaniel married Miss Sally H. Wood on 16 Dec 1896.

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673 **McColloch, S. [Samuel] E.** **Died Aug 30, 1892, intestate. [Cont'd from Vol. 6]**

Jan 19, 1897, County Court: T. E. McColloch qualified as the administrator of S. E. McColloch's (deceased) estate on Oct 3, 1892. T. E. McColloch died. R. L. McColloch applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Samuel E. McColloch, born Feb 17, 1867, died Aug 30, 1892.

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674 **McColloch, T. E.** **Died before Jan 19, 1897, intestate.**

Jan 19, 1897, County Court: The court noted that T. E. McColloch had died intestate. Mrs. Ann McColloch renounced her right to administer the estate. R. L. McColloch applied for and received Letters of Administration.

Apr 10, 1897, County Court: The court appointed commissioners to set apart to Mrs. Ann McColloch, widow of the deceased, as much of the crop, etc. necessary to support her and her family for one year.

1880 Warren Co., TN Census: T. E. McCulloch, 53; Ann McCulloch, 48; Millard McCulloch, 25; Libby McCulloch, 23; James McCulloch, 20; Thomas McCulloch, 19; Samuel McCulloch, 13; Robert S. McCulloch, 9; Mary E. McCulloch, 5.

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675 **McCord, Nancy Parthenia [Starnes Tulloss]** **Died June 9, 1893, testate**

**Note** The will was dated 16 Nov 1887 and probated in Williamson Co., TN July term 1893.

Apr 30, 1896, Chancery Court: William A. Bailey **vs** James D. Richardson, executor. Nov 18, 1890, Mrs. N. P. McCord had sold and conveyed to the complainant, W. A. Bailey, a tract of land lying in the 8<sup>th</sup> District of Rutherford Co., TN, on both sides of Chapel Hill and Eagleville Turnpike, containing 643 acres. She had executed a deed to the complainant that was properly registered. The price had been \$14,000. Mr. Bailey paid a portion in cash and promissory notes covered the balance. The total due on two notes was \$2012.74. **Mrs. N. P. McCord died June 9, 1893** and James D. Richardson had qualified in Williamson Co. as her executor. The court declared a lien on the land for that sum and noted that the defendant was entitled to a decree of sale to enforce the lien. The complainant had raised several exceptions to the ruling that had been overruled. The complainant had opted for an appeal to the Supreme Court at Nashville, but when the court called cause for trial, counsel for both sides agreed to have the C & M to take proof and report upon the question of the amount of damages, in the event the court should decree that the complainant was entitled to damages.

July 13, 1897, Chancery Court: William W. Grant, Jr. and James Grant, minors, who sued by their next friend, William W. Grant, all residents of Colorado **vs** Samuel S. Mosely of Maury Co., TN; N. Cannon Bostick and wife, Estelle M. [Mosely] Bostick of TX; W. [William] P. Bissell and wife, Nannie [Mosely] Bissell of Minnesota; and James D. Richardson, executor. The executor had distributed a portion but had not paid the complainants the share they claim in the estate. Under the will, one-half went to certain McCord relatives, and the other one-half was divided into three parts, one of which was bequeathed to the testatrix's sister, Mary A. [Starnes] Mosely. If she was dead, it was to go to her children. At date of the will, Mrs. Mary A. Mosely, sister, was living but died intestate. At the date of the execution of the will, Mrs. Mosely had four children as follows: Samuel S. Moseley; Estelle [Mosely] Bostick; Nannie [Mosely] Bissell; Addie [Mosely] Grant, then the wife of W. W. Grant. Mrs. Grant died intestate on Jan 30, 1888. Mrs. Moseley died on Nov 5, 1888. At her death, Mrs. Grant left surviving her, her husband, W. W. Grant, and two children, William W. Grant, Jr. and James Grant. The complainants alleged that they were entitled to receive from the executor the share of money that would had gone to their mother had she been living at the date of Mrs. McCord's death.

July 21, 1897, Chancery Court: William A. Bailey **vs** James D. Richardson, Executor. The court ordered that James D. Richardson, executor, recover from W. A. Bailey, the sum of \$2012.72 plus \$90.58 in interest.

Undated opinion, 1898, Chancery Court: The court concluded that Mrs. McCord's intention was to have issue stand in the place of deceased parent, no matter when the death had occurred or might occur.

July term, 1898, Chancery Court: The court ruled that the children of Mrs. Addie [Mosely] Grant (deceased) were entitled to share in the distribution. The court directed the Executor to pay over to the proper party or

parties, their share as decreed. Defendants, Moseley, Bostick and wife, were granted an appeal to the Supreme Court of Tennessee at Nashville.

Williamson Co., TN Marriages: Parthenia Starnes married Robert C. Tulloss on 8 Oct 1850 (widowed in 1854). Mary A. Starnes married Lycurgus H. Mosely on 28 Nov 1838. Catharine M. Starnes married Peter G. Mosely on 27 Oct 1846. Miss Addie Mosely married W. W. Grant on 16 Oct 1878. Estelle Mosely married N. Cannon Bostick on 2 Oct 1865.

Davidson Co., TN Marriages: Parthenia N. Tulloss married William A. McCord on 15 Apr 1868.

McCord Cemetery, Rutherford Co., TN: Nancy Parthenia McCord, born Aug 1, 1831, died June 9, 1893.

1880 Rutherford Co., TN Census: William A. McCord, 55; Nancy P. McCord, 55.

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676     **McCord, Dr. W. H. [William Harrison]**     **Died June 14, 1896, intestate.**

June 22, 1896, County Court: The court had noted the death of W. H. McCord intestate. W. F. Ogilvie applied for and received Letters of Administration.

Nov 29, 1896, County Court: An inventory and sale list was presented in court.

Dec 15, 1898, Inventory: The administrator submitted a second inventory that showed \$500 received from the estate of Mrs. Parthenia [Starnes Tulloss] McCord (deceased) [see above].

Dec 22, 1898, Estate Settlements 4: W. F. Ogilvie, administrator of W. H. McCord (deceased), made a settlement with the court. The administrator had distributed as follows: J. [John] H. McCord; E. [Emmet] A. McCord; W. E. [William Edward] McCord; E. A. McCord, guardian of A. [Annie] V. McCord.

Jan 19, 1899, Jan 21, 1902, Apr 4, 1904, County Court; Jan 17, 1900, Jan 17, 1901 Estate Settlements 4: The court appointed E. A. McCord guardian of Annie V. McCord, a minor child of Dr. W. H. McCord (deceased).

Rutherford Co., TN Marriages: W. H. McCord married S. [Sarah] Macon Williams on Dec 18, 1868.

Jordan Cemetery, Rutherford Co., TN: William Harrison McCord, born Sep 1, 1838, died June 14, 1896. Sarah M. McCord, born June 11, 1845, died June 11, 1890.

1880 Rutherford Co., TN Census: W. H. McCord, 41; S. M. McCord, 36; W. E. McCord, 8 m; J. H. McCord, 6 m; E. A. McCord, 4 m; A. V. McCord, 0 f.

1870 Rutherford Co., TN Census: W. H. McCord, 31; Sarah McCord, 24.

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677     **McCrary, Arthur**     **Died 7 January 1867, testate [Cont'd from Vols. 3, 4, & 5]**

Mar 23, 1903, County Court & May 20, 1904, Estate Settlements 5: J. K. Newman was appointed guardian for W. T. McCrary, minor child of A. A. McCrary (deceased).

Rutherford Co., TN Marriages: Arthur McCrary married Iby Hamilton on 18 Nov 1824. A. A. McCrary married Mary Gum, Apr 15, 1858.

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678     **McCrary, George N.**     **Died Dec 27, 1876, intestate. [Cont'd from Vols. 4, 5 & 6].**

Feb 17, 1896, Mar 10, 1896, County Court; Jan 23, 1897, Feb 12, 1898, Estate Settlements 4: W. N. Todd, guardian of James McCrary, minor child of G. N. McCrary (deceased), made a settlement with the court.

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679 **McCrary, J. H. [Joseph Hamilton] Died Dec 21, 1900, intestate.**

Jan 5, 1901, County Court: The court noted the death of J. H. McCrary intestate. A. [Arthur] A. and J. [Joseph] W. McCrary applied for and received Letters of Administration.

Jan 5, 1901, County Court: Commissioners were to set apart to Mrs. Malinda [Gilley] McCrary, widow of the deceased, as much of the assets as needed to support the widow and her family for one year.

Aug 22, 1901, County Court: M. M. McCrary **vs** A. A. McCrary and others. **J. H. McCrary died Dec 21, 1900.** He had owned the following real estate: 1. Tract of land, known as the "Home Tract" in Civil District 23 containing 107 acres. 2. A tract in Civil District 10, Warren Co., TN, containing 129 acres. The widow was entitled to homestead worth \$1000 and dower of one-third of the remaining lands. The defendants, A. A., J. W., J. F. [John Frank], L. L. [Leander Lemuel] and C. H. [Cleveland H.] McCrary, heirs at law of the deceased.

July 14, 1904, Estate Settlements 5: A. A. McCrary and J. W. McCrary, administrators, made a final settlement. The estate was distributed to: L. L. McCrary, John McCrary, M. I. [Malinda Isabelle McCrary] Vasser, L. M. [Loretta M. McCrary] James, Mrs. Malinda McCrary for her minor sons, A. A. McCrary, and J. W. McCrary.

McCrary Cemetery, Rutherford Co., TN: Joseph Hamilton McCrary, born 26 Feb 1836, died 21 Dec 1900.

Cannon Co., TN Marriages: J. H. McCrary married Malinda Gilley on 17 May 1866.

1880 Rutherford Co., TN Census: J. H. McCrary, 42; Malinda McCrary, 31 wife; M. I. McCrary, 13 dau; Arthur McCrary, 12 son; J. W. McCrary, 7 son; L. M. McCrary, 5 dau; J. F. McCrary, 1 son; M. Whitfield, 78 aunt.

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680 **McCrary, John A. Died Oct 10, 1900, intestate.**

Nov 5, 1900, County Court: The court had noted the death of John A. McCrary intestate. Mrs. Della McCrary, his widow, had applied for and received Letters of Administration for her husband's estate.

Nov 15, 1902, County Court & Nov 19, 1903, Nov 21, 1904, Estate Settlements 5: The court appointed John B. Mankin guardian for Ethel S. McCrary (deceased), a minor child of John A. McCrary (deceased).

Nov 21, 1904, County Court: The court appointed W. A. Overall guardian for Ethel S. McCrary.

McCrary Cemetery, Rutherford County, TN : John A. McCrary, born 25 May 1866, died 10 Oct 1900.

1900 Rutherford Co., TN Census: John A. McCrary, 34; Della B. McCrary, 24 wife; Ethel S. McCrary, 3 dau.

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681 **McCulloch, Daniel (colored) vs McCulloch, Lula [Sneed] (colored) Divorce.**

Jan 24, 1901, Chancery Court: Daniel McCulloch and Lula McCulloch were married about 1890. They lived together for about six years before the defendant deserted her husband and refused to live with him as his wife. The court dissolved the Bonds of Matrimony that existed between the couple.

Rutherford Co., TN Marriages: Daniel McCullough (colored) married Lula Sneed (colored) on 8 Apr 1886.

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682 **McCullough, Sarah [Lytle – Caswell] Died in 1862, testate. [Cont'd from Vols. 2, 3, 4, 5, & 6].**

July 18, 1898, Chancery Court: John E. Dromgoole **vs** McCullough heirs. The fund left by Mrs. Sarah McCulloch (deceased) to her grandchildren was awaiting distribution. The grandchildren were Annette McCullough and S. [Samuel] D. McCullough. The C & M would divide the fund into four equal shares. Each share belonged to the legal heirs of the four children of Mrs. Sarah McCullough (deceased), to wit: One share belonged to the heirs of P. [Phillip] D. McCullough; one share belonged to the heirs of R. [Richard] C. McCullough; one share belonged to the heirs of Mrs. Sarah [McCullough] Perkins and one share to the heirs of B. [Benjamin] W. McCullough. The C & M was to determine the names of the respective heirs.

July 30, 1898, Chancery Court: John E. Dromgoole vs Samuel D. McCullough and others. The C & M reported that there was \$4298.74 on hand and provided the following information of the names of the respective heirs.

1. 1/4th to heirs of P. D. McCullough (deceased) were:
  - a. Widow, Mrs. Mary G. McCullough, Knoxville, TN.
  - b. R. H. [Henry] McCullough, Searcy, Arkansas, son.
  - c. P. D. McCullough, Marianna, Arkansas, son.
  - d. Lida M. [McCullough] Hogg, wife of J. T. Hogg, Trenton, TN, daughter.
  - e. E. [Edgar] A. McCullough, Marianna, AR, son.
  - f. Gilbert McCullough and Ben McCullough, sons, minors who lived in Knoxville, TN. Their mother was the guardian of their estate.
  - g. Phillip M. Hicks, grandson, a minor living in Trenton, TN, with no guardian. His father, W. G. Hicks, lived in Springfield, TN.
2. 1/4th to the only child and heir of R. C. McCullough (deceased) was Mrs. Addie M. [McCullough] Harvey, wife of W. M. Harvey of Greenville, MS. Her uncle, William Ledbetter represented her.
3. 1/4th to the heirs of B. W. McCullough (deceased) were as follows. [Note: The McCulloughs and Wilsons lived in White Station, TN. H. B. Walsh lived in Snoonville, Shelby Co., TN.
  - a. N. C. [Newton Cannon] McCullough, son.
  - b. B. W. McCullough, son.
  - c. Mrs. R. B. [McCullough] Cash, daughter.
  - d. J. C. McCullough, son.
  - e. Children of his daughter, Mrs. W. W. Wilson (deceased), Kate Wilson, Larvina Wilson, Adele Wilson, and Cannon Wilson.
  - f. Child of his daughter, Mrs. H. R. Walsh (deceased), H. B. Walsh, grandchild.
4. 1/4th to the heirs of Mrs. Sarah [McCullough] Perkins (deceased) were her son, P. [Peter] A. Perkins and her granddaughter, Mary Perkins, daughter of her son, Constantine Perkins. P. A. Perkins lived in Collierville, TN and Mary Perkins lived in Poplar Grove, AR.

Annette McCullough, one of the owners of life interest in the fund, had died near Aberdeen, MS. She left no children. S. D. McCullough, had also died about 15 months ago. He had never married.

July 26, 1899, Chancery Court: John E. Dromgoole, administrator vs McCullough heirs. The C & M had distributed to the proper heirs funds he had collected.

July 29, 1899, Chancery Court: The fund belonging to Gilbert and Ben McCullough was less than \$150. The court directed that the amount due them be paid to their mother, Mrs. P. D. McCullough.

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**683     McElroy, Wesley A.     Died between Feb 20 and Mar 13, 1893, testate. [Cont'd from Vol. 6].**

Jan 3, 1897, Estate Settlements 4: S. [Samuel] L. McElroy, trustee of Sallie Birdie McElroy, Ollie Olivia McElroy, Frerarah McElroy, and Marvin Pruett McElroy, made a settlement with the court.

Feb 2, 1897, Feb 7, 1898, Apr 2, 1898, Apr 5, 1898, County Court; Jan 11, 1898, Sep 11, 1899, Estate Settlements 4: H. C. Turner, guardian of Birdie, Ollie, Frerarah and Pruett McElroy, minor children of W. A. McElroy, made a settlement with the court.

Feb 12, 1897, County Court: Birdie McElroy, J. G. and Della [Della Pruett McElroy] Robertson. **vs** S. L. McElroy. On Dec 13, 1896, the defendants executed deeds in an effort to divide a tract owned by S. L. McElroy and his son, W. A. McElroy, during the latter's lifetime. W. A. McElroy (deceased) devised his interest by his will to his widow for life with remainder to his children. They made an application for a proper division of the land. S. L. McElroy did quit claim to Della Robertson any interest that he had acquired and conveyed to her the title by which she had conveyed to him. J. G. and Della Robertson quit claimed and conveyed to S. L. McElroy the title they had acquired. The purpose of these transactions was to restore each party to exactly the same right and title they had before the attempted partition. The court requested to divide the 110 acres into 2 parts. One part to Della Robertson for life with remainder going to the children and to S. L. McElroy the other part.

Mar 18, 1897, County Court: Bertie McElroy and others **vs** S. L. McElroy. S. L. McElroy received a tract of 42 acres and 15 acres of woodland. J. G. Robertson and wife, Della Robertson, received for life of Della Robertson with remainder going to the minor McElroy children, a tract of 53 acres.



Apr 2, 1898, Sep 11, 1899, Apr 20, 1900, Mar 27, 1901, Apr 2, 1902, Apr 6, 1903, Feb 9, 1904, Estate Settlements 4 & 5: H. C. Turner, guardian of Birdie, Ollie, Fararah and Pruett McElroy, minor children of W. A. McElroy (deceased), made a final settlement with the court. H. C. Turner had a note for \$220 for rent. He turned the note over to S. L. McElroy, the new guardian.

Apr 14, 1903, Chancery Court: W. A. McElroy vs E. P. McElroy et al. The Supreme Court of TN reversed the Chancery Court and said that under the construction of the will of W. A. McElroy (deceased), the testator directed that the real estate be sold, not partitioned. The testator did not name an executor. The court further ruled the sale of the land be under the direction of the Chancery Court.

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684     **McElroy, William Eagleton**                                     **Died Aug 2, 1895, testate. [Cont'd from Vol. 6].**

Oct 6, 1897, County Court: J. [James] N. McElroy, had applied to the County Judge, Orange Co., FL, to become guardian of his children, Sylvan and Merle McElroy, and heirs at law of W. E. McElroy (deceased). The Court of Orange Co. approved the application with the proviso that he made yearly settlements with the court..

Oct 15, 1898, Estate Settlements 4:E. P. McElroy, administrator with the will annexed on estate on W. E. McElroy (deceased), made a final settlement with the court.

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685     **McFadden, Harriett [Mason] (colored) vs McFadden, Brown (colored)**                                     **Divorce**

Feb 25, 1899, Circuit Court: The court accepted the order and dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Brown McFadden (colored) married Harriet Mason (colored) on 21 Dec 1877.

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686     **McFadden, James S.**                                     **Died Feb 2, 1903, testate.**

Will dated June 9, 1902.

It was the testator's desire that all his just debts and funeral expenses be promptly paid. It was the testator's desire that the two story, brick store-house occupied by the testator and G. C. Batey & Son on the East side of the Public Square in Murfreesboro be sold by his Executor and from the proceeds of the sale, the Executor will pay the following amounts to the deceased's children: 1. E. [Edgar] S. McFadden, \$1000. 2. W. [Walter] M. McFadden, \$400. 3. J. T. [James Tatum] McFadden, \$200. 4. Annie E. McFadden, \$200 in trust for Laura C. McFadden. 5. Mrs. W. M. [Bettie Duffer] McFadden, \$200. After the payments, the testator wanted the balance deposited in the First National Bank of Murfreesboro, remain there until all his just debts were paid and then the remainder divided equally among his children. The testator bequeathed to his daughter, Anna E. McFadden, his two-story frame dwelling and lot on the East side of Lebanon Street for life, and she was to keep the testator's daughter, Laura C. with her and take care of her. After the death of Laura C. McFadden, the testator wanted the dwelling and lot sold and the proceeds equally divided among his children. The testator appointed Anna E. McFadden trustee of Laura C. McFadden. The testator appointed his two sons, E. S. McFadden and Walter M. McFadden, as his executors of his last will and testament.

Feb 7, 1903, County Court: The court admitted the will to probate, and ordered it recorded and filed.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: James Squire McFadden, born 14 Dec 1823, died 2 Feb 1903.

Rutherford Co., TN Marriages: James S. McFadden married Elizabeth A. Morgan on 14 Mar 1844. W. M. McFadden married Bettie Duffer on 11 Feb 1880.

1880 Rutherford Co., TN Census: J. S. McFadden, 56; E. A. McFadden, 53; Anna E. McFadden, 33; Laura C. McFadden, 24; Edgar S. McFadden, 19; Hollie McFadden, 79 mother.

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687 **McGill, Malinda [Posey] (colored) vs McGill, Dan (colored)** **Divorce**

Mar 7, 1898, Circuit Court: The defendant had deserted his wife for more than two years and refused to provide support and treated her in a cruel and inhuman manner. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Dan McGill (colored) married Linda Posey (colored) on 11 Jan 1891.

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688 **McGowan, Ella L. [Butler]** **Died Mar 24, 1902, testate.**

Will dated Nov 20, 1900.

The testatrix wanted her executor to pay her funeral expenses as soon as possible out of any money she died possessed of. The testatrix gave to her husband, James G. McGowan, all her property, real, personal and mixed, during his natural life. In the event he died without children living, the issue of their marriage, all her property, real, personal and mixed, went to her brother, Thomas O. Butler, absolutely and forever. If Thomas O. Butler died before her husband, James G. McGowan, then she wanted her husband to be heir to all of her property, real, personal and mixed, to do with as he pleased, absolutely and forever.

Mar 27, 1902, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: James G. McGowan married Ella Louise Butler, Oct 28, 1896.

1900 Rutherford Co., TN Census: James G. McGowan, 35; Ella McFadden, 35

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Ella Louise Butler McGowan, born 29 Jul 1861, died 24 Mar 1902, wife of James G. McGowan.

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689 **McHenry, Mary [Smith] (colored) vs McHenry, John (colored)** **Divorce**

Oct 18, 1900, Circuit Court: The complainant and the defendant married in Rutherford Co. in 1896. After a few weeks, the defendant had deserted his wife and had remained away for over two years. The couple had one child, a son about four years old and the complainant had taken care of the child without any support from the defendant. The court dissolved the Bonds of Matrimony that had existed between the couple. The complainant received custody and control of the child.

Rutherford Co., TN Marriages: John McHenry (colored) married Mary Smith (colored) on 12 Dec 1896.

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690 **McHenry, Silas, Sr.** **Died Sep 12, 1891, intestate. [Cont'd from Vol. 6].**

Mar 2, 1896, County Court: J. S. McHenry, guardian of Willie, Annie and John McHenry, minor children of W. T. McHenry (deceased), and heirs-at-law of Silas McHenry(deceased), made a settlement with the court.

Feb 1, 1897, Jan 31, 1898, Estate Settlements 4: J. S. McHenry, guardian of Annie and John McHenry, minor children of W. T. McHenry (deceased), and heirs-at-law of Silas McHenry(deceased), made a settlement.

May 18, 1899, Estate Settlements 4: J. S. McHenry, guardian of Annie and John McHenry, minor children, made a final settlement with the court. The wards, Annie M. Graves (formerly Annie M. Henry) and John McHenry had each signed,

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691 **McKee, William C.** **Died Feb 21, 1903, testate.**

Will dated Dec 23, 1901.

The testator bequeathed all his property, real and personal, to his wife, Susan [Yarbrough] McKee, after payment of his debts and funeral expenses, to dispose of as she saw fit. The testator appointed his wife, Susan [Yarbrough] McKee, as the executrix of his last will and testament.

Feb 25, 1903, County Court: The court ordered the will recorded and filed.

Bedford Co., TN Marriages: W. C. McKee married Susan Yarbrough on Jan 11, 1887.

Morgan Cemetery, Rutherford Co., TN: W. C. McKee, born Aug 28, 1817, died Feb 21, 1903.

1900 Rutherford Co., TN Census: W. C. McKee, 82; Susan McKee, 61.

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692     **McKinley, Elizabeth A. [Ivie]**                     **Died Mar 11, 1902, testate.**

Will dated Mar 10, 1902.

The testatrix bequeathed the lot where she lived to her daughter, Annie Mai [McKinley] Blackman. The adjacent lot to the east, she bequeathed equally to her two sons, John T. and Ed I. McKinley. The two lots were located on the South side of Vine Street. The testatrix bequeathed to her daughter, Annie Mai Blackman, all furniture including carpet, curtains and furnishings in the parlor room of her house. The testatrix also bequeathed her daughter \$150 for the purpose of building new fence and repairing house. The remaining money after paying all her legal debts and funeral expenses, the testatrix bequeathed to her two sons, John T. and Ed. I. McKinley. The three children would divide the remaining furniture equally. The testatrix appointed her son, Ed I. McKinley, and her son-in-law, E. L. Blackman, to be her executors.

Mar 15, 1902, County Court: The court ordered the will recorded and filed.

Mar 21, 1902, Estate Settlements 5: E. I. McKinley and E. L. Blackman, executors, made a final settlement.

Rutherford Co., TN Marriages: John T. McKinley married Lizzie A. Ivie on June 9, 1859.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Elizabeth Ann McKinley, born Nov 21, 1838, died Mar 11, 1902, and husband, John T. McKinley, born 26 Apr 1828, died 8 Nov 1901.

1900 Rutherford Co., TN Census: John McKinley, 72; Elizabeth McKinley, 61; Edward I. McKinley, 27; John T. McKinley, Jr., 22.

1880 Rutherford Co., TN Census: J. T. McKinley, 52; Elizabeth A. McKinley, 40; C. H. McKinley, 20 m; Lula S. McKinley, 14; John T. McKinley, 12; N. H. McKinley, 9 m; E. I. McKinley, 7 m; A. M. McKinley, 2 f.

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693     **McKinley, John T.**                                     **Died Nov 8, 1901, intestate.**

Nov 15, 1901, County Court: The court noted the death of J. T. McKinley intestate. Ed. I. McKinley applied for and received Letters of Administration for the deceased's estate.

Rutherford Co., TN Marriages: John T. McKinley married Lizzie A. Ivie on June 9, 1859.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Elizabeth Ann McKinley, born Nov 21, 1838, died Mar 11, 1902, and husband, John T. McKinley, born 26 Apr 1828, died 8 Nov 1901.

1900 Rutherford Co., TN Census: John McKinley, 72; Elizabeth McKinley, 61; Edward I. McKinley, 27; John T. McKinley, Jr., 22.

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694 **McKnight, Andrew A.**

**Died Dec 29, 1900 testate.**

Will dated June 22, 1895.

The testator gave to his wife, Lady Lytle McKnight, all the property, real and personal, that he died in possession of. The testator nominated his wife to be his testatrix and excused her from giving bond for the faithful execution of her duties.

Feb 8, 1901, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: Andrew A. McKnight married Julia Lady Lytle on Apr 17, 1894.

Cook's Cemetery, Readyville, Rutherford Co., TN: Andrew A. McKnight, born Jan 29, 1861, died Dec 29, 1900. Spouse: Mary Julia "Lady" McKnight. Children: Kathleen Houston.

1900 Rutherford Co., TN Census: Andrew McKnight, 39; Lady McKnight, 33; Catherine McKnight, 3.

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695 **McKnight, Miss Cora**

**Died Oct 24, 1902, testate.**

Will dated Sep 22, 1902.

Mr. W. [William] H. McElroy

Dear Uncle, I write this letter to let you know what I want you to do with my property after my death. All of the property goes to the ones who cared for her during the final days of my sickness. The ring Duff gave her goes to Henry McElroy. Send the ring my brother gave me back to him and mother's ring to Lee. She gave all of her wearing clothes to the Orphan House, and the money that she received from Grandfather McKnight's estate. She wanted Dr. Bell paid from it, her burial expenses and any other debts that she owed. She wanted a plain tombstone at her grave. Her uncle was to keep \$25 for his kindness to her. Divide the remainder, if any, between her two brothers. If she married, her uncle was to burn the letter.

Nov 10, 1902, County Court: The court ordered the will recorded and filed.

Nov 10, 1904, Estate Settlements 5: W. H. McElroy, executor, made a final settlement with the court. The estate had a balance for division between her brothers W. [William] E. McKnight and S. [Samuel] H. McKnight.

Cook Cemetery, Milton, Rutherford Co., TN: Cora E. McKnight, born Sep 18, 1879, died Oct 14, 1902.

1900 U. S. Census: Cora McKnight, a niece, was living with the William H. McElroy family.

1880 Rutherford Co., TN Census: Moses McKnight, 31; Mary McKnight, 25; William McKnight, 2; Cora McKnight, 9 months.

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696 **McKnight, David Mortimer**

**Died Dec 20, 1896, intestate.**

Mar 9, 1897, County Court: The court noted the death of D. M. McKnight intestate. The Public Administrator applied for and received Letters of Administration for the deceased's estate.

Mar 27, 1897, County Court: The court appointed three commissioners to set apart to Mrs. [Eliza] Jane [Martin] McKnight as much of the assets as necessary to support the widow and children for one year.

Feb 13, 1900, Estate Settlements: Charles R. Holmes, Public Administrator of D. M. McKnight (deceased) made a final settlement with the court. Mrs. Mary Williford received \$20.45 for one year's support. Court expenses exhausted the \$175 balance at the beginning of the period and there was no balance.

Rutherford Co., TN Marriages: D. M. McKnight married Eliza Martin, on Nov 1841.

Cook Cemetery, Milton, Rutherford Co., TN: David Mortimer McKnight, born Sep 30, 1819, died Dec 20, 1896.  
Wife: Eliza Jane McKnight, born Sep 11, 1836, died June 10, 1914.

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697     **McKnight, James Lafayette**                             **Died Aug 9, 1898, intestate.**

Sep 24, 1898, County Court: The court noted the death of J. L. McKnight intestate. J. F. Dismukes applied for and received Letters of Administration.

Mar 10, 1900, Estate Settlements 4: J. F. Dismukes, administrator of the estate of J. L. McKnight (deceased), made a final settlement with the court.

Cannon Co., TN Marriages: James L. McKnight married Margaret Jane McKnight, Nov 6, 1845.

Cook Cemetery, Milton, Rutherford Co., TN: James Lafayette McKnight, born July 24, 1825, died Aug 9, 1898.  
Parents James and Nancy E. McKnight.

1880 Rutherford Co., TN Census: J. L. McKnight, 54; Margaret McKnight, 54; Florence McKnight, 20; Alexander McKnight, 17.

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698     **McKnight, James D.**                                     **Died before Mar 8, 1897, intestate.**

Mar 8, 1897, County Court: The court noted the death of James D. McKnight intestate. Virginia F. [Smith] McKnight applied for and received Letters of Administration for her husband's estate.

Apr 3, 1897, County Court: Commissioners were to set apart to Mrs. Virginia McKnight, widow of James D. McKnight (deceased), as much of the assets as necessary to support the widow and children for one year.

Mar 5, 1900, County Court: Knox R. P. McKnight et al **vs** [George] Taylor McKnight. Defendants Patrick, Emma, Cora and Wesley Arnold were minors. The court appointed a guardian ad litem for them.

Apr 20, 1900, County Court: Knox R. P. McKnight et all **vs** Taylor McKnight and others. The court appointed commissioners to set apart a homestead and one-third of the remainder as a dower for Mrs. Virginia McKnight.

June 8, 1900, County Court: Knox R. P. McKnight et all **vs** Taylor McKnight and others. The commissioners reported they had assigned all the real estate to Mrs. Virginia McKnight for homestead.

June 9, 1900, County Court: The court decreed that the remainder interest of the real estate formerly belonging to James D. McKnight (deceased) and set apart to Mrs. Virginia McKnight as homestead, be sold and the proceeds divided among the legally entitled heirs.

Sep 5, 1900, County Court: The clerk had offered for sale the remainder interest of Mrs. Virginia McKnight on Aug 20, 1900. E. B. Jones had purchased the remainder interest for \$750. The day after the sale, Mrs. Virginia McKnight and E. B. Jones came into court and requested the substitution of the name of Mrs. Virginia McKnight as the purchaser of the remainder interest in room and stead of E. B. Jones. Mrs. McKnight paid the down payment and paid in cash the two notes that E. B. Jones had given. The court agreed.

Rutherford Co., TN Marriages: James D. McKnight married Virginia F. Smith, Nov 19, 1846.

Smith Cemetery, Readyville, Rutherford Co., TN: James D. McKnight, (no dated).

1900 Rutherford Co., TN Census: Virginia McKnight, 70 head; Taylor McKnight, 53 nephew; Virgie McKnight, 9 grand niece.

1880 Rutherford Co., TN Census: James McKnight, 58; Virginia F. McKnight, 50.

1850 Rutherford Co., TN Census: James D. McKnight, 28; Jane F. McKnight, 20; John W. McKnight, 2.

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July 19, 1898, Chancery Court: Oley Vaught vs D. [Dollaron] Barker and others. The court noted the death of John A. McKnight.

Oct term 1898, Quarterly County Court: John A. McKnight was born July 19, 1840 in Rutherford Co., TN. In 1869 and 1870, he served in the capacity of constable and deputy sheriff, making a good officer. He was elected Justice of the Peace in Aug 1876, again in 1888, 1894, and served in this capacity in the 17<sup>th</sup> Civil District of this county with entire satisfaction up to the day of his death June 6, 1898. He was one of the best and most conscientious Magistrates this county had ever had. In 1868, he married to Miss Ludie Barker, daughter of the late D. Barker. His wife died in 1879, leaving him with a family of six small boys to raise. Those who have known his family and know his children as men, are thoroughly satisfied that he acted the part of a parent in such a manner as to leave men of honor to bear his name. He was a devoted member of the Cumberland Presbyterian Church to the day of his death. Therefore be it resolved .....

Rutherford Co., TN Marriages: John A. McKnight married Ludy W. Barker, Mar 31, 1868.

Cook's Cemetery, Rutherford Co., TN: John A. McKnight, born July 17, 1840, died June 6, 1898. Father: Albert Madison McKnight; Wife: Ludie Woldredge McKnight

1860 U. S. Census: A. M. McKnight, 69; Eliza McKnight, 50; J. A. McKnight, 20 m; W. M. McKnight, 17 m; G. T. McKnight, 13 m; V. F. McKnight, 9 f.

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**700 McKnight, Sallie [Avent] (colored) vs McKnight, Alonzo (colored) Divorce.**

Oct 15, 1903, Chancery Court: The defendant did not appear and the court issued an order pro confesso and dissolved the Bonds of Matrimony that existed between the couple.

Rutherford Co., TN Marriages: Alonzo McKnight married Sallie Avent on May 3, 1899.

1900 Rutherford Co., TN Census: [All colored] Alonzo McKnight, 23; Sallie McKnight, 21 wife; Mirtle McKnight, 1 dau.

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**701 McKnight, Tinie [Smith] (colored) vs McKnight, Alonzo (colored) Divorce**

Nov 3, 1898, Circuit Court: The court accepted the order pro confesso and oral testimony and dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Alonzo McKnight (colored) married Tina Smith (colored) on 17 Oct 1893

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**702 McLean, Alfred Vance Died Aug 16, 1904, intestate.**

Aug 27, 1904, County Court: The court noted the death of A. V. McLean intestate. C. [Charles] L. McLean applied for and received Letters of Administration.

Williams-McLean Cemetery, Fosterville, Rutherford Co., TN: Alfred Vance McLean, born Sep 21, 1838, died Aug 16, 1904. Co. I, 1<sup>st</sup> Tennessee Regiment.

1900 Rutherford Co., TN Census: Alfred McLean, born Sep 1838 head single; Charles McLean, born Jan 1842 brother single.

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Dec 15, 1900, County Court: The court appointed W. W. [William Watkins] McLean guardian for Alney H. and Adam Riggs McLean, his own children and heirs at law of Mrs. [Elizabeth "Bettie Riggs] McLean (deceased).  
Feb 28, 1903, Estate Settlements 5: W. W. McLean, guardian for Alney H. and Adam Riggs McLean, heirs of Mrs. Bettie Riggs McLean (deceased), made a settlement with the court. The guardian had \$442.65. Alney H. McLean receipted for \$222.23 leaving a balance of \$219.42 for Adam Riggs McLean.

Oct 22, 1904, Estate Settlements: W. W. McLean, guardian for Adam Riggs McLean, heir of Mrs. Bettie Riggs McLean (deceased), made a final settlement with the court. The ward was 21 years of age.

Bedford Co., TN Marriages: W. W. McLean married Bettie Riggs on Oct 24, 1876.

Williams-McLean Cemetery, Rutherford Co., TN: Elizabeth Margaret McLean, born 8 Jul 1853, died 11 Aug 1891. William Watkins McLean, born 1851, died 1929.

Sep 30, 1899, County Court: The court noted the death of Robert M. McQuary intestate. Mrs. Jane M. McQuary applied for and received Letters of Administration.

Mar 5, 1901, County Court: The court appointed W. W. Vaught, Administrator de bonis non for the estate of Robert M. McQuary (deceased).

Apr 4, 1901, County Court: W. [William] D. Lawing and wife **vs** T. N. [Thomas Newton] Hoover and wife, and others. Defendants T. N. Hoover, Liza [Eliza J. McCrary] Hoover, Missouri ["Sourie" Anna McCrary] Polk, Margaret [McCrary] Cathey, Sam'l McQuary and James M. McQuary failed to appear to answer the petition in this cause. The court decreed an ex parte hearing scheduled. The court appointed a guardian ad litem for defendants Ellie, O. C., Bessie, Willie and James McQuary, minors.

Apr 11, 1901, County Court: W. D. Lawing and wife **vs** T. N. Hoover and wife, and others. Robert M. McQuary died leaving the following children to inherit in the following proportions:

1. Missouri [McCrary] Polk, wife of John [Hiram] Polk, a daughter, one-eighth.
2. Mary [McCrary] Lawing, wife of W. D. Lawing, a daughter, one-eighth.
3. Lizer [Eliza J.] Hoover, wife of T. N. [Thomas Newt] Hoover, a daughter, one-eighth.
4. Etta [McCrary] Bowling, wife of J. [James] M. Bowling, a daughter, one-eighth.
5. Margaret [McCrary] Cathey, widowed daughter, one-eighth.
6. Sam McQuary, son, one-eighth.
7. James McQuary, son, one-eighth.
8. Etta, O. C., Bessie, Willie and James McQuary, minor children of Robert McQuary (deceased), son. They lived in Kentucky and they were entitled to the one-eighth share of their father as tenants in common, or one-fortieth.

Robert McQuary died owning two tracts of land in Civil District 19. One tract contained 53 acres and the other 12 acres. Due to the small quantity of land and the number of shares, the clerk recommended the sale of the land for partition. The court agreed and appointed the Court Clerk to auction the land.

May 8, 1901, County Court: The two tracts were offered at auction and did not receive a bid.

July 17, 1901, County Court: W. D. Lawing and wife **vs** T. N. Hoover and wife, and others. The two tracts of land were again auctioned. Tract #1 failed to sell. Will Bryson purchased Tract #2, 12 acres. The court divested all title to Lot #2 from: 1. W. D. Lawing and wife; 2. James Bowling and wife; 3. T. N. Hoover and wife; 4. John Polk and wife; 5. Margaret Cathey; 6. Sam McQuary; 7. Willie McQuary; 8. James M. McQuary.

Oct 12, 1901, County Court: After two failed attempts to sell tract #1, the court ordered a third attempt.

Nov 12, 1901, County Court: J. [James] M. Bowling purchased the tract.

May 2, 1903, County Court: W. D. Lawing, et al **vs** T.N. Hoover, et al. The court directed the C & M to pay L. R. Jacobs & Co., funds available belonging to Eddes Bowling (deceased), wife of J. M. Bowling. L. R. Jacobs & Co. had an account against Eddes Bowling (deceased), for the funeral expenses of Eddes Bowling (deceased).

May 24, 1904, Estate Settlements 5: W. W. Vaught, administrator, made a final settlement with the court. The administrator made the following distribution: Mrs. M. A. Lawing and husband, Mrs. Eliza Hoover, J. S. McQuary, Mrs. Margaret Cathay, Mrs. Zury Polk, Etta Bowling and J. M. Bowling, and James McQuary and the for minor children that lived in Kentucky.

Rutherford Co., TN Marriages: Robert McCrary married Jane Fleming on 18 Apr 1850. Anna McCrary married Hiram Polk on 23 Dec 1886. Eliza J. McCrary married Newton Hoover on 1 Aug 1882. M. A. McCrary married W. D. Lawing on 18 Dec 1879. Miss Etta McQuary married James Bowling on 8 Jan 1884. Margaret McQuary married John Marion Cathey on 3 Nov 1897. Nettie McCrary married Benjamin Pittard on 9 Nov 1895.

1900 Rutherford Co., TN Census: Jane McQuary, 70 widow; Souria Polk, 45 dau wid; John R. Polk, 12 g-son; Samuel Polk, 11 g-son; Marthy Polk, 7 g-dau; Margaret Cathey, 29 boarder wid; Robert Cathey, 1 boarder.

1880 Rutherford Co., TN Census: Robert McCrary, 54; Malinda McCrary 49 wife; Missouri McCrary, 25 dau; Samuel McCrary, 17 son; Eliza McCrary, 16 dau; Robert McCrary, 15 son; Etta McCrary, 12 dau; Margaret McCrary, 10 dau; Nettie McCrary, 3 dau.

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706     **Meeks, G. W. [Washington] (colored)**                     **Died between Jan 25 and Mar 10, 1900, testate.**  
       **Note:** All individuals mentioned are assumed to be colored.

Will dated Jan 25, 1900.

**First:** The testator wanted C. [Charles] A. Todd and his son, Robert Meeks, to be administrators of his estate. **Second:** The testator wanted what money the administrator had in hand after payment of all the debts, divided among his children. **Third:** The testator wanted C. A. Todd to take possession of the money and other property he left, and for him to divide it equally among his children. **Fourth:** The testator desired that his brother, Steve Meeks, stay with his children, and wherever they made their home, he was to live with them. **Fifth:** The testator wanted his grandmother to live with his children as long as she lived and he requested his children to be kind and obedient to her as they have in the past. **Sixth:** The testator wanted C. A. Todd to use what money and other proceeds that came into his hands for the benefit of his children as he sees they need it.

Mar 10, 1900, County Court: The court ordered the will recorded and filed.

Mar 24, 1900, County Court: The executors nominated in the will of G. W. Meeks (colored) (deceased) failed to qualify. Henry Bright (colored) applied for and received Letters of Administration.

Apr 21, 1902, County Court: Henry Bright (colored), administrator **vs** Walter Howland and others. All defendants received notification requiring them to appear and make defense of the original bill except Walter Meeks (colored) and George Meeks (colored).

Oct 14, 1902, Estate Settlements 5: Henry Bright (colored), administrator, made a final settlement.

1880 Rutherford Co., TN Census: [all colored] Washington Meeks, 22 head; Delia Meeks, 22 wife; Lethia Meeks, 1 dau; Steven Meeks, 16 brother; William Johnson, 16 cousin; Mary Johnson, 14 cousin.

Rutherford Co., TN Marriages: Washington Meeks (colored) married Delia Henderson (colored) on 2 Jan 1877. Walter Howland (colored) married Letha Meeks (colored) on 31 Jan 1895.

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707     **Melton, John**     **Died before May 19, 1899, intestate.**

May 19, 1899, Chancery Court: William D. Baxter and wife, Alice Baxter, and N. D. Baxter, next friend of Robert Melton **vs** Robert Melton, a minor without guardian. Mrs. William Baxter married John Melton and lived with him until his death at Bell Buckle, Bedford Co., TN. They had a son, Robert Melton, who was six years and living with his mother in Murfreesboro. John Melton (deceased) owned a house and lot and a vacant lot in Bell Buckle. Mrs. Melton married William D. Baxter and lived with her son and husband in Murfreesboro. The administrator had settled her former husband's estate except for the real estate. Since they lived in



Murfreesboro, they did not need the house, lot and vacant lot in Bell Buckle and prayed the court for an order to sell the property and reinvest the money in real estate in Murfreesboro.

July 28, 1899, Chancery Court: The C & M reported it was to the interest to the parties, to sell the property. July term, 1902, Chancery Court: The commissioner offered the house and lot at auction and Robert Miller purchased the property. Mr. and Mrs. Baxter had an interest in a property on Maney Avenue owned by Mr. James Ring. The court directed the C & M to determine if property was a good investment.

Sep 27, 1904, County Court: The court appointed Mrs. Alice Baxter guardian for Robert Bell Melton, minor child of John Melton.

Hazel Cemetery, Bell Buckle, Bedford Co., TN: J. B. Melton, born 23 Aug 1860, died 11 Mar 1894.

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708     **Merideth, B. J. (colored)**     **Certificate to apply for license to practice law.**

May 3, 1897, County Court: B. J. Merideth (colored) applied for a certificate that he was twenty-one years of age, resided in Rutherford Co. and was a man of good reputation to the end that he might be licensed to practice law in the courts of Tennessee. The court affirmed that he was twenty-one, lived in Rutherford Co., TN and was a man of good reputation. The court instructed the clerk to enter this in the minutes so that Mr. Merideth could get a certified copy at any time.

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709     **Miles, Birdie [Vaughan] (colored) vs Miles, Ky [Mordecai] (colored)**     **Divorce**

Feb 19, 1903, Circuit Court: The husband committed the crime of larceny and received a sentence to the penitentiary. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Mordecai Miles (colored) married Birdie Vaughan (colored) on 23 July 1900.

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710     **Miles, Sarah [Thomas Tudor]**     **Died between Nov 22, 1861 and Jan 6, 1862, testate.  
[Cont'd from Vol. 2 & 6].**

Jan term, 1896, Chancery Court: The court ruled that the intention of the will of Sallie Miles (deceased) was that the children of John W. Thomas and Mary Frances Miles were to take per capita of the real property. Therefore, the seven Thomas children or their representatives would take seven-eighths of the proceeds of the sale and P.[Powhatan] P. Miles, father and sole heir of Frances Mary Miles (deceased) would take the remaining one-eighth.

Apr 30, 1896, County Court: S. E. Stratton, et al vs Susie Thomas, et al. The C & M reported that based on two depositions, the land in question was very poor and so situated that it would be hard to divide under any circumstances. He had doubts about the interests of most of the parties and left it to the court.

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711     **Miles, Col. Thomas Benton**     **Died Dec 26, 1896, testate.**

Will is undated.

**Item 1:** The testator bequeathed all of his property and estate of every kind and description or that he might own at the time of his death to his esteemed and beloved sister-in-law, Mrs. E. V. [Elizabeth Virginia Moore] Miles, wife of his brother, F. [Ferdinand] W. Miles, for and during the term of her natural life. At her death, then divide equally to the following named daughters of his brother, as may be living at the date of Mrs. E. V. Miles death to wit: 1. Julia Miles; 2. Carrie Miles; 3. Jennie Miles; 4. Tillie Miles, and 5. Maggie Miles, to them, their heirs and assigns forever. If the testator owned any real estate at his death, they were to use his title for description. The description of the testator's personal property was to appear in the manner used and customary in such cases. **Item 2:** The testator appointed his nephew, Thomas G. Miles, as his executor.

Dec 30, 1896, County Court: The court ordered the will recorded and filed.

Apr 5, 1897, County Court: The court received an inventory and sale list of the real and personal property.

Obituaries and Death Notices of People born before 1900: Col. Thomas Benton Miles, born Feb 11, 1814, died Dec 26, 1896. Born on a farm in Triune, Williamson Co., TN, son of Patterson & Dicy Moore Miles. ...at age 18 engaged in mercantile business in Jefferson, TN...managed a cotton plantation in MS...then farmed near Murfreesboro. In 1866, he moved to Murfreesboro to engage in the mercantile business. In 1882 to present, he engaged in keeping the hotel known as the Commercial Men's House at Murfreesboro. In June 9, 1841, he married Miss Catherine E. Johns, born in TN in 1822.

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712     **Miller, Arabella "Ary" [Jarrett]**                     **Died before July 14, 1897, intestate.**

Jan 14, 1897, County Court: The court noted the death of Mrs. Ary Miller intestate. B. [Benjamin] J. Miller applied for and received Letters of Administration.

Aug 25, 1897, Inventory: The estate inventory of Mrs. Ary Miller listed loans to Rebecca Ann Miller, B. J. Miller, F. [Franklin] L. Miller, R. [Robert] H. Miller and Andrew Miller.

Aug 25, 1897, Estate Settlements 4: B. J. Miller, administrator of the deceased's estate, made a settlement.

Rutherford Co., TN Marriages: John R. Miller married Arabella Jarrett on 26 Sep 1848.

1880 Rutherford Co., TN Census: Ary Miller, 52 widow; Franklin L. Miller, 25.

1870 Rutherford Co., TN Census: Arabella Miller, 40; Robert Miller, 21, Everett Miller, 19; Frank Miller, 15; Benjamin Miller, 13.

1860 Rutherford Co., TN Census: Ara Miller, 34 f; R. H. Miller, 11 m; E. L. Miller, 8 m; F. L. Miller, 5 m; B. J. Miller 4 m; J. R. E. Miller, 1 f.

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713     **Miller, Carrie [Frost] vs Miller, Alford**                     **Divorce**

July 24, 1897, Chancery Court: Carrie Miller and Alford Miller married in Rutherford County on Mar 15, 1883 and lived together until Apr 10, 1897 when complainant withdrew from her husband. The complainant and her husband had five children as follows: Fannie Miller, about 12 years; Carroll "Carrie" Miller, about 11 years; Alford Miller, 8 years; Hewitt Miller, 6 years; Marie Miller, 2 years. The complainant accused the defendant of becoming a habitual drunkard and of cruel and inhuman treatment towards his wife that made it unsafe for her to cohabit with him. She argued that her husband was not a proper or suitable person to have custody of the children. The court dissolved the Bonds of Matrimony and gave custody of the children to the complainant with reasonable visitation by the father when he was sober. The court gave the following defendant's property to the complainant as alimony: 1. a house and lot on the North West corner of Vine and Academy streets. 2. One hundred dollars of a note of \$112.50 dated Jan 7, 1897, and due 18 months after that date executed by George Allen, Alexander Simmons and others to Alford Miller, which was a lien on the land sold by Alford Miller to the Board of Benevolent Lodge No. 11, of which parties were trustees. 3. Kitchen furniture and certain of the household furniture owned by the defendant. The complainant had received it all except the sewing machine. The court divested all right, title and interest to the house and lot from Alford Miller and vested it in Carrie Miller.

Rutherford Co., TN Marriages: Alfred Miller married Carrie M. Frost on 15 March 1883.

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714     **Miller, Felix Grundy**                                     **Died Mar 31, 1884, testate. [Cont'd from Vols. 5 & 6].**

Feb 2, 1897, Estate Settlements 4: Oscar Miller, guardian of Hardy and Holmes Miller, minor children of H. H. Miller (deceased) and minor heirs F. G. Miller (deceased), made a settlement with the Court Clerk.

Jan 30, 1899, County Court & Jan 27, 1899, Estate Settlements 4: Oscar Miller, guardian of Holmes Miller, minor child of H. [Hardy] H. Miller (deceased) and minor heirs F. G. Miller (deceased), made a settlement.

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715 **Miller, G.[George] M.** **Died before Nov 13, 1899, intestate.**

Nov 13, 1899, County Court: The court noted the death of G. M. Miller intestate. Thomas J. Miller applied for and received Letters of Administration.

May 17, 1904, Estate Settlements 5: Thomas J. Miller, administrator, made a final settlement with the court.

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716 **Miller, Isaac A.** **Unsound mind. [Cont'd from Vol. 6].**

May 18, 1896, Apr 2, 1897, July 4, 1898, Sep 11, 1899, Apr 27, 1900, June 1, 1903, Aug 29, 1903, June 6, 1904, County Court & June 14, 1898, Apr 2, 1900, June 4, 1901, Apr 27, 1903, May 5, 1904, Estate Settlements 4 & 5: I. D. Miller, guardian of I. A. Miller, a person of unsound mind, made a settlement.

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717 **Miller, James Raleigh** **Died 1895 before April 29, 1895, testate. [Cont'd from Vol. 6].**

Dec 6, 1897, County Court: Rosetta ["Zedda" Parker] Miller [see below], executrix of the last will and testament of J. R. Miller (deceased), died. M. [Montgomery] J. Miller applied for and received Letters of Administration. Dec 9, 1897, Estate Settlements 4: A report in lieu of a settlement by Rosetta Miller, executrix of the will of J. R. Miller, had been presented to the court.

Aug 27, 1898, County Court: M. J. Miller, individually, and as administrator of J. R. Miller (deceased) and of Thomas O'Brien and wife, Mackie [Miller] O'Brien, and of Burrus Powell and wife, Beatrice [Miller] Powell, and of Harvey [C.] Miller, all of Rutherford Co., TN. **vs** Etna Miller, Ernest Miller and Luther Millers, minors, without guardian, of Rutherford Co. J. R. Miller (deceased) devised two tracts to his widow for life, with the remainder to their children. His widow had died, and the petitioners and defendants were beneficiaries under the will.

Sep 12, 1898, County Court: M. J. Miller et al vs Etna Miller et al. Clerk reported all the legatees and devisees of J. R. Miller were before the court, the adults as petitioners and the minors as defendants. Petitioners Mackie O'Brien and Beatrice Powell had married the petitioners Thomas O'Brien and Burrus Powell, respectively, and the same parties were the only heirs at law of Mrs. Rosetta Miller (deceased). The 87-acre in 2 tracts was oblong and not divisible into seven equal shares.

Sep 12, 1898, County Court: M. J. Miller et al vs Etna Miller et al. The court issued a decree of sale.

Oct 18, 1898, Nov 8, 1898, County Court: The clerk offered at auction the land which went to P.A. Lyon.

Sep 21, 1901, Sep 22, 1901, County Court: The clerk made distribution of the funds to the 7 heirs.

Nov 17, 1899, June 1, 1903, Nov 7, 1904, County Court & May 23, 1903, Oct 6, 1904 Estate Settlements 5: The court appointed T. [Thomas] C. North, guardian of Luther G. Miller, a minor child of J. R. Miller (deceased).

Aug 31, 1902, Apr 14, 1903, Estate Settlements: G. W. Williams, guardian of Ernest Miller, a minor child of J. R. Miller (deceased), made a settlement with the court. Ernest was 21 in Apr 1903.

Howland Cemetery, Rutherford Co., TN: James Raleigh Miller, born 1829, died 1895; and wife, Rosetta "Zedda" Parker Miller, born 1852, died 1897.

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718 **Miller, James (colored) vs Hattie Miller (colored)** **Divorce**

Jan 30, 1899, Chancery Court: The court sustained the allegations and dissolved the Bonds of Matrimony.

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719 **Miller, Lula [Thompson] (colored) vs Miller, Alfred (colored)** **Divorce.**

Jan 25, 1901, Chancery Court: The defendant had been guilty of cruel and inhuman treatment of his wife, so much so that it was unsafe for the complainant to live with him. He had deserted her more than two years ago and was living in adultery with another woman. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Alfred Miller (colored) married Lula Thompson (colored) on 6 July 1891.

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720 **Miller, R. [Robert] H.**

**Died Nov 26, 1902, intestate.**

Jan 12, 1903, County Court: The court appointed commissioners to set apart to Mrs. Emma W. [Grant] Miller, widow of R. H. Miller (deceased), assets necessary for the support of the widow and her family for one year. The court set apart to Mrs. Emma W. Miller homestead and dower.

Dec 8, 1902, County Court: The court noted the death of R. H. Miller intestate. R. G. [Robert Grant] Miller applied for and received Letters of Administration.

Feb 14, 1903, County Court: The amount of the deceased's personal estate went to J. H. [James Harvey] Miller, A. C. Miller and J. B. [John Barton] Miller and the court ordered the same paid to R. G. Miller who will pay the amount to the minors as they come of age.

Feb 14, 1903, Estate Settlements 5: R.G. Miller, administrator, made a final settlement. Distributions: Mrs. Emma W. Miller, R. G. Miller, B. [Benjamin] F. Miller and L. B. [Lizzie Bell Miller] O'Brien and husband. The court ordered the administrator to retain the balance for the benefit of the three minor heirs: J. [James] H., A. [Allie] C. and J. [John] B. Miller.

1900 Rutherford Co., TN Census: Robert Miller, 57; Emma W. Miller, 48; Robert G. Miller, 24; Benjamin F. Miller, 23; Lizzie Bell Miller, 20; James H. Miller, 16; Allie C. Miller, 10; John B. Miller, 8.

1880 Rutherford Co., TN Census: Robert Miller, 30; Emma W. Miller, 27; Robert G. Miller, 5; Benie F. Miller, 4; Issie B. Miller, 4 months

Rutherford Co., TN Marriages: Robert H. Miller married Emma W. Grant on 25 Aug 1874.

Miller Cemetery, Christiana, Rutherford Co., TN: Robert H. Miller, born 28 Jun 1848, died 26 Nov 1902.

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721 **Miller, Robert (colored) vs Miller, Sallie [Watkins] (colored) Divorce**

Nov 8, 1899, Circuit Court: The court ruled the defendant guilty of adultery with diverse persons and dissolved the Bonds of Matrimony. The court awarded the father custody of the minor child, Robert Miller (colored).

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722 **Miller, Rosetta ["Zedda" Parker] Died between Aug 1896 and Nov 23, 1897, testate.**

Will dated Aug 28, 1895. [Note: Widow of James Raleigh Miller - see above]

The testatrix gave her son, Luther, a bay filly colt foaled this spring from her bay mare known as Maud. The testatrix gave her son, Ernest, a bay horse colt foaled in the spring of 1895 from the same mare. The testatrix gave her three sons, Harvey, Ernest and Luther Miller, whatever crop was on the place in the year of her death. The testatrix gave all of her bedding and bedclothes to her four sons, Gum [Montgomery J.], Harvey, Ernest and Luther Miller and her unmarried daughter, Etna Miller. She also gave them whatever property she owned at her death. The testatrix wanted all her debts paid and whatever money remained divided equally among her six children, Gum, Harvey, Ernest, Luther, Etna Miller and [?Adril] (Beatrice Miller) Powell.

Nov 23, 1897, County Court: The court received the will of Rosetta Miller (deceased) for probate. One witness to the will testified that the testatrix actually wrote the will on Aug 28, 1896, that dating it Aug 28, 1895 had been a clerical error. The court accepted the will and ordered it recorded and filed.

May 15, 1900, Estate Settlements 4: M. [Montgomery] J. Miller, administrator, made a final settlement.

Howland Cemetery, Rutherford Co., TN: Rosetta Parker Miller, born 1846, died 1897.

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July 14, 1896, County Court: P. [Peter] R. Miller, John H. Miller, J. [James] G. Miller, J. [John] W. Edwards and wife, Bettie [Mary Elizabeth Miller] Edwards, R. [Robert] E. Epps and wife, Lou [Louise E. Miller] Epps, W. J. Woodfin and wife, Fannie [Miller] Woodfin, Mrs. Sarah C. Miller, and R. [Robert] L. Bingham and wife, Rosie [Miller] Bingham. All were citizens of Rutherford Co., TN except Epps and wife, Woodfin and wife and Bingham and wife who were citizens of Bedford Co., TN **vs** Lillie Miller, Miller Bingham, the former a minor about 18 years of age under the regular guardianship of complainant Sarah C. Miller and the later a minor about 11 years old without any guardian. **The petitioners claimed that Miss Sallie Miller died intestate in Rutherford County on May 28, 1895.** Petitioners P. R. Miller, John H. Miller, J. G. Miller, Mrs. Bettie Edwards, Mrs. Lou Epps, Mrs. Fannie Woodfin and Mrs. Rosie Bingham were her brothers and sisters. J. [Joshua] P. Miller, brother, had not joined in this petition. Defendant Lillie Miller was also a sister. Miss Sallie Miller owned in fee simple a house and lot at Fosterville, Rutherford Co., TN. The lot contained about one-acre. F. B. Williams and family occupied the house. She owned no other real estate except the undivided 1/11 remainder interest in her mother's dower and her mother was still alive. Miller Bingham was the son and only heir at law of a sister of Sallie Miller who died before the death of Sallie Miller. The petitioners prayed to sell the house and lot.

Sep 25, 1896, Oct 28, 1896, Nov 30, 1896, County Court: The clerk and special commissioner auctioned the house and lot. M. F. Huddleston purchased the property.

Oct 12, 1896, County Court: Miller Bingham was due \$30.58. The interest on that sum was not sufficient to pay the expense of appointing a guardian. The court selected S. B. Bingham, the father, to manage that sum.

Sep 29, 1897, Estate Settlements 4: John H. Miller, administrator, made a final settlement with the court.

**724 Miller, Samuel Green Died Nov 7, 1883, testate. [Cont'd from Vols. 5 & 6].**

Mar 10, 1896, Apr 10, 1897, Feb 3, 1901, County Court & Feb 18, 1898, Jan 30, 1899, Sep 16, 1900, Estate Settlements 4: Mrs. S. C. [Sarah C. Gilmore] Miller, guardian of Lillie Miller, a minor child of S. G. Miller (deceased), made a settlement with the court.

Nov 14, 1896, Estate Settlements 4: P. R. Miller, guardian of James G. Miller, minor child of S. G. Miller (deceased), made a final settlement with the court. James G. Miller was twenty-one years old.

**725 Mitchell, Addison Died before Sep 1863, intestate. [Cont'd from Vols. 3, 4, 5 & 6].**

July 23, 1896, County Court: William Mitchell, guardian **vs** Mary E. Coleman et al. The court noted the death of William Mitchell, the complainant. (See below). The C & M had lent out all the money from the sale of land. The C & M was to report as to the amount paid over to the regular guardian of the minor defendants.

July 30, 1898, Chancery Court: William Mitchell, guardian **vs** Mary E. Coleman and others. The C & M had funds for division between Mary E. Coleman, now of age, and Walter A. Coleman.

**726 Mitchell, Mrs. Harriet M. [Tuesdell] Died July 16, 1902, testate.**

Will dated Oct 19, 1899

The testatrix willed all of her property and executorship to her nephew, B. [Bob] J. Truesdell.

July 26, 1902, County Court: The court ordered the will recorded and filed.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Harriett Melinda Tuesdell Mitchell, born Mar 23, 1829, died July 16, 1902.

1900 Rutherford Co., TN Census: Harriett M. Mitchell, 71; Bob Truesdell, 49; Frances A. Truesdell, 49; Jefferson C. Truesdell, 12.

Mar 10, 1896, Circuit Court: The court accepted that Lula Mitchell had abandoned her husband for more than two years and dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: William Mitchell (colored) married Lou Burrus (colored) on 25 Dec 1888.

728 **Mitchell, William** **Died May 15, 1896, testate.**

Will is undated.

**First:** The testator willed his wife, Mary E. [Howse] Mitchell, the house and lot that he occupied as his residence in the 13<sup>th</sup> Civil District absolutely and forever. Boundary was as follows: on the North by Main Street, on the East by High Street, on the South by Vine Street and on the West by James H. Clayton. He gave her the power to dispose of it as she may decide, along with all the household and kitchen furniture, silverware, books and other items for housekeeping in said house that may be there at his death. **Second:** The testator willed his wife, Mary E. Mitchell, Stones River National Bank Stock of par or face value of \$1750, also \$5000 in cash to the testator's wife, Mary E. Mitchell, out of the first moneys that may come into the hands of his executor. He also willed her the proceeds of a policy of insurance for \$3000 that he held in the Order of the Royal (?word). **Third:** The testator willed and bequeathed the residue of his property both real and personal, after the payment of all his debts be disposed of and divided as follows. One-third to his wife, Mary E. Mitchell, one-third to his brother, Samuel Mitchell, and one-third equally divided between his niece, Mary Enid Coleman, and his nephew, Walter A. Coleman, children of his deceased sister. **Fourth:** The testator appointed his brother, Samuel Mitchell, as his executor. The testator granted full power and authority to sell and convey real estate and to do anything and everything necessary to complete settlement of his estate as herein before directed having his best interest of those interested in his estate. As to the time and manner of closing up the partnership between the testator and George W. Howse, Jr., doing business under the name and style of Mitchell & Howse, the testator left that wholly to the discretion and judgement of his executor.

May 23, 1896, County Court: The court ordered the will recorded and filed. Samuel Mitchell, the executor named in the will executed qualified by law for Letters of Testamentary to be issued to him.

June 19, 1896, County Court: The court received an inventory of the estate.

Mar 4, 1902, Estate Settlements 4: S. H. Mitchell, executor of William Mitchell (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: William Mitchell married M. E. Howse on May 17, 1872.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: William Mitchell, July 8, 1840 - May 15, 1896.

1880 Rutherford Co., TN Census: William Mitchell, 39; M. E. Mitchell, 30.

729 **Moore, C. W.[Charles William, Sr.]**

**Died Oct 1, 1887, intestate**

Jan 8, 1896, County Court: **C. W. Moore died Oct 1, 1887, intestate** leaving Julia A. Moore as his widow, C. W. Moore Jr., Bettie [Moore] Jamison and husband, J. [James] H. Jamison, Tommie Ivie, Idelette Jamison and Charles W. Jamison (the last three were grandchildren) as his only heirs at law.

1880 Rutherford Co., TN Census: C. W. Moore, 60; J. A. Moore, 55 wife; Bettie Moore, 19 dau; Charles Moore, 18 son.

1870 Noxubee County, Mississippi Census: Charles W. Moore 50; Julia A. Moore, 45; Battie A. Moore, 10; Charles Moore, 8.

Deerbrook Cemetery, Noxubee County, MS: Charles William Moore, Sr., born 25 Nov 1820, died 30 Sep 1887.  
Wife: Julia A.[King] Moore Daughter: Bettie Julia Jamison

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730 **Moore, Thomas (colored)** Died Jan 22, 1901, intestate.

May 13, 1901, County Court: The court noted the death of Thomas Moore (colored) intestate. W. I. Brooks applied for and received Letters of Administration.

Feb 11, 1904, Estate Settlements 5: W. I. Brooks, administrator, made a final settlement with the court. Mrs. Moore (colored) received \$96.01.

Benevolent Cemetery, Murfreesboro, Rutherford Co., TN: Thomas Moore, born Sep 24, 1874, died Jan 22, 1901.

1900 Rutherford Co., TN Census: Thomas Moore (colored), 25.

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731 **Moore, William M.** Died before Mar 24, 1900, intestate.

Mar 24, 1900, County Court: The court noted the death of W. M. Moore intestate. W. F. Knox applied for and received Letters of Administration.

Sep 29, 1903, Estate Settlements 5: W. F. Knox, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: William M. Moore married Margaret Nisbit, Aril 15, 1856.

Mount Tabor Church Cemetery, Rutherford Co., TN: William M. Moore, born 1829, died 1900. Spouse: Margaret Moore.

1880 Rutherford Co., TN Census: W. M. Moore, 50; Margaret Moore, 51; Mary C. Moore, 20; Isabella McGill, 77 sister.

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732 **Morrow, Martha C.** Died between Feb 20 and May 3, 1897, testate.

Will dated Feb 20, 1897.

**First:** The testatrix wanted her funeral expenses and all of her debts paid as soon as possible. **Second:** The testatrix gave and bequeathed to her nephew, R. [Rufus] E. Jarman and his wife, E. [Elizabeth] A. [Baird] Jarman, all the property that she died owning, consisting of about \$1500 in notes, furniture, beds and clothing. This bequest was for long continued kindness given her over the past fourteen years, both in sickness and health. **Lastly:** The testatrix appointed her nephew, R. E. Jarman, to be her executor.

May 3, 1897, County Court: The court ordered the will recorded and filed.

Aug 15, 1900, Estate Settlements 4. R. E. Jaman, executor of the deceased's estate, made a final settlement.

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733 **Morton, George W.** Died before Nov 30, 1891, intestate. [Cont'd from Vol. 6].

Feb 20, 1896, County Court: Mary L. [Copeland] Morton, guardian of Hugh Morton, a minor child of George W. Morton (deceased), made a final settlement with the court.

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734 **Morton, Lucy [Edwards]** Died before Mar 2, 1898, testate.

Will dated Jan 7, 1895. [Note: Widow of Josiah Shanan Morton - see Vol. 5]

**First:** The testatrix wanted all her bills paid as soon as possible. **Second:** The testatrix willed her daughter, Rosa Morton, her bedroom curtains, bedstead and under bed that goes with it and her willow-bottom rocking chair in her parlor. **Third:** The testatrix willed her eldest daughter, Melissa A. [Morton] Hyde, her dining room

table made by James Morton, her large safe in the dining room and her rocking chair in her parlor covered with black haircloth. The executrix also gave her bureau that sat upstairs and an old fan mill. The testatrix also bequeathed Melissa one-half of the split bottom chairs after the youngest daughter, Ada [Morton] Sneed, took a half-dozen. **Fourth:** The testatrix gave Ada Sneed her wardrobe, the little black safe in her dining room and the rocking chair that she used regularly. Ada Sneed also received the large wash kettle and one feather bed and cloths to go with it. The testatrix also gave Ada the bedstead that her father, J. S. Morton, had purchased, the box safe in the dining room and all the window curtains, window shades and the parlor carpet. **Fifth:** The testatrix gave her granddaughter, Sallie Pinkard, her sewing machine, her bed and bedclothes, the springs and under bed. **Sixth:** The testatrix gave her daughter, Ada Sneed, her large wooden tray not mentioned before in this will. **Seventh:** The testatrix wanted her granddaughter, Sallie Pinkard, to have the bedstead that the testatrix slept on and the springs and under bed with it. The bed and bedclothes had all been marked and the one that Addie slept on was to be hers. **Eighth:** The testatrix willed to Samuel T. Morton, her youngest son, and to his granddaughters, Samuella and Winnie Sue Morton, her History of the Great War in two volumes. She also willed to each of her grandchildren in Georgia bedclothes that have been marked and packaged. **Ninth:** The testatrix willed to J. [John] D. Morton, her eldest son, the proceeds whatever it may have been, that he traded her horse, "Charles" for, instead of a mare that she had intended to give him to have and use in any way he saw fit. The testatrix also willed J. D. Morton's three children the lot and house where they were living and she directed that none of them were at liberty to sell, rent or trade it. They were to keep it for a place to live and a stopping place. At any time he or they see fit to leave, the place shall be rented out and the taxes paid on it and when he returns and lives on it, he is to receive the balance of the rents. The testatrix also directed that when he moved off the place and leaves it, he was to have no control or rights whatever upon it until the time expired that whoever was managing it had the place rented for. She also gave to Carry Morton, John's wife, the old wash kettle, known as John's granddaddy's kettle. The testatrix wanted Tom Maxfield, who lived nearest her to see to and attend to the place for her and if in case he returned, he would no control or right whatever upon it until he, Tom Maxfield should grant it, but in all cases give him the preference above all others. **Eleventh:** The balance of her property not mentioned to her youngest daughter, Ada Sneed. There was to be no one appointed to administer or execute this will. It is my wish that J. [James] B. Pinkard see to and take care of the graveyard and that Dr. H. [Hartwell] B. Hyde make the division of my property and also mule Dolly. Money applied to head and foot stones to my and Mr. Morton's graves.

Mar 2, 1898, County Court: The court received the purported will of Lucy Morton (deceased) for probate. Testimony of the subscribing witnesses proved the will valid, and the court ordered it recorded and filed.

Mount Tabor Cemetery, Rutherford Co., TN: Lucy Edwards Morton, born Mar 20, 1811, died Feb 25, 1898. Josiah Shanan Morton, born 17 Dec 1808, died 9 Jan 1879.

1880 Rutherford Co., TN Census: Lucy M. Morton, 69; Rosa Morton, 39; Ada Morton, 21; Frank Morton, 16.

1870 U. S. Census: Josiah Morton, 53; Lucy M. Morton, 59; Rosella Morton, 22; Emma Morton, 19; Ada Morton, 16; Frank Morton, 6; John D. Morton, 25; Edward Morton, 4.

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735     **Mosby, Andrew J.**                     **Died Aug 10, 1892, intestate.**

May 31, 1898, County Court: The court noted the death of Andrew J. Mosby intestate. James C. Mosby applied for and received Letters of Administration.

Aug 2, 1898, Inventory: The administrator supplied an inventory.

Dec 4, 1900, Estate Settlements 4: J. C. Mosby, administrator, made a final settlement with the court. The administrator had made the following distribution: S. [Sam] G. Mosby; Miss Rebecca A. Mosby; J. [Jasper] S. Crosslin and wife [Mary Mosby]; R. J. Hill and wife [Eliza A. Mosby]; James C. Mosby. \$833.33 of the money paid out was 1/6<sup>th</sup> of the \$5000 Aetna Life Insurance policy mentioned in the will of F. C. [Fountain Crockett] Mosby (deceased) [see below]. The policy was on the life of F. C. Mosby (deceased) and was payable to his wife who died prior to the death of A. [Andrew] J. Mosby who was her son.



Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Andrew J. Mosby, born 3 May 1855, died 10 Aug 1892. Fountain Crockett Mosby, born 17 Dec 1815, died 2 May 1898. Amanda F. Dill Mosby, born 10 Nov 1815, died 17 Dec 1883.

1880 Rutherford Co., TN Census: F. C. Mosby, 64; Amanda F. Mosby, 64; B. A. Mosby, 40; A. J. Mosby, 24; E. A. Mosby, 22.

1870 U. S. Census: Fountain Mosby, 54; A. F. Mosby, 53; Rebecca Mosby, 30; James Mosby, 20; Ella Mosby, 20; Mary Mosby, 21; Andrew Mosby, 15; Eliza Mosby, 13.

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**Mosby, Fountain Crockett**

**Died May 2, 1898, testate.**

Will dated May 31, 1894.

The testator directed that all debts and funeral expenses be paid promptly from his estate. The testator gave the house and lot where he lived on Main & Spring Streets in Murfreesboro to his daughter, Rebecca A. Mosby in fee simple. He also gave her all the household and kitchen furniture in the house along with the piano and his buggy. He gave her \$2500 in money or its equivalent and \$1000 out of the proceeds of his life insurance policy with Aetna Insurance Co. The testator also gave Rebecca Mosby the unoccupied storehouse adjoining the store now occupied by J. [James] C. Mosby on West Main Street in Murfreesboro, TN. This storehouse also included the land where the house sits and the land south of it. The testator gave to J. C. Mosby for his use in life and in trust for his children, \$2500 in money or equivalent and \$1000 out of his life insurance policy with Aetna Insurance Co. The testator appointed J. C. Mosby trustee without bond of the property herein conveyed to him and to his children at his death. The testator had already put Sam Mosby in a house and lot in Nashville at 407 South Front Street. He gave the house and lot at his death to Sam G. Mosby and his wife for his use for life and in trust for his children. The testator also gave him \$1500 in money or its equivalent out of his estate. Sam G. Mosby was to have the use of the property and the house as well as the interest on the money for life. The testator had given to Mary [Mosby] Crossland (Crosslin) and her children, a house and lot in Murfreesboro, 12th Civil District that she and husband, Jasper Crossland, were living in and she had the deed to it. He had also given her \$1500 in money or its equivalent out of his estate and \$1000 out of the life insurance policy on Aetna Life Insurance Co. The County Court would appoint a trustee to take charge of the funds and pay her interest on it to Mary Crossland for life and at her death to her child or children. If she were without child, the funds would return to his estate. After the payment of special bequests, the testator directed the equal division of the balance of any property that he died seized of, between Rebecca, James, Mary and Sam. The testator appointed Rebecca A. Mosby and James C. Mosby to be executrix and executor of his estate to serve without bond. The testator desired them to consult with his attorney, B. L. Ridley.

Mau 10, 1898, County Court: The court ordered the will recorded and filed.

June 6, 1898, Inventory: Executors submitted an inventory that contained over \$8000 in notes due.

Oct 14, 1898, County Court: Mary Crosslin and husband, Jasper Crosslin **vs** J. C. Mosby and Rebecca Mosby. J. C. Mosby and Rebecca Mosby made oath that the allegations of poverty that Mary Crosslin and her husband made in the proceeding brought by them in the County Court of Rutherford Co. to contest the will of F. C. Mosby (deceased) were probably not true. They state that Mary Crosslin had received about \$800 from life insurance of her father and had possession of a piece of realty deeded and devised to her. The court ruled that the Circuit Court was the place for this objection.

May 27, 1899, County Court: The court appointed J. [James] T. Todd trustee of Mrs. Mary Crosslin, daughter.

Oct 13, 1899, Chancery Court: The following contract was this day entered into by and between Mrs. F. [Fannie] D. [Murfree] Hancock and J. T. Todd, trustee for Mrs. J. S. Crosslin and her children and Mrs. Crosslin and her husband, J. S. Crosslin. The real estate was in Civil District 13 and contained between 2 ½ and 3 acres. Residents knew it as the Matthew Mufreee homestead. J. T. Todd, as trustee under the will of Mr. Fountain C. Mosby (deceased), held \$1500 belonging to Mrs. Crosslin for life with remainder to her children. The parties proposed to invest the sum and \$250 owned by Mrs. Crosslin in the property and take the title in Mrs. Crosslin and her children. Mrs. Hancock joined in the bill without cost and agreed that upon ratification

of the contract, she agreed to make a deed to the purchasers. They agreed that Mrs. Crosslin, her husband and family would take possession of the property on Jan 1, 1900. Mrs. Hancock also agreed to carry \$1400 insurance on the house until confirmation of this contract.

Jan 10, 1900, Chancery Court: J. S. Crosslin and wife, Mary Crosslin, C. E. Barker and wife, Eva [Crosslin] Barker, Fountain E. Crosslin, Mrs. F. D. Hancock, J. T. Todd, trustee for Mrs. Crosslin and her children, and of J. C. Mosby and Miss Rebecca Mosby, executors of F. C. Mosby (deceased) **vs** H. [Herschel] M. Crosslin, Bernice Crosslin, Hallie Crosslin, Spurgeon Crosslin, and Orville Crosslin – all residents of Rutherford Co., TN, except complainant C. E. Barker and wife who lived in Davidson Co., TN. The complainants charged that the insurance money and policy were not part of the estate and that he had no power to dispose of it or to make any limitation upon it to the owners. They argued that Mrs. Crosslin, and her brothers and sisters inherited the insurance money from their mother, who died before F. C. Mosby. They further argued that Mrs. Crosslin's brother, Andrew J. Mosby [see above], died after his mother's death but before the death of F. C. Mosby without issue, never having been married. They contended that Mrs. Crosslin and her sisters, Miss Rebecca a Mosby and Mrs. Eliza Hill, and her brothers, James C. and Sam G. Mosby, had inherited from their brother, Andrew J. Mosby, the part of the insurance money that would have gone to him. The complainants asked for an interpretation of the will by the court. The estate of F. C. Mosby had not been fully wound up. The \$1500 especially bequeathed to Mrs. Crosslin went to her trustee. She hypothecated her interest in \$300 of the money going to her under the will to a party who had loaned her that amount. The complainants further added that on Oct 18, 1899, J. S. Crosslin and wife, and Mrs. Hancock entered into a contract for the investment of the \$1500 and \$200 additional into a house and lot in Murfreesboro, the title in the name of Mrs. Crosslin for life with remainder to her children. The complainants charged that it was manifestly to the interest of Mrs. Crosslin and her children to make the investment in the house and lot. All her children lived with her, except Mrs. Barker, and the home they had, conveyed to her by her father by deed containing the same provisions set forth in the will regarding the \$1500. The house was too small. If they do not make the requested investment, it will be necessary to spend a considerable sum to improve and enlarge the house. Mrs. Barker and F. [Fountain] C. Crosslin were of age, but H.M., Bernice, Hallie, Spurgeon and Orville Crosslin were sixteen, fourteen, eleven, ten and six years old respectively. Mrs. Crosslin and the children had no means except that devised to them under the will and the home conveyed to them by her father. The complainants asked the court to appoint a guardian ad litem for the minor children.

Jan 27, 1900, Chancery Court: J. S. Crosslin, wife and others **vs** H. M. Crosslin and others. The C & M made the following report: [1.] J. T. Todd as trustee for Mrs. Crosslin and children had \$1500 specifically bequeathed to them by F. C. Mosby (deceased), the father of Mrs. Crosslin. The trustee had loaned out this money, but it will be due in May except \$400, which will be due in Aug. The C & M could not report the exact amount going to Mrs. Crosslin under the residuary clause of her father's will from the estate of her deceased brother, A. J. Mosby. The total including the \$1500 could exceed \$1700. [2.] The C & M strongly recommended the court confirm the sale of the house and lot from Mrs. Hancock to Mrs. Crosslin and children and the funds belonging to them be invested therein and owned by them under terms and provisions of the will of F. C. Mosby (deceased). [3.] The home owned by Mrs. Crosslin conveyed to them by deed by F. C. Mosby in his lifetime was too small. [4.] The title to the house owned by Mrs. Hancock was good and clear and without encumbrances. The court ratified the contract but held the question of construction of the will for a later date.

Feb 27, 1900, Estate Settlements 4: J. T. Todd, trustee for Mrs. Mary J. Crosslin, made a final settlement.

Nov 15, 1900, Estate Settlements 4: J. C. and Miss Rebecca Mosby, executor and executrix of T. C. Mosby (deceased), made a final settlement with the court

Jan 3, 1901, County Court: The court appointed R. J. Hill trustee of Mrs. Eliza A. Hill, legatee.

Feb 4, 1901, County Court: Executors made a final settlement with the court.

Rutherford Co., TN Marriages: Fountain C. Mosby married Amanda F. Dill on June 4, 1839.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Fountain Crockett Mosby, born Dec 17, 1815, died May 2, 1898. Amanda F. Dill Mosby, born 10 Nov 1815, died 17 Dec 1883.

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Apr 8, 1897, County Court: The court noted that Catharine M. [Starnes] Moseley died in Robertson Co., TX, but left an estate in Rutherford Co., TN. W. A. Ransom Jr. received Letters of Administration in Rutherford Co. Feb 10, 1900, Estate Settlements 4: W. A. Ransom Jr., administrator of Catharine M. Moseley (deceased), made a final settlement. J. [James] D. Richardson had paid the estate \$4283.77. The administrator made the following distribution: M. [Marion Sam] S. Moseley (under power of attorney of James L. Moseley); John E. Moseley; W. W. Wilson and wife, Katie [Moseley] Wilson; J. D. Smith and wife, Mabel [Moseley] Smith; Peter Moseley; Miss Mamie Moseley; S. [Sam] S. Griffin, guardian for Mabel, Julia, Sallie, and Shubel Moseley.

Norwood Cemetery, Robertson Co., TX: Catherine Maria Starnes Moseley, born 10 Mar 1831 Williamson Co., TN, died 21 Dec 1896, wife of Peter G. Moseley, 1805 - 1867.

Williamson Co., TN Marriages. Peter E. Moseley married Catharina M. Starnes on 27 Oct 1846.

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**739 Moseley, Shubbel Died before Apr 18, 1890, intestate.**

Aug 11, 1897, County Court: S. [Sam] S. Griffin, guardian of minor heirs of Shubbell Moseley **vs** W. A. Ransom Jr., administrator of C. M. [Catharine M. Starnes] Moseley (deceased) [see above]. The petition of S. S. Griffin, guardian of Julia Moseley, Shubbel Moseley, Sallie Moseley and Mabel Moseley, minor children of Shubbell Moseley (deceased), **Shubbell Moseley died in Texas.** He left his widow, Mrs. Julia [Guion] Moseely who became Mrs. Julia [Guion Moseley] Hudson and the following children to wit: Peter Moseley, Mamie Moseley and the minor children named above, whom after their father's death moved back to Mississippi. They were the only heirs at law and the only distributees according to the laws of Mississippi. The guardian and his wards all live in a permanent residence in Yazoo County, Mississippi. The petitioner learned that W. A. Ransom, administrator of the estate of Mrs. Catherine Moseley (deceased), had \$355.55 in his hands and would probably receive additional money but not the amount previously received. The source of the money was as follows: one Mrs. McCord had died in Tennessee and bequeathed a certain residuum of her estate to certain of her sisters, one of which was Mrs. Catherine Moseley. Mrs. Moseley survived Mrs. McCord but died before she received her legacy or any part of it from James D. Richardson, executor of Mrs. McCord's last will. After the death of Mrs. Moseley, W. A. Ransom Jr. qualified as her administrator in Rutherford Co., the place of residence of James D. Richardson, executor of Mrs. McCord. Mr. Ransom had collected that portion of Mrs. Moseley's legacy that administered by her executor. Mrs. Moseley had seven children but one had died leaving no children, never having been married. Another, Shubbell Moseley, had died intestate leaving a widow and children listed above. He had died before Mrs. Mosely so the children would receive directly from their grandmother. The minor heirs of Shubbell Mosely would receive four-sixths of one-sixth share. W. A. Ransom Jr. received \$2666.66 due the estate of Mrs. Mosely and the petitioner's wards were entitled to \$293. The petitioner had already made bond in Mississippi and was prepared to make bond in Tennessee. The petitioner prayed for an order to move the funds from Rutherford Co., TN to Yazoo Co., MS. The court approved the petition and ordered W.A. Ransom Jr. to pay S. S. Griffin, guardian of the minor heirs of Shubbell Mosely and clerk of the Chancery Court of Yazoo County, Mississippi, the sum of \$293.34.

Yazoo Co., MS Marriages: S. S. Moseley married Julia Guion on 16 Nov 1871. Julia Moseley married Thomas V. Hudson on 18 Apr 1890.

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**740 Moseley, William M. Died before Oct 17, 1903, testate.**

Will dated Oct 26, 1896.

**First:** The testator directed the payment of all his debts and funeral expenses as soon after his death as possible out of any monies that he died possessed of or came into the hands of his executor. **Second:** The testator directed that his personal estate go into the hands of his executor and that he advertise and sell his real estate to the highest bidder. The testator directed the disposal of the proceeds from the sale of real estate

together with his personal estate as follows: He gave and bequeathed to his youngest child, Lillie, \$50. He gave to his next two youngest, Willie and Laura, \$25 each. The payment of sums to each child respectfully, as named by their guardian as needed for their support while being raised. The testator gave the balance of his estate to his legal descendants and their heirs in equal proportion including the above named three, to wit, Lillie, Willie and Laura, in the distribution. **Third:** The testator appointed his son-in-law, W. E. Garrett as executor.

Oct 17, 1903, County Court: The court ordered the will recorded and filed.

Dec 2, 1903, County Court: W. E. Garrett qualified as executor.

Rutherford Co., TN Marriages: William Mosely married Elizabeth Beesly on Jan 13, 1842. William Mosely married Millie A. Smith on Mar 15, 1862. W. E. Garrett married Miss Lizzie Mosley on 4 Oct 1891.

1900 Rutherford Co., TN Census: William Mosely, 76; Robert Mosely, 17 son; Charlie Mosely, 17 son; Laura Mosely dau, 15; Willie Mosely, 12 son; Lillie Mosely, 10 dau.

1880 Rutherford Co., TN Census: William Mosely, 50; Milly Mosely, 35; Eliza J. Mosely, 17; Monroe Mosely, 15; Miles Mosely, 13; Elizabeth Mosely, 9; Tennessee Mosely, 7; Benjamin Mosely, 5; Hughy Mosely, 2; Robert Mosely, 6 months.

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**Mullins, Nelson**

**Died Feb 17, 1897, intestate.**

**Mullins, Susan A. [Read]**

**Died between June - Dec 1900**

Mar 7, 1898, County Court: The court noted the death of Nelson Mullins intestate who had been dead for over six months and no one had requested Letters of Administration. The court directed the Public Administrator to take charge of the estate and administer.

Mar 24, 1899, County Court: Charles R. Holmes executed bond for \$800 as administrator of the deceased's estate. The additional bond required by the U. S. Government so that he might receive a claim allowed by the U. S. Government in favor of the estate of Nelson Mullins (deceased).

Dec 15, 1900, County Court: J. W. [John Wesley] Mullins, et al **vs** John Mullins, et al. Nelson Mullins had died intestate as owner of 63-acre tract of land. His heirs and their respective interests and shares in this tract were as follows: 1. Jennie [Mullins] Horton, daughter. 2. America A. [Mullins] Davis, daughter. 3. Edna [Mullins] Neal, daughter. 4. Mollie [Mary F. Mullins] McAdams, daughter. 5. John W. Mullins, son. 6. Mattie [Martha J. Mullins] Coleman and \_\_\_\_\_ Williams, heirs of Rebecca [Mullins] George (deceased), daughter, were entitled to and owned an undivided one-fourteenth share. 7. The children of N. [Nelson] W. Mullins (deceased), son, Thomas, William, Addie, John, Joe, Lee and Charles Mullins were entitled to own the share of their deceased father, an undivided one-fourth share each. **Susan A. Mullins, widow of the deceased, had died intestate.** She had owned in fee two small tracts, 12 acres and 8 acres respectively that descended to the heirs as follows: 1. America A. Davis. 2. Edna Neal. 3. Mollie McAdams. 4. John W. Mullins was entitled to and owned an undivided one-fifth in the land. 5. The children of N. W. Mullins, a deceased son, were entitled to an undivided one-thirty fifth each in fee in the two tracts of land. The clerk recommended to the court the sale of the lands for partition. The court agreed and appointed the clerk as commissioner to auction the lands.

Sep 26, 1900, Estate Settlements 4: Charles R. Holmes, administrator, made a final settlement with the court.

Feb 18, 1901, County Court: J. W. Mullins, et al **vs** John Mullins, et al. The commissioner reported that he had auctioned the land on Jan 24, 1901. He first offered the home place as a whole as Lot #1. Will Heathcock made the highest bid. The commissioner then offered Lot #1 as three separate tracts as divided by turnpike and public road. Dr. B. B. Gracey purchased Lot #1A for \$20 per acre for 30.5 acres. J. T. Merritt purchased Lot #1B, 4.5 acres, for \$25 per acre for a total of \$112. On Feb 9, 1901, W. J. Hall advanced the bid on this lot by 10% for a total of \$123.75. The commissioner notified both bidders that the bidding closed in his office on Feb 16, 1901. There were no further bids. W. J. Hall and his wife, Elizabeth purchased the land. Lot #1C contained 36 acres and R. H. Woods purchased the lot for \$12 per acre. The commissioner then sold Lots #2 and #3 containing 8 and 12 acres respectively. On the day of the sale, the commissioner learned that the two lots contained 30 acres vice 20 acres. J. A. Rowland purchased the 30-acre tract for \$4 per acre. L. D. Lawrence

and J. W. Mullins advanced the bid on Feb 9, 1901 by 10%. The commissioner notified all bidders that the bidding closed at 11:00 a.m. on Feb 16, 1901. There were additional bids and Lawrence and Mullins purchased the 30 acres for \$250. All the purchasers complied with the terms of sale and the court approved all sales. The court divested all rights, title and interest to the land from: 1. John W. Mullins. 2. America A. Davis. 3. Mollie McAdams. 4. Tennie Horton. 5. Mattie Coleman. 6. Bettie Mullins. 7. Thomas Mullins. 8. William Mullins. 9. Addie Mullins. 10. Edna Neal. 11. John Mullins. 12. Joe Mullins. 13. Charles Mullins. 14. Williams (sic).  
Apr 11, 1901, County Court: John Mullins, Joe Mullins, and Charles Mullins were minors without regular guardian. The court directed the payment to their mother, Elizabeth D. ["Bettie" Cook] Mullins.  
Nov 24, 1902, County Court: John V. Mullins was a minor without regular guardian, so the court directed to pay the amount to John W. Mullins, an uncle.

Rutherford Co., TN Marriages: Nelson Mullins married Martha Mullins, Dec 25, 1837. Nelson Mullins married Susana Read on Jan 4, 1844.

Mullins Cemetery, Smyrna, Rutherford Co., TN: Nelson Mullins, born Mar 3, 1814, died Feb 17, 1897. Father: Joel Franklin Mullins. Children: John Wesley Mullins, Edna Neal, Mary Francis McAdams.

1900 Rutherford Co., TN Census: Joseph McAdams, 50; Mary F. McAdams, 45 wife; Edmund McAdams, 12 son; Carrie McAdams, 10 dau; Nathan McAdams, 7 son; Susan Mullins, 76 mother-in-law.

1880 Rutherford Co., TN Census: Nelson Mullins, 66; Susan Mullins, 48.

1870 Rutherford Co., TN Census: N. Mullins, 56; Susan Mullins, 46; Edmond Mullins, 20; Joseph Mullins, 17; Mary Mullins, 16; John Mullins, 13.

1860 U. S. Census: Nelson Mullins, 46; S. A. Mullins, 36; N. W. Mullins, 14 m; E. Mullins, 12 f; E. Mullins, 10 m; J. H. Mullins, 8 m; M. F. Mullins, 6 f; J. W. Mullins, 3 m; A. Mullins, 7 months f.

1850 Rutherford Co., TN Census: Nelson Mullins, 36; Susan A. Mullins, 26; Rebecca Mullins, 11; Martha J. Mullins, 8; America A. E. Mullins, 5; Nelson W. Mullins, 4; Edna Mullins, 2

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743     **Murfree, Fannie Priscilla [Dickinson]**     **Died Sep 19, 1902, testate.**

Will dated Nov 24, 1890. Codicil dated Mar 19, 1901.

**First:** The testatrix gave to her two daughters, Fanny N. D. Murfree and Mary N. Murfree, her dwelling house near Murfreesboro, TN, together with the land upon which it stands, including yard, orchard, and garden extending not further north than a line running East and West fifty feet from the rear of the stable. **Second:** The testatrix also gave to her two daughters, Fanny N. D. Murfree and Mary N. Murfree, all of her land lying South of an East and West line running fifty feet from the rear of her stable and extending across her entire tract from the Ewing line on the East to the Ewing line on the West. **Third:** The testatrix gave and bequeathed to her son, William L. Murfree Jr., all of her land lying North of an East and West line running fifty feet from the rear of her stable and extending from the Ewing line on the East to the Ewing line on the West. He was to have and to hold it with remainder to his children living at the time of his death. **Fourth:** The testatrix gave all her household and kitchen furniture, including china and bed linen, to her two daughters, Fanny N. D. Murfree and Mary N. Murfree. **Fifth:** The testatrix wanted her three children to divide all her books equally among them.

**Codicil: First:** The testatrix nominated her daughter, Mary N. Murfree, executrix. **Second:** The testatrix bequeathed to each of her three children, Fanny N. "D" Murfree, Mary N. Murfree and William L. Murfree Jr., equal shares of any money that might receive from the government for property taken during the Civil War by United States Officers, provided payment for this claim takes place after her death. In the event payment she received payment for this claim during her life, the testatrix gave and bequeathed the residue of such funds, as she had not applied to her own use, while living, to her three children to be equally divided among them. **Third:** The testatrix hereby adopted her will, dated Nov 24, 1890, and declared it as a codicil.

Oct 13, 1902, County Court: The court received the purported last will and testament of Mrs. Fannie Priscilla Murfree (deceased) for probate. Both of the subscribing witnesses had died so the court proved the will as a holograph. The court called several witnesses who testified that the hand writing in the body of the will and the signature were that of Mrs. Fannie Priscilla Murfree (deceased). The court adjudged that the paper writing was that of Mrs. Fannie Priscilla Murfree (together with the codicil thereto) and were admitted for probate. Mary N. Murfree, the executrix, nominated in the will, qualified by executing a bond for \$1000.

Mar 23, 1903, Inventory: The executrix presented an inventory of the personal estate of the deceased. It listed several sets of high-quality furniture and china along with odd pieces of household and kitchen furniture.

Rutherford Co., TN Marriages: William L. Murfree married Fanny Priscilla Dickinson, Nov 22, 1843.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Fanny Priscilla Dickinson Murfree, born Sep 1816, died Sep 19, 1902.

1900 Rutherford Co., TN Census: Fannie P. Murfree, 84; Fannie N. Murfree, 54; Mary N. Murfree, 50.

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744     **Murfree, Talley**                     **Died Apr 3, 1904, intestate.**

Apr 9, 1904, County Court: The court noted the death of Talley Murfree intestate. Hardy Murfree applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Talley Murfree, born June 13, 1865, died Apr 3, 1904.

1900 Rutherford Co., TN Census: James B. Murfree, 64; Ada Murfree, 56; Hardy Murfree, 36; Tally Murfree, 34; Libby Murfree, 26; Robbie Murfree, 22; Mathias Murfree, 18.

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745     **Murfree, Willie [Ashley] (colored) vs Murfree, William (colored)**                     **Divorce**

Feb 23, 1900, Circuit Court: The complainant and defendant were legally married in July 1897 and lived together as man and wife for three months before the defendant deserted his wife and failed to provide for her support. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Will Murfree (colored) married Willie Ashley (colored) on 6 June 1897.

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746     **Muse, Daniel (colored)**                     **Died before May 6, 1901, intestate.**

**Muse, Horace (colored)**                     **Died before May 6, 1901, intestate.**

**Note:** all designees appear to be colored.

May 6, 1901, County Court: Susan [Kimbrow] Muse and others **vs** Albert Muse and others. All the resident defendants received a subpoena and the non-resident defendants received notification to appear before the court by publication. All defendants had failed to appear and make defense of the bill. The court ruled that the bill confessed as to all the adult defendants. The complainants moved the court to appoint a guardian ad litem for Sallie Lee Weakley, Robert Weakley, Horace Muse, Henry Muse, Albert Muse, Lucy Muse, Clarinda Muse, Charlotte Muse and the unknown defendants might be minors. The court appointed a guardian ad litem.

Mar 10, 1902, County Court: Susan Muse and others **vs** Albert Muse and others. The clerk auctioned the four parcels. T. A. Stockird purchased all four tracts of 65 acres.

Jan 24, 1903, County Court: Susan Muse and others **vs** Albert Muse and others. The court noted that the shares of Horace Muse, Henry Muse, Albert Muse, Lucy Muse, Clarinda Muse and Charlotte Muse in the estate of Daniel and Horace Muse sold by G. H. Wilkinson, Clerk, was less than \$150 each. The court directed the payment of funds to Henry Kimbro, the minor's grandfather, for use for the minor's support and welfare.

Mar 14, 1904, County Court: Susan Muse and others **vs** Albert Muse and others. The court noted that the shares of Sallie Weakley, James Weakley and Robert Weakley in the estate of Daniel Muse (deceased) and

Horace Muse (deceased) sold in the above cause by the Clerk and Commissioner realized less than \$150 and did not justify the appointment of a guardian. The court directed that Betsy [Weakley] Malone, their mother, collect the money due the minors and use the funds for their support and maintenance.

1900 Rutherford Co., TN Census: [all Colored] [Family 23] Tillman Muse, 47; Susan Muse, 37 wife; Tillman Muse, 17 son; Daniel Muse, 10 son; Anner Muse, 14 f; Josie Muse, 13; Willie Muse, 9; Fannie Muse, 7; Richard Muse, 6; Lee Muse, 8 f; Nora Muse, 2; James Muse, 1.

[Family 24] [all colored] Susan Muse, 30 head; Horace Muse, 14 son; Henry Muse, 12 son; Albert Muse, 9 son; Clarinda Muse, 4 dau; Charlott Muse, 1 dau.

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747      **Nance, John Woods**                      **Died Feb 1-4, 1896, intestate.**

Feb 29, 1896, County Court: The court noted the death of J. W. Nance intestate. O. [Orthold French] F. Nance applied for and received Letters of Administration. The court appointed commissioners to set apart provisions for one year to Mrs. Nannie [Nance] Nance, widow of the deceased, and her family.

July 22, 1896, Chancery Court: Mrs. Nannie Nance **vs** Mary F. Nance and others. Mary F. Nance, Hezekiah J. Nance and Naomi Nance were minors over 14 years of age and the court had appointed a guardian ad litem.

June 19, 1896, County Court: The administrator presented an inventory and sale list to the court.

Aug 24, 1896, County Court: The commissioners appointed to set apart to Mrs. Nannie Nance, widow of John W. Nance (deceased), one year's support from her husband's personal property, made a report to court.

July 24, 1896, Chancery Court: **John W. Nance died Feb 4, 1896.** The court had appointed commissioners to set apart to Mrs. Nannie Nance, widow, a homestead valued at \$1000 and one-third of the remainder as her dower. The deceased's minor defendants, Mary F. Nance, Hezekiah Nance, and Naomi Nance were before the court with their guardian ad litem. John W. Nance (deceased) had owned the following real estate: 1. Home place, where he lived when he died, contained 480 acres. 2. A tract of 80 acres. 3. A tract of 25 acres.

Oct 26, 1896, Special Session, Chancery Court: Mrs. Nannie Nance and others **vs** Mary F. Nance and others. The commissioners assigned to set aside homestead and dower the widow reported they set aside a homestead consisting of over six acres and included appurtenances. It was a part of John W. Nance's home place. For dower, the commissioners assigned her the following tracts. Tracts #1 and #2 were part of the same tract as the homestead. Tract #1 - 84 acres and #2 - over 40 acres. Tract #3 - over 13 acres of cedar land.

Jan 28, 1897, Chancery Court: Mrs. Nannie Nance et al **vs** Mary F. Nance and others. The court approved the sale of a lot of about 3-acres with a blacksmith shop, double cabin and a storehouse to Otho and B. [Benjamin] F. Nance for \$350. All the heirs had agreed to the price.

May 24, 1898, Inventory: The inventory submitted by J. [James] L. Nance, one of the administrators, showed a \$3000 insurance policy and \$1531 received from the previous administrator.

May 25, 1898, Estate Settlements 4: J. L. Nance and R. D. Dejarnett, administrators of O. F. Nance (deceased), who was in his lifetime, administrator of John W. Nance (deceased), made a settlement.

July 18, 1898, Chancery Court: Mrs. Nannie Nance et al **vs** Mary F. Nance and others. Ortho F. Nance and B. F. Nance had purchased a storehouse and lot on Jan 28, 1897 upon payment by them of \$350 into the court within 160 days with interest. They had only paid in \$125. Ortho Nance had died and his heirs were the same as J. W. Nance (deceased). The heirs of J. W. Nance (deceased), except the minors H. J. Nance and Naomi Nance, had conveyed all their interest in the storehouse and lot and in the \$125 paid in to B. F. Nance.

Rutherford Co., TN Marriages: J. W. Nance married Julia A. Jackson, Dec 14, 1857. J. W. Nance married Mrs. Nannie Nance, May 20, 1875.

Nance Cemetery, Rutherford Co., TN: John Woods Nance, born July 30, 1836, died Feb 1, 1896. Julia Ann Jackson Nance, 1838-1874. Nancy Hight Nance, 1841-1929. Children: Hezekiah John Nance, Benjamin Franklin Nance, Othold French Nance, James L. Nance, Drucilla Lytle Nance Comer, Mary Nance Lowe, Cassie Elizabeth Nance DeJarnett.

1880 Rutherford Co., TN Census: John Woods Nance, 44; Nannie Nance, 38; Thomas Nance, 21; Bettie Nance, 20; Lizzie Nance, 17; Tabitha Nance, 16; Fredine Nance, 14; Othold F. Nance, 14; James Nance, 11; Frank Nance, 9; Drucilla Nance, 6; Mary Nance, 4.

1870 U. S. Census: John Nance, 33; Julia Nance, 32; Thomas Nance, 11; Elizabeth Nance, 9; Ortho Nance, 5; James Nance, 2.

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748     **Nance, Orthold French**                     **Died 19 Feb 1898, intestate.**

May 24, 1898, Inventory: The administrators of the deceased's estate submitted an inventory that contained about 10 notes due, 60 head of hogs, 9 head of cattle and bacon from 9 head of hogs.

June 6, 1898, County Court: J. [James] L. Nance and R. D. Dejarnett, administrators of O. F. Nance (deceased), who was in his lifetime administrator of John W. Nance (deceased), made a settlement.

Nance Cemetery, Rutherford Co., TN: Orthold French Nance, born 6 Mar 1867, died 19 Feb 1898.

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749     **Naron, James H.**                                     **Died 9 July 1891, intestate.**

Nov 7, 1899, County Court: M. [Martin] F. Naron and others **vs** Lula Sanford and others. **James H. Naron had died** owning a tract containing 66 acres and a 6-acre tract of cedar land. The clerk recommended the sale of the land and the division to the heirs as follows: M. [Martin] F. Naron, 1/7 share. James H. Naron, 1/7 share. Tennie [Naron] Sanford, wife of Peyton Sanford, 1/7 share. Fannie [Glimp] Batey, wife of Jeff Batey, 1/7 share. Sarah Elizabeth [Naron] Shelton, wife of Thomas Shelton, 1/7 share. Mary Ann [Naron] Allen, wife of Hugh Allen, 1/7 share. Lula Sanford, Clara Sanford, Leo. Sanford, Ernest Sanford and Granville Sanford, heirs of Maggie [Naron] Sanford (deceased), a daughter, 1/5 each of 1/7 share. The court ordered the land sold. The court ordered the clerk to be subdivided into two tracts, that north of the public road containing 12-15 acres along with the four acres of cedar and that south of the public road including the residence and the other lot.

Dec 11, 1899, County Court: M. F. Naron and others **vs** Lula Sanford and others. The clerk and commissioner offered the land at auction. He first offered the land as a whole and M. F. Naron was the highest bidder.

Naron Cemetery, Rutherford Co., TN: James H. Naron, born 7 Sep 1816, died 9 July 1891, and wife, Dicy H. Naron, born 8 Nov 1817, died 18 Oct 1898. Peyton Sanford married Miss Tennie Naron on 18 Feb 1877.

Rutherford Co., TN Marriages: Miss Maggie Naron married P. T. Sanford on 23 Dec 1877. Sarah E. Naron married Thomas Shelton on 25 Feb 1855. Jeff Batey married Miss Fanny Glymp on 18 May 1884.

Williamson Co., TN Marriages: Miss Fannie Narron married D. F. Glimp on 7 Jun 1863. Miss M. A. Narron married H. L. W. Allen on 30 Dec 1865.

1880 Rutherford Co., TN Census: James Naron, 63; Dicy Naron, 62; James Naron, 25.

1860 Rutherford Co., TN Census: J. H. Naron, 42; D. Naron, 41; R. F. Naron, 17 f; M. Naron, 16 m; M. N. Naron, 14 f; J. H. Naron, 6 m; Tennessee Naron, 3 f.

1850 Williamson Co., TN Census: J. H. Narron, 34; D. Narron, 38; S. E. Narron, 12 f; R. F. Narron, 9 f; M. Narron, 7 m; M. A. Narron, 4 f

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750 **Napier, Minnie [Jackson] (colored) vs Napier, George (colored) Divorce**

Feb 26, 1903, Circuit Court: The complainant and the defendant were married in Rutherford County on Jan 18, 1895. Since that time, the defendant had become a habitual drunkard and had been guilty of cruel and inhuman treatment toward his wife as to render it unsafe for her to cohabit with him. The court dissolved the Bonds of Matrimony. The fruits of the marriage was a boy, George, 2 years old. The court awarded exclusive custody of the child to the complainant. The court also restored her maiden name of Minnie Jackson.

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751 **Naylor, Eugene vs Naylor, Lillie May Divorce**

Mar 6, 1900, Circuit Court: The court accepted the order pro confesso and the testimony given by witnesses in open court and decreed that the defendant had committed adultery with a man by the name of Mason and various other persons after her marriage. The court dissolved the Bonds of Matrimony.

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752 **Neal, John H. Died Feb 4, 1897, intestate, Davidson Co., Tennessee.**

Sep 18, 1900, County Court: **J. H. Neal had died in Davidson Co., TN on Feb 4, 1897.** At the time of his death, he owned a life estate of a tract of land in the 9<sup>th</sup> C.D. of about 51 acres seven miles from Murfreesboro and none of the parties lived near it, but had homes in Marshall and Davidson Counties.

Oct 1, 1900, County Court: J. [James] S. Neal and others vs Willie P. Elmore and others. J. [Jessie] L., J. [Joseph] T., H. [Herbert] B. and J. [John] H. Neal were minors. The court assigned a guardian ad litem. The clerk took a deposition of Mrs. Annie E. Neal, the widow. She was 47 years old and lived near Holt's Corner, Marshall Co., TN. She listed her children as follows: J. S. Neal, 26 years old, R. [Richard] H. Neal, 22 years old, J. L. Neal, 19 years old, J. T. Neal, 17 years old, H. B. Neal, 8 years old, and J. H. Neal, 5 years old. All lived in Marshall Co. except R. H. Neal who lived in Nashville. The property did not have a house and there were 10 acres in timber and one watering place. Another person deposed and said the land had been abused, fences out of repair, about 30 acres in cultivation, 24 acres not in cultivation and 11 acres of cedar brush. There was additional land too poor to cultivate. Mrs. Annie Neal had waived her right to homestead and dower.

Oct 11, 1900, Dec 21, 1900, Jan 21, 1901, County Court: The clerk and commissioner offered the land for sale but it had failed to sell. The clerk tried again on Jan 14, 1901 to sell the two tracts. Dr. M. E. Neely purchased the land. W. G. Bush, T. L. Herbert and W. C. Bush had executed the deed to J. H. Neal, during his lifetime.

1900 Marshall Co., TN Census: James Neil, 24 head; Lula Neil, 23 wife; Jesse L. Neil, 10/12 son; Annie E. Neil, 42 mother.

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753 **Neal, Mrs. A. [Anna] E. Died between 5 Apr - 14 Aug, 1902, testate in Marshall Co., TN.**

**Note:** The will of A. E. Neal, dated April 5, 1902, was probated in Marshall Co., TN on 14 August 1902. It lists her sons - James S. Neal, Richard H. Neal, Jessie L. Neal, Joseph T. Neal, Herbert B. Neal, John H. Neal. It also lists her daughter-in-law, Mattie Neal, and niece, Miss Virginia Farrar.

Mar 8, 1904, County Court: J. F. Brittain, administrator of Mrs. A. E. Neal (deceased), requested that the funds in the hands of the Clerk in the cause of J. S. Neal et al vs J. L. Neal and others, are due H. B. and J. H. Neal, minor children of Mrs. A. E. Neal (deceased). The court approved.

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754 **Neely, Mary E. [Palmer] Died before Mar 6, 1899, testate.**

Will dated Apr 8, 1895.

**First:** The testatrix wanted her burial expenses and all of her debts paid out of the first money available.

**Second:** The testatrix willed her brother, R. [Robert] W. Palmer, all of her lands of the place where she was living during his natural life and at his death to go to her sister. Fannie T. [Palmer] Logan. The testatrix appointed her brother-in-law, John Jones to be her executor.

Mar 6, 1899, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: W. W. Neely married Mary E. Palmer, Sep 5, 1865.

1880 Rutherford Co., TN Census: William Neely, 45; Mary Neely, 38; William Neely, 12.

1850 Rutherford Co., TN Census: Andrew Palmer, 29; Manerva Palmer, 27; Mary E. Palmer, 8; Martha P. Palmer, 6; Susan Palmer, 2.

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**755      Neely, W. D.                      Died Aug 31, 1900, intestate.**

Oct 23, 1900, County Court: The court noted the death of W. D. Neely intestate. Mrs. W. D. Neely, widow, applied for and received Letters of Administration.

Nov 5, 1900, County Court: The court appointed commissioners to set apart to Mrs. W. D. Neely, widow of the deceased, as much of the assets as needed to support widow and family for one year.

Dec 8, 1900, Inventory: Mrs. Neely submitted an inventory with 1572 bushels of wheat, 9 head of horses and cattle and \$2,992 in notes due.

Tennessee County Marriages, 1790-1950: W. D. Neely married Miss Mamie Gooch, Feb 26, 1885.

Mapleview Cemetery, Smyrna, Tennessee: W. D. Neely, born Sep 7, 1856, died Aug 31, 1900.

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**756      Nelson, Daniel M., Sr.                      Died Feb 25, 1893, intestate. [Cont'd from Vol. 6].**

July term, 1896, Chancery Court: **S. [Samuel] W. Peebles, one of the administrators, had died.**

July 28, 1898, Chancery Court: D. M. Nelson and others, administrator vs Eliza Nelson and others. The C & M reported to the court that the administrators of the estate of Daniel M. Nelson (deceased) had managed the estate properly and had saved the heirs a sacrifice of land. The minors had received support and maintenance with the assistance of their mother and all the debts of the estate were paid. The last settlement shows that the administrators had collected \$12,311.84 and paid out \$11,501.19. The balance of \$810.63 was for division among the ten heirs who signed the settlement.

Dec 12, 1896, County Court: The court appointed J. [John] P. Miles guardian of Kittie and Maggie Nelson, minor children of D. M. Nelson (deceased). The court appointed T. E. Hord guardian of Emmett and Cleburne Nelson, minor children of D. M. Nelson (deceased).

Feb 14, 1898, Mar 4, 1898, Jan 21, 1902, Oct 5, 1903, County Court and Feb 14, 1898, Apr 21, 1899, Mar 22, 1901, Apr 8, 1901, July 29, 1901, Estate Settlements 4: T. E. Hord, guardian Emmett and Cleburn Nelson, minor children of D. M. Nelson (deceased), petitioned the court to resign his position. The court appointed W. H. Gregory as guardian.

Feb 12, 1898, Estate Settlements 4: J. P. Miles, guardian of Kittie and Maggie Nelson, minor children of D. M. Nelson (deceased), made a settlement with the court. The guardian had receipted for \$235 for Kittie Nelson from Sammie Nelson to equalize division of land. She had received \$500 as her part of the proceeds from the Arkansas land. Maggie Nelson had received \$400 as her part of the proceeds for the sale of Arkansas land. The guardian paid out \$347.13 on behalf of Maggie Nelson to equalize the division of land.

Apr 30, 1898, Estate Settlements 4: J. P. Miles, guardian of Maggie Nelson, minor child of D. M. Nelson (deceased), made a final settlement with the court. Maggie was 21 years of age.

Sep 13, 1899, Dec 24, 1900, Apr 8, 1901, Jan 3, 1902, Jan 9, 1903, Dec 29, 1904, Estate Settlements 4 & 5: J. P. Miles, guardian of Kittie Nelson, minor child of D. M. Nelson (deceased), made a settlement.

Sep 16, 1903, Estate Settlements 5: W. H. Gregory, guardian for Cleburn Nelson, minor child of D. M. Nelson (deceased), made a settlement with the court. The ward was 21 years of age and receipted for the balance.

1900 Rutherford Co., TN Census: Mary Nelson, 39 head; Dan M. Nelson, 29 brother; Maggie Nelson, 22 sister; Robert E. Nelson, 20 brother; Cleborne Nelson, 17 brother; Kittie Nelson, 14 sister.

1880 Rutherford Co., TN Census: Daniel M. Nelson, 41; Nannie Nelson, 38; Mary M. Nelson, 19; Anna S. Nelson, 16; Lillian Nelson, 14; Daniel Nelson, 12; Nannie Nelson, 9; Eliza Nelson, 6; Samuel Nelson, 4; Maggie Nelson, 3; Emmet Nelson, 2 months.

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757     **Nelson, Jennie [Ashley] (colored) vs Nelson, Marsh (colored)**                     **Divorce**

June 24, 1899, Circuit Court: The court accepted the order pro confesso, the oral testimony of the witnesses and dissolved the Bonds of Matrimony that had existed between the couple.

Coffee Co., TN Marriages: Marsh Nelson (colored) married Jennie Ashley (colored) on 15 Feb 1883.

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758     **Nelson, Joseph G.     Died before Jan 3, 1893, intestate. [Cont'd from Vol. 6]**

Note: The deceased had been a druggist.

May 1, 1896, Chancery Court: The C & M reported that the administrator had received a stock of drugs and numerous accounts. He had sold the drugs for \$4040.21. In addition, the administrator had collected on the inventory and some other claims the sum of \$3927.83. After expenses, the administrator had \$2781.80. The administrator listed debts of \$4731.76. The court reduced the claim of The Stones River National Bank from \$918.60 to \$265.54 and the claim of Mrs. Annie [Nelson] Keeble from \$2212.98 to \$1618.57. The administrator was to pay the C & M who would distribute the sum pro-rate among the creditors.

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759     **Nelson, Mary [McKnight] (colored) vs Nelson, John (colored)**                     **Divorce**

Mar 5, 1900, Circuit Court: The court accepted the order pro confesso and the oral testimony of witnesses in open court. The court ruled that the defendant had been guilty of striking the complainant in a cruel and inhuman manner. In Aug 1899, he had put her out and refused to provide for her. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: John Nelson (colored) married Mary McKnight (colored) on 25 Jan 1894.

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760     **Nelson, Mrs. Nannie [Peebles]                     Died Feb 15, 1896, intestate.**

Feb 20, 1896, County Court: The court noted the death of Mrs. Nannie [Peebles] Nelson intestate [Note: widow of Daniel M. Nelson, Sr. - see above and Vol. 6]. D. [David] M. Peebles and S. [Samuel] W. Peebles applied for and received Letters of Administration.

Mar 16, 1896, County Court: D. M. Nelson and others **vs** Sammie [Samuel] Nelson and others. **Mrs. Nannie Nelson, widow of D. M. Nelson (deceased) died Feb 15, 1896, intestate**, and left as heirs as follows: petitioners D. M. Nelson, Mary Nelson, Lillian [Nelson] Nelson, Anna [Nelson] Miles, and Eliza Nelson were her children and were over 21 years of age. Petitioners John P. Miles was husband of Anna Miles and Weakley Nelson was husband of Lillian Nelson. Defendants Sammie, Kittie, Maggie, Emmett and Cleburn were minor children of Mrs. Nannie Nelson, their guardian in her lifetime. Since her death, the children did not have a guardian. During her lifetime, she had received homestead and dower out of her husband's land and the homestead remains to the use of the minor children. Three of her children to wit; D. M. Nelson, Mary Nelson and Eliza Nelson had purchased the interests of Mrs. Miles and Mrs. Lillian Nelson in the dower and homestead. Mrs. Nelson died owning a tract of 188 acres in 7th District.

Apr 13, 1896, County Court: The administrator presented a sale list of personal estate to the court.

July 22, 1896, Chancery Court: J. W. Davis and others **vs** T. J. Aldrich and others. T. J. Aldrich and his wife, Malissa Aldrich, had failed to appear in court. The sheriff had also served Mrs. Nannie Nelson, guardian of Sammie Nelson, Maggie M. Nelson, Emmett Nelson, Cleburne Nelson, and Kittie Nelson but they had failed

to appear. **Mrs. Nannie Nelson had died since the service of the process.** The children were without guardian and so was minor defendant, Madie Overall. The court appointed a guardian ad litem.

Feb 6, 1897, County Court: D. M. Nelson and others **vs** Sammie Nelson and others. The commissioners appointed to partition made the following report. The lands were valued at \$26,680 making each share worth \$2668, to be adjusted to each heir. [Lot #1]: to Mrs. Lillian Nelson contained 79.3 acres. The holder of this tract would pay \$240 to the holder of Lot #6. This tract was to have the gin house from Lot #2. [Lot #2]: to Maggie Nelson contained 65.8 acres with the mansion house. The holder of this lot was to pay Lot #2 \$8 and Lot #7 \$342. [Lot #3]: to Daniel M. Nelson contained 82.2 acres. The holder of this lot was to pay Lot #7 \$183 and Lot #8 \$155. This lot shared the East and West fence with Lot #2. [Lot #4]: to Cleborne Nelson contained 84.5 acres. This lot was to pay \$165 to Lot #8 and \$178 to Lot #9. [Lot #5]: to Robert Emmett Nelson was known as the Louis Davis place in District #3 and contained 98 <sup>3</sup>/<sub>4</sub> acres. It was valued at the average. [Lot #6]: to Eliza Nelson was part of the Elder tract in District #6. It contained 80.5 acres and the mansion house. This lot was due \$252 from Lot #1 and \$8 from Lot #2. [Lot #7]: to Anna [Nelson] Miles was also part of the Elder tract and contained 98.7 acres. It was due \$342 from Lot #3 and \$183 from Lot #3. [Lot #8]: to Mary Nelson was also part of the Elder tract and contained 109.7 acres. This lot was to have \$155 from Lot #3 and \$160 from Lot #4. [Lot #9]: to Kittie Nelson previously known as the Richardson place and contained 119.4 acres. This lot was to have \$178 from Lot #4 and \$232 from Lot #10. The commissioners agreed that there was to be a thirty-foot avenue opened on the East line of Lots #6, #7, #8 and #9 and on the Sherrill line east of these lots for the benefit of all these lots. [Lot #10]: to Samuel "Sammie" Nelson was located in the 7<sup>th</sup> District, it was the same as inherited by Mrs. Nannie Nelson from her father, I. [Isham] R. Peebles, and contained 157 acres. Lot #10 was to pay Lot #9 \$232. This lot was to have no part of the remaining cedar land. The cedar land had originally been part of Lot #10 and contained 31 acres. It became part of Lot #9. The remainder of the cedar land contained in their order for division was the Park Davis place containing 98.6 acres. They partitioned this into eight lots and numbered them to correspond to the lot to which attached. The lots were nearly equal in value. After completion of the division, the commissioners met with the heirs and drew lots for ownership.

May 5, 1899, Estate Settlements 4: D. M. Peebles, surviving administrator, made a final settlement.

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761 - 762

**Nelson, Robert M. [Mitchell]**

**Died before Dec 28, 1896, intestate.**

Dec 28, 1896, County Court: The court noted the death of R. M. Nelson intestate. James C. Nelson applied for Letters of Administration. The court appointed commissioners to set apart to Mrs. M. [Manda] C. [Bynum] Nelson, the widow, as much of the assets necessary for the support of her and her family for one year.

Apr 7, 1897, County Court: The administrator presented an inventory and sale list of property and showed that Joel D. Hoover owed the estate \$1100 on two notes for land purchased from R. M. Nelson (deceased).

June 27, 1897, Chancery Court: James C. Nelson, administrator of R. M. Nelson (deceased) and Mrs. M. C. [Bynum] Nelson, widow of the deceased **vs** James D. Nelson, resident of Missouri; J. [John] E. Nelson and Russell I. Nelson, residents of Texas; Robert L. Nelson, Rutherford Co., TN; Luther Nelson, resident of Texas; Sarah [Nelson] Bowen and husband, Charley Bowen, residents of the Territory of Oklahoma; Thomas Nelson, resident of Texas; Nora [Nelson] Lewis and husband, [William] Thomas Lewis; Bertha May Nelson; Tommie Vera Lewis. The last three were residents of Rutherford County and the last two were minors.

**R. M. Nelson died in Dec 1896, intestate.** He left surviving him, Mrs. M. C. Nelson, his widow, and the following children, to wit: 1. James D. Nelson; 2. J. E. Nelson; 3. Russell I. Nelson; 4. Robert S. Nelson; 5. Luther Nelson; 6. Thomas Nelson; 7. Sarah Bowen. 8. Nora Lewis. 9. Bertha May Nelson. He also left a grandchild, Tommie Vera Lewis, the daughter of a deceased daughter of R. M. Nelson. Bertha May Nelson and Tommie Vera Lewis were minors without guardians. Tommie Vera Lewis was the daughter of Thomas Lewis, whose first wife was Laura Nelson, daughter of R. M. Nelson (deceased). She had died before her father's death. A few days before his death, R. M. Nelson executed to one Hoover, a deed to a tract of land he owned for the consideration of \$2100. Before execution of the deed, he borrowed \$100 from Hoover repayment to be during settlement of land payments. A short time before his death, R.M. Nelson made a land trade with L. R. Jacobs. L. R. Jacobs sold to R. M. Nelson a tract of land in Civil District 24 for \$1200 payment on Jan 1, 1897 and \$680 on Jan 1, 1898 and \$636 due on Jan 1, 1899. Sometime before his death, R. M. Nelson had sold to T. J. Todd a tract of land in Rutherford County for \$2500. He had placed a mortgage on the tract and there

was still due about \$662. R.M. Nelson had intended to deliver the deed to Mr. Hoover, when he executed the purchase money notes. After his death, Hoover received the deed and he did execute notes and make cash payment in accordance with the contract. Commissioners had set aside a year's allowance to the widow and she had received her exemptions. There was very little personalty in the estate except the Todd and Hoover notes. The administrator had sold nearly all of it. The administrator had not been able to collect on the Hoover or Todd notes due to the encumbrances. The administrator arranged to satisfy the encumbrances so they collected the Todd notes in full and the entire Jacobs note except \$150. The court stated that the estate was worth more than \$3000 and was insolvent. It was necessary to sell some land to pay debts. Mrs. M. C. Nelson asserted that she was legally entitled to a homestead and dower out of the land before the sale of any land for payment of debts. The administrator stated that he had used the claims of Todd and Hoover to discharge the mortgages and pay taxes. The complainant prayed the court to appoint commissioners to set aside homestead and dower for the widow. He also asked to sell the land remaining after homestead and dower for division.

July term, 1897, Chancery Court: James C. Nelson, administrator **vs** James D. Nelson, et al. The court appointed two commissioners and the county surveyor to set apart homestead and dower for the widow.

Jan term, 1900, July 25, 1900, Chancery Court: James C. Nelson, administrator **vs** James D. Nelson, et al. The C & M did on Mar 17, 1900, offer at auction 36 acres, the amount left of the 100-acre tracts belonging to the estate of R. M. Nelson (deceased). H. F. James was the highest bidder at \$576. He did not comply with terms of the sale. A few days later, he submitted a written paper to the C & M transferring the bid to Mr. J. H. Ring. It turned out that Mr. Ring and J. C. Nelson were joint owners of the land.

Jan 27, 1900, Chancery Court: James C. Nelson, administrator **vs** James D. Nelson, et al. The administrator made a detailed settlement with the C & M. The court determined that the balance of the land outside of the homestead and dower were not susceptible to partition in kind and decreed the sale of the land. Based on the settlement, the court stated that it was necessary to sell enough land to pay \$595.73 in debts, the cost of this cause and attorney fees. The 36 acres outside the homestead and dower were worth about \$18 to \$20 per acre. The court appointed the C & M as commissioner to sell the land.

Feb 1, 1901, Chancery Court: James C. Nelson **vs** James D. Nelson and others. J. H. Ring had paid the balance of the purchase money and the C & M had \$595.73 that was sufficient to pay off all costs and debts.

Feb 6, 1901, Chancery Court: James C. Nelson **vs** James D. Nelson and others. The commissioners set apart 54 ½ acres to the widow, M. C. Nelson, as her homestead. They set aside almost 10 acres as her dower.

Rutherford Co., TN Marriages: R. M. Nelson married Mrs. M. C. Bynum on 21 Apr 1892.

1880 Rutherford Co., TN Census: R. M. Nelson, 47; Joana Nelson, 47 wife; R. I. Nelson, 21 son; T. M. Nelson, 19 son; Sarah A. Nelson, 13 dau; Robert E. Nelson, 13 son; Mary M. Nelson, 9 dau; Luther Nelson, 6 son; Laura Nelson, 6 dau; Nora A. Nelson, 4 dau.

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763     **Nesbitt, John H.**     **Died June 13, 1897, intestate.**

June 28, 1897, May 5, 1900, County Court: The court appointed Clemmie B. [Pruett] Nesbitt guardian of Ida May and Sam P. Nesbitt, minor children of John H. Nesbitt (deceased).

July 16, 1898, Estate Settlements 4: Clemmie B. Nesbitt, guardian of Ida May and Sam P. Nesbitt, minor children, made a settlement. Sam P. Nesbitt had died and his share was to go to his mother, and Ida May.

Aug 13, 1900, Aug 19, 1902, Aug 20 1903, Estate Settlements 4 & 5: Clemmie B. Nesbitt, guardian of Ida May Nesbitt, minor child of John H. Nesbitt (deceased), made a settlement with the court.

Rutherford Co., TN Marriages: J. H. Nesbitt married Clemmie B. Pruitt on Dec 1893 in Rutherford Co., TN.

Manley Cemetery, Coffee Co., TN: J. H. Nesbitt, born Sep 6, 1865, died June 13, 1897

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764 **Nesbitt, S. [Simeon] V., M.D.**

**Died before Apr 13, 1900, intestate.**

Apr 13, 1900, County Court: The court appointed J. [James] C. Nelson guardian of Ethel Nesbitt, a minor child of S. V. Nesbitt (deceased).

Feb 29, 1904, Estate Settlements 5: J. C. Nelson, guardian of Ethel Nesbitt, a minor child of S. V. Nesbitt (deceased), made a settlement with the court.

Cannon Co., TN Marriages: S. V. Nesbitt married Sarah J. Ring on Jan 11, 1876.

1880 Cannon Co., TN Census: Simeon Nesbitt, 30; Sarah Nesbitt, 21; James Nesbitt, 4; Collena Nesbitt, 2.

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765 **Newsom, Balaam** **Died July 1, 1901, intestate.**

Sep 26, 1901, County Court: The court noted the death of Balaam Newsom intestate. A. [Albert] G. Newsom had applied for and received Letters of Administration.

Arlington Cemetery, Williamson Co., TN: Balaam Newsom, born Feb 8, 1824, died July 1, 1901. Wife: Ann Elizabeth Newsom. Children: William Solomon Newsom.

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766 **Nolen, Moses T.** **Died before Mar 7, 1881, intestate. [Cont'd from Vol. 6].**

Mar 10, 1896, County Court: T. W. Reeves, guardian of Eliza (or Daisy) Nolen, a minor child of M. T. Nolen (deceased), made a final settlement with the court.

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767 **Northcott, Andrew J.** **Died Dec 5, 1879, intestate. [Cont'd from Vol. 5 & 6].**

Jan 11, 1896, Jan 19, 1897, County Court: Thomas Hall, guardian of Martha J. R. Hall, a minor child of T. C. Hall and heir at law of A. J. Northcott (deceased), made a settlement with the court.

May 14, 1898, Estate Settlements 4: Thomas Hall, guardian of Martha J. R. Hall, a minor child of T. C. Hall and heir at law of A. J. Northcott (deceased), made a final settlement. The ward was twenty-one years.

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768 **Northcut, J. T. vs Northcut, Dolly** **Divorce**

Oct 22, 1898, Circuit Court: The court accepted the oral testimony against the defendant and the order pro confesso and dissolved the Bonds of Matrimony that had existed between the couple.

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769 **Oden, Miss Annie** **Died July 5, 1904, testate.**

Will dated June 3, 1904.

The testatrix wanted all her debts and funeral expenses paid. For love and affection, the testatrix gave her niece, Kittie Hale, her sewing machine and her buggy. If Kittie Hale died before her mother, the sewing machine would go to her mother. For love and affection, the testatrix gave her niece, Annie Holden, \$125, to be held in trust for her until she reached twenty-one years old, unless she sooner married a man of mature age. For love and affection, the testatrix gave her nephew, Robert Nathaniel Oden, \$125 payable at maturity, except interest to payable annually. Her brothers and sisters were to divide whatever remained after paying the executor a reasonable fee for his services. The testatrix nominated A. G. Watkins to be her executor without bond. She also wanted him to act as guardian for Annie Holden without bond.

Aug 1, 1904, County Court: The court ordered the will recorded and filed.

Aug 23, 1904, Inventory: The executor submitted an inventory listing over \$800 in notes due.

Holden Cemetery, Christiana, Rutherford Co., TN: Annie Oden, born Sep 17, 1860, died July 5, 1904.

1900 Rutherford Co., TN Census: Jack Oden, 35; Annie Oden, 40 sister; Robert Oden, 29 brother.

1880 Rutherford Co., TN Census: Lavina Oden, 53; Emma Oden, 22; Anna Oden, 19; John Oden, 16; Robert Oden, 10.

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**770 Oden, Thomas M. Died between Mar 13 and July 2, 1896, testate.**

Will dated Mar 13, 1896.

**First:** The testator desired that his relatives and friends give him a decent Christian burial at minimal expense.

**Second:** The testator left all his property both real and personal in possession of his wife, Roxana J. [Sims] Oden, to use and control for her support. She was also to pay and discharge whatsoever debts or obligations that remained unpaid at his death; and at the end of three years therefrom, commissioners would assign her dower interest out of the farm where he was living. The children would receive equal parts of the remainder.

July 2, 1896, County Court: The court received the will of Thomas M. Oden (deceased) for probate, and admitted the will for probate. Roxana Oden applied for and received Letters of Administration.

Sep 25, 1896, County Court: The court received an inventory of the estate of Thomas M. Oden (deceased).

Rutherford Co., TN Marriages: Thomas M. Oden married Roxana J. Sims on Dec 22, 1853.

1880 Rutherford Co., TN Census: Thomas Oden, 55; Roxana Oden, 52; Alen Oden, 19; Lorra Oden, 14; Thomas Oden, 10.

1860 U. S. Census: Thomas M. Oden, 35; Roxana Oden, 33; James Oden, 4; A. G. Oden, 0.

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**771 Odom, Harry (colored) Died between Mar 2, 1896 and Feb 3, 1900, testate.**

Will dated Mar 2, 1896.

**First:** The testator willed a plain and decent burial of his body and prompt payment of his funeral expenses.

**Second:** The testator willed his son, Sherman Odom, his undivided one-half interest in the tract of land where he lived. **Third:** The testator willed his son, Sherman Odom, his wagon and filly colt together with all his personal property, farming tools, household and kitchen furniture. He charged his son with the responsibility of caring for the testator's wife, his mother, during her lifetime or widowhood. **Fourth:** The testator nominated his son, Sherman Odom, to be his executor, and to qualify without bond.

Feb 3, 1900, County Court: The court ordered the will recorded and filed.

Cannon Co., TN Marriages: Harry Odom married Mary Landsden on Aug 21, 1865.

1880 Cannon Co., TN Census: [all colored] Harry Odom, 63; Mary Odom, 60; Sherman Odom, 30; Ann Odom, 26; Mary Odom, 13; Alice Odom, 9; William Odom, 19; Dinah Odom, 7; Nicie Odom, 5; Thomas Odom, 3.

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**772 Ogilvie, James Smith Died Nov 20, 1897, intestate.**

Jan 28, 1903, County Court: The court appointed Richard Ransom guardian for Julia M. Ransom, a minor child of Richard Ransom, and legatee of James S. Ransom (deceased).

Williamson Co., TN Marriages: James S. Ogilvie married Rachel M. Webb on Feb 28, 1844.

Ogilvie Cemetery, College Grove, Williamson Co., TN: James Smith Ogilvie, born Nov 20, 1820, died Nov 17, 1897. Father: Richard Ogilvie. Mother: Rachel Martin Ogilvie. Children: Mary M. Ogilvie, Cynthia Rachel Neely, James Smith Ogilvie, Richard Henry Ogilvie, Samuel Jason Ogilvie, Sarah Jane Ogilvie, William W. Ogilvie.

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773     **Ogles, John C. [Carey, Sr.]**                     **Died Feb 19, 1899, intestate.**

Feb 27, 1899, County Court: The court appointed commissioners to set apart to Mrs. Rebecca C. Ogles, the widow, as much of the assets necessary for the support of the widow and her family for one year.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: J. C. Ogles, born 28 Sep 1833, died 19 Feb 1899

1880 Rutherford Co., TN Census: John Ogle, 48; Arrena Ogle, 50; James W. Ogle, 25; Elizabeth Ogle, 25; John C. Ogle, 23; Hartless Ogle, 18; Sarah M. Ogle, 15; Feraby Ogle, 13; William T. Ogle, 10.

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774     **Oldham, Alexander**                     **Died before June 28, 1897, intestate.**

June 28, 1897, County Court: The court appointed Haywood Gerhardt guardian of Emily E., Charles G. and Walter Oldham, minor children of Alexander Oldham (deceased).

Oct 29, 1897, County Court: Haywood Gerhardt, guardian of Emily E., Charles G. and Walter Oldham, petitioned the court to resign. No assets had come into his hands. The court accepted his resignation.

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775     **O'Neal, Willis**                     **Died before Apr 4, 1899, intestate.**

Apr 4, 1899, County Court: The court noted the death of Willis O'Neal intestate. J. A. Hall applied for and received Letters of Administration.

Mar 11, 1901, County Court: William Sullivan and wife **vs** J. A. Hall et al. J. A. Hall, the administrator of the estate, suggested the insolvency of estate. Since that time, creditors had filed claims, so it was necessary to sell the house and lot for payment of debts. **Willis O'Neal had died about one week before his wife** and left no known heirs. The court appointed the clerk to sell the house and lot.

Oct 17, 1901, Estate Settlements 4: J. A. Hall, administrator, made a final settlement with the court.

Nov 3, 1903, County Court: William Sullivan and wife **vs** J. A. Hall et al. The clerk offered at auction a small tract of land that B. L. Ridley purchased. He transferred his bid to Mrs. M. J. Owen.

1880 Rutherford Co., TN Census: Willis O'Neal, 46 SC; Tyence O'Neal, 44 wife; Mary O'Neal, 90 SC mother.

TN, Civil War Records of Confederate Soldiers, 1861-1865: Willis O'Neal, 1861, East TN Rifle Regiment.

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776     **Oslin, James O.**                     **Died in 1900, intestate.**

July 16, 1900, County Court: The court noted that James O. Oslin died intestate. H. O. Parker applied for and received Letters of Administration.

Sep 9, 1903, Estate Settlements 5: H. O. Parker, administrator, made a final settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: James O. Oslin, born 1835, died 1900.

1870 U. S. Census: James Oslin, 34; Martha Oslin, 42. Living with others.

Tennessee, Civil War Records of Confederate Soldiers, 1861-1865: James O. Oslin, 1861, Second (Robison's) Infantry, Walker Legion.

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777 Overall, Bob (colored) Petition for Citizenship Decree.

June 26, 1900, Circuit Court: The court convicted Bob Overall on a charge of larceny in 1880. As part of his sentence, the court deprived him of his rights and privileges as a citizen. Since his discharge from prison, he had sustained the character of a person of honesty, integrity, and veracity and he was highly regarded by his neighbors. The court restored to Bob Overall the rights and privileges of a citizen.

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778 Overall, George Harris Died Feb 1, 1899, intestate.

June 7, 1899, County Court: The court appointed commissioners to set apart to Mrs. M. T. [Margaret Tennessee Maberry] Overall, widow, as much of the assets for her and her family for one year.

Nov 25, 1899, County Court: Mrs. Overall, widow of the deceased, received Letters of Administration.

Dec 25, 1899, Chancery Court: Mrs. M. T. Overall, administratrix, **vs** Annie Overall and Edgar Overall, minors without guardians, and John A. Overall. **G. H. Overall died intestate on Feb 1, 1899.** His only heirs at law were the complainant who was his widow, and the defendants Annie Overall, 20 years old, and Edgar Overall, 18 years old. The court made John A. Overall a party as the contemplated purchaser. The personal estate of the deceased available for payment of debts amounted to nothing after commissioners set aside a year's support to the widow and her children. George H. Overall died seized of one-eighth undivided interest in a tract of land in the 18<sup>th</sup> Civil District containing 183 acres, known as the Nace Overall farm. This was the only asset left for payment of debts. The widow wanted her dower assigned out of the one-eighth interest, but was perfectly willing to sell the interest and receive her dower out of the proceeds of the sale. John A. Overall owned 6/8<sup>th</sup> of the land he purchased from the other heirs, and had offered \$830 cash for the interest of the estate of G. H. Overall (deceased) in the land. The widow believed this was a fair offer.

Jan 1, 1900, Apr 8, 1901, County Court and Dec 20, 1900 Estate Settlements 4: The court appointed J. J. Lee guardian of Annie and Edgar Overall, minor children.

Jan 26, 1900, Chancery Court: Mrs. M. T. Overall, administratrix, **vs** John A. Overall, et al. The court approved \$830 for 1/8<sup>th</sup> interest in the land.

Rutherford Co., TN Marriages: G. H. Overall married M. T. Maberry, Dec 22, 1874.

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779 Overall, G. [George] R. **vs** Overall, Margaret A. [Rucker] Divorce

Oct 22, 1897, Circuit Court: The defendant had absented herself from her husband for over two years. The court dissolved the Bonds of Matrimony. The defendant received custody of the children, fruits of the marriage.

Rutherford Co., TN Marriages: G. R. Overall married Margaret A. Rucker on 18 May 1867.

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780 Overall, Nace Preston Died Apr 1, 1894, intestate [Cont'd from Vol. 6].

Feb 8, 1897, Estate Settlements 4: N. [Nathaniel] D. Overall, administrator of the deceased's estate, made a settlement with the court. The real estate was valued at \$7600, and the L. [Landrum] C. Overall estate valued at \$1500. W. [William] J. Overall received real estate valued at \$2528.58. There were five heirs as follows: 1. A. [Asbury] M. Overall, 2. J. [John] H. Overall, 3. N. D. Overall, 4. L. C. Overall and 5. William J. Overall.

McCullough-Overall Cemetery, Rutherford Co., TN: Nace Preston Overall, born Oct 6, 1841, died Apr 1, 1894. Father: James Garnett Overall. Mother: Rachel Webb Overall.

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Will dated Sep 20, 1895. Codicil dated June 23, 1896.

From the proceeds of lands sold in the 22<sup>nd</sup> District, the testator bequeathed to James Robert Overall, William Franklin Overall, George Harris Overall, John A. Overall, Albert N. Overall, Thomas Rannel Overall and Elizabeth M. [Overall] Justice equal shares of \$600 if the property sold for that much. The testator bequeathed his home farm, a tract of land where he lived of 180 acres (description followed) to his wife, Permelia [A. Kirby] Overall, during her life. The proceeds from it were to maintain her, Permelia Overall, and their daughters, Laura R. Overall and Martha A. Overall, as long as they were unmarried, and Ellen [Overall] Edwards and child, Susan A. Edwards, during her separation from Gidian Edwards. The testator directed that when his wife died, Laura R. Overall and Martha A. Overall were to receive from the farm where he lived, \$600 if the farm and contents were worth that much. The testator further directed that James R. Overall, William F. Overall, George H. Overall, John A. Overall, Albert N. Overall, Thomas R. Overall and Elizabeth M. Justiss refund an amount sufficient to make Laura R. Overall and Martha A. Overall equal heirs. **Codicil** Through sympathy for his daughter, Ellen [Overall Edwards] Tolbert, the testator deducted a charge leaving a balance of \$300.

Feb 6, 1897, County Court: The court ordered the will recorded and filed.

Mar 29, 1897, County Court: W. F. Overall, the executor nominated in the deceased's will, qualified.

June 9, 1897, Inventory: The executor presented an inventory of the deceased's estate that consisted solely of notes due from other members of the Overall family.

July 20, 1898, Chancery Court: W. [William] H. Talbert and wife **vs** John A. Overall, et al. The complainant and the defendants, John A. Overall, Thomas R. Overall, George H. Overall, William F. Overall, James R. Overall, Albert N. Overall and the complainant, Lizzie [Overall] Justice and husband, R. N. Justice, had agreed to the following terms of settlement. 1. To give complainant, Ella Talbert and her three children, the sum of \$225 with interest from Jan 3, 1897. She also would receive \$130 from W. F. Overall, executor of Nace Overall (deceased). In addition, John A. Overall agreed to pay Ella Tolbert \$800 for her entire undivided interest in the tract of land in the 18<sup>th</sup> Civil District. The complainant and his wife agreed to accept the sum as the entire amount due Ella Tolbert and her children from the estate of her father, Nace Overall (deceased). They further agreed that the following heirs of Nace Overall (deceased) had sold their interest in the estate, to wit: James R. Overall, Albert N. Overall, Lizzie Justice, wife of R.N. Justice, to John Overall. The court referred the agreement to the C & M to ensure protection of the interest of the minor children.

July 20, 1898, Chancery Court: W. H. Talbert and wife **vs** John A. Overall et al. The complainants moved the court to make Sue Edwards, Carlyle Edwards and Claudia Talbert, children of Mrs. Ella Talbert, formerly Ella Edwards, additional complainants. The court agreed.

Jan 22, 1900, County Court: W. F. Overall, executor of Nace S. Overall, made a final settlement with the court.

Rutherford Co., TN Marriages: Nace S. Overall married Permillia A. Kirby, Mar 3, 1842. Miss Ellen Overall married G. B. Edwards on 12 Oct 1880. Mrs. Ella Edwards married W. H. Talbert on 6 Oct 1894.

Dilton Cemetery, Murfreesboro, Rutherford Co., TN: Nace S. Overall, born July 18, 1815, died Jan 3, 1897, and wife Permelia A. Kirby Overall, born 26 Nov 1822, died 5 Apr 1894. Son of Robert B. and Mary Overall.

Will dated Sep 11, 1895.

**Item 1:** The testator wanted all his just debts and funeral expenses paid promptly with the first available money.

**Item 2:** The testator directed his executors to sell all his property, real and personal, at the earliest time. **Item**

**3:** The testator directed that after payment of his debts and funeral expenses, to divide the proceeds from the sale of all items equally between his three sons, W. [William] T. [Thomas] Overall [see below], George W. Overall and J. [John] M. Overall and his granddaughter, Bertha Dill. **Item 4:** The one-fourth portion that he gave to his granddaughter was hers for life, to have and use, as she desired. If she died without issue, the remains of her portion went to his three sons. It was not the testator's intent to restrict the use of her portion. It was the

testator's intent that if she died without living issue of her body, or their representatives or grandchildren, his three sons to receive equal parts of the remainder of her portion. **Item 5:** The testator nominated his sons, W. T. and J. M. Overall to be his executors.

Jan 23, 1899, County Court: The court ordered the will recorded and filed.

Nov 21, 1899, Estate Settlements 4: W. T. Overall, executor of the last will and testament of N. S. Overall (deceased), made a final settlement with the Court Clerk.

Jan 15, 1902, Estate Settlements 4: J. M. Overall, executor, made a final settlement with the court. The estate had a balance of \$2903.64 that he distributed as follows: Mrs. Glover O. [Overall] Tarver; Horty [Hortense] Overall; Joseph Dill, guardian for Lillian Overall; Joseph Dill, guardian for Bertha Dill. There was a balance representing the shares of G. W. Overall and the Executor.

Aug 27, 1903, May 20, 1904, Estate Settlements 5: Joseph Dill, guardian of Bertha Dill, his own child, and heir at law of N. S. Overall (deceased), made a settlement with the court.

Aug 31, 1903, County Court: and Sep 7, 1903 Estate Settlements 5: Joseph Dill tendered his resignation as guardian of Lillie Overall, a minor child of W. T. Overall (deceased) and a heir at law of N. S. Overall (deceased). The court appointed Mrs. W. T. Overall, mother of the child, as guardian.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN Cemetery: N. S. Overall, born 12 Jan 1812, died 17 Jan 1898, husband of D. H. Overall, born 25 Jan 1818, died 30 Dec 1894.

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783      **Overall, William Thomas**      **Died Dec 25, 1897, testate.**

Will dated Jan 23, 1897.

**Item #1:** The testator directed the payment of all his just debts and funeral expenses by his executor as soon as practical out of any moneys that he died possessed of or out of his personal property. **Item #2:** The testator gave to his wife, Rose C. [Roseanna Baird] Overall, all his personal property of any kind and description for her own use and benefit after paying his just debts and funeral expenses. **Item #3:** The testator gave to his wife, Rose C. Overall and his youngest daughter, Lillian May Overall, the farm where he lived in the 21<sup>st</sup> Civil District, Rutherford Co., TN. Boundaries were on the North by Mrs. Jane Lillard; on the East by Mrs. Jane Lillard; on the South by Kilough and Sparks and on the West by John Sanders and Sparks land. The farm contained 187 acres for equal division between them. If the testator's daughter died without bodily heirs, then his wife, Rose C. Overall, will take her share during her natural life. If the testator's wife died, then his daughter would take her share during her natural life. If both of them died and Lillian had no bodily heirs, the two shares would go to his three oldest daughters, Glover A. [Overall] Tarver, Hortense Overall and Rowena E. [Overall] Overall under conditions described in Item 4. **Item #4:** The testator gave his three oldest daughters, Glover A. Tarver, Hortense Overall and Rowena B. Overall, his tract of land in the 21<sup>st</sup> Civil District of Rutherford Co., TN. Boundaries were on the North by Mrs. Drake; on the East by Pitts & Jordan; on the South by Osborne and Watkins and on the West by Crutcher & Mitchell. Known as the "Baird Farm", it contained 275 acres. They would hold it equally or equally divide it during their natural lives. If any of them died without bodily heirs, their share went to the living ones. If two of them died, the survivor received both shares. If all of them died without living issue, the testator's wife and daughter, Lillian May Overall received all their shares. The testator nominated his wife, Rose C. Overall, executrix of the testator's last will and testament without bond or compensation and requested that she accept the appointment.

Jan 10, 1898, County Court: The court received the purported will of W. T. Overall (deceased) for probate. The court accepted testimony of subscribing witnesses that the will was valid and ordered it recorded and filed.

May 27, 1898, Estate Settlements 4: Mrs. Rose Overall, executrix of the will of W. T. Overall, made a settlement with the court. The estate had a balance of \$332.00. Most of the personal assets reported in the inventory remained on hand. Since under the will, Mrs. Rose Overall was the sole legatee of the personal assets after the debts were paid, they belonged to her.

Rutherford Co., TN Marriages: W. T. Overall married Rosanna Baird on Oct 9. 1867.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: William Thomas Overall, born June 11, 1843, died Dec 25, 1897. Wife: Rosa Overall.

1880 Rutherford Co., TN Census: Thomas Overall, 37; Rosa C. Overall, 31; Glover A. Overall, 11; Hortense Overall, 7; Roe Overall, 2; Martha A. Baird, 48.

1870 U. S. Census: Thomas Overall, 27; Rosa Overall, 22; Elmira Overall, 2.

Tennessee, Civil War Confederate Pension Application Index William Thomas Overall, wife applied for widow's pension for service 1861-1865

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**784 Owen, Charles L. Died before Dec 23, 1893, intestate [Cont'd from Vol. 6].**

Jan 22, 1897, Jan 21, 1898, Jan 30, 1899, Jan 22, 1900, Jan 22, 1901, May 11, 1903, May 2, 1904, Estate Settlements 4 & 5: J. T. Sanders, administrator of E. J. Owen (deceased), who was in his lifetime guardian of Irene Owen, a minor child of C.L. Owen (deceased), made a settlement with the court.

Jan 21, 1902, Mar 7, 1904, County Court: J. T. Sanders, guardian of Irene Owen, a minor child of C. L. Owen (deceased), made a settlement with the court.

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**785 Owen, Della (colored) vs Owen, Will (colored) Divorce**

Oct 23, 1898, Circuit Court: The court accepted the oral testimony against the defendant, the order pro confesso and dissolved the Bonds of Matrimony that had existed between the couple.

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**786 Owen, E. J. [Jackson] Died before Dec 26, 1896, intestate.**

Dec 26, 1896, County Court: The court noted the death of E. J. Owen intestate. J. T. Saunders applied for and received Letters of Administration

Mar 19, 1898, Estate Settlements 4: J. T. Sanders, administrator, made a settlement. The administrator presented the receipt of Stephen Owen, the father and only heir of the deceased, for the entire balance.

1880 Rutherford Co., TN Census: Alanzus Owen, 56; Julia Owen, 52; W. T. Owen, 22; Elizabeth Owen, 25; Mollie Owen, 20; Lucy Owen, 17; E. J. Owen, 17; Ada Owen, 12.

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**787 Owen, Greenberry R. Died July 18, 1881, testate. [Cont'd from Vols. 5 & 6]**

Oct 12, 1897, Estate Settlements 4: R. [Robert] G. Owen, administrator de bonis non of the will of G. R. Owen (deceased), made a settlement with the court. The administrator had distributed the balance as follows: John G. Owen; [Dr.] U. [Urban] G. Owen; John Hay, trustee for G. R. Owen; R. G. Owen, administrator.

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**788 Owen, Miss Lillie Died between May 23 and July 1, 1901, testate.**

Will dated May 23, 1901.

The testatrix willed to her mother, Mrs. M. [Mary] E. [Elizabeth] Owen, for all time to come, all of her estate, real and personal, after paying her just debts. She gave her mother the right under this will to do as she saw fit with the property at any time. The testatrix nominated her brother, T.[Thomas] E. Owen, to be executor.

July 1, 1901, County Court: The court ordered the will recorded and filed. T. E. Owen qualified as executor.

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789      **Owen, Stephen**                      **Died Nov 18, 1898, intestate.**

Nov 19, 1898, County Court: The court noted the death of Stephen Owen intestate. J. T. Saunders applied for and received Letters of Administration. The court appointed commissioner to set apart assets necessary to support the widow and her family for one year.

Feb 21, 1899, County Court: Judith S. [Robinson] Owen **vs** J. T. Sanders, administrator. **Stephen Owen died Nov 18, 1898.** He had owned an 85-acre tract of land in the 15<sup>th</sup> Civil District. The plaintiff was the wife of Stephen Owen (deceased) and was entitled to homestead and dower. The plaintiff notified the defendants, J. T. Sanders, administrator, J. T. Sanders, guardian of Bettie R. Owen, J. M. Williams and wife, Lucy [Owen] Williams, C. W. Baird and wife, Mollie[Owen] Baird, W. S. Phillips and wife, Ada [Owen] Phillips, John McCullough and wife, S. [Sarah] E. [Owen] McCullough, the only heirs.

Mar 4, 1899, County Court: The commissioners set apart for Judith L. Owen, 26 ½ acres plus dwelling house and barn for her homestead and 24 acres for her dower.

Nov 8, 1900, Estate Settlements 4: J. T. Saunders, administrator, made a final settlement with the court and distributed a balance to: W. S. Phillips and wife; Judith L. [Robinson] Owen; J. M. Williams and wife; Bettie Owen; C. W. Baird and wife; J. W. McCullough; J. T. Sanders, guardian of Irene Owen.

Wilson Co., TN Marriages: Stephen Owen married Judith Robinson on 13 Oct 1847.

1900 Rutherford Co., TN Census: Judie Owen, born Oct 1827; Bettie Owen, born Sep 1851; Irene Owen, born Oct 1887 g-dau.

1880 Rutherford Co., TN Census: Stevan Owen, 56; Judia Owen, 52 wife; William T. Owen, 22 son; Elizabeth Owen, 25 dau; Mollie Owen, 20 dau; Lucy Owen, 17 dau; E. J. Owen, 14 son; Ada Owen, 12 dau.

1870 Rutherford Co., TN Census: Stephen Owen, 51; Judy Owen, 31; Bettie Owen, 17; Charles Owen, 15; Willie Owen, 14; Mollie Owen, 12; Lusie Owen, 10; Jackson Owen, 9; Ada Owen, 3.

1860 Rutherford Co., TN Census: Steve Owen, 42; J. S. Owen, 33 f; Sarah Owen, 13; E. R. Owen, 10 f; C. L. Owen, 8 m; W. L. Owen, 4 m; Molley Owen, 1 f.

1850 Rutherford Co., TN Census: Stephen Owens, 30; Judith Owens, 24; Sarah Owens, 2.

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790      **Owen, William (colored) vs Owen, Laura [Webb] (colored)**      **Divorce.**

Jan 2, 1901, Chancery Court: William Owen and Laura [Webb] Owen were married about Dec 29, 1888. They lived together until Jan 1896, when the defendant abandoned her husband. The complainant accused her of adultery and giving birth to an illegitimate child after she left his home. Complainant prayed for a divorce.

Jan 25, 1901, Chancery Court: The court dissolved the Bonds of Matrimony that existed between the couple.

Rutherford Co., TN Marriages: Wm Owen (colored) married Laura Webb (colored) on Dec 28, 1886.

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791 - 792      **Owen, William Branch**                      **Died Sep 22, 1902, testate.**

Will dated Aug 6, 1902.

**First:** The testator directed his executor to advertise and sell all stock of any kind that he had on hand at his death, together with all grain, forage, farm implements and machinery, household and kitchen furniture except such as he might dispose of in this document. The executor was also to dispose of 22 acres of cedar land located in the 15<sup>th</sup> C.D. with the proceeds of such sales and other money coming into his hands as executor, to be used for payment of all his just debts together with funeral and burial expenses. The testator also directed the construction of an iron fence around his grave and that of his family and the entire graveyard. **Second:** The testator directed his executor to pay Branch Owen Atkerson, son of George Atkerson as his namesake,

the sum of \$100, and to James Johnson, a blind man in Chattanooga, TN, who was the son of Pat Johnson (deceased), formerly a deacon in the Liberty Gap Baptist Church, \$100. **Third:** The testator willed and bequeathed to Miss Bethenia H. Nance, the tract of land where he was living in the 15<sup>th</sup> C.D. of Rutherford Co., TN, for her own use and benefit during her life and to will and dispose of at her death, as she may desire. The testator hereby reserved the graveyard plot, a short distance west of his front lawn on Jefferson Pike. It was bounded as follows; Beginning at a rock on said pike and running West twenty yards to a rock, then East twenty yards to a rock, thence North thirty-five yards to the beginning, for a burial place for him and his family forever. **Fourth:** The testator willed to Miss Bethenia H. Nance, the first and third beds and bedsteads, with the covering thereof, together with the wardrobe and folding table, also all pictures, books, jewelry and heirlooms in and about his house. **Fifth:** The testator willed to Mrs. S. A. Sanders, widow of Joe Sanders (deceased), the second and fourth beds and bedsteads with the covering thereof and the dressing bureau and cedar table. **Sixth:** The testator appointed W. [William] M. Street to be his executor without bond.

Sep 27, 1902, County Court: The court directed the will recorded and filed.

Sep 27, 1902, County Court: W. M. Street, the designated executor, appeared in court to post his individual bond for \$5000 and qualify as executor.

Oct 7, 1902, Inventory: The executor submitted an inventory of the personal estate of the deceased that listed numerous items of farm equipment, hand tools and household furniture.

Mar 6, 1903, County Court: W. M. Street, executor of W. B. Owen (deceased) had died. Charles R. Holmes applied for and received Letters of Administration.

Mar 6, 1903, Estate Settlements 5: Mrs. E. [Elizabeth] C. [Johnson] Street, executrix of W.M. Street (deceased), who was in his lifetime executor of W. B. Owen (deceased), made a final settlement with the court. The executrix found that the estate of W.M. Street (deceased) was indebted to the estate of W. B. Owen (deceased) and surrendered all to C. R. Holmes, administrator of W.B. Owen (deceased).

Oct 6, 1904, County Court: W. N. B. Owen, et al **vs** Charles R. Holmes, administrator. W. M. Street presented the last will of William Branch Owen (deceased) for probate. The following people appeared in court to contest the will, to wit: W. N. B. Owen; E. H. Owen; John H. Arnold and wife, N. V. Arnold; John P. Major, minor.; Talmage Major, minor; Willie Nolen and wife, Della Nolen; Will Eddings and wife, Rebecca Eddings; Napoleon Johnson and wife, Kate Johnson; Nin Stead and wife, Vassie Stead; C. W. Baird and wife, Mollie [Owen] Baird; John W. McCullough and wife, Sarah Ellen [Owen] McCullough; Bettie Owen; J. R. Pitts and wife, Annie [Mary Owen Pitts]; T. [Thomas] E. Owen; J. [John] W. Owen; L. M. Robertson and wife, Mattie [Owen] Robertson; J. F. Lane and wife, Sallie [Owen] Lane; T. W. Reeves and wife, Susan [Owen] Reeves; J. T. Sanders; Oscar Mann and wife, Essie [Sanders] Mann; Moody Bell and wife, Pauline Bell; Nannie May Sanders; Irene Owen; Nieces, nephews, grandnephews and grandnieces of William B. Owen (deceased).

Owen Cemetery, Lascassas, Rutherford Co., TN: William Branch Owen, born June 9, 1825, died Sep 22, 1902, and wife, Bettie Owen, born 30 Dec 1832, died 12 May 1900.

Davidson Co., TN Marriages: William B. Owen married Elizabeth M. Nance on 6 Mar 1860.

1850 Rutherford Co., TN Census: Nathaniel Owens, 30 VA; William B. Owens, 25 VA

1870 Rutherford Co., TN Census: W. B. Owen, 44; Bettie Owen, 37; Josiah W. Owen 5; Eugenia Owen, 2; Nannie Bertha Nance, 25,

1880 Rutherford Co., TN Census: W. B. Owen, 54; E. M. Owen, 46 wife; J. W. Owen, 15 son; W. S. Owen, 13 dau.

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June 13, 1899, County Court: The court decided that it would manifestly to the advantage of Frank Reed Page, a child of eleven years old, to be committed to the State Industrial School.

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794 **Painter, Martha A. [Mankin] Date of death is unknown, intestate.**

**Note:** Martha A. [Mankin] Painter divorced George Burton Painter in Oct 1877 [see Vol. 5].

Feb 6, 1896, County Court: R. L. [Robert Lee] Painter and others **vs** J.[James]H. Painter and others. Defendants J. H. Painter, Ellis Marlin, Mrs. Ann [Marlin] Evans, Joe Lewis and wife, Maggie [Marlin] Lewis, were non-residents of TN. The court scheduled an ex parte hearing.

Feb 6, 1896, County Court: The court directed the clerk to determine the following; Were the complainants and defendants the only heirs? Did M. A. Painter own any real estate at death? Would it be to the advantage of the parties to sell the land for partition?

Feb 6, 1896, County Court: The clerk determined that all parties were the only heirs and that the partition of land was not possible. There was 57 acres and to be divided into 5 shares. The shares were as follows:

1. R. L. Painter, a son of Martha A. Painter (deceased). 1/5<sup>th</sup> share.
2. G. [George] D. Painter, a son, 1/5<sup>th</sup> share.
3. Elizabeth [“Bettie” Painter] Earp, wife of H. C. [Claiborne] Earp, daughter, 1/5<sup>th</sup> share.
4. J. [James] H. Painter, a son, 1/5<sup>th</sup> share.
5. Ellis Marlin, Mrs. Anna [Marlin] Evans, Maggie [Marlin] Lewis, wife of Joe Lewis, Charlie Marlin, James Marlin and Elmore Marlin, were grandchildren, children of Tennie [Painter] Marlin, a deceased daughter of Martha Painter (deceased) and were jointly and equally entitled to 1/5<sup>th</sup> share

The court appointed the court clerk as special commissioner to auction the land. The first funds available were for payment of costs, attorney fees and guardian ad litem fees.

Feb 13, 1896, County Court: The administrator presented a sale list of the personal estate.

Mar 9, 1896, County Court: R. L. Painter and others **vs** J. H. Painter and others. The clerk held an auction and sold the land to N. F. Mankin who transferred his bid to James P. Todd.

Oct 29, 1897, County Court: R. L. Painter and others **vs** J. H. Painter and others. The funds the administrator, Asa Todd, received from the sale of personal assets were insufficient to pay the indebtedness of the estate. The funds from the sale real estate remained in the hands of clerk and commissioner for distribution. The court ordered the clerk to pay Asa Todd, administrator, \$27.00, the amount of unpaid debt.

Oct 30, 1897, Estate Settlements 4: Asa Todd, administrator of the deceased’s estate, made a settlement with the court. Expenses consumed the estate balance of \$66.93.

1880 Rutherford Co., TN Census: Martha A. Painter, 53 divorced; R. Lee Painter, 16.

1850 U. S. Census: George B. Painter, 30; Martha A. Painter, 27; Margaret Painter, 9; John F. Painter, 7; Sarah M. Painter, 6.

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795 **Park, William Died Mar 4, 1899, testate.**

Will dated Apr 18, 1898.

The testator willed all of the property that he owned, real, personal and mixed to his wife, Eva L. [Lytle] Park, in fee simple. The testator appointed his wife as his executrix and excused her from executing bond. The testator had three children, Madeline, Sarah and Ridgley B. Park, and recognized his obligation to them. The testator had full confidence that his wife would do what was best for the young children’s welfare.

Mar 20, 1899, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: William Park married Eva Lytle on Oct 6, 1880.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: William Park, born Jan 21, 1851, died Mar 4, 1899, and wife, Eva Lytle Park, born 29 Oct 1860, died 15 June 1913.

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796 **Parker, A. Y.** **Died before May 18, 1901, intestate.**

May 18, 1901, County Court: The court had appointed commissioners to set apart to Mrs. Sallie [Floyd] Parker, the widow, as much of the assets necessary for the support of the widow and her family for one year.

Rutherford Co., TN Marriages: A. Y. Parker married Sallie Floyd on June 10, 1884.

1900 Rutherford Co., TN Census: A. Y. Parker, 60; Sarah Parker, 47.

Civil War Records of Confederate Soldiers, 1861-1865: A. Y. Parker, 1862, 45<sup>th</sup> Division.

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797 **Parker, J. B.** **Died before Nov 19, 1898, intestate.**

Nov 19, 1898, County Court: The court had noted the death of J. B. Parker intestate. J. S. Parker had applied for and received Letters of Administration.

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798 **Parker, Sarah C. vs Parker, James R.** **Divorce**

Oct 19, 1899, Circuit Court: The court noted that the defendant had deserted his wife more than two years earlier and that the desertion was willful. The court dissolved the Bonds of Matrimony.

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799 **Pate, Henry Harrison** **Died Mar 12, 1888, intestate. [Cont'd from Vol. 6].**

Aug 3, 1896, County Court and Oct 18, 1897, Estate Settlements 4: W. [William] I. Pate, guardian for L. B. [Lorenzo], J. [John] H. and Mary Pate, minor children of H. H. Pate (deceased), made a settlement.

Dec 4, 1899, Estate Settlements 4: R. [Robert] L. Pate, trustee for W. I. Pate, the former guardian of L. B. Pate, a minor child of H. H. Pate (deceased), made a settlement. L. B. Pate signed for the entire balance.

Sep 6, 1901, Estate Settlements 4: W. I. Pate, guardian for J. H. Pate, minor child of H. H. Pate (deceased), made a settlement with the court. J. H. Pate was 21 years old and receipted for the entire balance.

Sep 6, 1901, Estate Settlements 4: W. I. Pate, guardian for Mary Pate, minor child of H. H. Pate (deceased), made a settlement with the court.

Mar 5 1904, Estate Settlements 5: R. L. Pate, trustee for W. I. Pate, the former guardian of Mary I. [Pate] Snell, a minor child of H. H. Pate (deceased), made a settlement. Mary Pate had receipted for her entire balance.

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800 **Pate, W. [William] I.** **Apr 12, 1895, Bastardy. [Cont'd from Vol. 6].**

May 5, 1896, County Court: State of Tennessee **vs** W. I. Pate. The defendant had appealed the previous decision of this court to the Feb term of the Circuit Court. The Circuit Court had affirmed the decision and returned the cause to the County Court to proceed with the execution of the judgment.

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801 **Patrick, Jemima [Smoot]** **Died before Aug 5, 1895, intestate. [Cont'd from Vol. 6].**

Feb 21, 1898, Estate Settlements 4: J. [James] R. Patrick, administrator, made a settlement with the court.

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Aug 31, 1900, County Court: The court noted that Zach Patrick died intestate. J. [James] R. Patrick applied for and received Letters of Administration.

Sep 23, 1900, County Court and Sep 22, 1901, Sep 22, 1901, Sep 5, 1902, Oct 12, 1903, Sep 9, 1904, Nov 19, 1904, Estate Settlements 4 & 5: The court appointed A. M. McKnight guardian for Vanderlyn Patrick, a minor child of Zach Patrick (deceased).

Rutherford Co., TN Marriages: Zach Patrick married Malissa McKnight on Oct 28, 1891.

Cripple Creek Cemetery, Floraton, Rutherford Co., TN: Zachery Lycurgus Patrick, born June 17, 1851, died Apr 26, 1900.

1880 U.S. Census: N. M. Patrick, 63; Jamima Patrick, 50; J. R. Patrick, 34 m; Zach Patrick, 29 m; J. C. Patrick, 25; M. P. Patrick, 22; T. P. Patrick, 22; L. C. Patrick, 19.

803 **Patterson, David R., Rev.** Died before Sep 7, 1885, intestate. [Cont'd from Vols. 5 and 6].

Feb 17, 1896, Feb 7, 1898, Jan 2, 1899, Mar 12, 1900, County Court and Jan 30, 1897, Jan 24, 1898, Feb 3, 1900, Estate Settlements 4: W. [William] A. Jones, Guardian of Essie Patterson, minor child of D. R. Patterson (deceased), made a settlement with the court.

July 3, 1896, Aug 17, 1896, Estate Settlements 4: George A. Brown, Guardian of Reese Patterson, a minor child of D. R. Patterson (deceased) made a settlement with the court.

Oct 20, 1900, Estate Settlements 4: W. A. Jones, Guardian of Essie Patterson, minor child of D. R. Patterson (deceased), made a final settlement with the court. Essie Patterson was 21-years of age.

804 **Patterson, Henrietta [Butler] (colored) vs Patterson, Joseph (colored)** Divorce

June 23, 1896, Circuit Court: The court had accepted the allegations in the original bill and dissolved the Bonds of Matrimony. The mother received custody of the five children mentioned in the bill.

Rutherford Co., TN Marriages: J. B. Patterson (colored) married Henrietta Butler (colored) on 7 Aug 1887.

805 - 806 **Patterson, John W.** Died Jan 7, 1902, intestate.

Jan 13, 1902, County Court: The court noted the death of J. W. Patterson intestate. W. [William] I. Patterson and R. B. Florida applied for and received Letters of Administration.

Jan 13, 1902, County Court: The court appointed commissioners to set apart to Mrs. M. E. [Mary "Mollie" Elizabeth Jordan] Patterson, the widow, assets necessary her support and her family for one year.

Mar 4, 1902, County Court: **J. W. Patterson had died on Jan 7, 1902, intestate.** M. E. Patterson, his widow, was entitled to dower and homestead out of his estate. At his death, the deceased owned the following tracts of land: 1. Home place consisting of two tracts, one 60 acres and another of 71 acres. 2. A tract of 146 acres. 3. Tract of 34 acres owned by J. W. Patterson and W. T. Mount as tenants in common.

Apr 18, 1902, County Court: The commissioners surveyed the home tract that contained 132.9 acres. They had set apart 54.9 acres including house and improvements for the widow's homestead. They had set apart the remainder of this tract, 78.8 acres, as the widow's dower.

Aug 8, 1902, County Court: **J. W. Patterson died on Jan 7, 1902.** He left the following children: M. [Margaret "Maggie"] L. [Patterson] Florida, daughter. W. [William] I. Patterson, son. Emma [Patterson] Kellow, daughter. J. [James] E. Patterson, son. Flora Patterson, daughter. Effie Patterson, daughter. Eva Patterson, daughter. Norene Patterson, daughter. Oscar and Willie Mount, children of Martha F. Mount, a daughter. His widow, Mrs. M. E. Patterson, previously had homestead and dower set aside for her. W. T. Mount had a one-half undivided interest in the 35-acre tract and was entitled to one-half of the proceeds. The clerk recommended

the sale of the property and a division of the proceeds among the heirs. J. W. Patterson made the following advancements during his lifetime. W. I. Patterson had received: a horse valued at \$75.00, a cow valued at \$25.00, a bed and stead worth about \$35.00, a saddle worth about \$5.00 and 3 sheep worth \$5.00. Martha Mount, mother of Oscar and Ollie Mount, had received: a horse worth \$75, a cow valued at \$25, bed and stead worth \$35.00, a saddle worth \$8.00, sheep worth \$5.00 and a trunk valued at \$3.00. Emma Kellon had received: a horse valued at \$50.00, a cow worth \$20.00, sheep valued at \$500, a saddle worth \$5.00, and a bed and stead worth \$25.00. Maggie Florida had received a horse valued at \$100, a cow worth \$25.00, sheep valued at \$5.00, a saddle and bridle for \$10.00, a bed and stead valued at \$35.00 and a trunk valued at \$3.00. The court had appointed the Clerk to sell the land.

Sep 15, 1902, Oct 9, 1902, County Court: The commissioner had offered at auction, Aug 30, 1902, two tracts of land. W. T. Mount purchased the 35-acre tract. R. B. Florida became the purchaser of tract #2.

Oct 10, 1903, County Court: The court appointed W. T. Mount guardian of J. [James] E. Patterson, minor child of J. W. Patterson (deceased).

Oct 17, 1903, County Court and Oct 27, 1904, Estate Settlements 5: The court appointed T. A. Huddleston guardian of Hattie and Norine Patterson, minor children of J. W. Patterson (deceased).

Oct 24, 1903, County Court: The court appointed R. B. Florida guardian of Flora Petterson, and Eva Patterson, minor children of J. W. Patterson (deceased).

Oct 26, 1903, County Court: W. T. Mount, father of Oscar and Ollie Mount, appraised the court that the fund going to his wards from the estate of J. W. Patterson (deceased) was less than \$150 each and requested the amount be turned over to him for their use. The court agreed.

Oct 15, 1904, County Court: M. E. Patterson and others **vs** J. E. Patterson and others. The administrator had \$99.81 on hand for distribution. Mrs. Kellow left only one child, Alton Kellow, as her heir at law. He was a minor about 9 years old. Since the sum was less than \$150 and did not justify appointment of a Guardian, the court ordered that the administrator pay the sum to M. E. Patterson, the grandmother of the child.

Oct 29, 1904, Estate Settlements 5: W. I. Patterson and R. B. Florida, administrators, made a final settlement.

Patterson Cemetery, Rutherford Co., TN: John W. Patterson, born Mar 14, 1843, died Jan 7, 1902. Spouse: Mary Elizabeth Patterson.

Rutherford Co., TN Marriages: John W. Patterson married Mollie E. Jordan, Jan 27, 1870.

1900 Rutherford Co., TN Census: J. W. Patterson, 58; Mary Elizabeth Patterson, 49; James Patterson, 15; Flora Patterson, 13; Effie Patterson, 11; Hattie Patterson, 9; Eva Patterson, 5; L[N]orene Patterson, 2.

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807      **Patterson, Susan C. [Moore]**                      **Died Nov 1, 1898, testate.**

Will dated Nov 1, 1898

**Item 1:** The testatrix directed the payment of all her debts and funeral expenses by her executor as soon after her death as practicable. **Item 2:** The testatrix gave to her husband, Albert S. Patterson, the 80-acres tract of land she was living on in the 17<sup>th</sup> Civil District. W. R. Overall and others conveyed the tract to her on Oct 25, 1884. She gave him authority to dispose of the land as he saw fit. The testatrix authorized her executor to make as necessary deeds of conveyance to secure her husband a good title to the land. The testatrix nominated her husband, A. S. Patterson, as executor of her will without bond and requested him to accept this appointment.

Oct 17, 1899, County Court: The ordered the will recorded and filed.

Oct 20, 1899, County Court: A. S. Patterson, the executor nominated in the deceased's will, had come into court and executed a bond for \$250 qualifying as executor.

Patterson Cemetery, Rutherford Co., TN: Susan Claire Patterson, born 17 Nov 1862, died 1 Nov 1898.

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808 **Patton, Caroline [Henderson] (colored)** **Died between Jan 28 and Feb 15, 1897, testate.**

Note: It is assumed that all named are colored.

Will dated Jan 28, 1897.

The testatrix wanted her funeral expenses paid immediately. She gave her grandson, Boyd Anderson, one horse and wagon, a trunk, and one bedstead with bed and clothing for it. She also gave him all her real estate and whatever hogs she had on hand when she died. The testatrix gave her grandson, Walter Anderson, one small feather bed. The testatrix gave her daughter, Mariah Richardson, her large wash kettle, an ash table, pine trunk and a brown linen dress. The testatrix gave Alexander Coleman her cooking stove, utensils, one bed tick, three pillows and four quilts. The testatrix gave her granddaughter, Tea Wade, one washstand, a willow basket and a white counterpane. The testatrix gave her granddaughter, Hattie Wade, a bed tick and three new quilts. The testatrix gave her son, Joe Wade, a tool chest. The testatrix gave her granddaughter, Callie Goodwin, a looking glass. The testatrix divided the remainder of her property between her two granddaughters, Tea Wade and Hattie Wade. The testatrix appointed Z. [Zack]T. Dismukes [white] as her executor.

Feb 15, 1897, County Court: The court received the purported will of Caroline Patton (deceased) for probate. Testimony of a subscribing witness validated the will and the court ordered the will recorded and filed.

Rutherford Co., TN Marriages: Allen Patton married Caroline Henderson, Feb 7, 1878, Rutherford Co., TN.

1880 Rutherford Co., TN Census: [all colored] Allen Patton, 70; Caroline Patton, 54; Molly Coleman, 27 dau; Cary Coleman, 9 gdau; Alex Coleman, 7 gson; Walter Anderson, 5 gson; Boyd A. Anderson, 3 gson.

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809 **Patton, Mrs. Eliza (colored)** **Died between Aug 24, 1895 and Mar 31, 1896, testate.**

Will dated Aug 24, 1895.

**First:** The testatrix directed the prompt payment of her funeral expenses and all debts should she have any. She had no debts as of the date of the will except a doctor's bill. **Second:** The testatrix had purchased on July 29, 1892 from H. [Henry] L. Fox and wife, Betty Fox, a house and lot in 3<sup>rd</sup> Ward. The registration of deed was in Book 33 page 518. The testatrix had paid all but \$150 of the purchase money. The testatrix directed if she died before payment of the balance of the purchase money, the house and lot went to her baby boy, Ananias Patton (colored), for his own use and benefit to him and his heirs. The testatrix directed that if there was an unpaid balance and there was insufficient money to pay the balance out of her estate, Ananias Patton was to work and pay off the balance. Upon payment of the lien, he was to have the entire property. If Ananias for any reason failed to pay off the balance due on the house and lot, the testatrix wanted the house sold to pay off the balance due at the date of sale. If the house and lot brought more than the balance due, she directed her executor pay the excess over to Ananias Patton provided he was 21. If he was not of age, she directed her executor to lend the money out at interest and pay the interest to Ananias Patton. When he was 21, he was to receive the house and lot. For this purpose, the testatrix authorized her executor to rent out the house and lot and after paying taxes. The testatrix appointed J. [Jesse] W. Sparks [lawyer] as her executor without bond. She also desired that her executor be the guardian of Ananias Patton.

Mar 31, 1896, County Court: The court received the will of Eliza Patton (colored) for execution. The court ordered it recorded and filed. J. W. Sparks, the nominated executor, was in Mexico.

Mar 31, 1896, County Court: J. W. Sparks had filed a written relinquishment of his right to qualify as executor. Since she had been dead for over six months, the Public Administrator by virtue of his office requested that he administer the estate. The court agreed.

June 2, 1896, County Court: The Public Administrator requested the court appoint a guardian ad litem for Ananias Patton, minor child of Eliza Patton (deceased).

June 6, 1896, County Court: Defendants Florence Patton (colored) and H. L. Fox had not appeared in court and the court decreed the complaints bill confessed and the case set for hearing ex parte.

Aug 24, 1896, County Court: C. [Charles] R. Holmes, administrator vs Ananias Patton and Florence Patton.

The deceased had no personal property. She had a house with a lien of \$103.75 and other debts totaling \$48.75 plus interest. The clerk recommended the sale of the house and lot to pay the debts.

Dec 18, 1896, County Court: C. R. Holmes, administrator **vs** Ananias Patton and others. The clerk auctioned the house and lot sold to C. F. Cox. After expenses, the remainder went to the guardian of Ananias Patton.

Mar 8, 1897, County Court: C. R. Holmes, administrator of Eliza Patton (deceased) **vs** Ananias Patton and others. The court dismissed the lien on the land.

Rutherford Co., TN Marriages: Miles Patton (colored) married Eliza Patton (colored), Aug 13, 1871.

1880 Rutherford Co., TN Census: [all colored] Miles Patton, 46 AL; Eliza Patton, 45 AL wife; Florence Patton, 12 dau; Loumittie Patton, 9 dau; Miles Patton, 6 son; Ananias Patton, 1 son.

U.S. Colored Troops Military Service Records, 1863-1865: Miles Patton, age 24, born Lauderdale Co., AL, 14<sup>th</sup> U.S. Colored Infantry.

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810     **Payne, Mrs. I. J.**             **Died before Sep 21, 1903, intestate.**

Sep 21, 1903, County Court: The court appointed E.M. Holmes guardian of Fannie Bell Holmes, Willie Bell Holmes, and W. P. Nichol, minor children of W. F. Holmes, D. E. Holmes and J. W. Nichol and legatees of Mrs. I. J. Payne (deceased).

May 28, 1904, Inventory: The guardian of the minor heirs of the deceased submitted an inventory of the personal estate of the deceased showing \$857 in notes due.

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811     **Pearce, Eddie (colored)**             **Died before Oct 20, 1903, intestate.**

Oct 20, 1903, County Court: The court noted the death of Eddie Pearce (colored) intestate. Fannie Pearce (colored) applied for, received Letters of Administration.

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812     **Pearcy, T. [Thomas] J.**             **Died Jan 13, 1903, intestate.**

Jan 24, 1903, County Court: The court noted that T. J. Pearcy had died intestate. C. [Charles] M. Pearcy applied for and received Letters of Administration.

Tune Cemetery, Lascasas, Rutherford Co., TN: T. J. Pearcy, born Apr 3, 1845, died Jan 13, 1903, and wife, Sarah E. Pearcy, born Nov 14, 1849, died Jan 31, 1925.

Rutherford Co., TN Marriages: Thomas J. Pearcy married Miss Sarah E. Tune on 2 Feb 1871.

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813     **Pearson, B. F.**                     **Died before Mar 1, 1897, intestate.**

Mar 1, 1897, County Court: The court noted the death of B. F. Pearson intestate. J. C. Todd applied for and received Letters of Administration.

May 24, 1897, County Court: The administrator presented a sale list of personal property to the court.

Sep 28, 1897, County Court: The court directed the clerk to determine the following: The amount of assets, that B. F. Pearson (deceased) had when he died. Whether the real estate was encumbered. The amount of unpaid debts filed against the estate.

Nov 3, 1897, County Court: J. C. Todd, administrator **vs** Jimmie Pearson et al. After depositions from several people, the clerk reported the personal estate of B. F. Pearson (deceased) amounted to \$21.75 and had owned a 43-acre tract lying in the 4<sup>th</sup> C.D. of Bedford Co., TN and the 20<sup>th</sup> C.D. of Rutherford Co.. A purchase money debt that with interest totaled \$317.16 encumbered the real estate. As to the rights of Jimmie Pearson to a homestead, no homestead assignment was possible as long as the land had an encumbrance. Jimmie Pearson was the only child and there was no widow. The clerk recommended the sale of the land in one piece.

Dec 23, 1897, County Court: J. C. Todd, administrator and others **vs** Jimmie Pearson and others. The clerk reported he had sold the land at auction. W. A. Powell purchased the land.

Feb 4, 1901, County Court: J. C. Todd, administrator, made a final settlement. The estate has a zero balance.

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814     **Pearson, William (colored)**                     **Died before Oct 24, 1904, intestate.**

Oct 24, 1904, County Court: The court noted the death of William Pearson intestate. S. E. Pearson (colored) applied for and received Letters of Administration.

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815     **Peay, Mrs. Nancy D.**                             **Died before Sep 14, 1899, intestate.**

Sep 14, 1899, County Court and Nov 14, 1902, Estate Settlements 5: The court appointed B. [Burr] F. Paty as guardian of Paty Guffin, a minor child of J. T. Guffin and heir at law of Mrs. Nancy D. Peay (deceased).

Travis Co., TX Death Certificates: Paty L. Guffin, born 27 Oct 1881 TN, died 24 Oct 1931, son of J. T. Guffin

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816     **Peebles, M. H. [Milton Harvey]**                     **Died 20 June 1897, intestate.**

Aug 6, 1898, County Court: The court noted the death of M. H. Peebles intestate. S. W. [Samuel Warmuth] Peebles applied for and received Letters of Administration.

Nov 15, 1902, Estate Settlements 5: S. W. Peebles, administrator, made a final settlement with the court.

Nelson-Peebles Cemetery, Rutherford Co., TN: Milton Harvey Peebles, born 11 Dec 1871, died 20 Jun 1897.

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817     **Peebles, Samuel Watkins**                             **Died Sep 2, 1897, intestate.**

Sep 8, 1897, County Court: The court noted the death of S. W. Peebles intestate. D. [David] M. [Mitchell] Peebles applied for and received Letters of Administration for the deceased's estate.

Oct 19, 1897, Inventory: The inventory submitted by the administrator contained over \$1000 in notes due.

Sep 11, 1901, Estate Settlements 4: D. M. Peebles, administrator of S. W. Peebles (deceased), made a final settlement with the court. The estate was distributed as follows: H. J. Warmuth and wife; L. [Leonard] P. Peebles; H. L. Overall and wife; John P. Miles and wife, Anna [Nelson]; John P. Miles, Guardian for Kittie Nelson; Henry Gregory for Cleburn Nelson; Eliza Nelson and husband, [Hugh Macey]; D. [Daniel] M. Nelson; Sammie P. Nelson; R. [Robert] Ernest Nelson; Weakley Nelson & wife; D. M. Peebles (executor's share).

Dec 3, 1904, Chancery Court: D. M. Peebles and others **vs** Kittie Nelson and others. The C & M recommended the ratification of the trades alleged in the bill. Each of the defendants owned 1/40<sup>th</sup> of the lands in the bill as heirs of Samuel W. Peebles (deceased) and a fair price for each share did not exceed \$100. Kittie Nelson lived with her sister near Smyrna, Tennessee. D. M. Nelson was a person of unsound mind, and lived with his sister, Miss Mary Nelson, who acts as head of the family. Mary Nelson was the oldest, the other members of the family except Kittie and D. M. Nelson had moved away. The income from the farm was insufficient for Mary to feed and clothe D. M. Nelson and she needed the \$100 from her share. The C & M recommended ratification of the trades and the payment of \$100 to Mary Peebles for use at her discretion. The court ratified the trades.

Nelson-Peebles Cemetery, Rutherford Co., TN: Samuel Watkins Peebles, born Dec 11, 1857, died Sep 2, 1897. Father: Isham R. Peebles. Mother: Sarah Ann Peebles.

Rutherford Co., TN Marriages: Miss Nancy Peebles married D. M. Nelson on 15 May 1860.

1900 Rutherford Co., TN Census: Mary Nelson, 39 head; Dan M. Nelson, 29 brother; Maggie Nelson, 22 sister; Robert E. Nelson, 20 brother; Cleburn Nelson, 17 brother; Kittie V. Nelson, 14 sister.

1880 Rutherford Co., TN Census: Isham Peebles, 70; Sally Peebles, 56; Mitch Peebles, 30; Samuel Peebles, 28.

1850 Rutherford Co., TN Census: Isham R. Peebles, 40; Sarah M. Peebles, 26; Nancy Peebles, 10; Daniel V. Peebles, 8; Mary Peebles, 6; Leonard P. Peebles, 4; Isham R. Peebles, 2; Infant Peebles, 0 m.

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818     **Pemberton, James D.**                     **Died July 30, 1894, intestate. [Cont'd from Vol.6].**

Nov 16, 1896, Jan 18, 1897, Estate Settlements 4: A. [Annie] R. Pemberton and G. [George] D. Pemberton, administrators of the deceased's estate, made a settlement with the court.

Mar 2, 1897, County Court: Annie R. Pemberton and others **vs** Burley Pemberton and others. The clerk reported that George D. Pemberton and Harry L. Todd, the purchasers of the land, had paid their last note.

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819     **Perkins, Florence E. [Ewing - Fletcher]**                     **Died before July 8, 1896, intestate.**

July 8, 1896, County Court: The court had noted the death of Florence Perkins intestate. D.[Dan] P. Perkins applied for and received Letters of Administration.

Nov 30, 1896, County Court: The administrator presented an inventory and sale list.

Jan 20, 1899, Estate Settlements 4: D. P. Perkins, administrator, made a final settlement with the court.

Jan 20, 1899, Estate Settlements 4: D. P. Perkins, trustee for Rebecca and Sarah Perkins, minor children of Mrs. Florence Perkins (deceased), made a settlement of the trust fund turned over to him by the Honorable E. H. Ewing, former trustee of Mrs. Florence E. Perkins (deceased).

Jan 31, 1899, County Court and Jan 31, 1900 Estate Settlements 4: The court appointed Charles F. Perkins guardian of Rebecca Perkins and Sarah Lou Perkins. In Jan 1900 the guardian noted that Rebecca Perkins had become Mrs. James B. Sparks. J. B. Sparks and wife receipted for the balance.

Feb 6, 1901, Estate Settlements 4: Charles F. Persons, guardian for Mrs. Sarah Harrison, (formerly Miss Sarah Perkins). Levert Harrison and wife had signed a receipt for the full balance.

Rutherford Co., TN Marriages. Daniel P. Perkins married Mrs. Florence Fletcher on May 21, 1873. Andrew J. Fletcher married Florence Ewing on 2 Oct 1866.

1880 Rutherford Co., TN Census: Dan P. Perkins, 40; Florence, 38; Mary Perkins, 18; Morgan Perkins, 16; Charles Perkins, 14; Jennie Perkins, 12; Katie Perkins, 8; Rebecca Perkins, 2; Sarah L. Perkins, 5 mo.

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820     **Pickett, Joe (colored) vs Pickett, Mariah (colored)**                     **Divorce.**

Oct 2, 1897, Circuit Court: The defendant had deserted her husband and stayed away for over two years. The court dissolved the Bonds of Matrimony. The court divested all rights, title and interest of Mariah Pickett (colored) in and to the house in the 6<sup>th</sup> Ward of Murfreesboro, and vested in Joe Pickett absolutely.

Feb 2, 1901, Chancery Court: Martha Woods (colored) **vs** Annie Pickett (colored) and others. Joe and Mariah Pickett were husband and wife. They took possession of a lot as tenants in entirety. They were divorced in the Circuit Court during Oct term, 1897. The divorce decree vested ownership of the lot as tenants in common. Mariah Pickett had conveyed her one-half interest to Martha Woods for life, with remainder to Ethyl Clark. The court confirmed that Martha Woods, for life, was the owner of the property with the remainder to Ethyl Clark. Annie Pickett, the surviving widow of Joe Pickett (deceased), owned the other one-half. Ben Pickett (colored) was his only heir at law. The court recommended selling the lot for division among those entitled, The complainant and the defendant had entered into a provisional agreement whereby Annie Pickett occupied and used the South room of the building and the southern one-half of the lot and Martha Woods used and occupied the North room of the building and the northern one-half of the lot. The court ratified the agreement.

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821 **Pierce, Ophelia [Carter] vs Pierce, David E. Divorce.**

Oct 16, 1902, Chancery Court: The defendant was guilty of cruel and inhuman treatment against the complainant that it was unsafe for her to cohabit with him. The defendant had offered such indignities to her person as to render her condition intolerable. The defendant had abandoned her and refused to provide for her. The court dissolved the Bonds of Matrimony. The court also divested all rights of the defendant to a small tract that the couple had purchased Oct 9, 1895. The court vested it in the complainant as alimony. The defendant had previously deeded his share of a 15-acre tract purchased in Aug 26, 1902 to his wife, valued at \$500. Complainant also received all the crops growing as additional alimony. There were 9 acres of corn, 2 acres of cotton, and an acre of sweet potatoes. She also received the following personal property: One cow and calf, all harness and farming utensils. Complainant received custody to Ruby V. M. Pierce, daughter.

Lake Co., OH Marriages: David E. Pierce married Ophelia Carter on 26 Jun 1867.

1900 Rutherford Co., TN Census: D. E. Pierce, 59; Ophelia Pierce, 60 wife; Ruby V. Pierce, 16 dau.

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822 **Piling, Franklin Wallace vs Piling, Bertha Ellis Divorce**

Feb 23, 1900, Circuit Court: The court accepted the testimony in open court that the defendant had deserted her husband and had refused to come to TN and live with him. The court dissolved the Bonds of Matrimony.

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823 **Pinckard, James B. Died Dec 2, 1900, intestate.**

Dec 29, 1900, County Court: The court noted the death of James B. Pinckard intestate. Miss Sally B. Pinckard applied for and received Letters of Administration.

Feb 24, 1904, Estate Settlements 5: Mrs. S. B. Jordan, formerly Miss S. B. Pinckard, made a final settlement.

Rutherford Co., TN Marriages: James B. Pinkkard married Emma Morton Apr 5, 1874.

U. S. Civil War Soldier Records and Profiles, 1861-1865. James B. Pinckard, enlisted in Confederate Army on May 1, 1861 at a private in Company F, 2<sup>nd</sup> Infantry.

Mt. Tabor Church Cemetery, Rutherford Co., TN: James B. Pinckard, born May 1, 1840, died Dec 2, 1900. Sarah M. Pinckard, born 14 Apr 1848, died 28 Feb 1892.

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824 **Pinkerton, George (colored) State Industrial School**

Oct 10, 1903, County Court: The court directed that George Pinkerton (colored), a boy of 9 years old, be placed in the State Industrial School and held there at the expense of the State of Tennessee.

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825 **Pinkston, Lula (colored) vs Pinkston, Steve (colored) Divorce**

Oct 29, 1900, Circuit Court: The complainant had willfully deserted his wife and stayed away for over two years. He had also committed adultery and had contacted a venereal disease. The court dissolved the Bonds of Matrimony that had existed between the couple.

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826 **Pitts, Anderson vs Pitts, Eliza Divorce.**

Apr 22, 1904, Chancery Court: The defendant had abandoned her husband and was living the life of a lewd woman. The court dissolved the Bonds of Matrimony that had existed between the couple.

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827 **Pitts, Elizabeth E. [North]**

**Died before Apr 23, 1896, intestate.**

Apr 23, 1896, County Court: The court noted the death of Elizabeth E. Pitts intestate. W. A. Hoskins applied for and received Letters of Administration.

July 3, 1896, Inventory: Inventory showed \$937.25 in notes due.

Jan 20, 1897, County Court: The administrator presented an inventory and sale list.

Dec 21, 1898, County Court: W. A. Haskins, administrator of E. E. Pitts (deceased) made a final settlement .

Rutherford Co., TN Marriages: Anderson Pitts married Elizabeth North, Mar 1, 1864.

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828 **Pitts, John**

**Died Feb 8, 1891, intestate. [Cont'd from Vol. 6].**

Mar 12, 1896, County Court: John A. Collier, guardian of Mary E. and Benjamin H. Pitts, minor children of John Pitts (deceased), made a settlement with the court.

Aug 17, 1896, County Court and July 1, 1896, Sep 17, 1897, Nov 21, 1898, Feb 15, 1900, Mar 9, 1900, Estate Settlements 4: Rufus Pitts, guardian of William A. Pitts, minor of John Pitts (deceased), made a settlement.

Nov 17, 1896, County Court: Rufus Pitts had been appointed guardian for Mary E. and Benjamin H. Pitts, minor children and heirs of John Pitts (deceased). John A. Collier, their former guardian had died.

Nov 20, 1896, Sep 17, 1897, Nov 23, 1898, Feb 15, 1900, Jan 31, 1901, Estate Settlements 4: N. C. Collier, who was in his lifetime guardian of Mary E. and Benjamin H. Pitts, minor children and heirs of John Pitts (deceased), made a settlement. Rufus Pitts, present guardian of Mary E. Pitts and Benjamin H. Pitts.

Dec 21, 1896, County Court: N. C. Collier, administrator of John A. Collier (deceased), who was in his lifetime guardian of Mary E. and Benjamin H. Pitts, minor children of John Pitts (deceased), made a final settlement.

Apr 20, 1901, Estate Settlements 4: Jan 21, 1902, County Court: Rufus Pitts, guardian for Mrs. Mary Tucker, (formerly Miss Mary E. Pitts), a minor child of John Pitts (deceased), made a final settlement with the court.

Jan 21, 1902, Jan 30, 1903, Jan 21, 1904, Estate Settlements 4 & 5: Rufus Pitts, guardian of Benjamin H. Pitts, minor child of John Pitts (deceased), made a settlement with the court. Benjamin had a balance of \$831.36.

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829 **Pitts, Lizzie [Dillon] vs Pitts, Anderson**

**Divorce**

June 24, 1898, Circuit Court: The court found that the defendant had been guilty of cruel and inhuman treatment towards his wife so that it was unsafe for her to cohabit with him. He had abandoned her and refused to provide for her. The court dissolved the Bonds of Matrimony and restored her maiden name of Lizzie Dillon.

Rutherford Co., TN Marriages: Anderson Pitts married Miss Lizzie Dillon on 5 Feb 1898

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830 **Pitts, William Pierce**

**Died Dec 3, 1887, intestate.[Cont'd from Vol. 6].**

Feb 20, 1896, Mar 14, 1903, County Court and Feb 15, 1897, Oct 21, 1897, Estate Settlements 4: Mrs. Cora [Brown] Pitts, guardian of Murrel Pitts, a minor child of W. P. Pitts (deceased), made a settlement with the court.

Aug 1, 1902, Mar 1, 1904, Estate Settlements 5: Mrs. Cora [Brown - Pitts] Odom, formerly Pitts, guardian of Murrel Pitts, a minor child of W. P. Pitts (deceased), made a settlement with the court.

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831 **Powell, Mrs Sallie S.**

**Died before Dec 3, 1883, testate. [Cont'd from Vol. 6].**

Sep 15, 1896, Mar 11, 1898, Estate Settlements 4: J. [John] C. Haley, guardian of Clarence Haley, his own child and minor heir at law of S. S. Powell (deceased), made a settlement with the court.

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Feb 3, 1896, County Court: D. T. [Thomas] Prater and others **vs** W. [William] J. Prater and others. The court ordered the court clerk to determine how much land Cealy [Jacobs] Prater (deceased) had owned at her death, whether to partition in kind among the heirs or whether it needed to be sold for partition.

Feb 4, 1896, County Court: D. T. Prater and others **vs** W. J. Prater and others. The complainants and defendant W. J. Prater each owned 1/8<sup>th</sup> interest in the land and Willie Gray Prater, D. [Doctor] L. Prater and General Thomas Prater each jointly own 1/8<sup>th</sup> interest. The land was not susceptible to partition and the court clerk recommended sale. The court appointed the court clerk to auction the land. The court ordered the clerk to pay J. M. Bennett \$25 and all the costs and to pay Ed Smith \$10 as guardian ad litem.

Apr 6, 1896, County Court: The clerk auctioned for the land but no one would bid the minimum set by the court.

Aug 10, 1896, County Court: The court reduced the price and directed the clerk to try again to auction the land.

Nov 2, 1896, County Court: The land sold to Edward Prater who transferred his bid to J. F. Bush who complied with the terms of the sale. There were 158 acres. The court divested all title and interest in said property from the following: D. T. [Thomas] Prater; C. L. Keith and wife, Susan [Prater] Keith; Andrew Todd and wife, Mattie [Prater] Todd; John T. Kelton and wife, Amanda [Prater] Kelton; John M. Bennett and wife, Texana [Prater] Bennett; W. [William] J. Prater; Willie Gray Prater; D. [Doctor] L. Prater; General Thomas Prater.

Dec 21, 1897, Estate Settlements 4: W. J. Prater, administrator, made a settlement with the court.

Oct 10, 1898, County Court: D. T. Prater and others **vs** W. J. Prater and others. The last payment of the purchase money, a note for \$365.54, was unpaid. The court ordered a resale of the land.

Nov 4, 1898, County Court: D. T. Prater and others **vs** W. J. Prater and others. The purchaser of the land had defaulted on the last payment and the court ordered the land sold to enforce the lien and for collection of the balance of the purchase money. The clerk resold the land and Mrs. Celia E. [Prater] Bush purchased the land. The court divested rights and title from John F. Bush and vested it in Mrs. Celia E. Bush.

Mar 4, 1899, County Court: D. T. Prater and others **vs** W. J. Prater and others. The clerk who had sold the land reported that he had collected all the purchase money. Per court order, he had distributed the fund as follows: Mollie A. Lowe; Texana Bennett and husband; Susie Keith and husband; Mattie Todd and husband; J. W. Mankin, Guardian of Willie Gray Prater, Doctor L. Prater and General Thomas Prater; A. E. Kelton and husband; J. F. Bush, the purchaser of the shares of W. J. Prater; D. T. Prater.

1880 Rutherford Co., TN Census: Thomas Prater, 69; Celia Prater, 63; D. T. Prater, 22; Texana Prater, 20; General Prater, 19; Mattie Prater, 16.

1870 Rutherford Co., TN Census: Thomas Prater, 56; Hellen Prater, 52; D. Thomas Prater, 14; Texana Prater, 12; General Prater, 10; Mattie Prater, 7.

1850 Rutherford Co., TN Census: Thomas Prater, 35; Celia Prater, 32; William J. Prater, 12; Amanda E. Prater, 7. Prater, 7; Susan F. Prater, 7; Mary Prater, 5; Sarah Prater, 0.

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833      **Prater, General Thomas**                      **Died before Dec 10, 1898, intestate.**

Dec 10, 1898, County Court and Dec 28, 1899, Estate Settlements 4: J. W. Mankin was appointed guardian of Willie Gray, Leslie and General Thomas Prater, minor children of General Prater (deceased), and heirs at law of Thomas Prater (deceased).

Feb 27, 1904, County Court: W. H. Robison was appointed guardian for Willie Gray, Leslie and General Thomas Prater, minor children of General Prater (deceased), and heirs at law of Thomas Prater (deceased).

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834      **Pruettt, Francis Marion**                      **Died April 29, 1900, testate.**

Will dated Sep 2, 1898.

**First:** The testator directed the payment of his funeral expenses and debts as quickly as possible. **Second:** The testator gave his wife, M. C. [Mary Catherine Davis] Pruettt, all his household and kitchen furniture, moneys

and personal property of all kinds that he owned at his death after the payment of funeral expenses and debts. **Third:** The testator gave his wife, M. C. Pruett, all the home tract of land except the part he had conveyed to his son, O. [Oscar] W. Pruett, trustee, during her natural life. **Fourth:** After the death of the testator's wife, M. C. Pruett, his children, Mattie [Pruett] White, Nettie [Pruett] Livingston, and O. W. Pruett were each to receive \$200 to make them equal to the other children, Alice [Pruett] Sims and Fannie [Pruett] Mosely. The testator then directed the equal division of all his property and effects among all the children listed above or their heirs. **Lastly:** The testator nominated his wife, M. C. Pruett to be his executrix without bond.

May 21, 1900, County Court: The court directed the will be recorded and filed.

Hazel Cemetery, Bell Buckle, Bedford Co., TN: Francis Marion Pruett, born 28 Apr 1828, died 22 Apr 1900, and wife, Mary Catherine Pruett, born 23 Jun 1836, died 27 Nov 1912.

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835     **Pryor, Mrs. W. L.**     **Date of death unknown.**

Apr 8, 1901, Chancery Court: State of Tennessee **vs** Mrs. W. L. Pryor and George Leach, agent, and J. L. Pryor. The C & M advertised to sell a lot belonging J. L. Pryor and Mrs. W. L. Pryor and the heirs of Mrs. W. L. Pryor if there were any, and George Leach, agent of Mrs. Pryor for the taxes due. George I. Leach purchased the lot. The court divested title from J. L. Pryor, George Leach, agent for Mrs. Pryor and the heirs of Mrs. W. L. Pryor and vested it in George I. Leach.

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836     **Primm, Mary Elizabeth [Jackson]**     **Died circa Oct 16, 1886, testate. [Cont'd from Vol.5 & 6].**  
         **Primm, John Garrett**     **Died November 25 1886, testate [Cont'd from Vol. 6]**

Mar 12, 1896, Mar 7, 1898, County Court and Mar 3, 1897, Feb 24, 1898, Jan 9, 1903, Estate Settlements 4 & 5: R. W. Read, guardian of Eva Squires Read, his own child and legatee of Mary E. J. Primm (deceased), made a settlement with the court.

Aug 3, 1896, Apr 8, 1897, June 14, 1897, June 6, 1898, Feb 9, 1900, County Court May 27, 1897, May 31, 1898, Dec 6, 1898, Dec 1, 1899, June 24, 1901, Estate Settlements 4: Morris Crass, guardian of Dovie Squires Primm, a minor legatee of John G. and Mary E. J. Primm (deceased), made a settlement with the court.

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837 - 839     **Puckett, James F.**     **Died Mar 11, 1903, intestate.**  
         **[Evergreen Cemetery, Murfreesboro, TN: James F. Puckett, 20 Oct 1842 - 11 Mar 1903.]**

Sep 9, 1903, Chancery Court: Favor Cason, administrator of James F. Puckett (deceased), and of Favor Cason and wife, Mrs. Mary H. [Tharp] Cason, residents of Wilson C., TN, and of J. I Moore and J. F. Moore, Kentucky **vs** [The defendants were the living parties in the genealogy below based on census records and information in the court documents]

Francis [Frank] Puckett, Sr., 1780 VA - circa 1850 Wilson Co., TN m. 1<sup>st</sup> Nancy Jones, 1785 - 1839

A. Washington Puckett, 1805 - before 1850, m. 1827 Wilson Co., TN, Frances Puckett

1. Mary Ann "Polly" Puckett, 1826 - 1901 Clark Co., MO, m. ? Jones
2. Robert Madison Puckett, 1829 - 1878 Marshall Co., KY
  - a. Bettie Puckett, m. John W. Templeton, OK Terr.
3. Lucy Elizabeth Puckett, 1835 - 1884 Wilson Co., TN, m. ? Matthews
  - a. Mary F. Matthews, Weakley Co., TN
  - b. Amanda Matthews, m. John Adams, Wilson Co., TN
  - c. Robert J. Matthews, Wilson Co., TN
  - d. Sophronia Matthews, m. ? Bryant, Rutherford Co., TN

B. Patrick R. Puckett, 1806 - , TN, m. Wilson Co., TN, Martha Cocke

1. John R. Puckett, 1834, before 1903, in LA
  - a. Homer S. Puckett
  - b. John C. Puckett
  - c. Kearney B. Puckett

- d. Charlie J. Puckett
- e. R. S. Puckett, son
- 2. Mary Elizabeth Puckett, 1838, m. J. F. Scott, of Madison Co., TN
- 3. Alice Puckett, 1852, m. C. H. Edwards, of Madison Co., TN
- 4. Martha Emily Puckett, 1856 - before 1903, m. ? Kimbrell, of Madison Co., TN
  - a. Cora P. Kimbrell
  - b. Barney Kimbrell, minor in 1903
  - c. Alexander Kimbrell, minor in 1903
- C. Lucy P. Puckett, 1807 - 1866 Wilson Co., TN, m. James S. Bailey
  - 1. Manilla Bailey, 1831 - 1917 Wilson Co., TN, m. John Bass
  - 2. Catherine Bailey, 1836 - 1905 Davidson Co., TN
  - 3. James William Bailey, 1838 - 1908 Davidson Co., TN
  - 4. Robert A. Bailey, 1840 - 1908
- D. Elizabeth A. Puckett, 1811 - 1894 Wilson Co., TN, m. 1<sup>st</sup> William Bailey  
m. 2<sup>nd</sup> Richard Womack, 1793 - 1861 Wilson Co., TN
  - 1. Jane Bailey, m. 1850 Wilson Co., TN, Elias Bass - Child: Crawford Bass
  - 2. Nancy Elizabeth Bailey, m. 1865 Rutherford Co., TN, John N. Williams
    - a. Carrie Williams, m. James Dement
    - b. William M. Williams
    - c. James J. [Justin] Williams
  - 3. Sophronia A. Womack, 1842 - 1900 Coryell Co., TX m. Joseph S. Nettles
    - a. Rebs Crawford Nettles
    - b. Maud Nettles, m. W. D. Sherill
    - c. Christie Nettles, m. William Davenport
  - 4. Sallie Womack, 1846 - ? - Daughter, Virgie, m. Charlie Jones, Wilson Co., TN
  - 5. Frank Womack, 1848 - died before 1903
    - a. Emma Womack, m. Samuel Thompson, Wilson Co., TN
    - b. Arthur Womack, TX
    - c. Laura Womack, m. ? Lovelady, TX
    - d. A. R. Womack, son, TX
    - e. Fannie Womack, m. ? Williams, OK Terr.
    - f. Minnie Womack, minor in TX
    - g. Douglas Womack, minor in TX
    - h. Estelle Womack, minor in TX
  - 6. William Campbell "Reps" Womack, 1851 - 1893 Wilson Co., TN
    - a. Howell Womack
    - b. Homer Womack, TX
    - c. Austin Womack, TX
    - d. John Womack, TX
    - e. Kittie Womack, m. William Whitehead, Wilson Co., TN
    - f. Rosa Womack, minor in 1903
    - g. Elizabeth Womack, minor in 1903
    - l. George Womack, minor in 1903
    - j. John Reps Womack, minor in 1903
  - 7. Russell Womack, 1853 - died before 1903
    - a. Crissie Womack, m. ? Braswell - Daughter: Sallie Christina Braswell
    - b. Bettie Womack, m. ? Smith, TX
    - c. Richard Womack, TX
    - d. Bratton Womack, TX
    - e. Agnes Womack
- E. Caroline Lewis Puckett, 1811 - 1852 Montgomery Co., IN, m. George Washington Hynds, 1800 - 1846  
m. 2<sup>nd</sup> Christopher R. Clark, 1802 - 1880 Weakley Co., TN
  - 1. Benjamin Davis Hynds, 1839 - 1891 Cleburne Co., AR

- a. Parthenia Hynds, m. Joseph Frazier, Weakley Co., TN
  - b. Mollie Hynds, m. Napoleon Damron, Obion Co., TN
  - c. Fannie Hynds, m. James Holly, AR
  - d. Eunice Hynds, died before 1903, m. Charlie Bone
    - (1) Dennie Bone, age 12 in 1903
    - (2) Ernest Bone, age 10 in 1903
  - e. Wilfred F. Hynds, minor in 1903
  - f. Mattie Hynds, minor in 1903
  - g. Leola Hynds, minor in 1903
  - 2. Francis "Frank" Puckett Hynds, 1839 - 1907 Cleburne Co., AR
  - 3. Frances Selena Clark, 1850 - 1920 Weakley Co., TN, m. C. H. Hynds
  - F. Nancy T. Puckett, 1819 - 1887 Gibson Co., TN, m. Benjamin A. Latimer, 1812 - 1900
    - 1. John M. Latimer, 1849
- Francis [Frank] M. Puckett, Sr., m. 2<sup>nd</sup> 8 Apr 1839, Wilson Co., TN, Dosha Tharp, 1806 - 1887 Wilson Co., TN
- G. Martha Lewis Puckett, 1839 - 1893, m. William Gilliam Moore, 1835 - 1899
    - 1. James Ivy Moore, 1860 - 1939 Hopkins, KY
    - 2. John F. Moore, 1866
  - H. James F. Puckett, 1840 - 1903 never married
  - I. Henry C. Puckett, 1842 - Rutherford Co., TN, m. Harriet B. Quarles, 1847 - 1910 Rutherford Co., TN
    - 1. Hugh G. Puckett, 1864
      - a. Lily Puckett, minor in 1900
      - b. Walter Puckett, minor in 1900
    - 2. William F. Puckett, 1865, resident of MO
    - 3. Mary H. Puckett, 1866, m. Joe Koonce, resident of Pemiscot Co., MO in 1900
    - 4. John A. Puckett, 1867 - 1927 Gibson Co., TN
    - 5. James A. Puckett, 1868 - Jul 1903, m. Mollie Kinsey, who m. 2<sup>nd</sup> Gibson Co., TN, Henry H. Koonce
      - a. Carrie Puckett, 1896
      - b. Guy Puckett, 1899
      - c. Eldron Puckett, 1902
    - 6. Eliza Puckett, 1873 - , m. William Johnson, Weakley Co., TN
    - 7. Plummer Puckett, 1875, resident of KY
    - 8. Gordon Puckett, 1877 Gibson Co., TN
    - 9. Jesse Puckett, resident of MO

**James F. Puckett died intestate.** He had never married, but left heirs of his estate surviving him. He was the son of Francis Puckett who died many years ago in Wilson County and left a will probated Oct 29, 1868. Faver Cason qualified as administrator and soon found the estate insolvent. At his death, the deceased had a small amount of personalty and some notes and accounts whose total value was less than \$1000. He had also owned two parcels of land. James F. Puckett purchased the first parcel, a town lot in Murfreesboro on Jan 15, 1902. The second parcel consisted of 180 acres in the 17<sup>th</sup> Civil District of Wilson Co.. It was the old Francis Puckett home place. Francis Puckett devised it to his wife, Doshey Puckett, for life, and at her death, to James F. Puckett and Henry C. Puckett, with the limitation that the survivor was to have the entire tract. Henry C. Puckett died before James F. Puckett, but in his lifetime sold his interest in the tract to James F. Puckett by deed. The administrator knew of indebtedness of about \$1100 but there could be more. The administrator averred it was necessary to sell some land to pay the debts. Complainants alleged that it was to the interest of all concerned to sell the land for partition. The lot in town had a dwelling on it and it was small.

Nov 29, 1903, Chancery Court: Faver Cason, administrator and others **vs** Walter Puckett et al. The sheriff had served process and publication on the defendants requiring them to appear at the Oct session.

Nov 29, 1903, Chancery Court: Faver Cason, administrator et al **vs** Walter Puckett et al. The court ordered the administration of the estate of James F. Puckett (deceased) transferred to the Chancery Court.

Jan 7, 1904, Chancery Court: Faver Cason, administrator and others **vs** Walter Puckett et al. The C & M reported as follows: All the heirs at law of James F. Puckett (deceased), that the C&M identified, were before the court. It was manifestly to the interest of all concerned to sell same for division among those entitled. There

were eight or nine general shares, and then six or seven of the general shares to be further subdivided. The tract of land was worth \$20 per acre. The lot in Murfreesboro was worth \$900. The assets of the estate were worth about \$625, including part or portion of \$250 the administrator collected for pasturage and rents. The estate \$1100 - \$1200 in debts. It was necessary to sell a portion of the real estate to pay the debts.

Feb 6, 1904, Chancery Court: Faver Cason, administrator et al. vs Walter Puckett et al. The C & M auctioned the house and lot in Murfreesboro. Mrs. Mary Freeman purchased the house and lot.

Feb 6, 1904, Chancery Court: Faver Cason, administrator et al. vs Walter Puckett et al. The C & M auctioned the 128 acres of land in Wilson Co. R. J. Harris purchased it.

May 31, 1906, Chancery Court: Faver Cason, administrator and others vs Walter Puckett et al. The administrator made a settlement with the court. He had \$526.39 on hand and after paying the attorney fees of \$375, had \$151.39 for distribution.

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840 **Puckett, Nancy L. [Warren]**

**Died Dec 27, 1882, testate. [Cont'd from Vol.5].**

Jan 14, 1896, Chancery Court: Oscar Ross and wife, Addie C. [Puckett] Ross, B. W. Bivins and wife, Mrs. Kate [Puckett - Garrett] Bivins, (the latter as trustee), Chip Henderson and wife, Katie [Ross] Henderson, Harry Ross, and W. B. Coleman, all of Rutherford County vs Annie Ross, Alice Ross, Elodie Ross, Lizzie Ross, and Will Ross, all of Rutherford Co. All the defendants were minors without general guardians. Mrs. Nancy L. Puckett, testatrix, left a legacy to Mrs. Addie C. Ross bequeathed in trust to W. B. Garrett, trustee, succeeded in office by Mrs. Kate Garrett, afterwards Mrs. Kate Bivins. The complainants, Harry Ross and Mrs. Katie Henderson, and the defendants Annie Ross, Alice Ross, Elodie Ross, Lizzie Ross and Will Ross were the children of Mrs. Addie C. Ross. Mrs. Bivins, then Mrs. Garrett, trustee, received money under the will of Mrs. Puckett, belonging to Mrs. Ross and her children as provided in the will. Mrs. Garrett invested this money in a tract of land in the 4<sup>th</sup> Civil District of Rutherford Co. After the death of Alfred Ross, the father of complainant, Oscar Ross, the court vested title in the trustee in accordance with the terms of the will. Alfred Ross had been dead several years. The complainants named Ross and other members of the family had been tenants of the land for several years prior to the death of Alfred Ross. The amount of money invested in the land was significantly less than its value. The complainants asked the court to ratify and confirm the purchase by the trustee. Mrs. Ross and her family resided on the land and did the best they could. Oscar Ross was not a successful farmer. He was unable to make enough to provide necessary and proper support, maintenance and education from the proceeds of the farm for so large a family. They had moved to Smyrna, Rutherford Co., about five miles from the farm. Addie Ross was and had been teaching in Nashville where she had a paying and permanent position with a respectable salary. The farm was not very valuable and W. B. Coleman had offered \$1800 for it provided the court ratified the trade. The complainants argued that the trade was manifestly to the interest of the Ross family. On June 27, 1895, Miss Annie Ross had purchased from J. J. Dillin and others named in the deed, heirs of J. J. Dillin (deceased), a house and lot in Smyrna. It was the house where complainant Mrs. Ross and family lived. The price for the house and lot was \$1000. She made a down payment of \$250 in cash and agreed to pay \$500 in one year and \$250 in two years from date of sale, with interest on both deferred payments. Complainants alleged that the house and lot were a bargain at \$1000. Defendant Annie was nearly 21 years. The lot was large and there was room to erect one, possibly two tenement houses on a portion of the lot and still leave plenty for complainants use. Such small homes rent well in Smyrna. The complainants prayed for ratification of the investment of \$550 of trust fund, the ratification of the sale to complainant Coleman and title divested and vested accordingly.

Apr 29, 1896, Chancery Court: Oscar Ross & wife, Addie C. Ross et al vs Annie Ross et al. The ages of Mrs. Ross's children were as follows: 1. Kate Henderson, born July 1872. 2. Harry Ross, 22 years old. 3. Alice Ross, 18 years old. 4. Elodia Ross, 15 years old. 5. Lizzie Ross, 13 years old. 6. Willie Ross, 11 years old.

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841 **Putman/Putnam, Joseph G.**

**Died Dec 24, 1898, testate.**

Will dated Jan 11, 1885. Codicil dated Sep 16, 1896.

**Note:** The will spells the surname as Putman and the cemetery records spells it as Putnam.

**First:** The testator wanted his funeral expenses and all just debts paid as soon as possible. **Second:** The testator gave and bequeathed to his wife, Kate E. [Tilford] Putman, during her lifetime or widowhood, a portion

of his farm where he was living including the dwelling house and all other improvements containing 65 acres. (A lengthy description of property lines). If his wife married, then he gave to his daughter, Mary [Putman] Robinson, the tract of land he had set apart for his wife. The testator also gave his wife all of his household and kitchen furniture and two horses, two cows and all of his hogs. He also gave her his buggy and wagon. **Third:** The testator gave his daughter, Mary Robinson, the remainder of his tract of land where he lived lying south of the land he had set apart for his wife in fee simple to do with as she saw fit. **Fourth:** The testator gave to his wife, Kate E. Putman, C. A. Robinson and his daughter, Mary Robinson, in common to use as they wished, about 43-acres of cedar land lying in the lower end of the Fifth Civil District. **Fifth:** The testator gave his five grandchildren, Gordon Putman, Irvin Putman, Benjamin Putman, Richard Putman and Pattie Louise Putman, \$500. The executor would control the funds and pay each grandchild \$100 for education when he thought best. The testator also appointed the executor guardian and trustee. **Last:** The testator nominated C. [Caleb] A. Robinson to be his executor. **Codicil:** The testator after careful consideration of his possessions and the condition of his financial affairs, the testator found that since he made his will, property had decreased in value so much that there would be nothing left to pay the \$500 bequeathed to his five grandchildren. The testator revoked and made void that part of the will of \$100 to each of the grandchildren. The executor was to execute the remainder of his will to the letter.

Jan 19, 1899, County Court: The court ordered the will and codicil recorded and filed.

Putnam Cemetery, Rutherford Co., TN: J. G. Putnam, born Nov 15, 1817, died Dec 24, 1898. Lusina S. Putnam, wife of J. G. Putnam, born 24 Jan 1815, died 8 Feb 1878. Kate E. Putnam, wife of J. G. Putnam, born 2 May 1844, died 31 Mar 1917.

Also, C. A. Robertson, born 29 Feb 1831, died 14 Nov 1906, and wife, Mary E. Robertson, born 21 Jul 1839, died 6 Dec 1909.

Wilson Co., TN Marriages: Joseph Putman married Lucina Hearn on 3 Dec 1836.

Bedford Co., TN Marriages: J. P. Putman married Kate E. Tilford on 19 Sep 1883.

Rutherford Co., TN Marriages: C. A. Roberts married Marry E. Putman on 1 Dec 1856.

1900 Rutherford Co., TN Census: Kate E. Putnam, May 1844 head widow; Lew Robertson, 26 g-son.

1870 Rutherford Co., TN Census: J. G. Putman, 54; L. S. Putman, 56.

1860 Wilson Co., TN Census: J. G. Putnam, 42; Lucinda Putnam, 45; John Putnam, 22.

1850 Wilson Co., TN Census: Joseph Putman, 35; Laucinda Putman, 32; John Putman, 14; Mary Putman, 10.

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842     **Rader, Mrs. E. C.**                     **Died before Mar 7, 1898, testate.**

Will dated May 22, 1890.

**1st:** The testatrix wanted her burial expense and any other debts paid promptly. **2nd:** The testatrix left her sister, Lerena S. McFarlin, the cash she had deposited in the bank and all other effects that she owned at her death. **3rd:** The testatrix asked that the court allow her sister to take charge of these things without bond and that the bank honor her check for the full amount in her account. The testatrix made this will because Susan was her only sister and the responsibility for caring for the testatrix in her old age fell to her.

Mar 7, 1898, County Court: The court received the will of Mrs. E. C. Rader (deceased) for probate and ordered it recorded and filed.

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843 **Ralston, Alexander McKnight** **Died Mar 11, 1902, intestate.**

June 11, 1904, County Court: Mrs. Josie B. [Bivens] Ralston was appointed guardian for W. [William] R. and A. M. Ralston, minor children of A. M. Ralston (deceased).

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Alexander McKnight Ralston, born Mar 25, 1851, died Mar 11, 1902, husband of Josie Bivins McKnight.

1900 Davidson Co., TN Census: Alexander M. Ralston, 49; Josie B. Ralston, 34 wife; Ernest N. Ralston, 19 son; William R. Ralston, 6 son.

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844 **Randall, Charles** **Died before June 27, 1898, intestate.**

June 28, 1898, County Court: The court noted the death of Charles Randall intestate. Charles Randall [Jr.] had applied for and received Letters of Administration.

1880 Rutherford Co., TN Census: Charles Randall, 60; Eliza Randall, 52; Charles Randall, 10; Etta Randall, 7.

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845 **Rankin, Mrs. Susan Y.** **Died Sep 3, 1900, intestate.**

Nov 12, 1902, Estate Settlements: Reese K. Henderson, administrator for Susan Y. Rankin (deceased), made a final settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mrs. Susan Y. Rankin, born Jan 9, 1825, died Sep 3, 1900, mother of Lockie and Dora Rankin.

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846 **Rankin, Silvia [Wade] (colored) vs Rankin, James (colored)** **Divorce**

Nov 7, 1900, Chancery Court: Silvia and James Rankin were married in Aug 1894. The complainant accused her husband of cruel and unusual treatment towards her, so that it was no longer safe for her to cohabit with him. He had abandoned her and refused to provide for her.

Jan 24, 1901, Chancery Court: The court accepted the accusations against the defendant and dissolved the Bonds of Matrimony. The court also restored the complainant's maiden name of Sylvia Wade.

Rutherford Co., TN Marriages: James Rankin (colored) married Silvia Wade (colored) on 28 Mar 1896.

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847 **Ransom, Al (colored) vs Ransom, Lena (colored)** **Divorce**

June 23, 1903, Circuit Court: The defendant had willfully deserted her husband more than two years previous. She had also committed some acts of adultery with an unknown man and had been living in adultery with this man. The court dissolved the Bonds of Matrimony that had existed between the couple.

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848 **Ransom, George vs Ransom, Emy** **Divorce**

Feb 25, 1902, Circuit Court: The court accepted the order pro confesso entered against the defendant and oral testimony in open court and decreed that the facts charged were true and dissolved the Bonds of Matrimony.

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849 **Ransom, Jane (colored) vs Ransom, Charley** **Divorce**

July 7, 1898, Circuit Court: The defendant had deserted his wife over seven years ago and had failed to provide for her ever since. That court dissolved the Bonds of Matrimony that had existed between the couple.

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850     **Ransom, Lucretia**     **Died before Dec 22, 1903, intestate.**

Dec 22, 1903, County Court: The court noted that Lucretia Ransom died intestate. America Cage applied for and received Letters of Administration.

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851     **Ransom, Dr. Medicus Jarratt**     **Died Dec 31, 1891, testate. [Cont'd from Vol. 6].**

Feb 29, 1896, Mar 10, 1897, Mar 27, 1899, County Court and Feb 6, 1897, Feb 25, 1898, Mar 3, 1899, June 27, 1903, Estate Settlements 4 & 5: W. [William] E. Chadwell, guardian of Medicus Ransom, a minor legatee of Dr. M. Ransom (deceased), made a settlement with the court.

Mar 2, 1896, County Court and Jan 25, 1897, Jan 19, 1898, Estate Settlements 4: Dr. J. [James] F. Byrn, guardian of Delia Ransom, minor child of M. Ransom (deceased), made a settlement with the court.

Mar 16, 1896, Mar 19, 1897, Mar 7, 1898, County Court and Feb 24, 1897, Feb 24, 1898, Feb 20, 1899, Mar 2, 1900, Mar 14, 1901, Feb 20, 1902, Estate Settlements 4: M. F. Jordan, guardian of Julia May Ransom, a minor child of Dr. M. Ransom (deceased), made a settlement with the court.

Nov 16, 1897, Dec 7, 1900, Estate Settlements 4: Leland Jordan, G. [Giles] S. Harding, and W. E. Chadwell, executors of the will of Dr. M. Ransom made an additional settlement with the court.

Jan 19, 1898, Oct 9, 1899, County Court: J. F. Byrn, guardian of Delia Ransom Ganaway, petitioned the court for permission resign. He had already made a settlement with the court. The court accepted the resignation and appointed C. [Charles] T. Ganaway guardian of Delia Ganaway nee Ransom, minor legatee of Dr. M. Ransom (deceased). Delia became of age in 1899.

June 7, 1902, July 4, 1903, County Court and June 9, 1902, June 22, 1903, June 7, 1904, Estate Settlements 5: M. F. Jordan had tendered his resignation as guardian for Julia May Ransom, a minor child of Dr. M. Ransom. The court accepted and appointed G. S. Ridley as her guardian.

Apr 16, 1904, Chancery Court: Mrs. J. B. Byrn vs J. F. Byrn. T. [Thomas] O. Lillard petitioned for permission to resign as trustee. After T. O. Lillard made a settlement with the C & M, the court allowed him to resign. The court appointed C. [Charles] H. Byrn as the new trustee.

Rutherford Co., TN Marriages: Charles T. Ganaway married Miss Delia Sarah Ransom on 10 Mar 1897.

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852     **Ransom, Richard Sr.**     **Died Feb 4, 1903, intestate.**

Feb 18, 1903, County Court: The court noted the death of Richard Ransom, intestate. Jim Alfred Ransom applied for and received Letters of Administration for the deceased's estate and he executed a bond for \$22,000 with W. [Webb] S. Ransom, Elizabeth R. Ransom and Richard Ransom as his securities.

Feb 18, 1903, County Court: The court appointed Richard Ransom Jr. guardian of Julia M. Ransom, a minor child of Richard Ransom Sr. (deceased).

Apr 10, 1903, Inventory: The administrator submitted an inventory listing.

Jan 16, 1904, Estate Settlements 5: Richard Ransom Jr., guardian of Julia M. Ransom, a minor child of Richard Ransom Sr. (deceased), made a final settlement with the court. She was 21 years old.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Richard Ransom, born July 3, 1835, died Feb 4, 1903 and wife, Mary M. Ogilvie Ransom, born Nov 7, 1844, died Jan 14, 1897. Children: Anna A. Ransom, Elizabeth R. Ransom, Frank Nance Ransom, James Alford Ransom, Richard R. Ransom, Webb Snell Ransom, Hugh John Fowler Ransom and Julia Ransom Jarman.

Williamson Co., TN Marriages: Richard Ransom married Mary M. Ogilvie on Nov 10, 1868.

1900 Rutherford Co., TN Census: Richard Ransom, 65; Mary Ransom, 56; Lizzie Ransom, 29; James A. Ransom, 27; Richard Ransom Jr., 23; Webb Ransom, 22; Julia Ransom, 16; Elizabeth Covington, 90 Mother-in-law.

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Oct 31, 1899, Circuit Court: Mary Baxter Rawlings vs William Fulks. A jury awarded the plaintiff \$2000. The court had issued an attachment on certain personal property and issued execution for balance of the judgment.

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858     **Ray, Joseph**                     **Died before May 6, 1895, intestate. [Cont'd from Vol. 6].**

Jan 9, 1896, County Court: The C & M auctioned the land. J. A. Richardson purchased the 27 plus acre tract. The court divested all rights of William Ray, Newton Williams and wife, Mary Frances [Ray] Williams, Joseph Ray, John Ray, S. [Samuel] Ray, James Ray, Melissa Ray, Martha Ellen Ray and Henrietta Ray.

Feb 13, 1896, County Court: The administrator presented a sale list of the personal property to the court.

May 30, 1898, County Court: J. H. Williamson, administrator, and others. Ex Parte. The clerk announced that he had adjudicated the claims against the estate of Joseph Ray (deceased) under the suggestion of insolvency. The counsel represented the administrator and the heirs of the deceased. Counsel also represented the administrator of W. K. Green (deceased) and executor J. A. Fitzhugh (deceased), who were partners in the firm of Green & Fitzhugh. Their representative had filed against the estate of Joseph Ray (deceased). Uncontested claims totaled \$64.90. The administrator of Joseph Ray (deceased) contested the claim of \$199.22 submitted by C. B. Green, administrator of W. K. Green (deceased) and B. W. Bennett and John F. Edmondson, executors of J. A. Fitzhugh. The court decided there had been insufficient proof as to the validity of the note and disallowed it. The representatives of W.K. Green (deceased) and J. A. Fitzhugh (deceased) appealed.

Aug 15, 1903, County Court: C. A. Moore, et al vs Louis Prince and wife. The Court Clerk reported that Melissa [Ray] Prince, Mary Ellen [Ray] Newsom, and Henrietta [Ray] Moore were the owners of the property. They inherited it at the death of their father. Melissa married Louis Prince and lived at Longview, Bedford Co., TN. Mary Ellen married W. M. Newsom and lived in Marshall Co., TN. Mary Ellen married C. A. Moore and lived in Longview, Bedford Co., TN. Due to the inability to partition the land, the petitioners recommended the sale of the land. There were no encumbrances on the property. The court appointed the Clerk to sell the property.

Sep 19, 1903, County Court: C. A. Moore, et al vs Louis Prince and wife. The Court Clerk had auctioned the land and George Potts purchased the 40 acres.

Apr 11, 1904, Estate Settlements 5: J. H. Williamson, administrator, made a final settlement with the court.

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859     **Rayner, Della vs Rayner, John**                     **Divorce**

Feb 19, 1897, Circuit Court: The court found that the defendant had deserted the complainant and had stayed away for more than two years. His treatment of her had been inhuman and cruel making it impossible for her to cohabit with him. The court dissolved the Bonds of Matrimony that had existed between the couple. The complainant received custody of Retha Rayner, a child of tender age.

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860     **Read, Clement T.**                     **Died Nov 5, 1899, testate.**

Will dated 1897.

**First:** The testator directed the payment of his funeral expenses and all his debts as soon after my death as practical out of money he died with or that first came into the hands of his executor. **Second:** The testator willed to his wife, Rebecca Lytle Read, a horse and buggy and \$500 in money paid to her as soon as possible by his executor. **Third:** The testator willed that when collection of the proceeds and assets of his estate was complete, his children would divide them equally as follows: D. E. [Drucilla Elizabeth Read] Haynes; R. [Robert] W. Read; J. C. [John Childress] Read; I. M. [Indiana Marcella Read] Harris; J. [James] T. Read; Annie Lytle Burns; Rosco Burns; Heirs of George W. Read. The testator made advances to nearly all of the heirs named and the testator wanted them to answer for them. D. E. Haynes had received some land and the testator gave her 40 acres on the north of the land she had received at the price of \$400. I. M. Harris had received some land and the testator gave her an additional 20 acres adjoining at the price of \$200. The testator willed Annie Lytle Burns, his granddaughter, the settlement that once had belonged to C. R. North, 5 acres that he had purchased from Charles Cullom and 18-20 acres that the testator purchased from Frank Oglesby. She was to account for or pay the sum of \$1600. Rosco Burns, the testator's grandson, received 73-acres of land that the testator had purchased from Sims and others for which he must account for the sum of \$1500. If Anna Lytle Burns had no heirs at her death, her share was to revert to the estate. If Rosco Burns died without children, his share was

to revert to the estate. The testator nominated his son, John Childress Read, to be executor. He was to sell the personalty and real estate not disposed of in the will. The testator authorized the executor to make deeds if necessary. The testator authorized \$150 for his services.

Nov 13, 1899, County Court: The court ordered the will recorded and filed.

Nov 25, 1899, County Court: Mrs. Rebecca Lytle [Jackson] Read, widow of the deceased, came into court and dissented from the will, and elected to take the portion of her late husband's estate allowed by law.

Dec 4, 1899, June 6, 1903, County Court: The court appointed G. [George] W. Burns guardian of Annie Lytle and Rosco Burns, his own children and minor heirs at law.

Dec 4, 1899, County Court: The court noted that since Mrs. Rebecca Lytle Read had dissented from her husband's will, she was entitled to homestead valued at \$1000 and dower out of her husband's estate and one year's support for her and her family. Her husband owned five tracts of real estate in CD #12. Home tract #1 - 78 acres. Tract #2 - 175 acres. Tract #3 - +/- 100 acres. Tract #4 - 50 acres. Tract #5 - 70 acres. The court appointed commissioners to set apart a homestead valued at \$1000 and one-third of the remaining as dower.

Dec 30, 1899, Inventory: The inventory of personal estate was filed.

Feb 8, 1900, County Court: Mrs. R. L. Read and others **vs** Anna Lytle Burns and others. Defendants Lillian L. Read and Arthur Read were minors without guardian and the court appointed a guardian ad litem for them.

Feb 9, 1900, County Court: Mrs. R.L. Read et al. **vs** Anna Lytle Burns et al. The commissioners had set apart the tract where C. T. Read (deceased) lived when he died that contained about 50 acres for the homestead for Mrs. R. L. Read. They also set aside 26 acres that adjoined her homestead for her dower. She was entitled to more land but declined.

Sep 10, 1902, Estate Settlements 5: J. C. Read, administrator, made a settlement with the court.

Apr 6, 1903, County Court: J. C. Read, administrator, made a final settlement with the court.

Mar 10, 1903, Estate Settlements 5: J. C. Read, executor of the deceased's estate, made a final settlement with the court and distributed the funds to: J. C. Read; R. W. Read; Mrs. D. E. Haynes; I. M. Harris; J. T. Read; G. W. Read heirs; Annie [Burns] Taylor; Roscoe Burns; S. [Samuel] L. Read.

June 10, 1903, Feb 23, 1904, Estate Settlements 5: G. W. Burns, guardian of Roscoe Burns and Annie Lytle Burns, made a settlement with the court. Annie had married B. B. Taylor and receipted for the balance.

Rutherford Co., TN Marriages: Clement T. Read, married Rebecca L. Jackson, Dec 29, 1846.

Reed/Read/Reid Cemetery, Rutherford Co., TN: C (Clem) T. Read, born Apr 23, 1822, died Nov 5, 1899, and wife, R. (Rebecca) L. Read, born 22 Oct 1824, died 1 Dec 1905.

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861     **Ready, Horace**                     **Died April 17, 1904, intestate.**

Dec 3, 1904, County Court: The court noted the death of Horace Ready intestate. Mrs. Anna [Collier] Ready applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Col. Horace Ready, born Mar 25, 1938, died Apr 17, 1904. Father: Charles Ready. Mother: Martha A. Ready. Spouse: Louisiana Jones Collier Ready.

Rutherford Co., TN Marriages: Horace Ready married Mrs. Anna Collier on 13 Nov 1888.

1900 Rutherford Co., TN Census: Horace Ready, 62; Louisiana Ready, 50; Ready, 26 stepdaughter.

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862     **Reed, Delana [Lassiter]**             **Died before May 17, 1897, intestate.**

**Note:** Found of Unsound Mind in Vol. 5

May 17, 1897, County Court: The court noted the death of Mrs. Delana Reed intestate. J. T. Todd applied for and received Letters of Administration.

July 5, 1897, County Court: The administrator presented an inventory and sale list of personal property.

Dec 31, 1899, Estate Settlements 4: J. T. Todd, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Peter Reid married Delana Lassiter on Feb 27, 1835.

1880 Rutherford Co., TN Census: H. D. Reed, 41; M. F. Reed, 30 wife; Lanie Reed, 59 mother.

1870 U. S. Census: Peter Reed, 63; Delana Reed, 58; John Reed, 21; Nancy Reed, 23; Martha Reed, 30; Luke Reed, 17; Marinda Reed, 14.

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863     **Reed, Peter**                     **Died before Dec 6, 1882, intestate. [Cont'd from Vol. 5].**

Nov 15, 1897, County Court: The clerk and special commissioner reported that he had offered at auction on a tract of land containing 144 acres. J. L. Boen purchased the land. J. L. Boen transferred his bid to S. M. Patton and J. H. Williams. The court approved the sale, divested title and rights to the property from: J. T. Todd and his wife, Martha [Reed]Todd; J. [James] T. Reed; H. [Hardy] B. Reed; J. [John] B. Reed; W. [William] M. Reed; C. [Clanton] L. Reed; L. [Luke] K. Reed; J. [Joseph] L. Bowen and wife, Marinda [Reed] Bowen; William Becton and wife, Lanie [Caffy] Becton; Calvin Williams and wife, Daisy [Caffy] Williams; Franklin Caffy; John Caffy; Turner Caffy; Medford T, Caffy.

Jan term, 1899, County Court: The clerk had distributed \$977.85 to the above named heirs. The clerk paid the part going to minors to M. [Medford] T. Caffy, guardian of John and Turner Caffy. C. L. Reed had purchased the shares of J. T. Reed, H. R. Reed, J. B. Reed, L. K. Reed and William Reed.

Apr 3, 1900, County Court: The purchasers of the land paid \$2022.95 principal and interest which was allotted to the above entitled heirs.

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864     **Reeves, Archibald T.**                     **Died before Oct 7, 1878, intestate. [Cont'd from Vol. 5]**

July 24, 1896, Chancery Court: Mollie L. Reeves [died Feb 23, 1886 - see Vol 5 & 6] **vs** W. L. [William Law] Murfree and others. James H. Reed had purchased three parcels of land known in the survey as Lots 1, 8 and 9. Lot #1 contained one acre. Lot #8 contained nine acres. Lot #9 contained over 24 acres. The court divested rights from Mrs. F. [Fannie] Priscilla [Dickinson] Murfree and all other parties to the cause.

Oct 12, 1903, Chancery Court: Mrs. F. Priscilla Murfree **vs** Mrs. D. Jacobs et al and Mrs. F. Priscilla Murfree **vs** W. [Washington] C. Henry et al. The court acknowledged the death of Samuel Reed (colored). The court revived the case against Samuel Reed (colored) and his wife. The court issued a Writ of Scire Facius making wife and heirs of Samuel Reed (colored) defendants to the above causes.

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865     **Reeves, Auga (colored)**                     **Died before Aug 1, 1898, intestate.**

Aug 1, 1898, County Court: The court noted that Auga Reeves (colored) had died intestate. J. C. Reeves applied for and received Letters of Administration.

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866     **Reeves, Elizabeth P.**                     **Died Oct 2, 1903, testate.**

Will dated Oct 1, 1903.

**First:** The testatrix directed the payment of her funeral expenses and debts as soon as practicable out of the first monies that come into the executors hands. **Two:** The testatrix directed her executor to sell her personal effects except her household and kitchen furniture, and after payment of her debts, the executor would equally divide the proceeds among her two brothers, Matthew R. Reeves and Thomas W. Reeves, and her sister, Martha R. [Reeves] Denham. **Three:** The testatrix gave her niece, Margaret Rebecca Work, the farm where she lived in Civil District 22, containing about 120 acres. She also gave her all the household and kitchen furniture that she owned. **Lastly:** The testatrix appointed her brother, Thomas W. Reeves, to be her executor.

Oct 8, 1903, County Court: The court ordered the will recorded and filed.

Oct 10, 1903, County Court: Thomas W. Reeves qualified as executor.

Dec 21, 1903, Inventory: The executor submitted an inventory listing.

Reeves Cemetery, Rutherford Co., TN: Elizabeth P. Reeves, born Sep 23, 1846, died Oct 2, 1903.

1900 Rutherford Co., TN Census: Lizzie Reeves, 53; Maggie Work, 26 niece.

1880 Rutherford Co., TN Census, Rebecca Reeves, 75 head; Elizabeth Reeves, 30 dau John L. Work, 50 son-in-law; Margaret Work, 6 dau [?g-dau].

1870 U. S. Census: Rebecca Reeves, 65; Susan Reeves, 28; Elizabeth Reeves, 23; Matthew Reeves, 26; Martha Reeves, 21.

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867     **Reeves, William T.**                     **Died Mar 18, 1897, intestate.**

Apr 5, 1897, County Court: The court had noted the death of W. T. Reeves intestate. J. [John] C. Reeves had applied for and received Letters of Administration.

Rutherford Co., TN Marriages: William T. Reeves married Mary F. Noles on Mar 9, 1857.

Reeves Cemetery, Rutherford Co., TN: W. T. Reeves, born Feb 28, 1824, died Mar 18, 1897.

1880 Rutherford Co., TN Census: W. T. Reeves, 50; John C. Reeves, 22.

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868     **Reid/Reed, Robert A.**                     **Died Dec 17, 1883, testate. [Cont'd from Vol. 5 & 6].**

Dec 29, 1896, County Court and Dec 29, 1896, Dec 27, 1897, Dec 30, 1898, Jan 27, 1900, Dec 20, 1900, June 7, 1902, Mar 28, 1903, Feb 6, 1904, Estate Settlements 4 & 5: J. [Jasper] E. Reid, Trustee of James M., Minos and Cyrene Reid, persons of unsound mind and legatees of Robert Reid (deceased), had renewed his Guardian bond and made a settlement with the court.

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869     **Reynolds, Thomas Jefferson**                     **Died Mar 1887, intestate. [Cont'd from Vol. 6].**

**Note:** The cemetery listing gives the name as Thomas Jefferson Reynolds. The initials J.T. are used throughout the documents.

Mar 16, 1896, Mar 7, 1898, Mar 7, 1904, County Court and Feb 15, 1897, Feb 12, 1898, Feb 25, 1899, Estate Settlements 4: W. [William] P. Prater, guardian of Robert, Sanford, Leola, William and Tommie Reynolds, minor children of J. T. Reynolds (deceased), made a settlement with the court.

Sep 1, 1903, Feb 27, 1904, Estate Settlements 5: W. P. Prater, guardian of Sanford, Leola, William and Tommie Reynolds, minor children of J. T. Reynolds (deceased), made a settlement with the court. Sanford, Leola, and William were of age and receipted for their balance.

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870     **Rhea, William D.**                                     **Died Apr 13, 1896, intestate.**

May 23, 1896, Aug 3, 1903, County Court & Oct 20, 1897, Sep 28, 1899, June 1, 1903, Estate Settlements 4 & 5: The court appointed W. [William] A. Ransom, Jr. guardian for Birdie, Sarah, Annie, Douglas, Margaret and James Rhea, minor children of W. D. Rhea (deceased).

July 24, 1900, Chancery Court: W. A. Ransom Jr. in his deposition gave the following information: he was 43 years old, lived in Murfreesboro and was an uncle of the defendants on their mother's side. The defendants were the children and heirs of W. D. and Lucy [Ransom] Rhea. **Lucy Rhea died in Rutherford Co. in 1891.**

**W. D. Rhea died in Davidson Co. in 1896.** The names and ages of their heirs were as follows: Birdie Rhea was 19 years in Jan 1900 and lived in Davidson Co. Sarah Rhea was 18 years in Nov 1899 and lived in Davidson Co. Annie Rhea was 17 years in Nov 1899 and lived in Murfreesboro. Douglas was 14 years in May 1900 and lived in Murfreesboro. Margaret was 12 years in Dec 1899 and lived in Murfreesboro. James was 11 years and lived in Nashville. The guardian had \$2000 from a life insurance policy on the life of their father. They have a house and lot in Nashville and the furniture in the home. Their income was about \$350 per

year. The home remained vacant due to the lack of a suitable renter. Part of the time, B. S. Rhea, grandfather of the children, occupied the house to take care of the property. Birdie and Sarah were young women and were through school. The guardian thought that \$200 each would be a suitable allowance for board and clothes, in consideration of the manner they had become accustomed to live. Annie was at school with tuition of \$50. He thought Douglas and James could get by on \$100 each and still be educated. He did not want any more than his share of the income for the property. His grandfather, W. A. Ransom Sr. was taking care of Douglas. His uncle, I. [Isaac] T. Rhea was caring for James. Because the income from the house and lot was not steady, he recommended the sale of the property. The children had no other personal property except some diamonds that belonged to their mother and the household furniture in the house. The children did not want to sell the diamonds worth about \$500. The estimated value of the house at \$5000. He recommended loaning the money out. Some of the children were approaching age 21 and it would be necessary to sell real estate for partition. Oct 14, 1901, Chancery Court: W.A. Ransom Jr., guardian vs Margaret Rhea and others. The guardian was having trouble finding a buyer for the house and lot and the court had renewed the decree of sale several times. Apr term, 1903, Chancery Court: W. A. Ransom, Jr., guardian vs Margaret Rhea et al. The property had been for sale since the original decree in July 1900. The guardian secured a contract with F. B. Srygley for lots 1, and 2 in subdivision of lot 50 of University plan of South Nashville, and fronting 80 feet on Academy Place. The Ransom guardian was to take in part payment, a lot fronting 50 feet on the west side of Belmont Avenue. Apr 18, 1903, Chancery Court: W. A. Ransom Jr., guardian vs Margaret Rhea et al. The C & M reported on the lot in Nashville, TN, which W. A. Ransom Jr. proposed to take in part payment for the Rhea house. He had received net rents for the Rhea house and lot since the decree of sale in July 1900. The income from Rhea house and lot was not commensurate with the amount invested in it. It was in a less desirable part of the city. The C & M recommended the court ratify the contract between W. A. Ransom Jr. and F. B. Srygley. The court declared F. B. Srygley the purchaser of the Rhea house and lot. The court directed the sale of the lot taken by W. A. Ransom Jr. in trust for the above named heirs for partition. June 20, 1903, Estate Settlements 5: W. A. Ransom, guardian, made a settlement. Birdie was 21 years old. Sarah was 21 years old.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: W. D. Rhea, born Aug 9, 1850, died Apr 13, 1896, and wife, Lucy Ransom Rhea, born July 3, 1861, died Sep 24, 1891.

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871     **Rhodes, Robert D.**                     **Died Oct 7, 1899, intestate.**

Oct 19, 1899, County Court: The court appointed commissioners to set apart to Avery [Eva], Braton and Stella Rhodes, minor children of R. D. Rhodes (deceased) assets, necessary for support of the minors for one year.

Bradley's Creek Cemetery, Rutherford Co., TN: Robert D. Rhodes, born Apr 22, 1864, died Oct 7, 1899.

1900 Rutherford Co., TN Census: Martha J. Rhodes, 68 head widow; Sidney Rhodes, 31 son; Mattie Rhodes, 28 dau; Eva Rhodes, 6 g-dau; Alta Braton Rhodes, 4 g-dau; Stella Rhodes, 2 g-dau.

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872     **Rhodes, Mary vs Rhodes, Armand**                     **Divorce**

Mar 12, 1901, Circuit Court: The defendant on or about Feb 1895, willfully deserted his wife, remained away for over two years and failed to support her. The court dissolved the Bonds of Matrimony.

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873     **Richardson, Mrs. Angeline P.**                     **Died before Nov 4, 1895, intestate. [Cont'd from Vol. 6].**

Mar 12, 1896, Inventories: Charles R. Holmes, administrator, submitted an inventory of the estate of Mrs. A. P. Richardson (deceased).

May 16, 1898, Estate Settlements 4: C. R. Holmes, administrator of Angeline Richardson (deceased), made a final settlement with the court.

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874 **Richardson, R. E. Died Aug 7, 1894, testate. [Cont'd from Vol. 6].**

July 22, 1897, June 24, 1898, June 21, 1899, Oct 8, 1900, June 20, 1903, June 18, 1904, Estate Settlements 4 & 5: P. [Patrick] H. Richardson and J. [John] L. Richardson, executors made a settlement with the court.

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875 **Ridley, Jonas (colored) vs Ridley, Anna [Buchanan] (colored) Divorce**

Oct 24, 1898, Circuit Court: The complainant and defendant had been married a number of years previous and the defendant deserted the complainant in the spring of 1895 and remained away ever since. The defendant had two children since the desertion. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Jonas Ridley (colored) married Anna Buchanan (colored) on 28 Feb 1888.

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876 **Ridley, Margaret "Maggie" (colored) Died before Jan 1, 1902, intestate.**

Jan 1, 1902, County Court: The court noted the death of Maggie Ridley intestate. Myra Ridley (colored) applied for and received Letters of Administration.

Jan 1, 1902, Inventory: The administratrix submitted an inventory that listed a \$700 settlement with the Nashville, Chattanooga, and St. Louis Railway for her death by one of their trains.

Jan 2, 1902, County Court & Jan 3, 1903, Jan 29, 1904, Estate Settlements 5: The court appointed C. [Charles] R. Holmes guardian for Granville and Catherine Ridley (colored), heirs of Maggie Ridley (deceased) (colored).

Jan 4, 1902, Estate Settlements 4: Myra Ridley (colored), administratrix of Maggie Ridley (colored) (deceased), made a final settlement with the court. The estate had a balance of \$7.00 that was distributed as follows: James Ridley, Charles Ridley, Jim Ridley, Mary Ridley, each received \$1.00, C. R. Holmes, guardian for Granville and Catherine Ridley, minors, received \$2.00 and the administratrix received the final \$1.00.

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877 **Rieves, I. O. vs Rieves, Rebecca Divorce**

Nov 5, 1896, Circuit Court: The couple were married in Rutherford County in 1886 and the defendant willfully deserted her husband about four years ago. The court dissolved the Bonds of Matrimony.

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878 **Riggs, William H. Died Sep 23, 1898, Testate in Bedford Co., TN.**

Feb 12, 1901, County Court: The court appointed Mrs. Ruth S. [Smith] Riggs guardian for William K., Jessie, Albert D., and Sue G. Riggs, minor children of W. H. Riggs (deceased).

May 16, 1903, County Court: Mrs. Ruth Riggs asked to resign as guardian for William K., Jesse, Albert D., and Sue G. Riggs, minor children of W. H. Riggs (deceased). The fund going to the minors was less than \$150 each, so the court agreed. She was mother of the minors, the court directed that Mrs. Riggs receive the funds.

Apr 11, 1904, County Court: The court appointed Mrs. Ruth S. Riggs guardian of William K., Jesse, Albert D., and Sue G. Riggs, minor children of W. H. Riggs (deceased) after she executed a bond for \$1200.

Willow Mount Cemetery, Bedford Co., TN: William H. Riggs, born 12 Dec 1855, died 23 Sep 1898, and wife, Ruth Riggs, born 19 June 1867, died 25 May 1952.

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879 **Ring, Bartlet S. Died 1898, intestate.**

Oct 10, 1898, County Court: The court had noted that B. S. Ring died intestate. James C. Nelson applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Bart S. Ring, born 1829, died 1893 [? 1898].

1880 Rutherford Co., TN Census: Bart S. Ring, 52; Amanda Ring, 41; James H. Ring, 23; Leathery Ring, 21.

U. S. Appointments of Postmasters, 1832-1971: Bartlet S. Ring, appointed Postmaster of Donnels Chapel Post Office on May 18, 1876.

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880     **Rion, Thomas D.**                             **Died before Oct 15, 1898, intestate.**

Oct 15, 1898, County Court: The court had noted that T. D. Rion died intestate. E. [Edwin] T. Rion had applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Thomas D. Rion married Nancy A. Jones, Jan 5, 1854

1880 Rutherford Co., TN Census: T. D. Rion, 50; W. J. Rion, 23; Nellie O. Rion, 19; Eddie T. Rion, 18.

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881     **Roberts, Fannie [Stroops] (colored) vs Roberts, Warren (colored)**                             **Divorce**

Nov 9, 1896, Circuit Court: The couple married in Rutherford County and had lived together as man and wife until six years previous. The defendant willfully deserted his wife and had not been back since nor had he supported her in any way. The court dissolved the Bonds of Matrimony that had existed between the couple. The fruits of the marriage were five children, Lena, Willie, Claudia, Mable and Maud. The court gave custody of the children to their mother. The court also set apart the land she lived on and paid for by her to her and the children. The court also set apart the household and kitchen furniture to her.

Rutherford Co., TN Marriages: Warren Roberts (colored) married Fannie Stroops (colored) on 7 Dec 1871.

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882     **Robertson, C. [Christopher] C.**                             **Died Aug 10, 1898, intestate.**

Aug 27, 1898, County Court: The court noted the death of C. C. Robertson intestate. L. M. Robertson applied for and received Letters of Administration.

Sep 8, 1898, County Court: C. [Caleb] A. Robertson, L. [Lewis] M. Robertson, J. H. [John Henry] Robertson, Judith Owen, Virginia Bond and Nancy [Robertson] Arnold **vs** Talmadge and John Major and Samuel Porterfield. The complainants were brothers and sisters of the deceased. Talmadge and John Major were his grandnephews, children of a niece of the deceased, who was a child of his sister. The mother and grandmother of the defendants had died before C. C. Robertson (deceased). All the heirs were adults except Talmadge and John Major. The clerk recommended that the land be sold for division among the owners as partition was not possible. **C. C. Robertson had died on Aug 10, 1898.** He had owned about 154 acres in Civil Districts 5 and 15. The court appointed the clerk as special commissioner to auction the land after proper publication.

Oct 5, 1898, County Court: C. A. Robertson and others **vs** Talmadge and John Prentis Major. The clerk offered the land at auction but received no bids.

Nov 8, 1898, June 9, 1899, June 26, 1899, Nov 17, 1900, County Court: C. A. Robertson and others **vs** Talmadge and John Prentis Major. The clerk auctioned the land again. C. W. Baird and J. M. Williams purchased the land. The court divested title from the following: C. A. Robertson and L. M. Robertson, individually and as administrators of C. C. Robertson (deceased); J. H. Robertson; Stephen Owens and wife, Judith Owens; Virginia Bond; Nancy J. Arnold; Talmadge Major; John Prentis Major; Sam Porterfield; June 26, 1899, Mar 9, 1900, Estate Settlements 4: C. A. Robertson and L. M. Robertson, administrators of C. C. Robertson (deceased), made a partial settlement with the court.

Nov 17, 1900, County Court: The court directed the clerk to pay all remaining funds to the parties entitled.

Feb 12, 1901, County Court: C. A. Robertson et al. **vs** Talmadge and John Prentis Major. The clerk received all the purchase money and distributed as follows: J. H. Robertson, L. M. Robertson, C. A. Robertson, Mrs. N. J. Arnold, Mrs. Judith Owen, Mrs. Virginia Bond, and J. J. Major, guardian for Talmadge and John Major.

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884     **Robinson, Jesse C.     Died between Mar 20 and Aug 2, 1875, testate. [Cont'd from Vol. 4].**

Aug 14, 1897, County Court: Petition of James Smithie and wife, Lizzie [Tombs] Smithie, and Thomas Tombs, all of Rutherford Co. **vs** Kate Tombs, Richard Tombs, Polly Tombs, James Tombs and Pleasant Tombs. The petitioners claimed that under the will of Jesse C. Robinson, Aug term, 1875, they were the joint owners and tenants in common of a tract containing 60-70 acres. The petitioners stated that there were seven shares, the petitioners and the defendants each taking one share. Since the death of Mrs. Robinson and Mrs. Tombs many years ago, William Tombs, the husband of Mary C. [Robinson] Tombs had control and management of the land. The petitioners did not ask for rents for any year except 1897. They claimed that equitable partition of tract was not possible and prayed for a ruling to sell the tract and divide the proceeds.

Oct term, 1897, County Court: The court had appointed the clerk to auction the tract after advertising.

Nov 6, 1897, Nov 6, 1899, County Court: The Clerk held an auction and R. T. Sanford purchased the 47.36 acres. One acre had been reserved for a family graveyard.

Nov 10, 1899, County Court: The clerk distributed the fund in seven shares James J. Tombs, Kate Toombs, Polly Toombs, Pleasant Toombs, Richard Toombs, Thomas Toombs and Lizzie Smithie.

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885     **Robinson, Letie vs Robinson, J. L.                     Divorce**

Feb 24, 1902, Circuit Court: The court accepted the order pro confesso entered against the defendant and the evidence introduced in open court, and dissolved the Bonds of. There was one child, James A. Robinson, and the court awarded custody and care of the child to the complainant.

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886     **Robison, Col. William David                     Died Sep 18, 1890, intestate. [Cont'd from Vol. 6].**

July 24, 1896, Chancery Court: July 24, 1896, Chancery Court: Mrs. H. C. [Henrietta C. Nelson] Robison, administratrix, **vs** Mrs. Jennie Johnson, et al. Mrs. Robison presented a report. The deceased had owned the following real estate: One-fourth interest in a 40-acre tract in Polk Co., Georgia. One-third interest in three lots in Block 67, Sheffield, Alabama. One-fourth interest in a supposed Nickel mine in Webster, Jackson Co., NC.

July 24, 1897, Chancery Court: Mrs. H. C. Robison, administratrix of the deceased's estate made a settlement.

July 18, 1898, Chancery Court: Mrs. H. C. Robison, administratrix, **vs** Jenny Johnson et al. **Jenny Johnson, died left as her only heirs and next of kin, Eva Johnson, Alva Johnson, and Ernest Johnson, a minor.**

Apr 18, 1903, Chancery Court: Mrs. Henrietta C. Robison, administratrix **vs** Jenny Johnson et al. Mrs. Robison, submitted a report showing all receipts and disbursements. The C & M ordered that the administration of this estate closed. The court divested all rights, title and interest out of Alice Henderson, Eva Johnson, Alma Johnson, Ernest Johnson, and W. F. Robison and wife, Mary Robison, to the properties and vested it in Mrs. Henrietta C. Robison. The court vested Mrs. Robison with title and ownership to all interests of W. D. Robison as former partner in Miller, Robison and Co. The court also ruled she was entitled to possession and ownership of the boiler and pump taken for debt. The court relieved Mrs. Henrietta C. Robison of her duties as administratrix of the estate of W.D. Robison (deceased).

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887     **Rogers, Mrs. Lucy             Dec 12, 1896. Person of unsound mind.**

Dec 12, 1896, County Court: T. C. North **vs** Lucy Rogers. Mrs. Lucy Rogers had been a patient at the State Asylum for the Insane in Davidson County. The court directed the sheriff to assemble a jury to determine the state of mind of Mrs. Lucy Rogers, and if she had a husband and children.

1900 Davidson Co., TN Census: Lucy A. Rogers, patient Central Hospital for the Insane, Davidson Co., TN.

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888     **Rooker, Nancy [Ward - Farmer]                     Died before Aug 3, 1891, intestate. [Cont'd from Vol. 6].**

Mar 3, 1896, County Court: K. [Kelly] M. Rooker and others **vs** T. M. [Thomas Mayfield] Farmer and others. The clerk distributed the fund as follows: K. M. Rooker; Ben C. Farmer; Alice [Farmer] Howse; Texanna [Farmer] Jones; [Thomas] Mayfield Farmer; W. D. Farmer; Lola Mayfield Bullock; Ernest Eugene Bullock.

Mar 18, 1896, Aug 11, 1896, Apr 16, 1898, Mar 27, 1899, Apr 30, 1900, Jan 21, 1902, June 1, 1903, County Court and June 29, 1896, Mar 8, 1897, Apr 16, 1898, Mar 11, 1899, Mar 29, 1900, Mar 13, 1901, Estate Settlements 4: B. F. Bullock had renewed his bond as guardian of Ernest E. and Lola M. Bullock, his own children and minor heirs at law of Nancy Rooker (deceased).

May 6, 1903, Estate Settlements 5: B. F. Bullock, guardian of Ernest E. and Lola M. Bullock, his own children and minor heirs at law of Nancy Rooker (deceased), made a settlement with the court. Lola M. Bullock had died and under the law, her share was to go to her father.

Nov 10, 1903, Estate Settlements 5: B. F. Bullock, guardian of Ernest E. Bullock, his own child and minor heir at law of Nancy Rooker (deceased), made a settlement with the court. The ward was of age.

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889     **Rowland, Nettie [Mahan] vs Rowland, Joseph L.             Divorce.**

Apr 17, 1902, Chancery Court: The defendant failed to appear and the court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Joseph L. Rowland married Nettie Mahan on 28 July 1903.

1910 Rutherford Co., TN Census: Joseph L. Rowland, 28; Nettie Rowland, 24 wife; Willis Rowland, 8 son; Grasly Rowland, 4 son. [Note: The census states they have been married 11 years.]

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890     **Rowland, L. B. [Littleberry]     Died before Sep 4, 1899, intestate.**  
         **Rowland, Mrs. S. A. [Sarah A. Winsett]     Died before July 14, 1902, intestate.**

Sep 4, 1899, County Court: The court noted the death of L. B. Rowland intestate. W. H. Haynes applied for and received Letters of Administration.

July 14, 1902, County Court: The court had noted the death of Mrs. S. A. Rowland intestate. W. H. Haynes had applied for and received Letters of Administration.

Rutherford Co., TN Marriages: L. B. Rowland married Sara A. Winsett on Sep 27, 1865.

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891     **Rowlett, John R.                             Died Apr 3, 1897, intestate.**

June 15, 1897, County Court: C. [Charles] W. Smith and wife, W. Medora [Rowlett] Smith, citizens of Rutherford Co., TN **vs** P. [Peter] M. Rowlett, C. [Calvin] J. Rowlett, Alice Rowlett, Ed Garvin, Sallie Garvin, Thomas Garvin, Sam Garvin, Fulton Garvin, and Clarence Garvin, citizens of Davidson Co., TN. **John R. Rowlett died on Apr 3, 1897, intestate.** He left surviving him the above named children and grandchildren. Thomas, Sam, Fulton and Clarence Garvin were minors and children of Mattie [Rowlett] Garvin (deceased) who was a daughter of John R. Rowlett (deceased). John R. Rowlett had died possessed of a 12-acre tract of land in Civil District #7 that he lived on. The petitioners argued that the tract was too small for partition and prayed for a decree to sell the land for partition. John R. Rowlett had left no personal estate; therefore, the court had not appointed an administrator. The estate owed \$23.50 for burial expenses and a small amount for medical expenses. P. M. Rowlett testified in a deposition that over the years, he had loaned his brother money and charges for taking care of him totaled about \$700. He further testified that his brother was unable to do any work for 15 years before he died. Alice Rowlett was 28-30 years old. C. W. Smith stated he had married Dora Smith on Oct 22, 1878. C. J. Rowlett stated he would be 34 years old on Aug 21, 1898.

Sep 9, 1897, County Court: The answer of P.M. Rowlett, C. J. Rowlett and Alice Rowlett, defendants named in the petition and P. M. Rowlett, administrator. The defendants denied that complainants had any interest in the matter. They insisted that there were unpaid debts and that a proper collation of the advancements would leave Mrs. Smith out of the account, so that she will not be a tenant in common. The advancements and debts were enough to consume the whole tract of land. The defendants denied the complainant's right to have the land sold. The defendants stated that they were willing to pay off whatever indebtedness was against the land, but no sale of the land until the court appointed an administrator and he made a settlement with the clerk.

July 31, 1897, County Court: The court noted the death of John R. Rowland, intestate. P. M. Rowland, Jr. applied for and received Letters of Administration.

Sep 10, 1897, County Court: The clerk reported that the tract contained about 9 acres and could not be partitioned. The heirs of John R. Rowlett (deceased) were C. J. Rowlett, P. M. Rowlett, Alice Rowlett, and Medora Smith, wife of C. W. Smith. The deceased had another daughter, Mattie, who had married Tom Gavin but had died. She had left six children, Ed, Sallie, Thomas, Sam, Fulton and Clarence Gavin.

Jan 25, 1898, County Court: C. W. Smith and wife vs P. M. Rowlett and others. The clerk recommended the sale of the land for partition. The clerk determined that each of the four children were entitled to one-fifth of the estate of the deceased and the six grandchildren were entitled to the remaining one-fifth.

Dec 17, 1898, County Court: C. W. Smith purchased the 12-acre tract for \$250.

Dec 21, 1898, County Court: The court clerk made the following report after taking depositions from several persons. P. M. Rowlett had a claim against the estate for money advanced to his father and for personal care. John R. Rowlett (deceased) made the following advancements to his three children: Mrs. C. W. Smith, a cow and calf and a feather bed. Mrs. Garvin, a cow and calf and feather bed. C. J. Rowlett, a colt. The court ruled that the advancements listed above were in fact gifts.

Apr 25, 1899, County Court: The court vested the land in C. W. Smith.

Mar 7, 1900, County Court: C. W. Smith and wife vs P. M. Rowlett and others. The court ordered the clerk of the court to pay R. W. Read \$20.00 and P. R. Miller, the surviving partner of Wood and Miller, \$27.00.

Apr 4, 1900, County Court: P. M. Rowlett, administrator, made a final settlement with the court.

Jan 1, 1901, County Court: The court directed the Clerk to make equal payments to Mrs. C. W. Smith, P. M. Rowlett, Cal. Rowlett, Miss Alice Rowlett and the children of Mattie Garvin (deceased).

Rutherford Co., TN Marriages: John Rowlett married Sarah Ann Cobler on Jan 13, 1850.

1880 Rutherford Co., TN Census: John Rowlett, 52, Peter Rowlett, 19; Calvin Rowlett, 14; Alice Rowlett, 11.

1850 Rutherford Co., TN Census: John R. Rowlett, 23; Sarah C. Rowlett, 19.

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892     **Rucker, Mary C. [Johnson]**                     **Died before July 4, 1901, intestate.**

July 4, 1901, County Court: The court noted the death of Mary C. Rucker intestate. W. [Western] T. Rucker had applied for and received Letters of Administration.

Carter Co., TN Marriages: Mary C. Johnson married Western T. Rucker on Dec 17, 1867.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mary C. Rucker, born 1847, died 1901. Father: Thomas C. Johnson. Mother: Nancy J. Johnson. Spouse: Western Territory Rucker. Children: Tipton Johnson Rucker, Martha Lucy Johnson, Archibald Edmundson Johnson.

1900 Rutherford Co., TN Census: W. T. Rucker, 67; Mary C. Rucker, 52; A. E. Rucker, 28; M. L. Rucker, 25; T. J. Rucker, 23; Clara Rucker, 22.

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893     **Rucker, Parthenia (colored) vs Rucker, William (colored)**             **Divorce**

May 1, 1896, Chancery Court: The complainant and defendant married and lived together for several years. The complainant had endured cruel and unusually harsh treatment from the defendant. It was so cruel that the complainant could not cohabit with him. The court dissolved the Bonds of Matrimony and accorded the complainant all rights of a single woman.

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894     **Rucker, Rebecca R. [Champion]**                     **Died Mar 13, 1893, testate. [Cont'd from Vol. 6].**

Mar 17, 1894, Chancery Court: Margaret S. [Rucker] Overall, by next friend, Walter Overall vs Robbie [Robert H.] Burnett & wife [Maggie Rucker Burnett], et al. The following information came from the answers of Maggie Overall to a set of interrogatories. Maggie Overall was 47 years old and lived at 1217 McLemore St., Nashville, TN. She separated from her husband about three years previously. Her parents were Joseph B. Rucker, and

Rebecca [Champion] Rucker. Her father had died about eleven years earlier and **her mother had died Mar 13, 1893**. Her mother and brother had purchased the land in question. Her mother had paid most of the price with money she received from her father's estate. They sold her brother's part to Zachariah Thomas. Allen Rucker received the money and used it to pay for the place where his wife lived. Rebecca Rucker lived on the remaining part all her life after she bought it. She had full control, kept the place in good repair and paid the taxes on the land. She willed the 45-acres to Maggie Overall alone. **Joseph A. Rucker had died in 1884 or 1885**. He left the following children: Maggie Rucker, Katie Rucker, Mattie Rucker, Robert Rucker, Allen Rucker, Fannie Rucker, Ed Rucker and George Rucker.

Mar 19, 1894, Chancery Court: Margaret S. Overall, by next friend, Walter Overall **vs** Robbie Burnett & wife, et al. Isaac E. Rucker provided the following information in a deposition. Isaac E. Rucker was 54 years old and lived in Rutherford Co. He was cousin of Maggie S. Overall and the same relation to Joseph A. Rucker (deceased), the father of the defendants. Isaac E. Rucker and R. O. Walkup (deceased) sold the 75-acre tract to Joseph A. Rucker and Rebecca R. Rucker. Rebecca Rucker paid \$400 and Joseph Allen Rucker paid \$200. Joseph A. Rucker sold his part to Zachariah Thomas. He invested in land for his wife and children.

May 5, 1894, Chancery Court: Margaret S. Overall, by next friend, Walter Overall **vs** Robbie Burnett & wife, et al. Rebecca R. Rucker in her will left the 45-acres where she lived to her daughter, Margaret S. Overall. After probate of the will, Robbie Burnett and others filed a suit against complainant seeking to have the land sold and proceeds divided among the defendants. The court ruled that Margaret S. Overall was entitled to hold the land according to the provisions of the will and that she had an absolute title to the forty-five acres.

Jan term, 1898, Chancery Court: Margaret S. Overall, by next friend, Walter Overall **vs** Robbie Burnett & wife, et al. Daniel McKnight purchased the 45-acre tract at auction for \$175. He complied with terms of sale and the court approved the sale and divested all right, title and interest of the complainant, Margaret S. Overall, and all other parties of interest.

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895     **Rucker, Sarah [Brown] (colored)**     **Died before Apr 16, 1901, intestate.**

Apr 16, 1901, County Court: The court had noted the death of Sarah Rucker (colored) intestate. Aaron Rucker (colored) had applied for and received Letters of Administration.

1880 Rutherford Co., TN Census: [all colored] Sarah Rucker, 40; Jenna Brown, 2; William Rucker, 4 mo.; Jennie Janes, 73 mother. Sarah Rucker was living with her brother's family. He was Aaron Brown.

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896     **Rucker, William (colored) vs Rucker, Miranda (colored)**     **Divorce**

June 26, 1901, Circuit Court: The court accepted allegations that the defendant had committed numerous acts of adultery with different persons. The court dissolved the Bonds of Matrimony.

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897     **Runnels, Fell**     **Died before Apr 26, 1902, intestate.**

Apr 26, 1901, County Court: The court had noted the death of Fell Runnels intestate. H. J. Wrather had applied for and received Letters of Administration.

Apr 26, 1902, County Court: The court had appointed commissioners to set apart to Mrs. Lucy[Ward] Runnels, the widow, as much of the assets, necessary for the support of the widow and her family for one year.

Rutherford Co., TN Marriages: Fell Runnels married Lucy Ward Mar 6, 1873.

1900 Rutherford Co., TN Census: Fell Runnels, 52; Lucy J. Runnels, 45; Mattie Runnels, 22; James B. Runnels, 19; Sallie I. Runnels, 17; Lizzie E. Runnels, 15; Mary A. Runnels, 14; Bulah Runnels, 13; Rufus R. Runnels, 7; Avie M. Runnels, 6.

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898 **Russell, Daniel D. Died between Apr 16 and July 6, 1872, testate. [Cont'd from Vol. 4].**

Sep 8, 1899, County Court: The personal representatives of Daniel D. Russell (deceased) had both died. R. [Richard] T. Russell applied for and received Letters of Administration.

Oct 27, 1902, Estate Settlements 5: R. T. Russell, administrator, made a final settlement. Mrs. R. S. Brown received \$101.52 and the administrator was entitled to the remaining share.

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899 **Russell, Mrs. Martha W. [Brooks] Died Jan 9, 1900, testate.**

Will dated Dec 26, 1896. First Codicil dated Dec 30, 1896. Second Codicil dated Oct 5, 1899.

**First:** The testatrix directed the payment of all her just debts promptly. **Second:** The testatrix willed two-fifths of her estate, real and personal, to her niece, Sallie K. Franklin, wife of Samuel H. Franklin. **Third:** The testatrix willed one-fifth of her estate, real and personal, to her nephew, William Brooks Downing. **Fourth:** The testatrix willed two-fifths of her estate, real and personal, to her nephew, W. [Washington] I. Brooks, absolutely and in fee simple. **Fifth:** The shares willed to Sallie K. Franklin and William Brooks Downing were for the period of their natural lives, and after their death, to their children in fee simple to be divided equally among them. **Sixth:** The testatrix owned property in Rutherford Co., TN, consisting of one-fifth interest in the estate of her deceased brother in the State of Texas, but it was the testatrix's intention to will and devise all property of any character wherever situated as herein bequeathed and devised. **Seventh:** The testatrix appointed her nephew, W. I. Brooks as her executor and gave him full power to sell, publicly or privately, any and all real estate she owned at her death for the purpose of dividing it among the persons to whom bequeathed. In the event of such sale, the executor would invest the proceeds due Mrs. Sallie K. Franklin and William Brooks Downing as directed in section five of this will for the benefit of them and their children. He will make such investments in Tennessee or Texas or anywhere else he thinks best for the benefit of the parties concerned.

**Codicil One:** All testatrix's interest in the 13<sup>th</sup> Civil District, Rutherford Co., Tennessee, owned by her jointly, or as tenant in common with her brother, C. C. Brooks, she willed and devised to C. C. Brooks.

**Codicil Two:** Since the testatrix had written her will, her nephew, William Brooks Downing, had died leaving one child, Mary Sue Downing. The testatrix willed her \$250 and the balance of the property previously willed to W. B. Downing that she directed equal division between W.I. Brooks and Sallie K. Franklin, to be taken and held by them with the same limitations as they will take and hold the other property herein devised to them.

Jan 11, 1900, County Court: The court ordered the will and codicils recorded and filed. W. I. Brooks came into court and qualified as executor.

Feb 16, 1900, Inventory: The inventory of the personal estate of the deceased was listed.

Nov 28, 1902, Estate Settlements: W. I. Brooks, executor of Martha W. Russell (deceased), made a final settlement.. The executor had paid a legacy to Charles F. Cox, guardian of Mary Sue Downing, minor child of W. B. Downing (deceased), and legatee of Mrs. M. W. Russell (deceased). The executor also had a receipt from Mrs. Sallie K. Franklin for \$1500 invested in a house and lot in Atlanta for herself and children.

Sep 1, 1903, Sep 13, 1904, Estate Settlements 5: C. F. Cox, guardian of Mary Sue Downing, minor child of W. B. Downing (deceased), and legatee of Mrs. M. W. Russell (deceased), made a settlement with the court.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Martha W. Russell, born Jan 13, 1834, died Jan 9, 1900.

1880 Rutherford Co., TN Census: Christopher Brooks, 78; Sallie Brooks, 73 wife; Martha W. Russel, 49 dau; C. C. Brooks. 39 son; Sallie Brooks, 32 dau Julian Brooks, 10 gson; Sallie Downing, 4 gdau.

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900 **Russell, Mary F. vs Russell, John T. Divorce**

Feb 27, 1902, Circuit Court: The court ruled that the defendant did in 1897 deserted his wife and had since that time refused to provide for her. The court dissolved the Bonds of Matrimony.

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901 **Rutledge, Ada Jane [Butler] vs Rutledge, William P. Divorce.**

June 19, 1896, Circuit Court: The court accepted the allegations as true and dissolved the Bonds of Matrimony.

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902 **Ryan, James (colored) vs Ryan, Jennie [McFadden] (colored) Divorce**

June 24, 1901, Circuit Court: The couple were married in Rutherford County and lived together as man and wife until three months ago. The treatment of the defendant toward the complainant had been cruel and inhuman as to render it unsafe for him to cohabit with her. The court dissolved the Bonds of Matrimony.

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903 **Ryan, William Elmo Died July 17, 1898, intestate.**

July 28, 1898, County Court: The court had appointed commissioners, to set apart to Mrs. Martha J. [Patterson] Ryan, widow of William E. Ryan (deceased), assets necessary for the support of her and family for one year.  
Mar 12, 1901, Estate Settlements 4: J. W. Ryan, administrator of the estate, made a settlement with the court.

Ryan Cemetery, Rutherford Co., TN: William Elmo Ryan, born May 27, 1864, died July 17, 1898.

Rutherford Co., TN Marriages: W. E. Ryan married Mattie Patterson on 27 Dec 1889.

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904 **Sanders, Mrs. Annie [Brashear] vs Sanders, William Divorce**

July 7, 1902, Circuit Court: The pro confesso previously entered against the defendant and the oral testimony of witnesses examined in open court convinced the court that the allegations were true, the defendant had deserted the complainant in 1899 and had remained away to this date. The court dissolved the Bonds of Matrimony. The court restored the complainant's previous name, Mrs. Annie Brashear.

Rutherford Co., TN Marriages: W. M. Sanders married Mrs. Annie Brashear on 20 Sep 1898.

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905 **Sanders, Asa Houston Died June 30, 1892, testate. [Cont'd from Vol. 6].**

Aug 5, 1896, County Court: W. [William] N. Mason and L. [Lafayette] M. Sanders, executors of the will of A. H. Sanders, made a settlement with the court.

Aug 13, 1897, Estate Settlements 4: W. N. Mason and L. M. Sanders, executors of the will of A.H. Sanders, made a settlement with the court. The estate had a balance of \$10,353.51. The sheriff and W. N. Mason had served notice of settlement on 12 parties.

May 11, 1899, County Court: I. [Isaac] F. Sanders had been appointed guardian of L. [Lee] P., G. [George] F., N. [Norman] J. and Annie L. Sanders, his own children and minor heirs of A. H. Sanders (deceased).

June 7, 1899, County Court: L. M. Sanders renounced his right to serve as trustee for I. [Isaac] F. Sanders and I. [Isham] H. Sanders, under the will of A. H. Sanders (deceased). I. F. Sanders came qualified as trustee.

June 7, 1899, Estate Settlements 4: W. N. Mason and L. M. Sanders, executors, made a final settlement. The estate had a balance of \$14,321.65. The executor's settlement listed notes on L.M. Sanders for \$3925. This amount was done with the understanding that Mrs. W. M. Mason, Mrs. T. P. Edmondson and trustee I. F. Sanders would agree to accept their distributive shares. The other distributees were present and agreed.

Aug 1, 1904, Estate Settlements 5: The trustee received \$272.10 from the executors, and distributed as follows: Docie [Sanders] Harwood, George Sanders, A. M. Sanders, Lee Sanders. Isalee Sanders, and I. H. Sanders each received \$34.00. There was \$68.10 left that was for Norman and Annie Louise Sanders.

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July 28, 1898, Chancery Court: C. C. Sanders vs W. T. Sanders. The complainant [Note: daughter of Asa Houston Sanders] and the defendant married in Rutherford County in 1868 and had resided together. They had five children all of whom were over twenty-one years of age except Oscar Sanders who was twenty years old and Sallie Kate Sanders who was twelve-years old. The complainant owned a tract of land in the 9<sup>th</sup> Civil District and household and kitchen furniture that was in her possession. The court accepted the allegations and charges of the complainant and severed the Bonds of Matrimony. The court awarded custody and control of Sallie Kate Sanders to the complainant, but the defendant had rights to visit the child at any time.

Rutherford Co. TN Marriages: Symantha Sanders married Thomas Sanders on 13 Sep 1868

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907 Sanders, Mrs. C. H. [Christina H. Gibson] Died before Oct 11, 1898, intestate.  
[Note: She was the widow of Asa Houston Sanders - see above]

Oct 11, 1898, County Court: The court had noted the death of Mrs. C. H. Sanders intestate. T. [Thomas] H. Sanders had applied for and received Letters of Administration.

May 7, 1901, Estate Settlements 4: T. H. Sanders, administrator of Mrs. C. H. Sanders (deceased), made a final settlement. The four distributees were: P. E. [Prince Edward] Malone and wife [Minerva Elizabeth Sanders]; I. [Isham] H. Sanders, L. [Lafayette] M. Sanders and W. [William] L. Sanders.

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908 Sanders, J. [John] C. Died between Aug 18, 1898 and Sep 12, 1899, testate.

Will dated Oct 25, 1894. Codicil dated Aug 18, 1898.

**First:** After payment of his funeral expenses, the testator gave the residue of his estate, real and personal, to his wife during her natural life if she outlived him. **Second:** The testator appointed Noble L. Clardy to be the executor of his last will and testament. He asked that the executor take the best possible care of his wife during her natural life. The executor and the deceased's wife were to pay the deceased's brother, Jesse B. Sanders, within two years after the testator's death, \$800, the amount he had received from his mother's will and was to revert back to the other heirs at his death. They then would have his poor mother's entire estate and ought to be satisfied. **Third:** After the death of the testator's wife, he willed the residue of his estate, real and personal, to his executor, Noble L. Clardy. If the testator outlived his wife, he wanted the executor, Noble L. Clardy to care for him during his declining years. After the testator's death, the residue of his estate was to go to his executor, Noble L. Clardy. The testator wanted his executor to serve without bond.

**Codicil:** The testator had not invested the \$800 that the testator received from his mother's will in realty.

Sep 12, 1899, County Court: The court ordered the will and codicil thereto recorded and filed. Noble L. Clardy qualified as executor.

Rutherford Co., TN Marriage Records: J. C. Sanders married Sophia W. Wasson on 24 May 1854.

1880 Rutherford Co., TN Census: J. C. Sanders, 61; Sophia Sanders, 53; S. L. Wasson, 25 stepdaughter.

Tennessee Civil War Service Records of Confederate Soldiers, 1861-1865: J. C. Sanders, 38<sup>th</sup> Infantry, 8<sup>th</sup> Infantry (Looney's Regt).

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909 Sanders, Jesse B. Died before June 18, 1895, intestate. [Cont'd from Vol. 6].

July 24, 1896, Chancery Court: Mrs. Jennie [Hutchens] Sanders, widow of J. B. Sanders (deceased) had filed a petition asking the court to allot and set apart homestead and dower to her out of two parcels of realty owned by the deceased. The children and grandchildren of J. B. Sanders (deceased) had filed their bill in Chancery Court against Mrs. Jennie Sanders, restraining the prosecution of the petition in County Court. They alleged that they were entitled to the realty unencumbered with homestead and dower rights. They also claimed that

they were entitled to certain liens and trusts on the property. Mrs. Sanders filed her answer to the bill. The realty in question consisted of a 136 ½-acre tract lying on the waters of Bushnell's Creek in C.D. #21 and a lot in the 5<sup>th</sup> Ward of Murfreesboro. The parties reached a compromise on all matters. They were to pay Mrs. Jennie Sanders \$150 and she was to retain the personal property set aside to her for her year's support and exemption. In exchange, she would relinquish and quit claim all rights and title to homestead and dower to James M. Sanders, Miss Helen Sanders, Mrs. Susan Ellen [Sanders] Bowling, Mrs. Caroline Townsby Sanders, and Genoa Bowling, children and grandchildren of J. B. Sanders (deceased). Genoa Bowling was the child of a deceased daughter of Jesse B. Sanders. F. M. Bowling was the husband of Mrs. Susan Ellen Bowling and J. E. Sanders was the husband of Mrs. Caroline Townsby Sanders.

Jan 29, 1897, Chancery Court: J. M. Sanders et al **vs** Mrs. Jennie Sanders. The C & M had offered for sale Lot #75 on the plat of Murfreesboro. J. R. Hale purchased the lot. The court approved the sale.

Jan 29, 1897, Chancery Court: J. M. Sanders et al **vs** Mrs. Jennie Sanders. The complainants wanted to sell a tract of land in Civil District #21 containing 64 acres. The petitioners were tenants in common of the land and desired the sale for partition and division among themselves.

July 27, 1897, Chancery Court: James M. Sanders, et al **vs** Jennie Sanders, et al. The C& M did on July 17, 1897, offer at auction the land described in the decree. Lot #1 containing 43 acres went to [Mrs.] C. T. Sanders. Lots #2 containing 37 acres, #3 containing 28 acres, and #9 containing 8 acres went to Helen Sanders. Lots #4 containing 28 acres, #5 containing 13 acres, #6 containing 13 acres, and #7 containing 23 acres, went to F. M. Bowling. Lot #8 containing 28 acres went to J. [Jesse] S. Bowling.

Jan 5, 1898, Estate Settlements 4: Charles R. Holmes, administrator, made a settlement with the court.

June 14, 1899, Dec 16, 1899, County Court & June 17, 1899, June 15, 1903, Estate Settlements 4 & 5: L. [Louis] D. Bowling as guardian of Genoa Bowling, his own child and heir of Jesse B. Sanders (deceased).

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910     **Sanders, Samuel R.**                     **Died July 11, 1899, intestate.**

July 27, 1899, County Court: The court noted the death of S. R. Sanders. Charles R. Holmes had applied for and received Letters of Administration.

Aug 4, 1899, Inventory: The administrator presented an inventory of personal estate.

Feb 23, 1904, Estate Settlements 5: C. R. Holmes, administrator, made a final settlement with the court. By consent of all the heirs, the administrator gave the uncollected notes for \$663.65 to Miss Sallie Sanders.

Rutherford Co., TN Marriages: Samuel R. Sanders married Sarah A. Thompson on Mar 31, 1846. Samuel R. Sanders married Henrietta S. Thompson on Jan 3, 1854. Samuel R. Sanders married Sallie C. Crockett on Jan 24, 1860.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Samuel Richard Sanders, born Apr 4, 1820, died July 11, 1899.

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911     **Sanders, Tennessee C. [Goodwin]**                     **Died before July 24, 1897, intestate.**

July 24, 1897, Chancery Court: John E. Fox **vs** W. J. Knox & wife, et al. **Mrs. Tennie C. Sanders had died.** The court ordered Elmer Sanders, Willie Myrtle Sanders, Essie Bell Sanders, Foster Sanders and Lela Sanders, children and heirs of the deceased be served to appear in court.

Aug 10, 1897, County Court: G. W. Sanders applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Isaac Sanders married Tennie L. Goodwin, Nov 22, 1871.

**(Note)** There is a grave in Mt. Juliet Memorial Gardens labeled Tiny Sanders that may belong to Mrs. Tennie Sanders. They moved the grave during construction of Percy Priest Lake

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**Note:** See William A. Goodman above for more information on this cause.

Jan 13, 1896, Chancery Court: Answer to a crossbill to W. [William] A. Goodman **vs** Robert Sanford et al. The complainant asserted that he and the cross complainants were tenants in common in the land in question. Dayton Sanford owned an interest in the land and believed it greater interest than any heir believed. He had no advancements from his father's estate. The complainant assumed that his deed to Dayton Sanford's interest in the land was in order. The complainant noted there was a bill in County Court to sell the abandoned remainder interest. The complainant argued that the administrator had paid some invalid claims before the final settlement due to the statute of limitations. The court issued the insolvency order on July 2, 1891 and the deadline for filing of claims was Jan 2, 1892. Several people had filed claims after the cutoff date. Complainant wanted the administrator held liable for claims he paid filed after the cutoff date.

Jan 15, 1897, Chancery Court: W. A. Goodman **vs** Robert Sanford, William Sanford, Mrs. Aquilla [Martha J. Sanford] Noe and George Neal and wife, Mrs. Cecil [Celia Sanford] Neal. The complainant charged that he and the defendants own the land as follows: The complainant, 1/5<sup>th</sup> share and the defendants, Robert, William, Mrs. Noe and Mrs. Neal each 1/5<sup>th</sup> share. The tract of land contained 135 acres. The complainant owned his interest by virtue of a sheriff's deed made to him and J. [Joseph] B. Charlten. It was the deed for the interest of Dayton Sanford, another son of John Sanford (deceased). The complainant argued that partition of the land in kind was impossible and recommended sale for partition. He claimed the defendants rented the land out in 1896 and kept the rents. He wanted the court to make them liable for his share of the rents. No one rented the land in 1897 and he asked the court to appoint the C & M as receiver to rent the land and collect the rents.

Jan 26, 1898, Chancery Court: The joint and separate answer of J. R. Sandford (called Robert Sandford in the bill), of J. W. Sandford (called William Sanford in the bill), of Mrs. Martha J. [Sanford] Noe (called Mrs. Aquilla Noe in the bill), of George H. Neal and wife, Mrs. Celia [Sanford] Neal (called Mrs. Cecil Neal in the bill). The cross-complainants denied that the complainant was a tenant in common with them in the land and left it to the court to determine their respective rights. The complainant alleged there were no valid debts against the estate of John A. Sanford, but there were debts totaling \$154.61 adjudged valid and binding in County Court. Since the estate was insolvent. The County Court had issued a decree for the sale of certain land. The reversionary interest after the homestead and dower of the widow was not included in the sale. They asked the court to direct the C & M, as special commissioner, to take enough of the proceeds to pay the outstanding debts. The cross-complainants differed among themselves as to the amounts they had received in advancements. The court would resolve all questions of advancements.

June 27, 1899, Chancery Court: Nov 1892, William Goodman purchased the interest in the notes, accounts and claims of Charlton & Goodman. Goodman paid J. B. Charlton for his interest in, Dayton's among them. J. B. Charlton quit claimed his interest in Dayton Sandfords's claim to William A. Goodman. The sheriff made the deed to Charlton & Goodman as a firm when the interest belonged to W. A. Goodman alone.

Dec 14, 1901, Chancery Court: W. A. Goodman **vs** Robert Sanford et al. The court ruled the administrator of John A. Sanford (deceased) was authorized to sell the real estate. The court ordered the sale of the homestead and dower of the widow who had died. Proceeds of the sale were to pay the balance of debts, the cost of the cause and a division of the balance of the proceeds among complainants and defendants.

Apr 13, 1902, Chancery Court: W. A. Goodman **vs** Robert Sandford, et al. The commissioner auctioned the land on Jan 18, 1902. C. H. Williamson, J. R. Sandford and J. W. Sandford. The court approved the sale and divested all right, title and interest in the land of J. R. Sanford, J. W. Sanford, William Sanford, Mrs. Aquilla Noe, Mrs. Cecil Neal and husband, George Neal, Claude Goodman, Minnie [Goodman] Akin and husband, William Akin, Davis Goodman and Hugh Goodman in said land and vested it in fee simple in the purchasers.

Dec 18, 1902, Chancery Court: W. A. Goodman **vs** Robert Sandford, et al. The following information is from a deposition by Dayton Sanford taken in Dallas County, Texas. Dayton Sanford stated that he received advancements from his father during his lifetime. He used the money to defray expenses in medical school. He attended medical school 1882-1883 and 1883-1884. He identified his siblings as William, Robert, Martha Noe and Celia. All the other children except Celia had been about the same as he was, except they received their advancements in land. Celia did not receive her part of the estate in his lifetime as she was supposed to get the home place as her share. Dayton claimed he never gave any notes to his father nor did he pay any of it back. Dayton's father told him he kept records of advancement in a book but that he had never seen it.

Mar 18, 1903, Chancery Court: W. A. Goodman vs Robert Sandford, et al. Deposition of J. R. Sanford. **John A. Sanford's wife died in Jan 1896.** His father gave him 75 acres valued at \$500 and told him if he did not want the land, he would get nothing. J. R. Sanford also received a horse and a cow. John A. Sanford gave J. W. Sanford 80 acres valued at \$600 and he was to pay back \$100. J. W. Sanford sold a horse for \$100 and paid him back. John A. Sanford gave Mrs. Martha J. Noe about 80 acres valued at \$500.

Apr 13, 1903, Chancery Court: W. A. Goodman vs .R. Sandford et al. It had been agreed that the heirs of complainant W. A. Goodman to wit: Davis Goodman, Hugh Goodman, Claude Goodman, Minnie Akin and husband, William Akin, owned the share of Dayton Sanford in the estate of J. A. Sandford (deceased). He made no advancements to his daughter, Mrs. Neal, except a horse, cow, bed and bed clothing. The other children of J. A. Sandford (deceased) had received the same articles. The C & M was to pay the attorneys \$75 and \$480 to Mrs. Neal to equalize her with Mrs. Noe. He will then pay Mrs. Neal and Mrs. Noe \$20 each to equalize them with J. R. and W. R. Sandford. After equalization of all the heirs, the C & M would equally divide the remaining funds to the heirs.

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914     **Sanford, Mrs. Mary (wife of John A. Sanford)**                     **Died Jan 19, 1896, intestate.**

Will dated Aug 8, 1892.

The testatrix believed that the property belonged to her and she had the right to do as she wished with it. She requested that her daughter, Celie Sanford, receive the household and kitchen furniture at her death.

Jan 22, 1896, County Court: The court had ordered the will recorded and filed.

Apr 10, 1902, Chancery Court: W. [William] A. Goodman vs Robert Sanford. In a deposition, Mrs. Cecil [Celia Sanford]Neal stated that she had married on Oct 23, 1896 and her mother had died Jan 19, six years ago.

1870 Rutherford Co., TN Census: John Sanford, 53; Mary Sanford, 51; Robert Sanford, 19; Dayton Sanford, 13; Celia Sanford, 11.

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915     **Savage, Henry (colored) vs Savage, Rebecca [Hogwood] (colored)**                     **Divorce**

June 20, 1902, Circuit Court: The court accepted the order pro confesso and proof offered in open court and decreed that the allegations in the bill were true and dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: H. J. Savage (colored) married Rebecca Hogwood (colored) on Aug 13, 1899.

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916     **Sawyer, Joshua (colored)**                     **Indentured.**  
           **Sawyer, William (colored)**                     **Indentured**

May 23, 1896, County Court: Amanda Bracy (colored) had Joshua Sawyer (colored), a minor of 14 years of age, and William Sawyer (colored), a minor of 15 years of age bound to her, to live with her after the manner of an apprentice until each becomes of age.

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917     **Scales, Sallie D. [Russell]**                     **Died Aug 1, 1901, testate.**

Will dated Jan 7, 1898

The testatrix gave to Miss Mollie Houtchen her small parlor organ. The testatrix gave the remainder of her property to her husband, Samuel H. Scales, and Miss Mollie Houtchen equally, each to take one-half of the personalty and one-half of the realty.

Aug 24, 1901, County Court: The court ordered the will recorded and filed.

Sep 12, 1901, Inventory: The administrator submitted an inventory with almost 200 items of household goods.

Nov 9, 1901, Estate Settlements 4: S. H. Scales, executor of Mrs. Sallie D. Scales (deceased), made a final settlement with the court.

Williamson Co., TN Marriages: S. H. Scales married Sarah D. Russel on Dec 7, 1858.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mrs. Sallie D. Scales, born June 25, 1835, died Aug 1, 1901, and husband, Samuel H. Scales, born June 19, 1838, died Dec 29, 1918.

1900 Rutherford Co., TN Census: Sam H. Scales, 61; Sallie D. Scales, 61.

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918     **Schwarz, Mrs. Sarah C.**                     **Died before Jan 19, 1903, intestate.**

Jan 19, 1903, County Court: The court noted that Mrs. Sarah C. Schwarz had died intestate. W. [William] P. Crawford applied for and received Letters of Administration.

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919     **Seward, Berry (colored) vs Seward, Ida [Henderson] (colored)**                     **Divorce**

Feb 19, 1897, Circuit Court: The defendant had willfully deserted the complainant for more than two years and the court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: Berry Seward (colored) married Ida Henderson (colored) on Feb 8, 1877.

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920     **Shane, Martha [Brashear] (colored) vs Shane, William (colored)**                     **Divorce**

June 22, 1900, Circuit Court: The court accepted the order pro confesso and the testimony of witnesses that since his marriage, the defendant had contracted the habit of excessive drinking of alcohol and neglected to support his wife. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: William Shane (colored) married Martha Brashear (colored) on Sep 19, 1889.

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921     **Sharber, James (colored) vs Sharber, Pilot [Owen] (colored)**                     **Divorce**

June 28, 1904, Circuit Court: The court accepted that oral testimony was sufficient to prove the charge of adultery against the defendant. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: James Sharber (colored) married Pilot Owen (colored) on July 5, 1894.

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922     **Shaw, D. W. [Daniel Webster]**                     **Died before Aug 30, 1897, intestate.**

Aug 31, 1897, County Court: The court had noted that D. W. Shaw had died intestate. H. [Hollis] W. Shaw had applied for and received Letters of Administration.

Dec 2, 1897, Inventory: The administrator returned an inventory of the personal property of the deceased. It included an engine and boiler, a saw machine, a shingle machine, an edging saw and one line shaft.

Rutherford Co., TN Marriages: D. W. Shaw married M. A. Brown on Mar 12, 1872.

1880 Rutherford Co., TN Census: D. W. Shaw, 36; Mary Shaw, 31; Carry Shaw, 7; Hollis W. Shaw, 6; Martha E. Shaw, 4.

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923     **Shelton, Sarah [Hoover]**                     **Died before Aug 2, 1897, Illinois.**

Aug 2, 1897, County Court: The court noted that Sarah Shelton, a citizen of Illinois, had died intestate. She left an estate in Tennessee. B. F. Hoover had applied for and received Letters of Administration.

Aug 14, 1897, Estate Settlements: B. F. Hoover, administrator, made a final settlement with the court. The administrator distributed to the following persons: T. [Thomas Bergen] B. Shelton, Charley Shelton, Elbert Shelton, R. [Richard] F. Shelton, Aurelia F. Shelton and Eliza [Shelton] Biby and husband, Thomas Biby.

Rutherford Co., TN Marriages: Lifus Shelton married Sarah Hoover on 7 May 1850.

1880 Perry Co., IL Census: Lifus Shelton, 55; Sarah Shelton, 55; Wilson A. Shelton, 27 son; Mary E. Shelton, 22 dau; Bergen Shelton, 21 son; Richard Shelton, 19 son; Eliza Shelton, 16 dau; Albert Shelton, 12 son; Charles Shelton, 10 son.

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924     **Short, Mahala Elizabeth [Williams]**     **Died June 9, 1884, intestate.**

June 19, 1896, Aug 10, 1896, County Court: R. L. [Robert Lee] Short, guardian for Lizette, Spencer and Houston Short, minor children of Elizabeth Short (deceased) and heirs at law of Ash Williams (deceased), renewed his bond.

Short Cemetery, Rutherford Co., TN: Mahala Elizabeth Short, born June 17, 1843, died June 9, 1884.

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925     **Short, John**     **Died Feb 1893, intestate. [Cont'd from Vol. 6].**

May 17, 1897, County Court: Mrs. Anna [Frusanna Wrather] Short as guardian of Horace P. Short, Patrick Short and Lucy L. Short, minor children of John Short (deceased) made a settlement with the Court.

Sep 26, 1898, Dec 25, 1899, Mar 18, 1901, Oct 5, 1903, County Court & May 17, 1897, Sep 5, 1898, Sep 19, 1899, Nov 22, 1900, Sep 27, 1902, Sep 14, 1903, Estate Settlements 4 & 5: Mrs. Anna Short, guardian of Horace P. and Lucy L. Short, made a settlement with the court.

July 19, 1897, Chancery Court: R. D. Vaughan **vs** Anna Short et al. R. D. Vaughan still owed the debts due the defendant and the estate of John Short (deceased). The court ordered the land sold.

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926     **Short, William M.**     **Died Nov 15, 1904, intestate.**

Nov 28, 1904, County Court: The court noted the death of W. M. Short intestate. Dr. W. C. [William Caldwell] Bilbro applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: W. M. Short, born Sep 25, 1825, died Nov 15, 1904. Wife: Mary Short.

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927     **Sikes, William H.**     **Died Feb 21, 1892, intestate. [Cont'd from Vol. 6].**

Mar 2, 1896, County Court: William Mitchell, guardian of William H. Sikes, minor child of W. H. Sikes (deceased), made a final settlement with the court.

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928     **Simmons, Annie E. [Graves]**     **Died before Nov 17, 1900, intestate.**

Nov 17, 1900, County Court: The court noted the death of Mrs. Annie E. Simmons intestate. Hardy Simmons had applied for and received Letters of Administration.

May 26, 1903, Estate Settlements 5 Hardy Simmons, administrator of the deceased's estate, made a final settlement with the court. The estate had a balance distributed to six legatees as follows: J. T. Simmons, Lillie Holton, India Manire, S. N. Graves, assigned of J. W. Simmons.

Rutherford Co., TN Marriages: William J. Simmons married Ann M. Graves on 22 Oct 1853.

1880 Rutherford Co., TN Census: William Simmons, 50; Anna E. Simmons, 41; John Simmons, 21; Hardy Simmons, 18; Henry Simmons, 12; Mattie Simmons, 9; Eli G. Simmons, 8; Martha Ann Simmons, 75.

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929     **Simmons, Connie E. [Clark] vs Simmons, Samuel S.                     Divorce.**

Mar 15, 1898, Circuit Court: The court found that the defendant had deserted his wife soon after their marriage and had failed to provide for her in any way. Defendant had a one-fifth undivided interest in a tract of 60-70 acres. The court dissolved the Bonds of Matrimony. The court restored the complainant's maiden name of Connie E. Clark. The court also vested title to the one-fifth undivided interest in the tract of 60-70 acres.

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930     **Simmons, Mrs. E. A. [America E. Graves]                     Died before June 12, 1897, intestate.**

June 12, 1897, County Court: The court had noted that Mrs. E. A. Simmons had died intestate. S. S. Simmons had applied for and received Letters of Administration for the deceased's estate.

Rutherford Co., TN Marriages: W. H. Simmons married America E. Graves on 5 Mar 1856.

1880 Rutherford Co., TN Census: W. H. Simmons, 47; E. A. Simmons, 40; Willie Simmons, 13; Mary A. Simmons, 11; Nancy Simmons, 7; Sam Simmons, 6; A. B. Simmons, 4; Laura Simmons, 0.

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931     **Simmons, Mattie E.     Died before Feb 17, 1899, intestate.**

Feb 17, 1899, County Court: The court noted the death of Mattie E. Simmons who died over six months ago and no one applied for Letters of Administration. The court turned the estate over to the Public Administrator.

July 22, 1899, Chancery Court: Hardy Simmons **vs** Thomas Simmons, et al. Thomas Simmons requested that his share of the fund go to Hardy Simmons to be used both principal and interest for his benefit as he might need it. His share was about \$150. Thomas Simmons was eighteen years old and Hardy Simmons was a worthy man. The court ordered to pay over to Hardy Simmons the share of Thomas Simmons in trust.

July 29, 1899, Chancery Court: Hardy Simmons **vs** Thomas Simmons, et al. Mattie Simmons had died since the filing of this cause. She was a complainant, had no children and no debts except doctor's bill and burial expenses. Payment would be if she gets enough for this purpose. The suit will then abate as to Mattie E. Simmons as her rights by descent merge into those of her brothers and sisters. **The court noted the death of Mattie Lawlie.** (Not further identified)

1880 Rutherford Co., TN Census: William Simmons, 50; Anna E. Simmons, 41; John Simmons, 21; Hardy Simmons, 18; Henry Simmons, 12; Mattie Simmons, 9; Eli G. Simmons, 8; Martha Ann Simmons, 75.

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932     **Simmons, William H.                     Died before Sep 3, 1896, intestate.**

Sep 3, 1896, County Court: The court noted the death of W. H. Simmons intestate. S. S. Simmons applied for and received Letters of Administration on the deceased's estate. The court appointed commissioners to set apart to Mrs. T. A. Simmons as much assets necessary for the support for her and her family for one year.

Dec 30, 1896, County Court: The commissioners appointed to set apart to T. A. Simmons, widow of W. H. Simmons (deceased), one year's support reported to the court.

Mar 1, 1899, Estate Settlements 4: S. S. Simmons, administrator of the deceased's estate, made a settlement.

May 1, 1899, Sep 11, 1899, County Court: S. S. Simmons, administrator, made a final settlement.

Jan 17, 1900, Chancery Court: In an answer to a bill filed in court, S. N. Graves stated that he had been appointed guardian of the complainants, William, Charles, Christopher, Solomon and John Hill in Dec 1895. **One of his sureties, W. H. Simmons, had died and the administrator, Samuel Simmons, had died.**

Rutherford Co., TN Marriages: William H. Simmons married America E. Graves on Mar 3, 1856.

1880 Rutherford Co., TN Census: W. H. Simmons, 47; A. E.. Simmons, 40; Willie Simmons, 13; Mary A. Simmons, 11; Nancy Simmons, 7; Sam Simmons, 6; A. B. Simmons, 4; Laura Simmons, 0.

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Nov 16, 1896, County Court: The court noted the death of W. J. Simmons intestate. J. [John] H. Simmons applied for and received Letters of Administration.

Jan 28, 1897, Chancery Court: J. H. Simmons **vs** W. J. Simmons. The defendant had died. Mrs. Annie E. [Graves] Simmons, the widow, together with H. [John H.] Simmons, E. [Eli] G. Simmons, J. W. Simmons, Mattie Simmons, Thomas Simmons, Horace [Henry Harris] Simmons, Henry Maud [Hardy] Simmons of Rutherford Co. and J. W. Manire and wife [Indiana Simmons], non-residents of Tennessee, were distributees.

July 22, 1897, Chancery Court: J. H. Simmons **vs** Thomas Simmons et al. The court directed the C & M determine if a division of the land suggested for sale by the bill was possible among the heirs.

Jan 17, 1898, Chancery Court: J. H. Simmons **vs** Thomas Simmons. In accordance with a court order the C&M offered at auction a tract of land divided into five lots. They were offered separately at first and then as a whole. Lot #3 containing 75 acres sold to L. M. Manier . The purchaser complied with terms of sale. The court approved the sale and divested all rights, and title from H. Simmons, E. G. Simmons, J. W. Simmons, Mattie Simmons, Annie E. Simmons, J. W. Manier and wife, Indiana Manier, Thomas Simmons, Horace Simmons, Henry Maude Simmons, and vested it in L. [Lemuel] M. Manier.

Jan 20, 1898, Chancery Court: J. H. Simmons **vs** Thomas Simmons. The C & M offered the remaining four lots as a whole and no bids received. I. P. Burn purchased Lot #2 of 76 acres.

Jan 22, 1898, Chancery Court: H. Simmons **vs** Thomas Simmons et al. A. W. West purchased lot #4 containing 126 acres.

July 29, 1899, Chancery Court: H. Simmons **vs** W. J. Simmons. The C&M collected a 10% down payment and the note for the first payment. The C & M retained from these funds enough for payment of attorney fees, expenses and costs. From the balance, he would disburse payments for the following: 1. the costs in Circuit Court compromise case, H. Simmons **vs** E. G. Simmons, balance \$95.25, and \$13.75 out of the \$63.75 that E. G. Simmons was owed. He will also pay to H. Simmons, administrator, the remaining \$50. He will not pay out at this time to E. G. Simmons or anyone now, as the court delayed payment until further orders. After payment of the debt, the C & M will pay out the remainder in six shares: 1. J. W. Simmons, one share. 2. Indiana Manier, one share. 3. The court held up payment of the share of E. G. Simmons. 4. The C & M will pay the share of Thomas Simmons to H. Simmons, trustee for Thomas. 5 & 6. The court directed in a former order of the current term that the administrator invest the shares of Henry Maud Simmons and Horace Simmons in real estate. The C & M was to make a settlement with the administrator.

Aug 7, 1899, Estate Settlements 4: J. H. Simmons, administrator, made a final settlement with the court.

Dec 15, 1900, County Court: J. W. Simmons et al **vs** J. T. [Thomas] Simmons et al. W. J. Simmons died intestate owning lands in the 10<sup>th</sup> Civil District. Commissioners set apart homestead to his widow, Annie E. [Graves] Simmons, out of his lands and the remainder sold by decree of the County Court. **Annie E. Simmons had died Oct 24, 1900,** leaving homestead tract for partition among the descendants of W. J. Simmons (deceased). The heirs and their interests were as follows: Complainants I. P. Burns and F. M. Carlton, both set up claims to the share of E. G. Simmons, a son of W. J. Simmons (deceased). Carlton by decree of the Chancery Court of Rutherford County made no report as to whom the share of E. G. Simmons belonged, which was an undivided one-sixth in the tract of land. Defendant J. T. Simmons was a minor who would reach his majority on Aug 15, 1901. As a minor, he was entitled to occupy the homestead until he reached majority but had indicated he was interested in the immediate sale of the land provided he was allowed the interest on his share from date of sale until Aug 15, 1901. The clerk recommended this course.

Aug 5, 1901, County Court: J. W. Simmons et al **vs** J. T. Simmons et al. The special commissioner had offered at auction on Jan 21, 1901. He received no bids.

Sep 24, 1901, County Court: J. W. Simmons et al **vs** J. T. Simmons et al. The special commissioner offered at auction on Sep 10, 1901, the land.

Oct 7, 1901, County Court: Hardy Simmons and J. T. Simmons purchased the land. The court approved.

Jan 21, 1902, County Court: J. W. Simmons et al **vs** J. T. Simmons et al. J. T. Simmons transferred all right, title, share and interest to I. [Iva] P. Burns. The court approved.

Sep 5, 1904, County Court: J. W. Simmons **vs** J. T. Simmons et al. There were six distributees: John W. Simmons, Hardy Simmons, Indiana Manire, E. G. Simmons, J. T. Simmons and Henry Simmons (deceased) who left two children, Henry Maud Simmons and Horace Simmons. John W. Simmons had sold his interest to

Hickman Weakley. E. G. Simmons, J. T. Simmons and Indiana Manire sold their shares to I. P. Burns. Hickman Weakley and I. P. Burns owned respective shares and were entitled to receive the moneys accordingly. Mrs. Lillie [Sharber - Simmons] Holton, the mother of the two minor children, Horace and Henry Maud Simmons, had requested Hardy Simmons, one of the purchasers of land sold in this cause, to invest the money due the minor children in a 30-acre tract in the 10<sup>th</sup> Civil District. A deed executed by him to himself as trustee for the children [was described]. The transaction required ratification by the court.

Rutherford Co., TN Marriages: William J. Simmons married Ann M. Graves, Oct 23, 1853.

1870 Rutherford Co., TN Census: William G. Simmons, 37; Anna Simmons, 35; David Simmons, 16; Indiana Simmons, 14; John Simmons, 12; Hardy Simmons, 10; Henry Simmons, 8. [Note: The next residence shows Martha Simmons, 66.

1880 Rutherford Co., TN Census: William Simmons, 50; Anna E. Simmons, 41 wife; John Simmons, 21; Hardy Simmons, 18; Henry Simmons, 12; Mattie Simmons, 9; Eli G. Simmons, 8; Martha Ann Simmons, 75 mother.

1850 U. S. Census: Martha Simmons, 44; W. J. Simmons, 18; Harry Simmons, 16.

Tennessee, Civil War Records of Confederate Soldiers, 1861-1865: W. J. Simmons, military service 1864, Capt. Wilson's Co., Light Artillery (Belmont Battery) D-Y and Two Zovaves and First Light Artillery (First Battalion, Light Artillery) and Artillery (McCowan's) Corps.

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935     **Sims, Minos P.**                     **Died before May 15, 1900, intestate.**

May 15, 1900, County Court: The court had noted the death of Minos P. Sims intestate. Mrs. Hettie C. [Gordon] Sims, widow of the deceased, had applied for and received Letters of Administration.

Christiana Cemetery, Rutherford Co., TN: Minos Powell Sims, born 1866, died 1900.

1900 Rutherford Co., TN Census: Charles A. Gordon, 67; Frances A. Gordon, 53 wife; Hettie E. Sims, 28 dau; Percy D. Sims, 7 g-son; Myra Sims, 3 g-dau.

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936     **Sims, Nannie [Patterson]**             **Died before Nov 20, 1878, intestate. [Cont'd from Vols. 5 & 6].**

Aug 11, 1896, County Court: B. [Bartley] E. Sims, guardian for Thomas S. Sims, his own child and minor heir at law of Nannie [Patterson] Sims (deceased), made a settlement with the court.

Feb 27, 1897, Estate Settlements 4: B. E. Sims, guardian for Thomas S. Sims now twenty-one years of age.

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937     **Sims, Thomas**                     **Died Jan 3, 1864, intestate. [Cont'd from Vols. 3, 4 & 6].**

Aug 11, 1896, Apr 5, 1898, Mar 27, 1899, County Court & June 28, 1897, Mar 7, 1898, Mar 16, 1899, Estate Settlements 4: B. F. Read, guardian of Mary H. Read, his own child and minor heir at law of Thomas Sims (deceased), made a settlement with the court.

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938     **Sims, William alias William Ransom (colored)**             **Died before June 13, 1898, intestate.**

June 13, 1898, County Court: The court had noted the death of William Sims alias William Ransom intestate. David Ransom (colored) had applied for and received Letters of Administration.

Nov 17, 1898, County Court: The court had noted that Robert Ransom, George Ransom and Pompay Ransom were minors without guardians. There was \$3.00 apiece coming to them out of the compromise Nashville & Chattanooga Railroad fund. The court ordered David Ransom, administrator of William Sims alias William Ransom to pay Jane Ransom, the mother of the children, the said amounts.

Nov 16, 1898, Estate Settlements 4: David Ransom (colored), administrator of William Sims alias William Ransom (colored) (deceased), made a settlement with the court.

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939     **Singleton, Sarah Margaret [Tompkins]**     **Died Oct 15, 1895, intestate.**

June 5, 1899, County Court: The court had noted the death of Sarah M. Singleton intestate. William R. Singleton had applied for and received Letters of Administration.

Rutherford Co., TN Marriages: Stephen H. Singleton married Sarah M. Tompkins on Dec 11, 1856.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Sarah M. Tompkins Singleton, born Feb 10, 1830, died Oct 15, 1895. Wife of Stephen H. Singleton.

1870 U. S. Census: Stephen Singleton, 42; Sarah Singleton, 40; William R. Singleton, 11; James P. Singleton, 9; Kitty Singleton, 3; Lavina Singleton, 74

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940     **Smith, Andrew J.**     **Died June 1903, testate.**

Will dated Mar 14, 1903.

For love and care for his wife, the testator willed to his wife, Mary Fran Smith, to hold and control until her death a certain 40-acre tract of land.

Sep 19, 1903, County Court: W. [William] S. Nesbitt applied for and received Letters of Administration.

Sep 28, 1903, County Court: The court ordered the will recorded and filed.

Nov 2, 1903, County Court: W. S. Nesbitt, et al **vs** Walter Wells, et al. The court appointed a guardian ad litem for defendants, Robert Vanetta and wife, Kate Vanetta.

Nov 3, 1903, County Court: W. S. Nesbitt, et al **vs** Walter Wells, et al. The court subpoenaed Walter Wells, Frank Wells and Roddy Wells but they failed to appear before the court.

Nov 10, 1903, County Court: W. S. Nesbitt, et al **vs** Walter Wells, et al. **Andrew J. Smith died June 1903, testate.** The Clerk reported that all the heirs were before the court. The assets were not sufficient to pay claims. The C & M recommended the sale of some real estate. R. R. Smith holds a mortgage against. The heirs of Andrew J. Smith (deceased) agreed that if the widow did not dissent from the will, they would agree to the sale of 50 acres from the North end of the tract. Money left after pay of the indebtedness would pay for repairs to the fences around the remaining land. The remaining land would go to the widow as homestead and dower.

Dec 7, 1903, County Court: W. S. Nesbitt, et al **vs** Walter Wells, et al. The Clerk offered at auction 50 acres of land. R. R. Smith purchased the 50 acres. The court ratified the sale and divested all rights, title and interest from to wit: Mary F. Smith, wife; T. [Thomas] H./M. Smith, son; J. W. Smith, son; M. [Mary] E. Smith, daughter; Charles Smith, son; W. B. Johnson and Lenora Johnson; J. [John] M. Hearn, and wife, Lou [Louisa J. Smith, daughter]; Joe Wells, Maggie Wells, Walter Wells, Frank Wells, Roddy Wells; Jack Edwards and Florence Edwards; Forest Spence and Ethel Spence; C. [Charles] L. Barnes, and son, Henry Barnes (husband and son of Eliza B. Smith, dec'd); Robert Vanatta and wife, Katie Vanatta.

Feb 13, 1904, Estate Settlements 5: W. S. Nesbitt, administrator, made a settlement with the court.

1900 Rutherford Co., TN Census: Andrew J. Smith, 82; Mary F. Smith, 46 wife; Charlie Smith, 35 son.

1880 Rutherford Co., TN Census: Andrew J. Smith, 62; Jane Smith, 53; Easter Smith, 32 dau; Robert Smith, 23 son; Eliza B. Smith, 20 dau; Mary E. Smith, 18 dau; Charlie A. Smith, 15 son; Louisa Smith J. Smith, 12 dau.

1860 Rutherford Co., TN Census: A. Smith, 41; Jane Smith, 32; M. [Maria] M. Smith, 15 f; Easter Smith, 12; Thomas M. Smith, 10; J. W. Smith, 8 m; B. M. Smith, 6 m; R. D. Smith, 3 m; Eliza Smith, 6/12.

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941 **Smith, Alex T.** **Died Nov 1, 1882, intestate. [Cont'd from Vols. 5 & 6].**

June 7, 1897, Dec 20, 1898, County Court & Feb 15, 1898, Mar 18, 1899, Estate Settlements 4: Mrs. L. T. [Lou A. Ott] Smith, guardian of Fleta B. and Annie T. Smith, minor children of A. T. Smith (deceased), made a settlement with the court. In Dec 1898, E. [Ernest] L. Smith had been appointed guardian.

June 25, 1900, Estate Settlements 4 : E. L. Smith, guardian of Annie T. Smith, minor child of A. T. Smith (deceased), made a settlement with the court.

Aug 6, 1903, Estate Settlements 5: E. L. Smith, guardian of Annie T. Smith, minor child of A. T. Smith (deceased), made a final settlement with the court. The Guardian presented a receipt from Fleta B. [Smith] Yearwood. She became of age Mar 18, 1899.

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942 **Smith, Elvis alias Eldridge (colored)** **Bastardy**

Nov 2, 1904, Circuit Court: State of Tennessee **vs** Elvis, alias Eldridge Smith. The court found that the defendant was guilty of being the father of a bastard child by Sally Turner (colored). The court charged him with maintenance of the child, with \$40 for the first year, \$30 for the second year and \$20 for the third year. He had to post a bond with good security, conditioned to save the County of Rutherford and any other county this state from all charges for the maintenance of the child.

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943 **Smith, Evaline (colored)** **Date of death unknown.**

Aug 21, 1899, County Court: The distributive share of Oscar and Everett Rhodes, minor children of Mary Rhodes (deceased), formerly Mary Smith (colored), in the estate of Evaline Smith (deceased) was too small to appoint a guardian. The court ordered the clerk to pay over to the father, John Rhodes (colored).

Aug 21, 1899, Estate Settlements 4: Buck Smith (colored), administrator, made a final settlement with the court.

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944 **Smith, Eveline [House] (colored) vs Houston Smith (colored)** **Divorce**

Jan 20, 1898, Chancery Court: The defendant failed to appear in court.

Jan 22, 1898, Chancery Court: The court acknowledged that Houston Smith had been guilty of cruel and unusual punishment and had neglected to care for her and her two children. The court dissolved the Bonds of Matrimony. The court restored the complainant's maiden name of Eveline House. The court awarded exclusive custody of Isadore Smith and Jennie V. Smith to the complainant.

Rutherford Co., TN Marriages: Houston Smith (colored) married Eveline House (colored) on 26 Dec 1887.

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945 **Smith, Hunter Overton** **Died Jan 9, 1897, intestate.**

Jan 12, 1897, County Court: The court noted that H. O. Smith had died intestate. W. [William] R. Jarratt and S. S. Butler applied for and received Letters of Administration.

Mar 4, 1897, Estate Settlements 4: W. R. Jarratt and S. S. Butler, administrators, made a settlement.

Washington & Smith Cemetery, Rutherford Co. TN: Hunter Overton Smith, born Dec 4, 1846, died June 9, 1897.

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946 **Smith, Harriet (colored)** **Died before Sep 5, 1898, intestate.**

Sep 5, 1898, County Court: The court noted the death of Harriet Smith (colored) intestate. H. B. Smith (colored) had applied for and received Letters of Administration.

1880 U.S. Census: Harriet Smith, 63; Mary Smith, 40; Charles Smith, 26; Maggie Smith, 26; Henry Smith, 15.

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947 **Smith, Henry (colored)** **Died before Sep 17, 1897, intestate.**

Sep 17, 1897, County Court: The court had noted the death of Henry Smith (colored) intestate. J. [James] B. Murfree Jr. had applied for and received Letters of Administration.

Sep 27, 1897, Estate Settlements 4: J. B. Murfree Jr, administrator, made a settlement, and distributed half to Mary Smith (colored) and half to Hattie Keeble (colored) and husband, D. M. [Martin] Keeble (colored).

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948 **Smith, John (colored) vs Smith, Nicy (colored)** **Divorce.**

Oct 14, 1904, Chancery Court: The defendant failed to appear in court. The court accepted the allegations and dissolved the Bonds of Matrimony that existed between the couple.

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949 **Smith, John Bell** **Died before Aug 5, 1901, intestate**  
**Smith, Missouri [Pogue]** **Died before Aug 5, 1901, intestate.**

Aug 5, 1901, County Court: The children of John Bell and Missouri [Pogue] Smith were the owners of the land described in the petition as follows: Victoria [Smith] Whitney, daughter; Bell [Smith] Brooks, daughter, Lizzie Smith, daughter; Mattie J. Smith, daughter; Robert L. Smith, son; W. [William] E. Smith, son; Jim [Rucker] Smith, son; John [Butler] Smith, son; Missouri Smith, granddaughter; John Smith, grandson, children of Matilda Smith, daughter of the deceased. There was 64 acres and only 10 acres cleared. An equitable partition in kind was impossible. The clerk recommended that sale of the land for partition of proceeds.

Nov 26, 1901, County Court: Mattie Smith vs Victoria Whitney and others. George Haynes purchased the land.

Rutherford Co., TN Marriages: John B. Smith married Missouri O.T.A. Pogue on Mar 2, 1854.

1870 Rutherford Co., TN Census: John B. Smith, 37; Missouri Smith, 37; Victoria Smith, 16; Elizabeth Smith, 13; Robert Smith, 11; Matilda Smith, 8; William Smith, 4; America Smith, 3/12.

1880 Rutherford Co., TN Census: John B. Smith, 47; Missouri Smith, 47 wife; Victoria Smith, 25 dau; Lizzie Smith, 23 dau; Robert Smith, 21 son; Matilda Smith, 19 dau; William Smith, 12 son; Belle Smith, 10 dau; Martha Ann Smith, 8 dau; John Rucker Smith, 4 son; John Butler Smith, 2 son.

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990 **Smith, John D.** **Died Jan 3, 1892, testate. [Cont'd from Vol. 6].**

Jan 11, 1896, County Court: W. [William] H. Smith, surviving executor, made a settlement with the court.

Mar 30, 1896, County Court: W. H. Smith and L. [Lafayette] T. Smith, executors of John D. Smith (deceased), had both died. James G. Smith and Stephen T. Jordan had applied for and received Letters of Administration.

May 1, 1896, Chancery Court: There were indications that Mrs. America [Smith] Vaughan was still alive. The court ordered that her share be paid to her if living, if not, to her children, less what any of them had received.

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951 **Smith, Linneas Jackson** **Died May 23, 1901, intestate.**

May 28, 1901, County Court: The court noted the death of L. J. Smith intestate. Mrs. Frances "Fannie" J. [Jordan] Smith, the widow, applied for Letters of Administration. The court appointed commissioners to set apart to the widow, as much of the assets as may be required to support the widow and her family for one year.

Mar 9, 1903, Estate Settlements 5: Mrs. Frances J. Smith, administratrix, made a final settlement.

Washington & Smith Cemetery, Rutherford Co., TN: Linneas Jackson Smith, born 8 Jan 1840, died 23 May 1901.

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Dec 23, 1895, Chancery Court: W. [William] H. Smith and widow, A. [Anna] M. [Schandise] Smith, the administratrix of L. T. Smith (deceased) **vs** Rutherford Co., TN: John Daniel, Ben F. Daniel, John Woodruff and wife, Mary Eliza, Ellis Johnson and wife, Sallie Johnson. Marshall Co., TN: John Cozart and wife, Mahala Cozart. Texas: Robert Zumbro and wife, Jennie Zumbro, Madison Woodruff and wife, Ella Woodruff, Adison Woodruff and wife, Ida Woodruff, Ben Bowman Jr. and Robert Bowman.

A. [Anna] M. Smith, complainant, qualified as administratrix on Mar 27, 1893. After her appointment as administratrix, she married complainant, W. H. Smith. Complainants alleged that prior to the death of L. T. Smith, W. T. Daniel owed L. T. Smith \$485.85 on a note signed by him on Feb 3, 1891. W. T. Daniel had also executed a mortgage to L. T. Smith on a 40-acre tract of land in Civil District 19 to secure payment. The notes remained unpaid except for credits of \$10 in 1893 and \$40.00 in 1894. W. T. Daniel died intestate, in Rutherford Co., TN, since he executed the mortgage. Ben F. Daniel was his administrator. W. T. Daniel never married and defendants were his heirs at law. The complainants prayed for foreclosure of the mortgage and a sale of the land for the satisfaction of the notes upon terms consistent with the mortgage.

Feb 14, 1896, Chancery Court: Ben F. Daniel filed an answer and a cross bill to the suit described above. He charged that W. T. Daniel owed him \$491.53. R. K. Bowman, guardian of Ben F. Daniel, had advanced the money to W. T. Daniel. The guardian took a mortgage on the tract of land described in the original cause, from W. T. Daniel. When he reached majority, Ben F. Daniel signed for the note of \$491.53 with a lien upon the tract of land. He had receipted his guardian, R. K. Bowman, for the amount due him, and he had cancelled the mortgage held against W. T. Daniel. Ben F. Daniel admitted he had not recorded his note of \$491.53 given as a lien by W. T. Daniel. Ben F. Daniel charged that L. T. Smith and his wife, A. M. Smith [now administratrix] knew of these facts when on Feb 3, 1891, he had contracted with W. T. Daniel. Ben F. Daniel noted to the court that after a payment of \$240, only \$251.52 along with the accumulated interest remained due. Ben F. Daniel admitted the death and intestacy of W. T. Daniel. Almost immediately, after this as administrator of the estate, he determined the estate was insolvent and notified the court. The value of personalty was less than \$140 and only real estate he had owned was the tract of land in question worth. Ben F. Daniel prayed the court to determine the amount due him against the estate of W. T. Daniel (deceased). He also prayed that his lien be declared and take precedence over the claim of W. H. and A. M. Smith and that the land be sold for cash.

June 3, 1896, County Court: Mrs. Anna M. Smith, administratrix, made a partial settlement with the court.

July 20, 1896, County Court: Elizabeth [Jones] McLaughlin **vs** Mattie Lawler et al. The children of L. T. Smith, were the defendants and were minors and a guardian ad litem had been appointed.

July 24, 1896, Chancery Court: Elizabeth McLaughlin **vs** Mattie Lawler et al. The C & M reported partition in kind of the land in question was not possible and the C & M recommended the sale of the land.

Jan 27, 1897, Chancery Court: W. H. Smith and wife, A. M. Smith, administratrix **vs** John Daniels, et al. A. M. Smith, administratrix, had a mortgage on a parcel of land owned by W. T. Daniel (deceased). The land was in two tracts. The first was to be a field known as the "Cullom Field" on the South East part of the land.

July 15, 1897, Chancery Court: W. H. Smith and wife, A. M. Smith, administratrix **vs** John Daniels, et al. The 39 ½ acres was in two tracts, 12 and 27 ½ acres. Mrs. A. M. Smith purchased the 12-acre tract. Ben F. Daniels purchased the remaining tract.

July 21, 1897, Chancery Court: Elizabeth McLaughlin **vs** Mattie Lawler et al. In obedience to a court order, the C & M did offer at auction the land and received no bids.

Oct 12, 1898, Chancery Court: The commissioner offered the land at auction on Oct 8, 1898. W. H. McLaughlin purchased the tract which contained 78 acres. The court approved the sale and divested all rights, title and interest to the land from the heirs.

Dec 22, 1900, Estate Settlements 4: Mrs. Anna M. Hall, formerly Mrs. Anna M. Smith, administratrix of L. T. Smith (deceased), made a final settlement with the court.

Apr 12, 1901, Chancery Court: Elizabeth McLaughlin et al **vs** Mattie Lawler et al. The C & M reported the next of kin of Martha Guthrie (deceased). She was the daughter of Peter Guthrie (deceased) and Polly Jones Guthrie was the daughter of Anthony Jones (deceased). Martha Guthrie had died without issue, or brother or sister. Her parents were deceased. Anthony Jones died leaving one son, Robert Jones, who died without issue, and three daughters, Polly Jones Guthrie, Sallie Jones, wife of Peter Jones, and Elizabeth [Jones] Smith, wife of John D. Smith. Elizabeth McLaughlin was the only surviving child of Sallie Jones. Her other children had

all died without issue. The court decreed that the complainants and defendants were entitled to the proceeds.

**The following genealogy based on the contents of the court documents, census and marriage records.**

John D. Smith, 1802 in VA - 1892 in Rutherford Co., TN, m. Dec 1822 Buckingham Co., VA, Elizabeth A. Jones, 1810 in VA - 1866, the daughter of Anthony Jones, who left a son without issue, and 3 daughters: (1) Polly Jones m. Peter Guthrie had a daughter Martha Guthrie. (2) Sallie Jones m. Peter Jones and had a daughter Elizabeth Jones who married ? McLaughlin. (3) Elizabeth A. Jones m. John D. Smith

A. William H. Smith, 1823 - 1896, m. 1846, Margaret E. McKnight. He m. 2<sup>nd</sup> on 28 Mar 1895, Mrs. Anna M. Smith [widow of Lafayette T. Smith]

1. Alexander T. Smith, 1848 - 1882, m. Louisa A. Ott
  - a. Ernest L. Smith, 1871 - 1968
  - b. Lela M. Smith, 1873 - 1959, m. William R. Harris
  - c. Fleta Bell Smith, 1878 - 1965, m. Ed M. Yearwood
  - d. Annie Smith, 1882 -

2. John Henry Smith, 1849 - 1912
3. James Granville Smith, 1852 - 1932
4. Margaret Ada "Addie" Smith 1859 - 1947, m. Stephen T. Jordan
5. Mattie Bell Smith, 1862 - 1927, m. David S. Youree
6. Willie Smith, 1867 - 1956, m. Joshua Youree

B. John James Smith, 1826 - 1873, Readyville, TN, m. 1849, Mary Elizabeth Hall

1. Tennessee Smith, 1854 - , m. Bob Bell
2. Charles H. Smith, 1860 - 1948
3. James A. Smith, 1863 - 1923
4. Minnie Smith, 1871 - 1963, m. 1889, William A. Partlow, 1866 - 1940

C. George M. Smith, 1828 - 1862

C. Virginia Frances Smith, 1830 - 1914, m. James D. McKnight

D. Martha Ann Smith, 1832 - 1882 in Madison Co., AL, m. 1850, Thomas H. Bayless

1. Robert Bruce Bayless, 1852 - 1954 in TX
2. Ella Bayless, 1854 - 1924, m. John A. Fanning
3. Alta Bayless, 1857 - before 1900, m. William B. Lawler
  - a. Mattie Lawler, 1880 - 1920, m. Benjamin Moring
4. Elizabeth "Bettie" Bayless, 1864 - 1956, m. James J. Lawler
5. Thomas H. Bayless, 1871 - 1926

E. Elizabeth Walker Smith, 1834 - 1866, m. John Hays

1. Robert J. Hays, 1855 - 1920
2. Virginia Hays, 1857 - , m. Thomas Hatchett

F. Benjamin Anthony Smith. 1836 - 1863, m. Bettie J. Hayes

1. Virginia Smith m. Solomon Brashear

G. America Clementine Smith, b. 1840, d. 1918 m. 1860, David Ashley Vaughn, b. 1824, d. 1888 both in Bedford Co., TN

1. Hattie Vaughn, b. 1862 m. N. Lawler
2. Emmet O. Vaughn, b. 1864
3. Charley Vaughn, b. 1867
4. Ervin Parks Vaughn, b. 1869, d. 1949
5. Mattie Vaughn, b. 1872
6. Kate Anna Vaughn, b. 1875, d. 1945 unmarried
7. Florence Vaughn, b. 1877, d. 1956, m. Robert A. Smith
9. James David Vaughn, b. 1880, d. 1955 in CA
9. Benjamin Oscar Vaughn, b. 1882, d. 1949
10. Elizabeth Jean Vaughn, b. 1885, d. 1947, m. Ernest Martin Holmes

H. Lafayette T. Smith m. 15 Dec 1869 in Madison, AL, Anna M. Schandise. She m. 2<sup>nd</sup> on 28 Mar 1895, William H. Smith, who died in 1896. She m. 3<sup>rd</sup> on 19 Dec 1898, John W. Hall.

1. Fred D. Smith, 1871 -
2. Albert Lafayette Smith, 1873 - 1968

3. Anna Elizabeth "Lizzie" Smith, 1874 - 1921, m. Benjamin Allen Puckett
4. Ada W. Smith, 1885 - 1962
5. Virginia Frances "Fannie" Smith, 1887 - 1976
6. Margaret M. Smith, 1891 - 1975

Oct 18, 1901, Oct 15, 1904, Chancery Court: Anna M. Smith Hall, et al **vs** Ada W. Smith. The court appointed Albert Smith guardian of the minor children of L. T. Smith (deceased).

Oct 18, 1901, Chancery Court: Anna M. Smith Hall [administratrix], et al **vs** Ada W. Smith. In a recent settlement, the C & M determined that the share of each of the six heirs was \$572.98. The administratrix had paid the three of age, Fred Smith, Mrs. Puckett (Lizzie Smith) and Albert Smith. The remaining shares were for the minor children. The children would not leave their mother, but Albert Smith would guide and direct the expenditure of funds as needed for their education and maintenance. The court noted that the heirs were entitled to equal interests as tenants in common of a 250-acre tract of land less 106 acres set apart as dower and homestead leaving 144 acres for division. The court stated that equal partition of the land was possible.

Nov 18, 1901. Chancery Court: The commissioners surveyed the land and determined that it contained 112 plus acres. They partitioned the land and set aside as follows:

1. Lot #1, Fred Smith, almost 21 acre.
2. Lot #2 & 8, Albert L. Smith, #2, 8 ½ acres and #8, 5 plus acres.
3. Lot #6 & 7, Lizzie Puckett, #6, 12 plus acres and #7, 3 ¼ acres.
4. Lots #3 & 9, Margaret Smith, #3, 9 plus acres and #9, 6 plus acres.
5. Lots 4 & 10, Ada W. Smith, #4, 10 plus acres and #10, 11 1/3 acres.
6. Lots \$5 & 11, Virginia Fannie Smith, #5, almost 14 acres and #11, 10 acres.

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955     **Smith, Louisa A. [Ott]**                     **Died before July 30, 1898, intestate.**  
 [Note: She was the widow of Alexander T. Smith]

July 30, 1898, County Court: The court noted the death of Mrs. L. A. Smith intestate. L. D. Harrell had applied for and received Letters of Administration.

Sep 1, 1900, Estate Settlements 4: L. D. Harrell, administrator of Mrs. L. A. Smith (deceased), made a final settlement with the court. The estate balance was distributed as follows: Ernest L. Smith; Annie T. Smith; William R. Harris and wife, Lela M. [Smith]; Ed May Yearwood and wife, Fleta Bell [Smith].

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956     **Smith, Laura (colored) vs Smith, Charlie (colored)**             **Divorce**

July 2, 1901, Circuit Court: The court accepted the facts charged in the bill as being true, that the defendant had deserted the complainant and had remained away for over two years. He had also committed adultery with one Bertie Sneed (colored) after their marriage. The court dissolved the Bonds of Matrimony.

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597     **Smith, Mrs. Mary S.**                             **Died July 29, 1897, testate.**

Will dated Dec 5, 1894. 3 Codicils

**Item #1.** The testatrix nominated and appointed John E. Richardson as her executor. **Item #2.** The testatrix devised to her granddaughter, Maggie Muirhead, her house and lot located on Main Street in Murfreesboro, TN, where she was living. The testatrix bequeathed to her granddaughter, Maggie Muirhead, all her furniture, pictures, trunks, tableware, stove and utensils, carpets, bed clothing, i. e. all her personal property in the house and on the lot. **Item #3.** The testatrix had a debt on her daughter, Caroline, secured by mortgage. The debt was for \$1100 dated Jan 31, 1861. The property conveyed was one-half interest in remainder, after her life estate in a tract of land in Civil District 22. The tract of land had been devised to her for life by the will of her late husband. The testatrix bequeathed the debt and its mortgage security to her daughter, Ann [Smith] Smith, wife of [Josiah] Lafayette Smith, for her sole and separate use, free from the debts, claims, liabilities and control of her present or any future husband. The testatrix stated she intended to take steps to collect this debt or to enforce the mortgage. **Item #4.** The testatrix gave her daughter, Caroline, \$500 outside of the debt named on her. She did not want to collect any portion of the \$500 back, nor was she to account for it in any manner.



Feb 27, 1899, County Court: S. Jerome Smith took an oath to support and defend the Constitution of the United States and to truly and honestly demean himself in the practice of his profession to the best of his skill and ability. The court admitted him as a practicing attorney at the bar of the County Court.

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961 **Smith, Thomas L.** **Unsound mind.**

Dec 5, 1903, County Court: The court appointed G. S. Smith guardian of Thomas L. Smith, a person of unsound mind and executed a bond for \$4300.

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962 **Smith, William Baxter** **Died Mar 30, 1894, intestate. [Cont'd from Vol. 6].**

Nov 1, 1897, Estate Settlements 4: A. M. Overall, administrator of the deceased's estate, made a settlement.

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963 **Smith, William Henry** **Died Mar 23, 1896, testate.**  
 [Note: The son of John D. Smith (1802-1892) - see genealogy in Lafayette T. Smith, above]

Will dated Mar 3, 1896.

**First:** The testator willed to Ernest L. Smith, Lela Mae Smith, Fleta Bell Smith and Annie Smith, heirs at law of A. [Alexander] T. Smith (deceased), the Carnahan Farm for equal division between them. The testator directed and empowered his executors if they deemed it best for the above named heirs to let it come into the general estate, be sold and the proceeds divided as above directed. **Second.** Testator willed to John Henry Smith a cash payment of one share in his estate. **Third.** Testator willed to James G. Smith the farm known as the Sullivan place. **Fourth.** Testator willed to his daughter, Margaret Ada "Addie" [Smith] Jordan, a cash payment of one share in his entire estate. **Fifth.** Testator willed to his daughter, Mattie Bell [Smith] Youree, the farm known as the Thompson tract. **Sixth.** Testator willed to his daughter, Willie May [Smith] Youree, the home tract of land where he lived. **Seventh.** Testator wanted all his heirs treated equally in the division of his estate. The executor to recover any money that he had advanced to any one of his heirs during division and equalization of the estate among the heirs. **Eighth.** Testator stipulated that if the executors thought it best, all the lands mentioned in his will were to return to the estate and sold and the proceeds divided share and share alike except the family burial ground was to remain property of his heirs jointly. **Ninth.** Testator stipulated that if he died before his [second] wife, Anna M. [Schandise] Smith [widow of Lafayette T. Smith], that she receive support for one year out of the proceeds of his estate. **Tenth.** The testator nominated James G. [Granville] Smith and S. [Stephen] T. Jordan as his executors without bonds or security. The testator empowered the executors to sell land, collect money, and execute deeds to the lands in his estate and do whatever was lawful and correct to ensure equal division of his estate among the heirs. **Eleventh.** Testator requested that all of his heirs who had received money from the estate were not to pay interest on the same.

Mar 30, 1896, County Court: The court ordered the will recorded and filed.

May 19, 1896, Inventory: J. G. Smith and S. T. Jordan, executors, submitted an inventory that listed notes to his children that did not draw interest. Joshua Jordan had \$2702 in notes and S. T. Jordan had \$2280 in notes.

June 19, 1896, County Court: The executors presented a sale list of personal property .to the court.

Dec 20, 1898, Estate Settlements 4: The executors made a final settlement with the court.

Cannon Co., TN Marriages: William H. Smith married Margaret E. McKnight, Dec 25, 1846.

Youree Cemetery, Readyville, Rutherford Co., TN: William Henry Smith, born Oct 24, 1823, died Mar 23, 1896.

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Apr 7, 1896, Sep 26, 1898, June 12, 1899, Jan 21, 1902, County Court and Mar 13, 1897, Sep 24, 1898, Mar 20, 1899, Mar 2, 1902, Estate Settlements 4: T. L. Huddleston, guardian of John Henry Smithey, Gillian Bentley Smithey and Archie B. Smithey, minor children of Archie Smithey (deceased), made a settlement.

Sep 30, 1898, Chancery Court: Mrs. Martha M. [Smith] Smithey, T.L. Huddleston, guardian of John Henry, Gillian Bentley and Archie B. Smithey, Rutherford Co., and Miss Nannie Smith, Davidson Co. **vs** John Henry Smithey, Gillian Bentley Smithey and Archie B. Smithey, minors whose guardian was complainant Huddleston. Arch Smithey died in Rutherford Co. on Mar 22, 1892. He left surviving his widow, Martha M. Smithey, and defendants, John Henry Smithey, Gillian Bentley Smithey and Archie B. Smithey as his only children. The intestate purchased before his death from Nannie Smith a 47 acres tract in the 7<sup>th</sup> C.D. of Rutherford Co., TN. Nannie Smith had executed and delivered to Archie Smithey (deceased) a warranty deed but it was never registered. The intestate had no other property and a small amount of personalty. He had a life insurance policy collected by Mrs. Martha Smithey, and the guardian of his children. They have no other property or estate except the interests they have in the realty. The consideration agreed to by the intestate for the land was \$756. At the date of his death, \$412.35 remained unpaid. Since the intestate's death, Mrs. Smithey had paid more than \$100 on the notes. Miss Nannie Smith was anxious to collect the unpaid portion. One note was past due and she had the right to enforce her lien and subject the land to sale. The parties reached an agreement. T. L. Huddleston to pay off the remainder of the debt of Miss Nannie Smith out of the money of the minors in his hands, as guardian. Mrs. Smithey agreed that the three minors would receive title to  $\frac{3}{4}$  of the land and waived her right to homestead and dower. Mrs. Smithey had no other property than her interest in the land. The funds in their guardian's hands were insufficient to support and educate them. By securing the land to the family, Mrs. Smithey could make enough on it to support herself and her children, and pay rent due the children.

July term, 1899 Chancery Court: The court decreed that T. L. Huddleston pay \$300, \$100 for each minor. The court divested title to the property from Miss Nannie Smith.

Jan 31, 1903, Estate Settlements 5: T. L. Huddleston, guardian for Henry, Gilliam and Archie Smithie, minor children of Archie Smithie (deceased), made a settlement with the court. Henry receipted in full.

Feb 23, 1903, Estate Settlements 5: T. L. Huddleston, guardian for Gilliam and Archie Smithie, minor children of Archie Smithie (deceased), made a settlement with the court.

Nov 19, 1904, Estate Settlements 5: T. L. Huddleston, guardian for Archie Smithie, minor child of Archie Smithie (deceased), made a settlement with the court.

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965 **Smotherman, Bartholomew Thomas** **Died May 26, 1902, intestate.**

Aug 22, 1902, County Court: The court noted the death of B. Smotherman intestate. A. [Azariah] W. Smotherman had applied for and received Letters of Administration.

Sep 8, 1902, Estate Settlements 5: A. W. Smotherman, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Bartholomew Smotherman married Mariah C. Sudberry, Apr 19, 1843. Bartholomew Smotherman married Judith C. Wood, May 16, 1855.

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966 **Smotherman, Charity A. [Heston]** **Died in 1899, intestate.**

June 23, 1899, County Court: The court noted the death of Mrs. Charity A. Smotherman intestate. W. H. Gentry applied for and received Letters of Administration.

Jan 14, 1902, Estate Settlements 4: W. H. Gentry, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Isom Smotherman married Charity Hesten on Feb 11, 1841.

Haynes Cemetery, Rutherford Co., TN: Charity A. Smotherman, born May 10, 1826, died 1899. Husband: Isom Green Smotherman.

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967 **Smotherman, Elbert, Sr.** **Died before Apr 7, 1902, intestate.**

[Note: Gravestone states died May 23, 1903]

Apr 7, 1902, County Court: The court noted the death of E. Smotherman intestate. W. [William] F. Westbrooks and J. [James] K. Heath applied for and received Letters of Administration.

Oct 29, 1904, County Court: W. M. Westbrooks and J. K. Heath, administrators, had funds of the minor heirs, to wit: Palmer Smotherman, Candice Smotherman, Dora Smotherman and John Smotherman, and requested it be turned over to their mother, Mrs. N. E. [Nancy Elizabeth Williams] Smotherman, for their use.

Dec 12, 1904, Estate Settlements 5: W. F. Westbrooks and J. K. Heath, administrators, made a final settlement with the court. The estate balance was distributed as follows: Alice Smotherman, Mary [Smotherman] Westbrooks, D. E. [David Elbert] Smotherman, Manlow Smotherman, J. [James] A. Smotherman, Dora [Smotherman] Lamb, John F. Smotherman, Palmer Smotherman and Candace Smotherman.

Rutherford Co., TN Marriages: Elbert Smotherman married Lizzie Williams on 21 Sep 1871.

Smotherman Cemetery, Rutherford Co., TN: Elbert Smotherman, born 19 Apr 1851, died 23 May 1903, and wife, Nancy Elizabeth Smotherman, born 19 Dec 1853, died 24 Nov 1924.

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968 **Smotherman, Jane [Dunn]** **Died before Dec 6, 1900, intestate.**

Dec 6, 1899, County Court: The court noted the death of Mrs. Jane Smotherman intestate. B. T. Boyce applied for and received Letters of Administration.

May 9, 1904, Estate Settlements 5: B. T. Boyce, administrator, made a final settlement with the court. The estate balance was distributed as follows: Sam Smotherman, Olie Smotherman, H. R. Smotherman, Nannie Smotherman, Mrs. Allie Vickers, Frouzy Smotherman, Ike Adams and Mrs. Fannie Kettle.

Bedford Co., TN Marriages: Hugh Smotherman married Jane Dunn on 6 Aug 1862.

1880 Rutherford Co., TN Census: Jane Smotherman, 51; Isaac P. Boice, 20 nephew.

1870 U. S. Census: Hugh Smotherman, 74; Jane Smotherman, 42; Kelly Smotherman, 13; Nancy J. Smotherman, 10.

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969 **Smotherman, John Jr. (colored)** **Date of death unknown.**

Sep 12, 1903 County Court: The court noted the death of John Smotherman, Jr. (colored) intestate. John Smotherman, Sr. (colored) applied for and received Letters of Administration.

Sep 21, 1903, Estate Settlements 5: John Smotherman Sr., (colored), administrator, made a final settlement with the court. The administrator was the only legatee.

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970 **Sneed, Annie** **State Industrial School.**

Aug 20, 1900, County Court: Mar 22, 1897, County Court: The court decided that it would be manifestly to the interest of Annie Sneed, a child nine years of age, for her to be committed to the State Industrial School.

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971 **Sneed, Bernie** **State Industrial School.**

Nov 10, 1896, County Court: The court decided that Bernie Sneed, a child nine years of age, would be better off in the State Industrial School and committed him to that institution.

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972     **Sneed, Dabney Hill**                     **Died Oct 19, 1899, testate.**  
           **Sneed, Martha Eliza [James]**     **Died July 19, 1901, intestate.**

Will dated Apr 8, 1899.

**Item 1:** The testator directed that his executor pay funeral expenses and all other just debts as soon after his death as practicable out of moneys coming into his hands. **Item 2.** The testator gave and bequeathed to his wife, Eliza [Martha Eliza James] Sneed, all the land where he lived containing two hundred twenty three acres in the 17<sup>th</sup> Civil District of Rutherford Co. during her natural life. He also gave her such personal property as was exempt by law to the heads of families and one year's provisions. **Item 3.** The testator directed his executor to sell all other personal property and the real estate known as the (wd?) tract at such time and on such terms as he thought best. He had full power to pass title to this land. From the proceeds of the sale, the executor had to first equalize the following advancements to his children: W. D. Sneed, \$600; Joseph Sneed, \$200; James Sneed, \$888.67; Ed Sneed, \$660; Mollie [Mary Sneed] Mathews, \$200; T. [Thomas] F. Sneed, \$703.75, Florence [Sneed] Marlon, \$241.53, Alta [Sneed] Smith, \$272.10; R. [Robert] L. Sneed, \$605, and Dan Sneed, \$90. After making them equal, the remainder equally divided among his ten children. The testator directed that at the death of his wife, the executor was to sell the land given her and divide the proceeds equally among his ten children after equalization of advancements. **Item 4:** The testator nominated E.[Elihu] A. Mathews to be his executor and requested him to accept the nomination.

Oct 21, 1899, County Court: The court ordered the will recorded and filed.

Nov 25, 1899, Inventory: The inventory of personal estate listed \$1248 in notes due.

Aug 5, 1901, County Court: The court noted the death of Mrs. M. E. Sneed intestate. E. A. Mathews applied for and received Letters of Administration.

May 23, 1902, Estate Settlements 5: E. A. Mathews, executor of the deceased's estate, made a partial settlement with the court. The executor had made the following distributions: John H. Sneed by B. L. Ridley, Attorney; D. H. [Daniel Hill] Sneed; Alta [Sneed] Smith and husband, J. A. Smith; Florence [Sneed] Marlon and husband, T. A. Marlon; Mary Sneed Mathews, wife of the executor.

Feb 27, 1904, Estate Settlements 5: E. A. Matthews, administrator, made a settlement with the court.

Mar 7, 1904, County Court: E. A. Mathis, administrator of Mrs. D. H. Sneed (deceased), made a settlement.

Rutherford Co., TN Marriages D. H. Sneed married United America Thompson on Dec 5, 1850.

D. H. Sneed married Martha E. James, Jan 1, 1857. Florence Sneed married T. A. Marlon on 14 Mar 1888.

Alta Sneed married J. A. Smith on 20 Jan 1892.

Trimble Cemetery, Milton, Rutherford Co., TN: Dabney Hill Sneed, born Dec 12, 1819, died Oct 19, 1899. Spouse: Martha Eliza Sneed. Children: James Wesley Sneed, Thomas Franklin Sneed, Florence Sneed, Robert Lee Sneed, and Daniel Hill Sneed.

1880 Rutherford Co., TN Census: Dabner Sneed, 60; Martha Sneed, 44 wife; James Sneed, 21; Edward Sneed, 19; Mary Sneed, 17; Thomas Sneed, 15; Florence Sneed, 12; Almira Sneed, 10; Robert Sneed, 9; Daniel Sneed, 4.

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973     **Sneed, William**                     **Died 1900-1904, intestate [probably in Davidson Co., TN].**

Apr 16, 1904, Chancery Court: Mrs. Margaret Sneed, et al **vs** Charles E. Sneed, et al. William Sneed (deceased) left a widow, Mrs. Margaret Sneed, and a child, Clara Frances Sneed. The deceased owned 4/7ths of the tract in question and complainants, Mattie Rooker, Susan Ada Sneed, and defendant Charles E. Sneed owned 1/7<sup>th</sup> each. A division was not possible and the C & M recommended the sale of the land for partition.

Oct 14, 1904, Chancery Court: Mrs. Margaret Sneed, et al **vs** Charles E. Sneed, et al. The court ordered that the bidding remain open until Oct 15, 1904.

Oct 15, 1904, Chancery Court: Mrs. Margaret Sneed, et al **vs** Charles E. Sneed, et al. G. R. Morton purchased the land. The court approved the sale. The proceeds paid as follows: 4/7<sup>ths</sup> to Margaret Sneed and Clara Frances Sneed, 1/7<sup>th</sup> to Mattie Rooker, 1/7<sup>th</sup> to Susan Ada Sneed and 1/7<sup>th</sup> to Charles E. Sneed. Margaret was

the owner as life tenant, (dowress) of 1/3<sup>rd</sup> of the 4/7<sup>ths</sup> net proceeds, with remainder after her death to Clara Frances Sneed. Clara Frances Sneed was the owner of 2/3<sup>rds</sup> of the 4/7<sup>ths</sup> net proceeds.

1900 Davidson Co., TN Census: William Sneed, 35; Margaret Sneed, 25 wife; Irene Sneed, 7 dau; Clara Sneed, 3/12 dau; John C. Sneed, 45 brother.

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974 **Snell, Gabriel (Colored) Died before 5 May 1890, intestate. [Cont'd from Vol. 6].**

Note: It is presumed that all names mentioned can be considered of the colored race.

July 20, 1896, Chancery Court: Jackson Turner **vs** Amanda [Snell] Francis and others. The C & M had sold on July 11, 1896, a 50-acre tract of land at auction. C. A. Sheafe purchased the land. The court divested all rights and title from the complainant and defendants: Amanda [Snell] Francis; Cassie Snell; Michael Miller and wife, Ellen [Snell] Miller; Cornelius Taben and wife, Bettie [Snell]Taben; Joseph Stephens and wife, Malissie [? Snell] Stephens; Calvin Childress and wife, Lou [? Snell] Childress; Texanna Steeman, widow of Robert Steeman (deceased); Porter Roach and wife, Maidie [Mercer] Roach; Moses King and wife, Ruth Ann [Snell] King; David Snell; Henry Marks and wife, Rutha [Turner] Marks; Robert Turner; Ollie Snell; Rosa Snell; Fruzanna Snell; Charles Snell; Lafayette Mercer; Lee Mercer; Foster Mercer. Lula Mercer.

The court vested title in C. A. Sheafe. Out of the proceeds of the sale for division among the following: Cassie Snell, one-ninth. Ellen Miller, one-ninth. Amanda Francis, one-ninth. Bettie Taben, one-ninth. Ruth Ann King, one-ninth. David Snell, one-ninth. The heirs of Jane [Snell] Turner (deceased), one-ninth. The heirs of Andrew Snell (deceased), one-ninth. The heirs of Margaret [Snell] Mercer, one-ninth.

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975 **Snell, Mary E. [Greer] Died between Mar 11 and May 2, 1904, testate.**

Will dated Mar 11, 1904. Codicil dated Mar 12, 1904.

**Item 1:** The testatrix directed payment of her burial and funeral expenses out of money realized from the sale of personal property and directed the payment of all her just debts. **Item 2:** The testatrix gave to her daughter, Sallie G. Snell, the bedstead, and bed clothing belonging to it located in the Southeast room of her residence. **Item 3:** The testatrix gave to her daughter, Dora B. [Isadora B. Snell] Childress \$600. **Item 4:** The testatrix gave and bequeathed in equal proportions, to her two daughters, Sallie G. Snell and Mrs. Dora B. Childress, all of the furniture, carpets, household and kitchen furniture and effects in her residence on hand at her death. Exception to the previous included the bed and bed clothing already given to her daughter, Sallie G. and the parlor furniture that already belonged to her daughter, Sallie G. **Item 5:** The testatrix had an interest in some land in the 16<sup>th</sup> Civil District that was in litigation in the Chancery Court in the name of Mary E. Snell & Margaret [Greer] Dill **vs** Mary Greer et al. Whatever interest she had and could recover in the land, she intended for her two daughters to have it in equal proportions. The testatrix directed that after recovery, the executor sell her half-interest and divide the net proceeds equally between her two daughters. **Item 6:** The testatrix gave and devised to her daughter, Sallie G. Snell, the house and lot where she lived on the North West corner of Academy and Sevier Streets in the 2<sup>nd</sup> Ward of Murfreesboro. **Codicil:** The remainder of her personal property, the testatrix gave to her daughter, Sallie Greer Snell.

May 2, 1904, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: Robert Snell married Mary E. Greer, Jan 19, 1860.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mary E. Snell, died 1904. Robert C. Snell, died 1874

1900 Rutherford Co., TN Census: Mary E. Snell, 64; Sallie G. Snell, 31 dau; Isadora B. Snell, – dau.

1860 U. S. Census: R. Snell, 25; Mary Snell, 24.

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976 **Snell, Theophilis B.** **Died Sep 18, 1904, intestate.**

Sep 27, 1904, County Court: The court noted the death of T. B. Snell intestate. A. R. [Alfred Ransom] Snell applied for and received Letters of Administration.

Snell Cemetery, Rutherford Co., TN: Theophilis B. Snell, born 10 Sep 1813, died 18 Sep 1904.

Yeagan Cemetery, Rutherford Co., TN: Alfred Ransom Snell, born 13 Dec 1856, died 11 Oct 1930 [son of Theophilis B. and Mary E. Snell]

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977 **Solomon, Samuel (colored)** **Died before Mar 18, 1901, intestate.**

Mar 18, 1901, County Court: The court noted the death of Sam Solomon (colored) intestate. R. [Robert] T. Bell had applied for and received Letters of Administration.

July 19, 1904, Estate Settlements 5: R. T. Bell, administrator, made a final settlement with the court.

1900 Rutherford Co., TN Census: [all Black] Sam Solomon, 68; Lizzie Solomon, 69; Eddie Robinson, 37; Louisa Solomon, 37.

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978 **Spain, Granison "Gran" (mulatto)** **Died before Aug 3, 1903, intestate.**

Aug 3, 1903, County Court: The court noted that Gran Spain had died intestate. [Mrs.] Ellen Spain (colored) applied for and received Letters of Administration.

1870 Wilson Co., TN Census: Granison Spain, 40 (mulatto); Ellen Spain, 24 (mulatto); Mary Spain, 3 (mulatto); Martha Spain, 1 (mulatto); Lucinda Spain, 70 VA (black).

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979 **Spann, Lucretia** **Died prior to Nov 8, 1897, intestate.**

Nov 8, 1897, County Court: The court had noted the death of Lucretia Spann intestate. She had been dead for over six months and no one had applied for Letters of Administration. The court assigned the Public Administrator to administer the estate.

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980 **Sparks, Grover C.** **State Industrial School**

July 13, 1896, County Court: The court was satisfied that it would be in the interest of the child that Grover C. Sparks, a child of 12 years of age, be committed to the State Industrial School.

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981 **Sparks, Henry B. [Bivens]** **Died Nov 27, 1904 in Maricopa Co., AZ, testate.**

[Note: Son of Jesse Wadlington Sparks]

Will dated May 7, 1904 at Murfreesboro, TN.

The testator states he is at present a resident of Galveston, TX, but visiting in Tennessee.

**First:** The testator directed the payment of his funeral expenses and all his debts as soon after his death out of any moneys that he possessed or might come into the hands of his executor. **Secondly:** The testator had a \$2000 life insurance policy with the Mutual Benefits Life Insurance Co., of Newark, N. J., payable to Jessie J. Sparks and Henry L. Sparks, his children, share and share alike. Since issuance of the policy, another child, a daughter named Floyd Pierce Sparks, was born. In case the policy was in place and the testator had not inserted her name as beneficiary before his death, the testator wanted her to participate in the proceeds of the policy, share and share alike. **Lastly:** The testator appointed his brother, Jesse W. Sparks, to receive all amounts from the policy and any other source. He also wanted him to act as testamentary guardian or trustee for the children that survive him. The trustee or testamentary guardian was to pay the net income from funds coming from his real estate to their mother, the testator's wife, Mrs. Clara Sparks, for their support and

education. It was his wish that all his property remain intact and undivided until the youngest child surviving him became of age. It was also his wish that his wife, Clara Sparks, invest whatever insurance money he left her, in a home for her and the children. She would take the deed in her name as separate property and if she married again, this property forfeited by her and the same sold by decree of the court. The proceeds divided equally between her and the children, their share to the testamentary guardian or trustee and invested as above expressed. If the testator died possessed of any other property, he wished his wife and children to share the same, according to the laws of whatever state in which they may be living at the time of his death.

Dec 5, 1904, County Court: The court received a paper writing purporting to be the last will and testament of Henry B. Sparks (deceased) for probate as a holographic will. Witnesses testified that the document and signature were in the handwriting of the deceased. His brother testified he found the document among his valuable papers at the home of his mother. Jesse W. Sparks nominated as testamentary guardian for Jessie J., Henry L. and Floyd Pierce Sparks, qualified. The court ordered the will recorded and filed.

Phoenix, Maricopa Co., AZ Deaths: Henry B. Sparks, born about 1866, died 27 Nov 1904 of tuberculosis. To be buried in Murfreesboro, TN.

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**982      Sparks, Jesse W. [Wadlington], Sr.                      Died Aug 1, 1896, intestate.**

Nov 30, 1886, County Court: The court noted that J. W. Sparks had died intestate. Jesse W. Sparks applied for and received Letters of Administration on the deceased's estate.

Rutherford County Marriage Records, 1804-1880: Jessee W. Sparks married Josephine Bivins, Apr 18, 1866, Rutherford Co., TN.

Biographical Director of TN General Assembly: Jesse Wadlington Sparks died at Piedrass, Mexico, Aug 1, 1896, born near Nacogdoches, TN Jan 1, 1837. Attended Union Univ., Murfreesboro, TN, graduating in 1860. Married in Rutherford Co. in 1866, Josephine Bivins.

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**983      Spence, Albert                      Died before Jan 15, 1900, intestate.**

Jan 15, 1900, County Court: The court had noted the death of Albert Spence intestate. Gran Gilmore had applied for and received Letters of Administration for the deceased's estate. Mrs. E. [Eusebia] F. Spence, the deceased's mother, had appeared in court and waived her right to administer his estate.

Mar 9, 1904, Estate Settlements 5: Gran Gilmore, Administrator, made a final settlement with the court. The estate owed the Administrator \$27.93.

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**984 - 985      Spence, David H. C.                      Died Mar 1, 1876, intestate. [Cont'd from Vols. 4, 5 & 6].**

Oct 23, 1876, Chancery Court: D. H. C. Spence, ex parte. The court confirmed the sale of land at Shelbyville, TN, but had not confirmed the sale of land sold at or near Murfreesboro, Tennessee, on Sep 25, 1876. The report stated that Sarah J. [Eakin] Spence, widow of D. H. C. Spence (deceased), purchased the entire tract of over 392 acres for herself and her children, Lucretia [Spence] McGavock, Julian Spence and Sally Spence. The purchase was according to the terms and provisions of the will of John Eakin (deceased) and previous decrees of this court declaring her and their rights, in the trust fund, being a life estate for her and the remainder to her children. The court decreed that the debt of Sarah J. Spence on the account of the trust fund of \$35,557.55 was on Sep 25, 1876, credited with the sum of \$17,445.00 less the costs and expenses of the sale and lawyer fees. Chancery Court transferred the estate from the County Court to the Chancery Court. The court divested the heirs of D.H.C. Spence's estate of all their rights, title and interest in the tract of 392 plus acres and vested it in Sarah J. Spence, widow of the deceased, and Lucretia McGavock, Julian Spence and Sally Spence, a minor, in accordance with the decrees of this court and the will of John Eakin (deceased).

Sep 20, 1884, Chancery Court: Sarah E. [Eakin] Spence **vs** Sarah "Sally" E. Spence, a minor about 10 years old without guardian and Spence McGavock, a minor about 8 years old without guardian and a resident of

Davidson Co., TN. The complainant stated that her father, John Eakin, had died in Bedford Co., TN, about 35 years ago testate. In his will, the testator bequeathed to his daughters, Julia Ann [Eakin] and Sarah Jane [Eakin] and their children, the trust fund and appointed John W. Cowan and his son, John R. Eakin to invest for their benefit the above sums in real estate and the proceeds appropriated to his daughters for their separate use. Not long after the death of her father, John W. Cowan and John R. Eakin invested the money of the complainant and her sister, Julia Ann, in real estate in Bedford Co., TN, and in the City of Nashville, Davidson Co., TN. John W. Cowan and John R. Eakin took title to the property in trust for the sole and separate use and benefit of Julia Ann Eakin and Sarah Jane Eakin, during their natural lives, one moiety thereof to each and at the death of Julia Ann and Sarah Jane to their children. The purchase of part of the property came from a cause to which the complainant and her sister did not participate. Therefore, the complainant was free from any construction of her father's will that the court might make incidentally. Complainant and her sister remained owners in common of the property purchased by their Trustees for a considerable time. The property was sold for partition by a decree of the Chancery Court of Davidson Co. in cause D. H. C. Spence & others Ex parte. The Chancery Court Clark of Davidson Co. received instructions to loan complainant's share of the money to D. H. C. Spence for collateral for a proposed mortgage on real estate to the C & M. In accordance with a court order, D. H. C. Spence received over \$21,000 of complainant's funds and executed a mortgage on over 392 acres in Rutherford Co. Sometime after the execution of the mortgage and after her husband's death, the complainant and others filed a Bill of Revivor and Supplemental Bill in the cause of "D. H. C. Spence, Ex Parte under which the mortgage to the C & M was foreclosed and the property decreed to be sold for the satisfaction of the complainant's debts. The C & M auctioned the property on Sep 25, 1876 and the complainant became the purchaser. The court confirmed the sale and vested title to the property in the complainant for herself and her children, Lucretia McGavock, Julian Spence and Sallie Spence, according to their terms of the will of John Eakin and previous decrees. Complainant stated that she and her husband, D. H. C. Spence had seven children but the only one remaining alive was Sarah "Sally" E. Spence. None of the children who had died left any descendants except a daughter, Lucretia, wife of Frank McGavock, who had a son, Spence McGavock. The complainant stated that the defendants have no property except an interest in the land described. The defendant, Sarah E. Spence, wholly depended upon complainant for support, education and maintenance. The father of Spence McGavock was amply able to support him. Complainant described the land was about a mile and one-half from Murfreesboro, and the Cumberland & Stone's River Turnpike was running through it. The improvements and about 270 acres was on the East side of the road and about 125 acres was on the West side. The improvements on the place consisted of a large amount of fencing, a large brick dwelling, a number of out-houses, and other improvements. The complainant had been renting out the place and in spite of the fact that they had used a considerable amount of the rent for repairs on the place, the house and other improvements had rapidly deteriorated in value. The sole income of the complainant was \$600 from the rent of the place and a small house in Murfreesboro. The defendant, Sarah E., was a child of unusual intelligence and the complainant said that she required a considerable sum annually to defray school tuition and to maintain the lifestyle to which she had become accustomed. The complainant charged that it would be to the advantage of the defendant, Sarah E., if she could appropriate a part of the proceeds of the corpus of her interest in the land to her education, maintenance and support. She further prayed for a decree to sell the land, the proceeds used for the benefit of the defendant and invested under the direction of the court for the benefit of the complainant, and defendants as their rights are determined by the court.

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986     **Stewart, Albert P.**

**Died Sep 24, 1900, intestate.**

Oct 25, 1900, County Court: The court had noted the death of A. P. Stewart intestate. Mrs. Della [Idella M. Cawthon] Stewart, widow of the deceased, had applied for and received Letters of Administration.

Dec 19, 1900, Inventory: Mrs. Della Stewart, administratrix, submitted an inventory with \$5183 in the Stones River National Bank and \$1000 in unidentified stock.

Apr 21, 1903, Estate Settlements 5: Mrs. Della Stewart, administratrix of A.P. Stewart (deceased), made a final settlement with the court. The estate had a balance of \$14,669.47. Mrs. Stewart, the only devisee, was entitled to the entire balance.

Rutherford Co., TN Marriages: A. P. Stewart married Idella M. Cawthon, June 22, 1895.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Albert P. Stewart, born Dec 17, 1850, died Sep 24, 1900.

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987     **Stidham, John C.**     **Died between May 27 and Sep 13, 1901, testate.**

Will dated May 27, 1901.

**First:** The testator willed Myrtle F. [Stidham] Crass, his oldest daughter, \$25 payable out of his property. **Second:** The testator willed Gladis L. Stidham, his youngest daughter, \$25 payable out of the property, and one-half of the household goods. **Third:** The testator willed Linley D. Stidham, his only son, all the personal property and money on hand at the death of his wife, Mary E. [Towle] Stidham, except one-half of the household goods. **Fourth:** The testator willed Linley D. Stidham the farm. **Fifth:** Linley D. Stidham was responsible for all debts, and all funeral and other expenses when the testator's wife died. **Sixth:** If Linley D. Stidham died before the testator's wife without heirs, all of the property was to go to Gladis L. Stidham after all debts. **Seventh:** The testator appointed Linley D. Stidham as executor without bond or settlement with the court. **Eighth:** If Linley D. Stidham and his youngest daughter, Gladis L. Stidham, had died without heirs before they had come into possession of the property, all the property, real and personal, was to go to his youngest sister, Lidie A. E. [Stidham] Jonson and heirs, living in Fountain City, Wayne Co., Indiana.

Sep 13, 1901, County Court: The court the will recorded and filed.

Oct 16, 1901, County Court: The court appointed F. H. Crass guardian of Gladis L. Stidham.

Jan 2, 1902, County Court: Mrs. Mary E. Stidham qualified as executrix on Sep 13, 1901. Since then, she had died leaving the estate without a personal representative. Lindley D. Stidham received Letters of Administration.

Nov 4, 1903, Estate Settlements 5: F. H. Crass, guardian of Gladis L. Stidham, minor child of John C. Stidham (deceased), made a settlement with the court.

Indiana, U. S. Marriage Index, 1800-1941: John C. Stidham married Sarah E. Thomas on Sep 28, 1873 in Wayne County, Indiana. John C. Stidham married Mary E. Towle, Feb 3, 1885, Jay County, Indiana.

Willow Grove Cemetery, Fountain City, Wayne County, Indiana: John Stidham, born 1848, died Aug 1, 1901.

1900 Rutherford Co., TN Census: John C. Stidham, 51; Mary E. Stidham, 51; Linley D. Stidham, 21; Gladys Stidham, 16.

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988     **Stidham, Mary E. [Towle]**     **Died before Jan 2, 1902, intestate.**

Note: She was the widow of John C. Stidham - see above.

Jan 2, 1902, County Court: The court noted that Mrs. Mary E. Stidham died intestate. C. A. Sheafe applied for and received Letters of Administration.

July 12, 1902, County Court: The final settlement from the administrator of Mrs. Mary E. Stidham (deceased) showed the balance of the fund went to Robin M. Towle of Portland, IN who was the administrator in Indiana.

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989     **Stockird, James Elliott**     **Died Apr 27, 1895, testate. [Cont'd from Vol. 6].**

Apr 13, 1896, County Court: The executor presented the court a sale list of personal estate.

Oct 12, 1896, County Court: T. [Thomas] A. Stockird, administrator, et al. **vs** Lenora Stockird et al.. Frank White failed to appear. Lenora Stockird a minor without guardian was appointed a guardian ad litem.

Oct 26, 1896, County Court: The clerk reported: J. E. Stockird died owning 4 tracts in the 9<sup>th</sup> District totaling 143 acres. He also had some farming machinery. Commissioners set aside one year's support, homestead and dower for the widow. It was necessary to sell the real estate to pay debts. J. E. Stockird left F. J. [Fannie J. Stockird] Sanders, M. C. [Martha C. Mattie Stockird] Hunt, E. A. [Alice E. Stockird] Miles, T. [Thomas] A. Stockird, S. [Samuel] R. Stockird, Rosalind Stockird, J. [John] E. Stockird, and Lenora Stockird as his heirs.

Dec 7, 1896, County Court: T. A. Stockird, administrator, et al. **vs** Lenora Stockird et al. T. A. Stockird purchased the first tract. The 72-acre second tract, the remainder of the home place after homestead and

dower had been set aside, sold to S. S. Watkins. The 23 ½-acre sold to Z. T. Dismukes. Next was the remainder interest in the homestead and dower as one tract. John E. Richardson purchased it.  
Jan 12, 1898, Jan 22, 1898, Jan 29, 1898, County Court: T. A. Stockird, administrator and others vs Lenora Stockird and others. T. A. Stockird made a settlement with the court clerk.  
Jan 12, 1898, Estate Settlements 4: T. A. Stockird, executor, made a settlement with the Court.

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990 **Stokes, Alta [Bonds] (colored) vs Stokes, James (colored)** **Divorce.**

Apr 17, 1903, Chancery Court: James Stokes had committed a felony and was a fugitive from justice. He had abandoned her and refused to provide for her. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: (colored) James Stokes married Alta Bonds on 2 Jan 1897.

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991 **Stokes, Jane [Hoover] (colored) vs Stokes, Ely (colored)** **Divorce.**

Oct 18, 1901, Chancery Court: The court accepted the claim that the defendant had deserted his wife and treated her in such a way that she was forced to withdraw. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: (colored) Eli Stokes married Jane Hoover on 24 Dec 1894.

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992 **Stovall, Mrs. Jephtha D. [Harriet Fields] Stovall** **Died July 11, 1903, intestate.**  
Note: Jephtha D. Stovall, left a will probated 3 Dec 1877 - see Vol. 5

Oct 14, 1903, Chancery Court: J. A. Stovall **vs** Hattie [Crump] Crawley, et al. **Mrs. J. D. Stovall, life tenant, died in July before maturity of the crop.**

Oct 14, 1904, Chancery Court: J. A. Stovall **vs** Hattie Crawley, et al. The C & M recommended sale for partition of the proceeds among those entitled.

Oct 15, 1904, Chancery Court: J. A. Stovall **vs** Hattie Crawley, et al. **Life tenant H. M. Stovall of the land in controversy died July 11, 1903.** She was entitled to a pro-rata part of the rents in the hands of J. S. Westbrook. She lived in Texas and owed no debts in Tennessee. Interment was in Gainesville, Texas.

Nov 30, 1904, Chancery Court: J. A. Stovall **vs** Hattie Crawley, et al. [Information about the heirs is listed under Jephtha D. Stovall (deceased), April 4, 1904 in Volume 5 and not repeated here]

Rutherford Co., TN Marriages: Jephtha Stovall married Harriet Fields, Sep 9, 1851.

Hayes Cemetery, Muenster, Cooke County, Texas: Harriet M. Stovall, born Feb 18, 1829, died July 11, 1903.

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993 **Stovall, Mollie C. [Mason]** **Date of death unknown.**

Sep 9, 1896, County Court: James Hancock et al. **vs** Joseph B. Mullins et al. Upon the motion of the executors and heirs of G. H. [Green Hill] Mason (deceased) (who claimed an interest in the subject matters of this suit by reason of the purchase by G. H. Mason (deceased) of the interest of A. J. Mason at sheriff's sale) to be made parties as defendants. Green Hill Mason's will dated 1 Apr 1884 was probated in Crockett Co., TN on 6 Sep 1886. W. H. Mason and J. [John] M. Hannah, executors & residents of Gibson Co. and heirs were:

1. Hill Mason, John Mason, Dora Jackson (widow), Carrie Mason and Sue Eva Mason, children of **R. [Robert] W. Mason (deceased)** a son of G. H. Mason (deceased).
  2. Sallie E. [Mason] Watkins, a widow, who was a daughter of G. H. Mason (deceased).
  3. Sallie [Hannah] Carnes and James Hannah, children of **Mattie P. [Mason] Hannah (deceased)** a daughter of G. H. Mason (deceased).
  4. W. H. Mason, son of G. H. Mason (deceased).
  5. Cora [Stovall] Sensing, Mai Belle [Stovall] Tinder, Sallie Stovall and Hill Stovall, children of **Mollie C. [Mason] Stovall (deceased)** a daughter of G. H. Mason (deceased).
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994     **Stroop, E. N. [Newton]**                   **Died Apr 15, 1896, intestate.**

May 4, 1896, County Court: The court had noted the death of E. N. Stroop intestate. Mary A. [McMurry] Stroop applied for and received Letters of Administration.

May 5, 1896, County Court: The court appointed commissioners to set apart to Mrs. Mary A. Stroop, the widow, one year's support for herself and her family.

July 30, 1898, Chancery Court: Debts against the estate totaled \$4921.96 and there was \$2174.01 available to pay the creditors making the pro rata payment 47 cents on the dollar.

Dec 14, 1898, Estate Settlements 4: Mrs. Mary A. Stroop, administrator of the estate of E.N. Stroop (deceased), made a final settlement with the court.

Rutherford Co., TN Marriages: E. N. Stroop married M. A. McMurry on Jan 19, 1881.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: E. N. Stroop, born June 6, 1834, died Apr 15, 1896. Wife: Mary Alice Stroop. Children: John Erskine Stroop.

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995     **Stroop, Mary E. [Fathera]**                   **Died before Dec 3, 1883, intestate. [Cont'd from Vols. 5 & 6].**

Feb 12, 1896, June 9, 1897, Mar 27, 1899, Feb 2, 1901, Jan 21, 1902, Feb 27, 1904, Estate Settlements 4 & 5: W. F. Overall, guardian of Samuel N. and Thomas R. Overall, his own children and minor heirs at law of Mary E. Stroop (deceased), made a settlement with the court.

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996     **Street, William M.**                           **Died before Feb 13, 1903, testate.**

Will dated May 18, 1874.

The testator wanted his executors to pay his just debts out of the first moneys that came into their hands from his estate. The testator bequeathed to his wife, Elizabeth C. ["Lizzie" Johnson] Street, the whole of his estate after payment of his debts, to have and hold during her natural life and to dispose of as she sees fit. The testator appointed his wife, Elizabeth C. Street, and his father, Park Street, to be his executrix and executor.

Feb 23, 1903, County Court: The court ordered the will recorded and filed.

Apr 6, 1903, County Court: Mrs. E. C. Street, executrix of W.M. Street (deceased), who was in his lifetime executor of W. B. Owen (deceased), made a final settlement with the court.

Maury Co., TN Marriages: William M. Street married Lizzie C. Johnson on June 14, 1858.

1900 Rutherford Co., TN Census: William M. Street, 69; Elizabeth Street, 65.

Obituary: Mr. J. P. Street Saturday received a telegram announcing the death of his brother Mr. Wm. M. Street, which occurred at Murfreesboro suddenly. The telegram did not state, but Mr. Street presumed that his brother died of paralysis. He was 72 years old, and was born and raised in Maury Co. He removed to Murfreesboro some thirty years ago, and resided there ever since. The funeral services were in Murfreesboro Sunday, and the remains were interred temporarily in a vault there, but will later be brought to Columbia and interred in Rose Hill Cemetery. Mr. Street was a man of prominence in the business circles of this town where he amassed a large fortune. He was a member of the Methodist church and had been for years, and was highly esteemed. The Herald and Mail (Columbia, Tennessee). Feb 13, 1903.

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Mar 5, 1900, Circuit Court: The court accepted the order pro confesso and the oral testimony in open court that the defendant had committed adultery with Virgil Alsop. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: (colored) Ephraim Stubblefield married Ida Jones on 28 Dec 1899.

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998 **Sudbery, J. H. Died before Oct 17, 1903, intestate.**

Oct 17, 1903, County Court: The court noted that J. H. Sudbery died intestate. A. J. [Jack] Smith applied for and received Letters of Administration.

Feb 22, 1904, Chancery Court: Ransom Tucker **vs** Jack Smith, administrator of J. H. Sudbery (deceased), Ernest Sudbery and Buford Sudbery, minors without guardians. In the fall of 1902, complainant sold J. H. Sudbery (deceased) a 15-acre tract of land. The deceased made a cash payment of a mule valued at \$35 and gave two notes for \$90 each. The 1st note was due Dec 24, 1903 and the 2<sup>nd</sup> was due a year later. There had been no payment on either note. In the fall of 1903, J. H. Sudbery died and a few days later, his wife died leaving two minor defendants, Ernest and Buford Sudbery, aged respectively eight and six. J. H. Sudbery and wife left no property except their interest in the tract above. Jack Smith, administrator, had received no funds except the household and kitchen furniture that were of little value. The complainant prayed that for the appointment of a guardian ad litem for the minor defendants and a decree to sell the land to satisfy the notes.

Apr 18, 1904, Chancery Court: Ransom Tucker **vs** Jack Smith, administrator. In a deposition, J. H. Tucker stated that J. H. Sudbery died sometime before Christmas and his wife died a few days later. He had no property except a cow, a couple of hogs and a buggy. He had been a tollgate keeper on the Shelbyville Pike.

Apr term, 1904, Chancery Court: Ransom Tucker **vs** Jack Smith, administrator of J. H. Sudbery (deceased). The court ordered the land sold,

Oct 10, 1904, Chancery Court: Ransom Tucker **vs** Jack Smith, administrator of J. H. Sudbery (deceased). The land sold on Oct 1, 1904 to Ransom Tucker.

1900 Bedford Co., TN Census: Jas. S. Sudbery, 21; Florence Sudbery, 21 wife; Ernest Sudbery, 4 son; Buford Sudbery, 3 son. (they had been married 5 years)

Rutherford Co., TN Marriages: J. H. Sudbery married Florence Smith, May 1, 1895.

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999 **Sudbery, William C. Died before November 5, 1888, intestate [Cont'd from Vol. 6].  
Sudbery, Mary A. [Smotherman] Died before Dec 5, 1895, intestate. [Cont'd from Vol. 6].**

Apr 13, 1896, County Court: The administrator presented a sale list of personal property to the court.

Jan 27, 1896, County Court & Feb 19, 1898, Feb 27, 1899, Estate Settlements 4: The court appointed L. F. Woodson guardian of Bogle and Lee Sudbery, children of W.C. Sudbery (deceased).

July 28, 1898, Estate Settlements 4: J. [James] G. Rowland, administrator of Mrs. Mary A. Sudbery (deceased), made a distribution to heirs: Mrs. T. A. [Thera Agnes Sudbery] Threet, Tinnie [Tennessee Sudbery] Rowland, H. [Henry] N. Sudbery, M. F. [Mary Frances Sudbery] Rowland and husband, Lizzie [Elizabeth Sudbery] Woodson, and L. F. Woodson, guardian for Lee Sudbery & [Oscar] Bogle Sudbery.

Aug 1, 1898, County Court: E. Smotherman, administrator, made a settlement with the court.

Apr 21, 1900, Estate Settlements 4: L. F. Woodson, guardian of Bogle and Lee Sudbery, children of W.C. Sudbery (deceased), made a settlement. Bogle Sudbery turned 21 shortly after the previous settlement.

Feb 17, 1901, Jan 21, 1902, Mar 19, 1904, Estate Settlements 4 & 5: L. F. Woodson, guardian of Lee Sudbery, child of W.C. Sudbery (deceased), made a settlement with the court.

Dec 10, 1904, Estate Settlements 5: L. F. Woodson, guardian of Lee Sudbery, child of W.C. Sudbery (deceased), made a final settlement with the court. The ward being 21 years of age signed for his balance.

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Feb 13, 1896, County Court: The administrator presented a sale list of the personal estate to the court.

July 25, 1898, Estate Settlements 4: E. Smotherman, administrator of Sarah Sudberry (deceased), made a settlement with the Court Clerk.

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1001 - 1002 Sullivan, Mrs. Martha J. Died Sep 1, 1895, intestate. [Cont'd from Vol. 6]

**Note:** 1850 Rutherford Co., TN Census: Hampton Sullivan, 42; Martha Sullivan, 40; William Sullivan, 17; Thomas Sullivan, 15; Josephine Sullivan, 12; Hopson Sullivan, 10; Rufus Sullivan, 7; Charles Sullivan, 5; Martha J. Sullivan, 2.

June 12, 1897, Chancery Court: James R. Sanders, Cheatham County, the only child of Mrs. Martha J. Sullivan's daughter, Martha J. [Sullivan] Sanders (deceased). **vs** Heirs, et al. She left as her heirs to wit: H. [Hopson] R. Sullivan, administrator of the estate of Rufus Sullivan (deceased); H. R. Sullivan, individually and his wife, M. E. [Martha E. Sanders] Sullivan; Thomas L. Sullivan [Thomas L. Sullivan had died by July term 1898. The interest of Thomas L. Sullivan (deceased) in this suit on his death passed to his co-defendants]; Henry Sullivan, Joseph Sullivan, Mona Sullivan, Ida Sullivan, William Sullivan, Finis Sullivan, the heirs at law of Rufus Sullivan (deceased). Five of the latter were minors under guardian Dr. E. [Edgar] C. Freas; Charles R. Holmes, administrator of Martha J. Sullivan (deceased); William Adams; Thomas Adams; Laura Adams; Mosella Adams; Edmund Adams and Betsey Lou Adams, minor children of Josephine Adams (deceased); Jesse Cox, Eva Cox and Josie Cox, minors and children of Mosella Cox (deceased); William Sullivan, citizen of Mississippi; C. [Charles] P. Sullivan, Gibson Co., TN. **Rufus [Daniel] Sullivan had died in 1894** leaving his widow [Sarah Elizabeth Cox Sullivan], and Thomas, Henry, Joseph, Mona, Ida, William and Finis as his children and heirs at law. The complainant made a final settlement of the estate on Mar 21, 1896 and reported about \$12.00, which barely covered the costs of administration. Charles R. Holmes qualified as administrator of the estate of Martha J. Sullivan (deceased) and on Dec 10, 1895, he declared the estate insolvent. On Feb 29, 1896, M. E. Sullivan, wife of H. R. Sullivan, had filed a claim for board and attention in sickness for 17 months at \$20.00 per month, with a credit of rents and a horse for \$70.00 leaving a balance of \$270. The complainant alleged that the claim was actually the claim of the husband as earnings of the wife belonged to the husband. The complainant alleged that the claim, filed in wife's name, was a ploy to defeat the creditors of H. R. Sullivan including the complainant. The County Court of Rutherford Co. appointed Rufus Sullivan, guardian of complainant as a minor heir of M. H. Sanders (deceased) and he had executed a bond for \$400 with Samuel Cox and H. R. Sullivan as securities. Samuel Cox died insolvent many years ago. H. R. Sullivan had no visible means subject to execution. The last guardian settlement on Dec 17, 1893 had showed a balance due of \$177.75 belonging to complainant. The complainant did not receive any payment and the amount plus interest that was justly due complainant. Complainant further alleged that on Apr 23, 1881, Mrs. Martha J. Sullivan signed a conveyance subsequently delivered to Rufus Sullivan on Dec 22, 1884. Her son, Rufus Sullivan, agreed to support her in sickness and health, during her lifetime, with suitable food and clothing, as well as medical attention. In exchange, she transferred her entire right and title to a tract of 150 acres of land in Rutherford County. She had not forfeited her right to a house on the land with her son, Rufus. He was to have possession of the land, and to have all the profits for his benefits and use. If she went to live with any of the other children, he was to pay her \$5.00 for every month she was gone. At her death, Rufus was to have a clear and full title to the land without any encumbrances. The complainant alleges that the heirs of Rufus Sullivan (deceased) claimed the tract as part of his estate and the heirs of Martha J. Sullivan (deceased) claimed the tract as part of her estate. The complainant prayed the court to settle the question of ownership. Rufus Sullivan had furnished support for his mother from Apr 23, 1881 up to his death about Mar 1894, a period of 12 years and 11 months. **Rufus Sullivan died 17 months before his mother.** The complainant asked the court to determine whether the failure of Rufus Sullivan to carry out the agreement, due to his death, to support his mother during her lifetime was such a breach of the condition of the conveyance, as to render it null and void, or whether the land should be sold for apportionment. The complainant suggested that the court decree a sale of the tract, and the proceeds apportioned between the two estates in proportion of 12 years and 11 months, the time she had been supported by her son, one year and five months, the time that she had lived after his death. The taxes on the tract were \$500. The complainant had just turned 21-years of age. He alleged

he was entitled to an account of the amount due on the guardianship of Rufus Sullivan (deceased) with compound interest and a decree of judgment against H. R. Sullivan, administrator of Rufus Sullivan (deceased). July term, 1898, Chancery Court: James R. Sanders vs H. R. Sullivan and others. The court decreed that James R. Sanders recover of H. R. Sullivan, administrator of the estate of Rufus Sullivan (deceased), and of H. R. Sullivan individually, security on guardian bond, the sum of \$218.06. The court gave the opinion that the deed from Martha J. Sullivan to Rufus Sullivan of Apr 23, 1881, conveyed to him in fee simple title to the tract of land, and that the heirs of Martha J. Sullivan (deceased), all of whom were parties to this suit, had no interest in this land. The minor children of Rufus Sullivan (deceased) had the statutory right of homestead in the land, and the complainant had the right to the remainder interest in the tract for payment of his debt. The court gave the defendants 60 days to pay the amount, or the Commissioner would sell the remainder interest in the land. July 10, 1899, July 27, 1899, Chancery Court: James R. Sanders vs H. R. Sullivan et al. The Commissioner did offer at auction, the revisionary interest in the tract of land. Mr. J. M. Dill purchased it. Apr 18, 1903, Chancery Court: James R. Sanders vs H. R. Sullivan et al. James R. Sanders wrote a transfer of all his interest in the proceeds in this cause to J.M. Dill. James R. Sanders had been entitled to all of the proceeds of the sale. Under the transfer, J. M. Dill was entitled to the same.

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1003 **Sullivan, Rufus Daniel** **Died Mar 1894, intestate. [Cont'd from Vol. 6].**

Mar 16, 1896, Mar 27, 1899, County Court: and June 3, 1897, Feb 12, 1898, Mar 4, 1899, Feb 26, 1900, May 15, 1901, Apr 19, 1902, Estate Settlements 4 Dr. Edgar C. Freas, guardian of Mona, Ida, William and Finis Sullivan, minor children of Rufus Sullivan (deceased), made a settlement with the court. Apr 9, 1896, County Court: H. [Hopson] R. Sullivan, administrator of the deceased's estate, made a settlement. Feb 18, 1903, Sep 14, 1904, Estate Settlements 5: E. C. Freas, guardian of William and Finis Sullivan, minor children of Rufus Sullivan (deceased), made a settlement with the court.

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1004 **Sumler, Elizabeth [Taylor] (colored) vs Sumler, John (colored)** **Divorce (Dismissed)**

June 22, 1904, Circuit Court: The parties to the matters in controversy had reached an agreement and the court dismissed the bill. The court ordered and decreed that the property real and personal mentioned in the bill, described as follows: A tract of land in Civil District 23 containing approximately 110 acres, being the same land conveyed to the complainant by John Taylor in the division of the lands of Hal Taylor (deceased). Two cows, two yearlings, ten head of hogs, three sheep and household and kitchen furniture. All of the real and personal property, together with its increase, that descended to the complainant upon the death of her father, Hall Taylor (deceased). The same was for the sole and separate use of the complainant, Elizabeth Sumler, free from the debts and liabilities of her present husband, or any future husband or from disposal or sale, or mortgage by her present husband or future husband without consent expressed in writing and signed by her.

Rutherford Co., TN Marriages: (colored) John Sumler married Bettie Taylor on 12 Sep 1897.

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1005 **Summar, David Wendel** **Died Oct 03, 1901, intestate.**

Oct 19, 1901, County Court: The court had appointed commissioners to set apart to the widow, Mrs. Mary E. [Templeton Bugg] Summar and family, the assets necessary to support the widow and her family for one year.

Wilson Co., TN Marriages: David W. Summar married Charity Jane Wilson on Aug 15, 1854.

Sumner Co., TN Marriages: John W. Bugg married Mary Templeton on 24 Nov 1855.

Bradley's Creek Cemetery, Milton, Rutherford Co., TN: David Wendel Summar, born June 2, 1836, died Oct 3, 1901. Mary Elizabeth Summar, born 1840, died 1923.

1900 Rutherford Co., TN Census: D. W. Summer, 63; M. E. Summer, 60.

1910 Rutherford Co., TN Census: Joel Bugg, 61; Mary E. Summar, 80 mother; Joseph Fuller, 30 nephew.

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1006 **Summers, Jane [Jones]** **Died before Sep 22, 1902, intestate.**

Sep 22, 1902, County Court: The court had noted the death of Mrs. Jane Summers intestate. Asa Todd applied for and received Letters of Administration.

Rutherford Co., TN Marriages: David Summers married Jane Jones on 20 Aug 1840.

Summers Cemetery, Rutherford Count, Tennessee: Jane Summers, born Oct 3, 1828. Spouse: D. R. Summers, born 1820, died 17 Nov 1896.

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1007 **Summers, Thomas** **Died before June 7, 1852, intestate. [Cont'd from Vols. 2 & 4]**

Apr 9, 1903, County Court: J. F. Todd & others vs David Banks and others. J. F. Todd had purchased the four tracts of land. The court approved the sale.

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1008 **Summers, Tom West** **Person of unsound mind.**

Aug 29, 1903, County Court: The court appointed Andrew Newman guardian of Tom West Summers, a person of unsound mind.

1900 Rutherford Co., TN Census: Jane Summers, 71; Thomas W. Summers, 46 son; Susan Summers, 29 dau; Ollie Summers, 14 g-dau; William Banks, 11 g-son.

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1009 **Tabor, Bluford Andrew** **Died Sep 13, 1902, testate.**

Will dated Apr 10, 1895.

**First:** The testator willed the payment of all his indebtedness. **Second:** The testator willed that Nannie [Nancy A. Farmer Tabor], his wife, was to have a living from the farm as long as she was a widow. She ceased to be his wife when she married and she ceased to have any more of his effects. **Third:** Lillie Ann [Tabor] was to have enough to raise her more than Mattie [Martha Tabor] and Ida [Tabor]. **Fourth:** The remainder to be divided among Lillie Ann, Mattie and Ida, his three children. Should they sell the land, they must invest the proceeds into other land or the sale was invalid. The land purchased with the proceeds was to be in their own names. **Fifth:** No court was to have any power over his will to change it in anyway whatever. **Sixth:** His will should stand forever unchangeable through the ages, unchanged by any person, or any authority whatever. Signed and witnessed. We, the undersigned, Nannie A. Taber, wife of B. A. Taber, and Mattie, Ida and Lillie, his children, promise to carry out this will to the letter, and never to have it changed in any way. In testimony whereof, we have set out hand and seal on this Oct 10, 1895. Lillie was not old enough to sign, but she shall never have any power to change this will under any plea.

Sep 22, 1902, County Court: The court ordered the will recorded and filed. Mrs. Nannie Taber applied for Letters of Administration on the estate, as no executor had been named in the will.

Nov 8, 1902, County Court: The court appointed Mrs. Nannie A. Taber guardian of Lillie Taber, a minor child of B. A. Taber (deceased).

Apr 6, 1903, Apr 18, 1903, Jan 6, 1904, County Court: Mrs. Nannie A. Taber appeared in court and dissented from her husband's will. The court appointed commissioners to set apart homestead and dower. The commissioners set apart 84 acres for the homestead of Mrs. Nannie Tabor. Since it was all the land that the deceased owned at his death, no dower could be set aside.

Dec 27, 1903, Estate Settlements 5: Mrs. N. A. Tabor, administratrix, made a final settlement with the court.

Jan 18, 1904, County Court: The commissioners had set apart 84 aces for the homestead. The court divested the title for life out of the heirs of B. A. Taylor (deceased), namely J. R. Campbell and wife, Ida [Tabor] Campbell, W. M. Reed and wife, Mattie [Tabor] Reed, and Lillie Tabor and vested it in Mrs. Nannie Tabor,

remainder to the children. At the death of Mrs. Nannie Tabor, the homestead was to go to Lillie Tabor until she became 21 years old.

Dec 20, 1904, Estate Settlements: A settlement made with Mrs. Nannie A. Creson, formerly Mrs. N. A. Tabor, guardian of Lillie Tabor, minor child of B. A. Tabor (deceased). Lillie Tabor had a zero balance after expenses.

Crittenden Co., KY Marriages: B. A. Tabor married M. A. Webber on 9 Jan 1854.

Rutherford Co., TN Marriages: B. A. Tabor married N. A. Farmer on Jan 16, 1878.

Trimble Cemetery, Rutherford Co., TN: Bluford Andrew Tabor, born Aug 22, 1833, died Sep 13, 1902.

Wives: Mary A. Tabor, born 10 Mar 1832, died 11 Mar [??1907]. Nancy A. Creson, born 22 Dec 1861, died 7 Sep 1942.

1870 Crittenden Co., KY Census: Bluford Tabor, 37; Mary A. Tabor, 35; John P. Tabor, 16; Arbelle Tabor, 13; Mary D. Tabor, 11; William A. Tabor, 9; Sallie Tabor, 7; Henry Tabor, 4; Toby Tabor, 1.

1900 Rutherford Co., TN Census: Bluford A. Tabor, 66; Nancy A. Tabor, 39 wife; Mattie Reed, 21 dau; Milus Reed, 24 son-in-law; Nannie M. Reed, 11/12 g-dau; Lilly Reed, 9 g-dau; George Farmer, 72 father-in-law.

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1010 **Talley, Mary R. "Laura" [Pye]** **Died before May 13, 1895, intestate [Cont'd from Vol. 6]**

Note: The 5th bequest in the will of Major Peter Coleman Talley (see Vol. 5) states the following: ". . . The testator gave his son, D. H. Talley, . . . The wife of D. H. Talley was called Laura Talley but her proper name was Mary R. [Pye] Talley. . ."

Jan 27, 1900, Chancery Court: D. [Dulaney] H. Talley et al **vs** Ada Talley et al. Ada J. Cornell nee Talley and husband, Mary A. Smith nee Talley and husband, Olin H. Talley, Sallie [Sallie F. Talley] Landerth and husband, Frank W. Landerth petitioned to sell the property. The petitioners were entitled to have the property sold for partition among them as heirs. The home place was first to be divided into proper size lots and sold first and then the home place was to be offered as a whole.

Apr 11, 1900, Chancery Court: The State of TN and Rutherford Co. **vs** Robert Ham and the said State and County **vs** P.P. Mason et al and the said State and County **vs** A. G. Scales. The court ruled that upon the death of D. H. Scales, Olin Talley, Ada Cornell, Fanny Landreth and Mary Smith took an absolute estate in the lot by inheritance from their deceased mother in remainder and were in no way liable for the taxes for the years named. These were the taxes due during the life estate of D. H. Talley (deceased).

July 16, 1900, Chancery Court: D. H. Talley et al **vs** Ada Talley et al. The C & M divided the home place into 6 lots. The lot fronting on Castle Street with the house was lot #1 and lots #2 and #3 also fronted on Castle Street. Lots #4, 5, and 6 fronted on Butler Street. The C & M offered all lots as a whole and Reed and Perry purchased it for \$810. They complied with terms of the sale. Several days after the sale, Lee Guggenheim and N. [Newton] C. Maney advanced the bid by 10%. They complied with terms of the sale. The court decreed that the bidding was to remain open until July 26, 1900.

July 27, 1900, Chancery Court: D. H. Talley, trustee **vs** Ada Talley. The bid of Guggenheim and Maney was accepted. Guggenheim and Maney purchased the gin house and lot for \$375. The court confirmed the sales.

July 26, 1900, Chancery Court: State of TN et al **vs** Robert Ham et al. Olin H. Talley, Fannie Landreth and husband, F. W. Landreth, were residents of Davidson Co., TN and Ada Connell and husband, and Mary Smith and husband, S. L. Smith were residents of Indiana. They owned the land scheduled for sale for taxes.

Feb 2, 1901, Chancery Court: D. H. Talley, trustee **vs** Ada Talley. The court ordered the C & M to pay out the funds received from the sale of property to petitioners share and share alike

Oct 14, 1901, Chancery Court: Lee Guggenheim vs F. M. Thomas and wife. The \$603 plus costs and interest remained unpaid. The C & M auctioned the land and Lee Guggenheim was the high bidder at \$640. This satisfied his recovery against defendants.

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1011 **Tarver, Andrew Benjamin**

**Died before Apr 2, 1900, intestate.**

Apr 2, 1900, County Court: The court had noted the death of A. B. Tarver intestate. Mrs. Glover O. [Overall] Tarver had applied for and received Letters of Administration.

Rutherford Co., TN Marriages: A. B. Tarver married Miss Glover A. Overall on 4 Nov 1890.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: A. B. Tarver, born 1865, died 1900. Spouse: Glover Overall Tarver.

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1012 **Tassey, Sarah Elizabeth [Gum]**

**Died June 15, 1892, testate. [Cont'd from Vol. 6].**

Oct 18, 1892, Chancery Court: Thomas N. Travis and wife, Mary E. [Tassey] Travis **vs** James Lassiter and wife, Caroline M. [Tassey] Lassiter. In reply to the petition, Caroline M. Lassiter, executrix of Sarah E. Tassy (deceased) and husband, James N. Lassiter, answered as follows: They admitted the death of Sarah E. Tassey on June 15, 1892 in Rutherford Co. She left surviving her husband, Alexander Tassey, who had since died and two daughters, Mary E. Travis and Caroline M. Lassiter, as her only heirs at law and distributees. The purported will of Sarah E. Tassey (deceased) was presented to the County Court for probate on July 11, 1892, The will had been admitted for probate and Caroline M. Tassey named as executrix. On Aug 24, 1892, Caroline M. Tassey married James Lassiter. The petitioners denied that the will was the will of Sarah E. Tassey (deceased) claiming that she had been mentally and physically incompetent to make a will at the time the will was dated. They also claimed that she not been in her right mind and was incapable of making a will. The petitioners claimed that she had not been free to exercise and use her own discretion and choice. The defendants averred that Sarah E. Tassey had been mentally and physically competent to make the will on the date of execution thereof. They also argued that Mrs. Tassey could and did make the will and she was free to make her own choices. The court set aside the probate and certified the petition to the Circuit Court.

Nov 5, 1894, County Court: James Lassiter and wife, Caroline, **vs** Newton Travis and wife, Mary E. Travis. The contested will petition went to the Circuit Court where the will had been set aside. The defendants had not appealed the verdict. Accordingly, the estate of Sarah E. Tassey (deceased) descended to the two daughters in common. The estate paid expenses incurred by the complainant in attempting to sustain the will, including reasonable attorney fees. Since the deceased had no personal estate, the court decreed the sale of some of the land to pay the charges. Mr. and Mrs. Travis occupied a portion of the land that the will assigned to them. Mr. and Mrs. Lassiter were in possession of the remainder. Partition of the land in kind was not possible.

Apr 11, 1895, Chancery Court: James Lassiter and wife, Caroline Lassiter **vs** Thomas N. Travis and wife, Mary E. Travis. The complainants alleged that their efforts to set up the will were in good faith and were to carry out what they considered and believed to be Mrs. Tassey's will. The defendants denied this allegation and averred the following: They had attacked the will believing that the testatrix had been of unsound mind or unduly influenced by Carline Lassiter. During the trial, Caroline Lassiter was the only person to testify that they read the testatrix the contents of the will. The jury, unconvinced, set aside the will. The defendants questioned the assignment of the fees incurred by the complainant to the entire estate. The defendants again argued that partition of the land in kind was impossible and prayed for a decree to sell the land. They also asked for dismissal of the one-half of the costs assigned to them.

Mar 18, 1896, County Court: Mrs. Caroline M. [Tassey] Lassiter, executrix of Sarah C. Tassey (deceased), made a settlement with the court.

July 24, 1896, Chancery Court: James Lassiter and wife, Caroline Lassiter **vs** Thomas N. Travis and wife, Mary E. Travis. There were 287 acres located in the 18<sup>th</sup> and 24<sup>th</sup> Civil Districts. This land descended, after the setting aside of the will, to complainant, Caroline Lassiter, and defendant, Mary E. Travis, the only children and heirs at law of Sarah E. Tassey (deceased). The court ordered the land partitioned and appointed three commissioners to do so. Thomas N. Travis and his wife, Mary E. Travis, had challenged the court's action of assigning the court costs and attorney fees to the entire tract in the Supreme Court in Nashville.

Oct 26, 1896, Chancery Court: Caroline Lasater **vs** Mary E. Travis. The commissioners appointed to survey and divide the real estate of Sarah E. Tassey (deceased) so that each heir received a share equal in value reported as follows: Mrs. Tassey had received Lot #4 containing 302 acres in the division of her father's estate

in 1875. In accordance with a written agreement signed by complainant and defendant, April 18, 2021 the commissioners set apart 135 acres to Mary E. Travis. Caroline Lassiter received 167 acres.

July 1896, July 23, 1897 Chancery Court: The court approved the partition of the land. The court confirmed that the costs incurred by Mr. and Mrs. Lassiter were a valid charge against the entire estate.

July 1897, Supreme Court of Tennessee: The Supreme Court upheld the decision of the lower courts that the charges incurred by Caroline Lassiter in seeking to uphold the validity of the will were rightfully charged against the entire estate as she had been acting in her capacity as executrix of the will.

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1013 **Tassey, Alexander** **Died July 9, 1892, intestate. [Cont'd from Vol. 6]**

Oct 15, 1896, Estate Settlements 4: C. [Charles] R. Holmes, administrator of A. Tassey (deceased), made a final settlement with the court. The administrator divided the balance between C. [Caroline] M. [Tassey] Lassiter and husband, James Newton Lassiter, and Mary E. [Tassey] Travis and husband, Thomas N. Travis.

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1014 **Taylor, Hal (colored)** **Died before Feb 13, 1904, intestate.**

Feb 13, 1904, County Court: The court noted the death of Hal Taylor intestate. John Taylor (colored) applied for and received Letters of Administration.

Sep 5, 1906, County Court: The Administrator, John Taylor, made a final settlement with the Court. There were two heirs, the Administrator and Bettie Summers (colored).

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1015 **Taylor, John T. [Theophilus]** **Died Feb 14, 1903, intestate.**

Mar 7, 1903, County Court: The court noted that John T. Taylor died intestate. B. [Benjamin] B. Taylor applied for and received Letters of Administration.

Apr 10, 1903, Inventory: The administrator presented an inventory that listed farm animals, farm equipment, household furniture, 800 pounds pork and 1000 bundles of fodder.

Nov 28, 1903, County Court: The court appointed commissioners to set apart to Mrs. Tennie L. [Louvenia Tennessee Poplin] Taylor, widow of the deceased, as much of the assets as might be necessary for one year.

Jan 16, 1904, County Court: Tennie L. Taylor petitioned the court to have dower and homestead set aside out of the lands owned by her husband, John T. Taylor (deceased). **John T. Taylor died Feb 14, 1903** owning three tracts of land totaling 279 acres. The court appointed two commissioners together with the County Surveyor who were to set aside the dower and homestead.

Feb 6, 1904, County Court: Mrs. Tenie L. Taylor **vs** B. B. Taylor, administrator, et al. The commissioners set apart as homestead 40 acres of the eastern end of the 108-acre tract in the 8<sup>th</sup> Civil District. The remainder of this tract was set apart as dower.

Feb 15, 1904, County Court: Mrs. Tenie L. Taylor was appointed guardian for Patrick C., John R. and Frank I. Taylor, minor children of John T. Taylor (deceased) after she executed a bond for \$250.

Taylor Cemetery, Rutherford Co., TN: John Theophilus Taylor [buried here but grave unmarked]

Bedford Co., TN Marriages: J. T. Taylor married L. T. Poplin on 11 May 1876.

1880 Rutherford Co., TN Census: John Taylor, 30; Tennessee Taylor, 24 wife; Alfred Taylor, 3 son; Benjamin Taylor, 3 son; William Taylor, 5/12 son.

1900 Rutherford Co., TN Census: John T. Taylor, Apr 1850; Lou T. Taylor, June 1855 wife; Ben B. Taylor, Jan 1877 son; Alfred P. Taylor, Jan 1877 son; William E. Taylor, Jan 1880 son; Pat C. Taylor, Mar 1885 son; John R. Taylor, Feb 1892 son; Frank E. Taylor, Feb 1898 son.

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1016 **Taylor, Joseph M.**

**Died Nov 13, 1898, intestate.**

Nov 25, 1898, County Court: The court had noted the death of Joseph M. Taylor intestate. J. [Joseph] A. Taylor had applied for and received Letters of Administration.

Sep 6, 1899, County Court: J. A. Taylor and others **vs** J. T. Daniel and others. In response to an order of reference, the clerk reported that there were 103 acres in the 8<sup>th</sup> District and eight heirs to the estate of Joseph M. Taylor (deceased). They were: S. [Samuel] H. Taylor, Union City, TN; Mrs. F. [Fannie] B. [Taylor] Covington, wife of W. [William] E. Covington; F. [Frank] W. Taylor; J. [Joseph] A. Taylor; J. [John] S. Taylor; N. [Nancy] E. Taylor; T. [Thomas] L. Taylor; J. T., Cumi and Sallie Daniel, minor children of Mrs. M. [Mollie] T. [Taylor] Daniel (deceased) and daughter of Joseph M. Taylor (deceased). The clerk reported that the land was worth about \$25 per acre and recommended sale for division instead of partition in kind. There was only one house and one watering place.

Oct 2, 1899, County Court: F. W. Taylor purchased the 103-acre tract at auction for \$34 per acre and wanted to pay cash. He was allowed to deduct his 1/8<sup>th</sup> share from the purchase price. The court confirmed the sale and ordered the clerk to distribute the funds to the heirs.

June 6, 1901, Estate Settlements 4: J. A. Taylor, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: Joseph M. Taylor married Francis A. Holden, Apr 13, 1845. Joseph M. Taylor married Nancy A. Lamb on 23 Mar 1853. J. T. Daniel married Miss Mollie T. Taylor on 13 Jan 1887.

Jackson Ridge Cemetery, Rutherford County, Tennessee: Joseph M. Taylor, born Apr 27, 1813, died Nov 10, 1898, and wife, Nancy A. Taylor, born Feb 5, 1830, died Jul 16, 1880.

1850 Rutherford Co., TN Census: J. M. Taylor, 36 NC; Frances Taylor, 26; Samuel H. Taylor, 4; Francis A. Taylor, Jr., 2/12.

1880 Rutherford Co., TN Census: Joseph M. Taylor, 67 NC; Nancy Taylor, 49; Frank Taylor, 24; Mary D. Taylor, 21; Joseph A. Taylor, 17; John S. Taylor, 15; Nancy E. Taylor, 12; Thomas Taylor, 9.

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1017 **Taylor, Raney M.**

**Died June 25, 1897, intestate.**

July 3, 1897, County Court: The court noted the death of R. M. Taylor intestate. W. R. Taylor and H. W. Lamb applied for and received Letters of Administration for the deceased's estate after posting a bond for \$4000.

July 31, 1897, Inventory: The inventory of the personal estate consisted solely of about \$1000 in notes due.

Aug 16, 1897, County Court: H. W. Lamb and wife, T. A. Lamb, W. R. Taylor, Mrs. R. T. Pinkerton, Miss E. E. Taylor of Rutherford Co., TN, and Miss Luella Carson of Bedford Co., TN and Robert Carson and Richard Carson of the State of Texas **vs** William Carson of Rutherford Co., TN, Lizzie Carson and Thomas Carson of Williamson Co., TN. The last two were minors. The deceased had owned the following real estate located in Civil District 8: Tract #1, known as the "Home tract", contained seventy-seven acres. Tract #2 contained fifty-two acres. Tract #3 contained fifty-two acres. Tract #4 contained twenty-five acres. The deceased's wife had died several years previous and there were no known encumbrances on the land. The deceased left the following heirs at law to wit: W. R. Taylor, son; Miss E. [Elizabeth] E. [Ellen] Taylor, daughter; Mrs. R. T. [Raney Tennessee Taylor] Pinkerton, widow of Samuel Pinkerton, daughter; Mrs. Tabitha A. [Taylor] Lamb, wife of H. [Harvey] W. Lamb, daughter; Richard Carson, Robert Carson. Luella Carson, William Carson, Lizzie Carson, and Thomas Carson, children of daughter Mary Jane [Taylor] Carson (deceased). All were of age except the last two. The tracts were separate and distinct and not suited for partition.

Sep 6, 1897, County Court: The court decreed a sale of the land for partition.

Sep 30, 1897, County Court: The clerk offered at auction the property of R. M. Taylor (deceased). H. W. Lamb purchased tract #1, the home tract. W. C. Puckett purchased tract #2 containing 51 plus acres. J. A. Taylor purchased tract #3 containing over 25 acres.

Dec 21, 1898, Estate Settlements 4: W. R. Taylor and H. M. Lamb, administrators of R. M. Taylor (deceased), made a final settlement with the court.

Nov 25, 1899, County Court: W. R. Taylor, et al **vs** William Carson et al. Mrs T. A. Lamb had died [and her sister] Miss E. E. Taylor became the wife of Harvey W. Lamb. James M. Vaden was guardian of the minor Carson heirs.

Mt. Pleasant Church Cemetery, Rutherford Co., TN: R. M. Taylor, born Oct 14, 1820, died June 25, 1897 and wife, Mrs. Mary Taylor, born Jan 18, 1818, died May 8, 1889..

1850 Rutherford Co., TN Census: Rany M. Taylor, 29; Mary Taylor, 32; W. R. Taylor, 4 f; Mary J. Taylor, 1.

1870 Rutherford Co., TN Census: Raney M. Taylor, 49; Mary Taylor, 57; Tennessee Taylor, 14; Elizabeth Taylor, 12; Tabithy Taylor, 10; Alex Hood, 11.

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1018 **Thomas, Elias Kees** **Died July 21, 1903, testate.**

Will dated Feb 2, 1903.

**First:** The testator wanted his executor to pay all his debts with the first available money. **Second:** The testator willed to his son, David W. Thomas, and to his daughter, Mattie [Martha] E. Thomas, a tract of land in the 9<sup>th</sup> Civil District containing 45 acres. David W. Thomas was to pay Mary [Thomas] Oliver and Fannie Black [Thomas] Taylor \$50 each within twelve months after the testator's death and Mattie E. Thomas was to pay Nancy A. [Thomas] Barrett \$50 during the same period. **Third:** The testator willed to his son, David W. Thomas, an old bay mare, and to his daughter, Mattie E. Thomas, the young bay mare. The testator stipulated that if these horses were living at his death, they were to become the property of his son and daughter as stated. **Fourth:** The testator willed to his daughters Mattie E. Thomas, Mary Oliver, Fannie B. Taylor and Nancy A. Barrett, one feather bed each. The four girls would equally divide the balance of the household and kitchen furniture with the exception of what belonged to Mattie E. Thomas individually. David W. Thomas and Mattie E. Thomas one dollar each to each one of his boys and one dollar to Miss Sallie Stallings. **Fifth:** The testator willed to his son, David W. Thomas and to his daughter, Mattie E. Thomas, all the cattle on the place at the time of my death. **Sixth:** The testator nominated and appointed F. M. Sloan to be the executor.

Jan 18, 1904, County Court: The court ordered the will recorded and filed. J. M. Sloan qualified as executor.

Arlington National Cemetery, Arlington Co., VA: Elias Kees Thomas, born May 10, 1810, died July 21, 1903. Children: Nannie Ada Barrett.

1880 Rutherford Co., TN Census: Elias K. Thomas, 70; Elizabeth Thomas, 54; Alfred W. Thomas, 26; George L. Thomas, 24; Andrew J. Thomas, 23; John H. Thomas, David W. Thomas, 17; Martha M. Thomas, 16; Fannie B. Thomas, 14; Nancy A. Thomas, 12.

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1019 **Thomas, Robert S.** **Died Apr 22, 1898, intestate.**

July 16, 1898, County Court: The court had appointed commissioners to set apart to Mrs. Nannie Thomas, widow of R. S. Thomas (deceased), as much of the assets to support her and her family for one year.

Espy Family Cemetery, Christiana, Rutherford Co., TN: Robert S. Thomas, born Apr 22, 1859, died Apr 22, 1898. Spouse: Nancy M. Thomas.

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1020 **Thomas, Mrs. S. S.**

**Died between Mar 1, 1899 and Aug 31, 1900, testate.**

Will dated Mar 1, 1899.

**First:** The testatrix desired a decent burial at Mt. Olive Cemetery in Nashville where she had a lot and marker. She desired her executor to pay burial expenses and lettering on the tombstone from the first moneys that came into his hands. **Second:** If the testatrix had any debts, the testatrix wished them paid out of proceeds of the sale of any personal property that she owned at her death. If this was insufficient, her executor was to sell sufficient land to pay the remaining debts. **Third:** The testatrix wanted her husband to have her home place absolutely to do with as he saw fit. She also gave him all the household furniture, stocks and all other personal property. **Fourth:** The testatrix attempted to appoint an executor but did not fill in the name.

Aug 31, 1900, County Court: The court ordered the will recorded and filed. A. F. Summers applied for and received Letters of Administration.

Feb 13, 1903, Estate Settlements: J. A. Thomas receipted for the estate balance.

1900 Rutherford Co., TN Census: John A. Thomas, 82 VA; Serena S. Thomas, 84 TN

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1021 **Thomas, Zachariah**

**Died June 15, 1903, testate.**

Will dated Jan 24, 1898.

**First:** The testator directed his executor to pay his burial expenses and all his just debts. **Second:** The testator gave his wife, Emaline [Saffal], during her natural life and sold at her death with proceeds equally divided among his children or their representatives, 92 acres of land where he lived. The testator gave his wife, two beds, all of the household and kitchen furniture, buggy and harness, four sheep and hogs to make meat for one year. He also gave her a sow and pigs, a mare named "Minnie" and colt, and a cow. **Third:** The testator directed that his executors sell the balance of his property. **Fourth:** The testator appointed W. [William] Z. Thomas and John Paschal to be his executors.

June 27, 1903, County Court: The court admitted the will for probate and ordered it recorded and filed.

July 28, 1903, Inventory: The personal inventory was submitted by the executors.

Rutherford Co., TN Marriages: Zachariah Thomas married Isabella Travis, Oct 8, 1850.

Cannon Co., TN Marriages: Zach Thomas married Emeline Saffal on 27 Nov 1883.

Travis Cemetery, Cannon Co., TN: Zachariah Thomas, born Dec 15, 1824, died June 15, 1903.

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1022 **Thompson, J. [Joseph] J. vs Thompson, Sallie [Martin]**

**Divorce.**

Oct 16, 1902, Chancery Court: J. J. Thompson and Sallie Thompson were married in Davidson Co. in May 1890. They moved to Rutherford Co. where they lived as husband and wife until Mar 1893 when the defendant deserted the complainant and had remained away ever since. The court dissolved the Bonds of Matrimony.

Davidson Co., TN Marriages: Joseph Thompson married Sallie Martin on 13 May 1890.

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1023 **Thompson, Jane P [Burchett] vs Thompson, Joseph M.**

**Divorce**

Jan 25, 1900, Chancery Court: They married in Rutherford Co. and lived together until Nov 1899 when the defendant deserted the complainant and had remained away, depriving the complainant of support. The court dissolved the Bonds of Matrimony and awarded the complainant \$25 in alimony.

Rutherford Co., TN Marriages: Joseph M. Thompson married Jane P. Burchett on 29 Sep 1892.

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1024 **Thompson, Mandy (colored) vs Thompson, William (colored)** **Divorce**

June 19, 1896, Circuit Court: The court accepted the allegations in the bill and dissolved the Bonds of Matrimony that had existed between the couple. The plaintiff received custody of the couple's children.

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1025 **Thompson, Robert E.** **Died Feb 18, 1900, intestate.**

June 2, 1900, Nov 2, 1903, County Court & June 2, 1901, June 2, 1902, Oct 21, 1903, Estate Settlements 4 & 5: The court appointed N. [Nat] D. Overall guardian for Abbie Thompson, a minor child of the deceased.

Alexander Cemetery, Dilton, Rutherford Co., TN: Robert E. Thompson, born Aug 30, 1861, died Feb 18, 1900.

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1026 **Thompson, Sarah N. [Vaught] vs Thompson, Alonzo** **Divorce.**

July 24, 1897, Chancery Court: The defendant had deserted the complainant and had been gone over two years. The court dissolved the Bonds of Matrimony that had existed between the two parties.

Rutherford Co., TN Marriages: Alonzo Thompson married Miss. S. N. Vaught on 31 Dec 1893.

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1027 **Thomson, Elizabeth Jane [Nelson]** **Died 25 Nov 1902, intestate.**

Mar 26, 1904, County Court: The court noted the death of Mrs. E. J. Thomson intestate. Miss Ella K. Thomson applied for and received Letters of Administration.

May 24, 1904, Estate Settlements 5: Miss Ella K. Thomson, made a final settlement and made distribution to: A. [Andrew] D. Thomson, R. [Robert] W. Thomson, W. [William] P. Thomson, B. [Benjamin] F. Thomson, J. [James] N. Thomson, Charles F. Cox and wife, Annie [Thomson] Cox, and W. F. McDaniel, guardian.

Cedar Grove Cemetery, Wilson Co., TN: Elizabeth Jane Thomson, born 5 Dec 1833 KY, died 25 Nov 1902.

Clark Co., KY Marriages: Mat N. Thomson married Elizabeth J. Nelson on 28 Oct 1851.

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1028 **Thorn, Margaret A. [Jones]** **Died Jan 6, 1896, intestate.**

Jan 27, 1896, County Court: The court had noted the death of Mrs. M. A. Thorn intestate. Mrs. C. I. [Isabelle "Belle" Thorn] Coleman applied for and received Letters of Administration.

June 19, 1896, County Court: The court received a sale list of personal property.

Aug 10, 1898, Estate Settlements 4: Mrs. C. I. Coleman, administratrix,, made a settlement with the court.

1880 Rutherford Co., TN Census: John F. Coleman, 37; C. I. Coleman, 29 wife; Thomas Coleman, 10 son; Russel A. Coleman, 6 son; M. A. Thorn, 61 mother-in-law.

Rutherford Co., TN Marriages: Thomas Thorn married Margaret A. Jones, on 5 Nov 1838.

Coleman Cemetery, Rutherford Co., TN: Mrs. M. A. Thorn, born Dec 21, 1818, died Jan 6, 1896.

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1029 - 1030 **Thurman, Pleasant** **Died May 1888 - Mar 25, 1889, testate. [Cont'd from Vol. 6]**

July 30, 1898, Chancery Court: John W. Lewis, executor of Pleasant Thurman (deceased) and the heirs of Benjamin Thurman (deceased) **vs** unknown heirs of Pleasant Thurman. **Pleasant Thurman died in Rutherford Co. in 1889.** The executor wound up the estate two and one-half years ago and those who were to inherit were entitled to have the balance after paying debts. There were many claimants and they were scattered and their residence so uncertain that the executor did not know who to pay. The complainants came before the court seeking to prove the heirship so that the distribution could proceed.

Sep 28, 1898, Chancery Court: Nancy Davis, age 75 years, gave the following information in her deposition: She was a resident of Sequatchie Co., TN and was the daughter of Susan [Thurman] Henson. Her mother had been dead for a long time and had three children alive at her death.

Apr 1892, Chancery Court: The court directed the executor of Pleasant Thurman (deceased) to pay the funds in his hands to the C & M. The fund totaled \$983.09.

The following is an attempt to put together the family heirs of Pleasant Thurman based on court records, marriage records and census records:

Nathan Thurman [1773 VA - ca 1860] and wife, Tabitha [ 1775 VA - ca 1860]. Probably died in Rutherford Co., TN. [1850 Rutherford Co., TN Census: Nathan Thurman, 77 VA; Tabitha Thurman, 75 VA; Pleasant Thurman, 30.]

- A. Susan Thurman married 28 July 1824 in Rutherford Co., John Henson
  1. Julie Henson married Charles L. Lewis. Children: John Lewis; Robert L. Lewis; William Riley Lewis; James H. Lewis; Charley Lewis; Levander Lewis; Nathan Lewis; Mary Elizabeth Lewis married William Hatfield; Sarah Lewis married Eph Sims; Nancy Jane Lewis married W. T. Sims and had daughter, Sarah Sims; W. R. Lewis; J. H. Lewis
  2. Sallie Henson married Robert "Bob" Mitchell
  3. Nancy Henson married 1<sup>st</sup> Heard, married 2<sup>nd</sup> Davis
- B. Benjamin Thurman, [1805 VA - 1874 in Ray Co., MO] married Malinda Perry [1809 - 1834] on 14 Sep 1829 in Rutherford Co., TN. He married 2<sup>nd</sup> on 24 Jan 1834, Rutherford Co., TN, Mary Ann "Polly" Brothers [1811 - 1866]. Children: Nathan Francis Thurman 1835 - 1909 of Ray Co., MO; Tabitha Thurman 1838-1895 married William Preston Lloyd; Benjamin Thurman, Jr. 1842 - 1874 Ray Co., MO. Children: John William Thurman; Mary Elizabeth Thurman married John Sidney Gentry; Martha Susan Thurman married Joseph L. Hailey of Johnson Co., MO; Henderson Yoakum Thurman of Johnson Co., MO; Didamiere Thurman married George W. Williams and Andrew Jackson McGaugh of Linn Co., OR. Children: Mary Anna Williams married George Louis Neal of Benton Co., OR; Benjamin Franklin "Frank" Williams of Buchanan Co., MO; Emma Lenora Williams married James Oliver Scott of Nemaha Co., KS; Sterling Price McGaugh; Jesse Green McGaugh; Martha Louise McGaugh; Pearl Josephine McGaugh, Bessie Irene McGaugh; Pleasant Thurman 1850 - 1883 married Catherine Clements. Children: William Arthur Thurman of Orrick, MO; Cassie M. Thurman married Price Frederick Boggs of Kansas City, KS and 2 girls, Grace E. Boggs, Gertrude P. Boggs; Benjamin Pleasant Thurman of Ray Co., MO; Rebecca A. Thurman married Theodore Olden of Buchanan Co., MO; Green Matthew Thurman of OK.
- C. Wiley Thurman [Rutherford Co., TN Marriages: Wiley O. Thurman married Elizabeth Lee on 31 Dec 1829.] - There was speculation that he died many years ago in Tennessee and his widow and children had moved to Crittenden Co., KY. Others said he married a widow and had died without children.
- D. Nathan Thurman - He left three other children by his second wife who were living in 1898. One known child, Columbus Thurman - lived at Wilkerson ? along with Mrs. Mary Hill.
- E. Holland or Hollis Thurman [Rutherford Co., TN Marriages: Hollis Thurman married Elizabeth Carter on 14 Sep 1835.] - Died in Kansas some years earlier, either in Verdigris Co. or Wilson Co. People believed that his children went from there to Colorado.
- F. Pleasant Thurman, 1820 - 1889 in Rutherford Co., TN. His executor was John W. Lewis, Sr.
- G. Peachey Thurman [Rutherford Co., TN Marriages: Peachey Thurman married William Pope on 21 Mar 1833.] - The best information was that she was dead. Children: Leroy Pope - went to AL soon after the war and never married; Nickodemus Pope 1843 - 1913 of Bedford Co., TN; William Pope - died during the Civil War; Julie Pope - married ? Adams - Died a few years before Pleasant Thurman and lived on the old homestead of Pleasant Thurman. [Note: Pleasant Thurman willed his farm of 99 acres to William H. Adams; \$200 to Mary Ann Adams; the gray mule to James Adams]; Nancy Pope - died and never married.
- H. Sallie Thurman [Rutherford Co., TN Marriages: Sallie Thurman married Willie D. Manning on 2 Apr 1821 in Rutherford Co., TN - She died years ago. Number of children if any was unknown.
- I. Annie Thurman, widow of John McDowell. Children:
  1. Martin R. McDowell, died in 1880 leaving a widow, Mrs. Kate McDowell
    - a. Minnie Agnes McDowell, age 22 in Kansas City
    - b. Bert Ralph McDowel, age 15 in Kansas City

- c. Ida May McDowell, age 19, married W. C. Hogan, and lived in Indiana
2. Susan A. McDowell married John Summers, who died and she had married ? Cheatham and was living in Missouri.
3. Mildred McDowell married ? Boggs and lived at 707 Campbell Street, Kansas City.
4. Samuel McDowell
5. John N. McDowell (deceased). One daughter: Emma McDowell married ? Mann
6. Elizabeth McDowell married Jack Nickum. Both were deceased.
  - a. Elizabeth Dakota Nickum married Alfred Price. Living in St. Louis, MO
  - b. Annie Nickum
7. Mary Ellen McDowell married 1<sup>st</sup> ? Clark. She supposedly lived with Fannie York, daughter, in TX.
8. General Coffee McDowell living in Kansas City

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1031 **Tilford, H. H. vs Tilford, Julia A. [Peyton] Divorce.**

May 5, 1902, Chancery Court: The court accepted that the defendant had deserted the complainant and dissolved the Bonds of Matrimony between the couple.

Rutherford Co., TN Marriages: H. H. Tilford married Julia Peyton on 1 May 1898.

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1032 **Tobias, Solomon "Sol" Died Sep 8, 1902, testate.**

Will dated June 20, 1888.

**One:** The testator directed his executors, out of the cash assets belonging to his estate at the time of his death, pay his funeral expenses and all of his just debts. **Two:** The testator willed and directed that his executor, out of the assets of his estate, pay to his mother, Rachel Tobias, \$20 per month from the date of his death until final settlement of his mercantile business. At that time, he directed that his executor set apart and invest for the benefit of his mother the sum of \$4000 so as out of the interest thereon, to pay his mother the sum of \$20 per month during her natural life. At her death, whatever amount of the fund be left of this bequest was to be divided among his legatees hereafter mentioned, among whom the eight shares of his estate was to be divided upon termination of his mercantile business by his executors, as hereinafter directed, in proportion to the share of his estate. **Three:** The testator willed that his executors take charge of his mercantile business at the date of his death, together with all goods, merchandise, fixtures, choses in action, and other property thereunto belonging. The executors were to continue his mercantile business for the benefit of his estate for two years after the date of his death, unless his executors thought it more advantageous to close it sooner. **Four:** At the end of two years from the date of his death, or sooner, if his executors thought it best for the interest of his estate, the stock of merchandize and the property connected therewith, other than money and bills collectable, was to be sold by his executors. The sales were to be either private or public, either for time and secured payment, or for cash, as his executors thought best. After investing \$4000 for the benefit of his mother, and after providing \$1000 for the benefit of his executors, the executors were to divide the remainder into eight equal shares for disposition as follows. **Five:** The testator directed that his nephew, Joseph Tobias, son of his deceased sister, Rachel Leah [? Tobias], receive two of those shares. **Six:** The testator directed that three of those shares went to Fanny Nathan, wife of M. [Meyer] Nathan. **Seven:** The testator gave two of the shares to Hyman, Elias, Minnie, and Ellie Tobias, children of his deceased brother, A. [Abraham] Tobias, or his survivors. **Eight:** The testator gave the remaining share to his brother, Thomas Tobias. **Nine:** The testator gave his wearing apparel, jewelry and other personal effects, other than the merchandise, money, choses in action, fixtures, pertaining to his business as a merchant, and herein before disposed of, to his nephew, Joseph Tobias, son of his deceased sister. **Ten:** The testator wanted his friend, Thomas B. Fowler, to act as testamentary guardian of Hyman, Elias, Minnie and Ellie Tobias, children of his deceased brother, A. Tobias. **Eleven:** The testator nominated and appointed Thomas B. Fowler and his brother, Thomas Tobias, to be executors of his last will and testament without surety on their bond. In the event any difference of opinion in the execution of this will should arise between his executors that might not be able to harmonize between them, the testator wanted them to call upon his friend, W. D. Robinson, to umpire. His opinion together with one of his executors was to prevail. **Twelve:** The testator gave \$1000 to Thomas B. Fowler out of the money, notes,

choses in action, belonging to his estate at the time of his death. This was for his services as one of the executors of his will, and upon whom the testator had expected the chief management of his estate to devolve as his brother had a large business of his own to manage. Signed June 20, 1888.

Nov 13, 1902, County Court: The court directed the will recorded and filed. Thomas Tobias qualified as executor according to law. T. B. Fowler, the other executor nominated, had died before the will was probated.

Temple Cemetery, Nashville, Davidson Co., TN: Solomon Tobias, born Oct 22, 1854, died Sep 8, 1902.

New York, U. S. Arriving Passengers & Crew Lists (Including Castle Garden & Ellis Island (1820-1954): Solomon Tobias, arrived in New York from Hamburg May 26, 1860. Ship name: Bavaria.

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**1033 Todd, Lt. Caleb Washington Died July 1902, intestate.**

July 19, 1902, County Court: The court noted the death of C. W. Todd intestate, J. H. Bowling applied for and received Letters of Administration.

Rutherford Co., TN Marriages: C. W. Todd married Lou M. Compton, Oct 2, 1869.

Compton Cemetery, Rutherford Co., TN: Lt. Caleb Washington Todd, born Mar 1824, died July 1902.

1900 Rutherford Co., TN Census: C. W. Todd, 76; Loueza Todd, 70.

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**1034 Todd, J. P. [John Pinkney] Died between 1900 - Mar 2, 1903, testate.**

Will dated Feb 10, 1887. Amendment to will dated Aug 28, 1895.

The testator made the following division of his real estate between his three daughters, [Margaret] Amanda [Todd] Ring, Rebecca Jane [Todd] Jernigan and Sara A. [Todd] Jacobs. He willed to Sara A. Jacobs and the heirs of her body, all the land that he owned in Civil District 23, consisting of two tracts, one valued at \$1300 and the other at \$500. The testator willed all the land in Civil District 12, Cannon County, to his two daughters, Rebecca Jane Jernigan and Amanda Ring, and the heirs of their bodies. The land was valued at \$3600, \$1800 for each daughter. The testator stipulated that they could sell the land and the proceeds divided evenly. The testator appointed his grandson, J. [James] H. Ring, to be the executor of his last will and testament.

Amendment to will: The testator instructed his executor to pay \$100 for the cause of God to the New Hope Church, Rutherford County, for a memorial fund. Payment of this sum only if the church was a Missionary Baptist Church. The \$100 would go to some young man at New Hope Church or Mount Herman Church.

Mar 2, 1903, County Court: The court that the will was valid and ordered it recorded and filed.

Mar 2, 1903, Inventory: The executor submitted an inventory listing four horses, one mule, numerous items of farming equipment and \$200 in notes due.

Cannon Co., TN Marriages: Rebecca Jane Todd married Andrew J. Jernigan on 2 Apr 1859.

Rutherford Co., TN Marriages: Pinkney Todd married Synthia Todd on 3 Oct 1835. S. A. Todd married T. B. Jacobs on 12 July 1864.

1850 Cannon Co., TN Census: Pinkney Todd, 36; Synthia Todd, 36; Margaret M. Todd, 12; Rebecca J. Todd, 7; Sarah A. Todd, 6.

1900 Rutherford Co., TN Census: Thomas B. Jacobs, 60; Sallie A. Jacobs, 54 wife; sons & daughters; John P. Todd, 84 father-in-law.

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Will dated May 21, 1898.

**First:** The testator directed the payment of his funeral expenses and his debts as soon as possible. **Second:** The testator gave his wife, M. E. [Mariah E. Barr Vaught] Todd, \$150 out of his personal effects and he gave her the farm where he was living during her natural life and at her death, sell the land and divide the proceeds equally between his children except John T. Todd, the oldest child, who had already received his part. The testator willed him \$1.00. **Last:** The testator appointed his wife, M. E. Todd, and his son, L. [Lunsford] F. Todd, to wind up his estate and carry out his will.

Feb 20, 1899, County Court: The court ordered the will recorded and filed.

Feb 20, 1899, County Court: The court appointed three commissioners to set apart to Mrs. M. E. Todd, widow of the deceased, as much of the assets necessary for the support of her and her family.

Feb 20, 1899, County Court: Mrs. M. E. Todd, widow, dissented from the will and elected to take the portion of the estate of her deceased husband allowed. She was dissatisfied with the provisions made for her.

Dec 6, 1900, County Court: Defendants Mariah E. Todd, John Todd, W. M. Todd, John Tasse, Laura Tasse, Maggie Arnett, Jim D. Todd, Clack Reed, Nancy P. Reed, Henry Todd, Sam Todd and L. R. Jacobs had been served. The defendants had not appeared.

Dec 14, 1900, County Court: L. F. Todd, executor and others **vs** Mrs. Mariah E. Todd and others. **James S. Todd died on Feb 3, 1899.** He left surviving: Mariah E. Todd, widow, and defendants John, W. M., Jim D., Henry and Sam Todd and complainant L. F. Todd as his sons and defendants Laura who had married John Tasse, Maggie who had married John D. Arnett, and Nancy P. who had married Clack Reed as his daughters. Defendant Willie Todd was his grandson, son of Lunsford Todd, a son of J. [James] S. Todd (deceased), who had died before his father. J. S. Todd had died owning a tract of land containing 77 acres. Since the widow had dissented from the will, she was entitled to homestead and dower from her deceased husband's real estate. The court appointed commissioners to set apart a homestead and one-third of the remainder as dower.

Jan 15, 1901, County Court: L. F. Todd, executor **vs** Mrs. Mariah E. Todd and others. The commissioners set apart 77 acres as the homestead of Mrs. Mariah E. Todd.

Oct 19, 1901, Estate Settlements 4: L. F. Todd, executor, made a final settlement with the court. Nothing had come into the executor's hands and he had paid court costs totaling \$5.25.

Jan 13, 1902, County Court: L. F. Todd, executor and others **vs** Mrs. Mariah E. Todd and others. He left a widow, Mrs. Mariah E. Todd and the following children: L. [Lunsford] F. Todd, complainant; John [T.] Todd; W. [William] M. Todd; Jim D. Todd; Henry Todd; Sam Todd; Laura [Todd] Tasse, wife of John Tasse; Maggie [Todd] Arnett, wife of John D. Arnett; Nancy P. [Todd] Reed, wife of Clack Reed; Willie Todd, son of Lunsford Todd, who was a son of J. S. Todd (deceased). No assets whatsoever had come into the hands of the executor. The executor declared the estate insolvent on Mar 24, 1900 and since then, the executor had received \$113.74 in principal and interest against the estate. J. S. Todd (deceased) had owned 77 acres in Civil District 17 that Mrs. Mariah E. Todd received as homestead. The remainder interest in the homestead was the only property available to sell for payment of the debts. The court directed the clerk to sell the reversionary interest in the 77 acres and apply proceeds to payment of debts.

Mar 21, 1902, County Court: L. F. Todd, executor **vs** Mrs. Mariah E. Todd and others. The clerk auctioned the remainder interest in the life estate of Mrs. Mariah E. Todd. L. F. Todd purchased it.

Oct 18, 1902, Chancery Court: L. F. Todd et al **vs** Geneva Fuller et al. The C&M reported that the tract of land contained 50 acres and there were nine heirs. One-half of land was tillable and the remaining part was rocky with many cedars. Equitable partition was impossible and the C&M recommended the sale of the property.

Feb 16, 1903, County Court: John T. Todd and others **vs** David Banks and others. The County Clerk offered four tracts of land for sale at auction. John T. Todd purchased all four tracts.

Cannon Co., TN Marriages: James S. Todd married Jemima Cox on 17 Oct 1846.

Rutherford Co., TN Marriages: James S. Todd married Miss Mariah Vaught on 15 Mar 1875.



Trimble Cemetery, Rutherford Co., TN: James S. Todd, born Jan 15, 1820, died Feb 2, 1899. M. E. Todd, born 29 Nov 1840, died 28 Jan 1926. [TN Death Records: Mrs. Mariah Todd, widow, born Mar 29, 1840, died Jan 28, 1926. Father: D. W. Barr. Mother: Jetton.]

1850 Cannon Co., TN Census: James S. Todd, 28; Gemimma Todd, 22; John T. Todd, 3.

1870 Rutherford Co., TN Census: James S. Todd, 49; ?Jemay Todd, 43; Lunsford Todd, 16; William Todd, 14; Legran Todd, 11; James Todd, 9; Margaret Todd, 6; Laura Todd, 1.

1880 Rutherford Co., TN Census: James Todd, 60; Mariah Todd, wife; Gran Todd, 21 son; James Todd, 19 son; Margarette Todd, 16 dau; Laura Todd, 14 dau; Henry Todd, 3 son; Samuel Todd, 1 son; Parthena Vaut, 15 dau-in-law; Monroe Vaut, 12 son-in-law.

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1037 - 1038	<b>Tolbert, Leroy G.</b>	<b>Died June 11, 1897, testate.</b>
	<b>Tolbert, Mrs. Mary E.</b>	<b>Died Mar 7, 1904, intestate.</b>

Will dated Mar 28, 1895.

**First:** The testator wanted all his debts paid. **Second:** The testator wanted all his children living or their descendants to share equally. The testator's son, Charley Tolbert (deceased) leaving three legitimate children and one illegitimate child named Elley [Elihu] Tolbert, the son of Della Duke (deceased). The testator made the illegitimate child, Elley, an equal with Charles' other children. The testator's son was entitled to one-eighth part shared equally with his four children. The testator willed the four children one-eighth of his estate. The testator appointed his son, L. [Leighton] J. Tolbert, as trustee for the four children, Elley, Paralee, Lilburn and Ernest Tolbert, of his deceased son, Charles Tolbert. The trustee was pay it to them as they marry or come of age. The testator appointed William H. Tolbert to be his executor.

June 21, 1897, County Court: The court ordered the will copied and filed. The court appointed commissioners to set apart to Mary E. Tolbert, widow of L. G. Tolbert (deceased), as much of the assets as was necessary to provide for the widow and her family for one year.

July 12, 1897, County Court: The court appointed L. J. Tolbert guardian of Elihu, Paralee, Ernest and Tilburn Tolbert, minor children of J. C. [Charles] Tolbert (deceased) and legatees of L. G. Tolbert (deceased). The court appointed L. J. Tolbert guardian of Andrew and Bette Arnold, minor children of Permelia J. ["Melia" Tolbert] Arnold (deceased) and legatees of L. G. Tolbert (deceased).

Aug 25, 1897, Inventory: The inventory of notes, accounts and cash on hand were listed.

Mar 6, 1899, Estate Settlements 4: W. [William] H. Tolbert, executor, made a partial settlement & payment to: W. [Willis] S. Jernigan and wife [Parilee Tolbert Burkes Jernigan]; L. [Leroy "Roy", Jr.] G. Tolbert; B.[Bartley] I. Bynum [husband of July A. Tolbert]; J. [James] R. Tolbert; L. [Leighton] J. Tolbert; L. J. Tolbert, guardian of children of J. C. Tolbert and Mrs. Pamela "Melia" Arnold; W. [William] H. Tolbert

Jan 9, 1900, Estate Settlements 4: W. H. Tolbert, executor, made a final settlement with the court.

Feb 12, 1900, Estate Settlements 4: L. J. Tolbert, guardian of Elihu, Paralee, Ernest and Lilburn Tolbert, minor children, made a settlement with the court. The guardian was also guardian for Andrew and Bettie Arnold, who represent their mother, Pamela J. Arnold (deceased).

Dec 3, 1902, Estate Settlements 5: L. J. Tolbert, guardian for Elihu, Paralee, Ernest and Lilburn Tolbert, minor children of J. C. Tolbert (deceased) made a settlement with the court. Elihu was 21 years old.

Dec 21, 1903, County Court: L. J. Tolbert, was guardian of Andrew D. Arnold, a person of unsound mind. W. J. Arnold qualified as guardian of Andrew D. Arnold in the County Court of Fannin Co., Texas. The court directed final discharge of L. J. Tolbert as guardian. Andrew D. Arnold had a balance of \$435.75.

Jan 4, 1904, County Court: L. J. Tolbert, guardian for Andrew Arnold, minor child of Pamela J. Arnold (deceased), and legatee of L. G. Arnold (deceased), made a settlement with the court.

Feb 12, 1904, Estate Settlements: L. J. Tolbert, guardian for Paralee, Ernest and Lilburn Tolbert, minor children of J. C. Tolbert, and legatee of J. G. Tolbert, made a settlement with the court.

Mar 19, 1904, County Court: The court noted the death of Mrs. Mary E. Tolbert intestate. J. [James] R. Tolbert applied for and received Letters of Administration

Cannon Co., TN Marriages: Miss Parilee Tolbert married G. C. Burkes on 30 Sep 1868 [was later married to Willis Jernigan]. Miss P. [Permelia] J. Tolbert married W. J. Arnold on 15 Sep 1870. July A. Tolbert married B. [Bartley] I. Bynum on 4 Sep 1873. J. C. Tolbert married Mollie Cawthon on 26 Oct 1884.

Tolbert Cemetery, Cannon Co., TN: Leroy Graves Tolbert, born Feb 29, 1820, Cannon County, died June 11, 1897. Wife: Mary E. Tolbert, born July 6, 1823, Cannon County, died Mar 7, 1904.

1880 Cannon Co., TN Census: Leroy Tolbert, 60; Mary Tolbert, 57 wife; Mary Tolbert, 16; Roy Tolbert, 14; Jane Reed, 40 servant; Sally Tolbert, 12 servant.

1870 Cannon Co., TN Census: Leroy Tolbert, 50; Mary E. Tolbert, 47 NC; Permelia J. Tolbert, 18; William Tolbert, 17; James R. Tolbert, 15; July A. Tolbert, 13; Charles Tolbert, 10; Tennessee Tolbert, 7; Leroy Tolbert, 4; Jane Reed, 32.

1860 Bradyville, Cannon Co., TN Census: L. G. Tolbert, 40; Mary Tolbert, 36; David Tolbert, 15; Leighton Tolbert, 14; Parilee Tolbert, 11; Melia Tolbert, 9; William Tolbert, 7; James Tolbert, 5; Julian Tolbert, 2 f.

1850 Bradyville, Cannon Co., TN Census: Leroy G. Tolbert, 30 TN; Mary E. Tolbert, 25 NC; David W. Tolbert, 6; Leighton J. Tolbert, 4; Paralee Tolbert, 2.

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1039 **Towns, Lucinda [Covington]** **Died Nov 21, 1899, testate.**

Will dated Aug 7, 1898.

**First:** The testatrix willed to her daughter, Martha A. Towns, a dark spotted cow and 2 hogs that the testatrix might own at her death. **Second:** The testatrix also willed her daughter all of her household and kitchen furniture consisting of two beds and bedsteads and clothing for the same, also a safe, a sugar chest, two chests, a cook stove and vessels for same. She also willed a clock, two buckets, a churn, seven chairs, one saddle, all of the flour and meal barrels, and two lamps. In fact, the testatrix gave her daughter everything that she died owning in lieu of perishable property.

Nov 28, 1899, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: William C. Towns married Lucinda Covington on 23 Dec 1851.

Towns Cemetery, Smyrna, Rutherford Co., TN: Lucinda Covington Towns, born [1830], died Nov 21, 1899. William Carroll Towns, born 1822, died Nov 5, 1895.

1880 Rutherford Co., TN Census: William C. Towns, 58; Lucinda Towns, 50; Martha Towns, 19; Ella Towns, 16.

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1040 **Towns, William Carroll.** **Died Nov 5, 1895, intestate.**

[Note: Husband of Lucinda Covington Towns - see above]

Jan 12, 1901, County Court: W. H. Towns **vs** Martha A. Towns. The court directed the clerk to identify the heirs of William C. Towns (deceased), to determine what debts he had owed, if it was possible to partition and if there were any encumbrances on the property.

May 6, 1901, County Court: W. H. Towns **vs** Martha Towns. One of the defendants, Will Thurston, was a minor without guardian. The court appointed a guardian ad litem.

May 13, 1901, County Court: W. H. Towns **vs** Martha Towns: William C. Towns died and left the following heirs:

1. W. H. [William Hardy] Towns, son.
2. J. [James] M. Towns, son.
3. Sophronia J. [Towns] Traylor, wife of T. [Thomas] A. J. Traylor, daughter.
4. Martha A. Towns, daughter.

5. Will [William A.] Thurston, son of Mrs. John R. [Ella Towns] Thurston (deceased), daughter.
6. Mrs. John W. [Mary Ann Towns] Spann, daughter.
7. According to the petition, there was another daughter, Sis [Elizabeth "Bettie" Towns] Underwood [wife of Alexander Underwood], who had died leaving a son, Duke Underwood, residence unknown but possibly West Tennessee

There were no debts listed in the petition but Martha Towns claimed a debt of \$250 in her answer to the petition. Partition of the 40-acre tract into seven shares was not possible. The land in the petition, 40 acres, was not suitable for partition into seven shares. The court appointed the Court Clerk to auction the land. The court transferred the claim of Martha Towns to the Chancery Court for adjudication.

Aug 12, 1901, County Court: W. H. Towns **vs** Martha Towns. The Clerk offered the land and had failed to receive a bid. The court ordered the Clerk to try again at McAdams store near Smyrna.

Oct 16, 1901, County Court: W. H. Towns **vs** Martha Towns. Chancery Court had turned down Martha Towns' claim for \$250.

Feb 3, 1902, County Court: W. H. Towns **vs** Martha Towns. The clerk offered 40 acres at auction. J. F. Pope purchased it for \$200 and the court approved the sale.

May 19, 1902, County Court: W. H. Towns, et al **vs** Martha Towns, et al. The estate owed W. A. Thurston, a minor under twenty-one, \$13.09. The amount was too small to appoint a guardian so the court requested the clerk to pay it to W. A. Thurston's father.

Davidson Co., TN Marriages: William C. Towns married Mary Campbell on 14 Dec 1843. [She is listed on the 1850 mortality schedule for Rutherford Co. Their 3 children [Elizabeth, Temperance A., Mary A.] are living with Hardy Towns, father of William C. Towns].

Rutherford Co., TN Marriages: William C. Towns married Lucinda Covington on 23 Dec 1851.

Towns Cemetery, Smyrna, Rutherford Co., TN: Lucinda Covington Towns, born [1830], died Nov 21, 1899. William Carroll Towns, born 1822, died Nov 5, 1895.

1880 Rutherford Co., TN Census: William C. Towns, 58; Lucinda Towns, 50; Martha Towns, 19; Ella Towns, 16.

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1041    **Trabue, Annie**                      **Died before Nov 12, 1904, intestate.**

Nov 12, 1904, County Court: The court appointed Robert B. Meeks guardian for Annie Trabue, minor child [she became of age on 23 Jan 1906] of Annie Trabue (deceased).

Rutherford Co., TN Marriages: R. B. Meeks married Annie Trabue on Nov 17, 1904.

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1042    **Travis, John A.**                      **Died Sep 16, 1899, intestate.**

Sep 23, 1899, County Court: The court noted the death of John A. Travis intestate. W. L. Travis applied for and received Letters of Administration.

Travis Cemetery, Readyville, Rutherford Co., TN: J. A. Travis, born Nov 20, 1871, died Sep 16, 1899 [son of Benjamin and Nancy Travis].

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1043    **Traylor, Everett W.**                      **State Industrial School**

Sep 22, 1897, County Court: The court had determined that it was manifestly to the interest of Everett W. Traylor, age 16, to be committed to the State Industrial School.

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1044 **Tribble, William Harrison** **Died before Mar 10, 1890, intestate. [Cont'd from Vol. 6].**

July 19, 1897, Chancery Court: H. [Horace] E. Palmer vs W. [William] F. Tribble and others. After paying debt due complainant Palmer and attorney fees, the C & M had \$131.55 in his hands. Complainant M. A. [Margaret Adaline Patterson] Tribble had a life estate in this sum as the widow of W. H. Tribble (deceased). The remainder interest belonged to the heirs of W. H. Tribble (deceased) in proportion of one share each. M. A. Tribble released and relinquished her life estate in said sum and asked that the heirs receive it. J. [John] W. Tribble, who owned one share in remainder in his own right as heir of W. H. Tribble (deceased), had purchased the shares of Lockie [Tribble] McKee and husband, J. [John] W. McKee; W. F. Tribble; [Elizabeth C. Caldonie "Donie" Tribble] Word and husband, J. L. Word; A. [Andrew] J. Tribble, and Rowena [Tribble] Patterson and husband, J. Ready Patterson. J. W. Tribble owned six shares. Defendant, Zella Armstrong, was a minor without guardian and had no estate except her interest in the money. Since her share would be very small, the court opted to have the money paid to J. [James] M. Armstrong, the father. The court ordered the money paid as follows: J. W. Tribble, 6/8ths; Susie Tribble, 1/8<sup>th</sup>; and Zella Armstrong, 1/8<sup>th</sup>.

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1045 **Tucker, Elizabeth "Lizzie" C. [Davis]** **Died June 23, 1889, intestate. [Cont'd from Vol.6].**

Mar 18, 1896, Mar 15, 1897, County Court & Feb 12, 1897, Estate Settlements 4: Hickman Weakley, guardian of Oscar D., Johnny M., Silas, Collier B. and Carrie T. Tucker, minor children of Lizzie Tucker (deceased), made a settlement with the court.

Dec 13, 1897, Jan 9, 1898, County Court: Hickman Weakley, guardian, petitioned the to be allowed to resign as guardian of Silas, Collier B. and Carrie T. Tucker. Oscar D. and Johnny M. Tucker were 21 years old. The court appointed S. [Silas] T. Bracken as guardian of Silas, Collier B., and Carrie T. Tucker, minor children.

Mar 1, 1899, Jan 15, 1901, Estate Settlements 4: S. T. Bracken, guardian for Silas Tucker, minor, was 21 years of age had been in possession of the land since last settlement; therefore, there were no new rents.

July 21, 1904, Sep 30, 1904, Estate Settlements 5: Silas T. Bracken, guardian for Collier B. Tucker and Carrie Tucker, minor children of Lizzie Tucker (deceased), made a settlement. Fire had destroyed all the guardian's receipts. Both wards were 21 years of age.

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1046 **Tucker, Kinchen** **Died before Mar 3, 1890, intestate. [Cont'd from Vol. 6].**

Aug 18, 1896, Oct 15, 1900, Mar 18, 1901, County Court & July 7, 1896, June 12, 1897, May 25, 1898, Apr 21, 1899, June 25, 1900, July 9, 1902, Estate Settlements 4: B. [Beverly] B. Spence, guardian of Martha E. Tucker and Andy L. Tucker, the minor children of Ransom Tucker (deceased) and heirs at law of Kinchen Tucker (deceased) made a settlement with the court.

Nov 3, 1900, Nov 24, 1900, Estate Settlements 4: B. B. Spence, guardian of Martha E. Tucker, minor. The ward, now of age, receipted for her balance of \$19.36.

Dec 2, 1901, County Court: J.[James] H. Tucker, administrator, ex parte. According to the settlement made by J. H. Tucker on Apr 22, 1890, it appeared that J. H. Tucker paid to L. M. and J. H. Tucker, the shares of Birdie Dalton and Jack Horton, minors, and heirs at law of Kinchen Tucker (deceased). The minors never received their shares. They had no regular guardian and lived in Sharpe County, Arkansas. The sum going to each minor was \$44.06, too small to appoint a guardian. The court decreed that J. H. Tucker, as administrator, was to pay the sums directly to Birdy Dalton and Jackson Horton, minors.

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1047 **Tucker, Mary Elizabeth [Featherston]** **Died before Jan 1, 1896, intestate.**

1 Jan 1896, County Court: The court noted the death of Mrs. M. E. Tucker. Minos E. Tucker applied for an received Letters of Administration

Apr 13, 1896, County Court: The administrator presented a sale list of the personal estate.

Nov 24, 1900, Estate Settlements 4: Minos E, administrator, made a final settlement with the court. The estate had a zero balance.

Rutherford Co., TN Marriages: Ransom Tucker married Mary E. Featherston, February 15, 1866.

1880 Rutherford Co., TN Census, Dist. 14: Ransom Tucker, 33; Lisabeth Tucker, 33; Susan Tucker, 12; Minos Tucker, 10; Liza Tucker, 9; Ralph Tucker, 7; Julian Tucker, 3 f.

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1048 **Tune, William S.** **Died before July 17, 1896, intestate.**

July 17, 1896, County Court: The court noted the death of W. S. Tune intestate. H. [Henry] T. Tune applied for and received Letters of Administration.

Sep 28, 1896, County Court: The administrator presented an inventory and sale list to the court.

Jan 26, Estate Settlement 4: H. T. Tune, administrator of W. S. Tune (deceased), made a settlement.

Tune Cemetery, Lascassas, Rutherford Co., TN: W. S. Tune, born 1815, died 1896. Elizabeth Tune, born May 15, 1815, died May 26, 1887.

1880 Rutherford Co., TN Census: W. S. Tune, 65; Elizabeth Tune, 65.

1870 U. S. Census: W. S. Tune, 55; Eliza Tune, 55; Sarah R. Tune, 20; Henry T. Tune, 17.

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1049 **Turner, Gabe (colored) vs Turner, Ella [Chesterfield] (colored)** **Divorce**

Nov 13, 1896, Circuit Court: The defendant had willfully deserted the complainant for more than two years and the court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co. TN Marriages: (colored) Gabe Turner married Ella Chesterfield on 18 Mar 1894.

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1050 **Turner, Harriett [Jenkins](colored) vs Turner, Link (colored)** **Divorce**

June 29, 1897, Circuit Court: The defendant had deserted his wife and had stayed away for more than two years. The court decreed that the complainant was entitled to the relief and dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Link Turner married Harriett Jenkins on 16 Nov 1876.

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1051 **Turner, Lambert (colored) vs Turner, Mahaly [Stewart] (colored)** **Divorce.**

July 24, 1896, Chancery Court: Lambert Turner and Mahaly Turner, both colored, had been married in Rutherford County on Jan 29, 1891. The defendant had willfully deserted over two years previous, and had remained away. The defendant had also been guilty of committing acts of adultery with Lewis Turner (colored). The court dissolved the Bonds of Matrimony and restored to the complainant all rights of a single person.

Rutherford Co., TN Marriages: (colored) Lambert Stewart married Mahaly Stewart on 29 Jan 1891.

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1052 **Turney, George H.** **Died Dec 4, 1885, intestate. [Cont'd from Vol. 6].**

Feb 26, 1896, Chancery Court: Mrs. D. [Delilah Shadwick] Turney, S. W. [Sir Walter] Turney, Horace Whitesides and wife, Katie [Turney] Whitesides **vs** George Turney, Frank Turney, Charles Turney and Dr. Will Vickers. The parties, except Will Vickers, owned a small house and lot rented to Negro tenants when rented. Since Ms. Turney and her family were in Houston, Texas, it would be to their advantage to sell the property. Will Vickers purchased the house and lot. The court approved the sale.

July 20, 1896, Chancery Court: Mrs. D. Turney et al **vs** George Turney et al. George Turney, Frank Turney and Charles Turney, defendants to complainants bill, were minors and the court appointed a guardian ad litem.

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1053 **Vanderford, Eugene S. vs Vanderford, Lizzie L. [Merritt] Divorce.**

Oct 21, 1897, Circuit Court & July 25, 1900, Chancery Court: They had married in Rutherford Co. on Nov 2, 1886 and had lived together as man and wife until July 2, 1897 when the defendant left her home with Everitt Purple in a horse and buggy and left the state. The court found that Everitt Purple and the defendant had committed adultery and dissolved the Bonds of Matrimony that had existed between the couple. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Eugene S. Vanderford married Miss Lizzie L. Merritt on 2 Nov 1886.

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1054 **Vandergriff, Sarah [Lahue] Died 25 Dec 1887 in Chattanooga, TN, intestate.**

Dec 7, 1903, County Court: T. [Thomas] J. McUin [McEwen] et al **vs** Forest Vandergriff et al. Forest Vandergriff, Hattie Vandergriff and Edgar Gannon, defendants in this cause, were all minors without regular Guardian. The court appointed a Guardian ad litem.

Jan 9, 1904, County Court: T. J. McUin et al **vs** Forest Vandergriff et al. Cas. M. Smith had purchased the interest of James [William] Gannon and his wife, Minnie [Arminta Vandergriff] Gannon, that being 1/6<sup>th</sup> in the tract of land up for sale. The court ordered that the bill be amended to make Cas. M. Smith and his wife, America Smith, complainants to this suit.

Jan 11, 1904, County Court: The Court Clerk reported all the heirs were before the court as follows: Luticia [Latisha Vandergriff], a feme sole. Lula ["Ludie" Vandergriff] who married T. [Thomas] J. McUin [McEwen]. Bettie [[Delilah J. Elizabeth Vandergriff] who married J. [James] W. McUin [McEwen]. Mintie [Arminta Vandergriff] who married James W. Gannon [married 2<sup>nd</sup> John Robert Sensing] Edgar Gannon, the only child and heir of Omie [Vandergriff] Gannon who married Silas A. Gannon and died prior to her mother. (Each of the above had a 1/6<sup>th</sup> interest except Mintie Gannon who had sold her interest to Cas. M. Smith.) Forrest Vandergriff and Hattie Vandergriff, the only children and heirs of William Vandergriff (deceased). Each of them had a one-half of 1/6<sup>th</sup> interest in the land. The first four listed above were children and the last three were grandchildren. The clerk reported that it was in everyone's interest to sell the land and divide the proceeds. Sarah Vandergriff died in 1897. Her husband, W. J. Vandergriff, died in 1903. She had six children, four of who survived. The court directed the Clerk to sell the land.

Feb 1, 1904, County Court: T. J. McUin et al **vs** Forest Vandergriff et al. B. [Bud] B. Yearwood had purchased the interest of T. J. McUin and wife, Lula McUin, J. W. McUin and wife, Bettie McUin, and Luticia Vandergriff in the tracts of land owned by the complainants and defendants. The court made him a party to this cause.

Feb 2, 1904, County Court: T. J. McUin et al **vs** Forest Vandergriff et al. The clerk had offered the land at auction but had received no bids.

Mar 12, 1904, County Court: T. J. McUin et al **vs** Forest Vandergriff et al. On Mar 12, 1904 B. B. Yearwood purchased the tract which contained 4<sup>3</sup>/<sub>4</sub> acres. Known as the Old Confederate Cemetery grounds, the Murfreesboro Memorial Association had conveyed it to William Ledbetter. He conveyed it to Sarah A. Vandergriff by deed. The court approved the sale.

Rutherford Co., TN Marriages: J. W. Vandergriff married Sarah A. Lahue on 30 July 1867. Bettie Vandergriff married James McCuen on 19 June 1896. Miss Lula Vandergriff married Thomas McUin on 22 Aug 1891. Miss Mintie Vandergriff married J. W. Gannon on 24 Aug 1890. William Vandergriff married Miss Mattie Smith on 19 Oct 1887.

TN Death Index 1874-1955: Mrs. Sarah Vandergriff, age 40, died 25 Dec 1887 in Hamilton Co., TN.

TN Death Records 1908 - 1965: Edgar Lee Gannon, born Feb 4 year not given, died 27 Dec 1939 in Wilson Co., TN, Silas Alexander Gannon, father and Oma Vandergriff, mother.

1880 Rutherford Co., TN Census: Jas. Vandergriff, 36; Sarah Vandergriff, 32 wife; William C. Vandergriff, 11 son; Delila J. Vandergriff, 10 dau; Arminta Vandergriff, 8 dau; Lula Vandergriff, 6 dau; Oma T. Vandergriff, 4 dau.

1900 Rutherford Co., TN Census: William Vandergriff, 56; Latisha Vandergriff, 16 dau; Ludie McWin, 26 dau; Tom McWin, 31 son-in-law; Morgan McWin, 6 g-son; Hatton McWin, 5 g-son; Stanton McWin, 2 g-son; Edgar Gannon, 5 g-son.

1900 Franklin Co., AR Census: John H. Ingram, 22; Mattie A. Ingram, 34 wife; Forest V. Vandergriff, 10 step-son; Hattie A. Vandergriff, 8 step-dau.

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1055 **Vaughan, Ambrose H.** **Died Nov 26, 1890, intestate. [Cont'd from Vol 6].**

June 19, 1901, Estate Settlements 4: Mary L. Vaughan, guardian of James A. [Annie] H. Vaughan, minor child of Ambrose H. Vaughan (deceased), made a settlement with the court. The grandmother was the ward's guardian and she was not charging for room and board.

May 30, 1903, County Court: John Lytle Vaughan for Mrs. M. L. Vaughan, guardian of James A. H. Vaughan, minor child of Ambrose H. Vaughan (deceased), and stated that the fund going to the ward was considerably less than \$150 and asked that she be allowed to resign as guardian. Since she was the grandmother of the ward, the court allowed her to resign and receive the fund of the ward.

May 22, 1903, Estate Settlements 5: Mrs. Mary L. Vaughan, guardian of Jas. A. H. Vaughan, minor child of Ambrose H. Vaughan (deceased), made a settlement with the court. The ward was an orphan girl and her grandmother was her guardian.

Vaughan Cemetery, Rutherford Co., TN: Ambrose H. Vaughan, born [Mar 4, 1864], died Nov 26, 1890.

1880 Rutherford Co., TN Census: James Vaughan, 68; Mary L. Vaughan, 47; Richard Barnet Vaughan, 28; Victoria Vaughan, 24; Josephine Vaughan, 18; Ambrose H. Vaughan, 16; Oscar Lee Vaughan, 10.

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1056 **Vaughan, Elizabeth "Lizzie" [Keithley]** **Died before Nov 27, 1893, intestate [Cont'd from Vol 6].**

Oct 31, 1896, Estate Settlements 4: J. L. [John Lytle] Vaughan, administrator of the deceased's estate, made a settlement with the court. He presented a receipt of Mary L. Vaughan, guardian of James A. [Annie] H. Vaughan, the only child and heir at law of the deceased.

Rutherford Co., TN Marriages: A. H. Vaughan married M. E. Keithley on 1 Oct 1890.

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1057 **Vaughan, Mrs. Addie** **Unsound mind.**

Oct 10, 1903, County Court: The court appointed E. S. Steward, guardian for Mrs. Addie Vaughan, a person of unsound mind, and he executed a bond for \$250.

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1058 **Vaughan, Mary [McAdoo] (colored) vs Vaughan, Robert (colored)** **Divorce**

Nov 14, 1896, Circuit Court: The court agreed that the allegations in the original suit were true and the defendant was guilty of adultery. The court dissolved the Bonds of Matrimony. The court restored the plaintiff's maiden name of McAdoo and gave her the household and personal property.

Rutherford Co., TN Marriages: (colored) Robert Vaughan married Mary McAdoo on 6 June 1894.

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1059 **Vaughan, Richard Meredith** **Died before Jan 14, 1901, testate.**

Jan 14, 1901, County Court: The record of M. [Meredith] P. [G.] Vaughan et al **vs** Martha E. [Posey] Vaughan, et al showed that Edna T. Vaughan had been vested with an absolute and fee simple right and title to the 32 acre set apart and assigned to her. The lands set apart to Edna T. Vaughan did not belong to the lands for division under the will of R. M. Vaughan (deceased) (Copy of will not available). These lands had descended to Edna T. Vaughan from her mother. There were about 98 acres left for partition and division. Quote from will

of R. M. Vaughan (deceased). "I will that my wife, Martha E. Vaughan shall have all my remaining property, after my just debts are paid, to hold and use as hers during her natural life. I will equal division among my children now living, to wit: M. A. [Mary Ann Vaughan] M. Newsom [died leaving one heir, Bettie A. Newsom who married James Glymph]; M. [Meredith] P. G. Vaughan [died without heirs]; N. [Nicey] J. Vaughan [died without heirs]; E. [Edna] T. Vaughan; E. [Eliza] J. Vaughan; J. A. Vaughan; J. [James] M. Vaughan [died leaving one heir, Alley Vaughan]; Joe H. Vaughan; B. [Benjamin] F. Vaughan; W. [William] W. Vaughan; S. R. [Richard] Vaughan. He charged his daughter, Mrs. Newsom with an advancement of \$150. The clerk found that the **widow, Martha E. Vaughan, had recently died**. M. P. G. Vaughan and Nicey J. Vaughan had also died some years ago but after the death of R. M. Vaughan, the testator, never married and left no issue. J. M. Vaughan had died after the death of his father and left Alley Vaughan his only heir. Upon the death of M. P. G. Vaughan and Nicey Vaughan, their shares had descended to their brothers and sisters in equal shares. Each of the remaining heirs owned an undivided one-tenth until each of them received \$150, the amount charged to Mrs. Newsom as an advancement. If the land were sold, and the proceeds were sufficient to make the above named parties equal with Mrs. Newsom, they together with Mrs. Newsom would be entitled to, and own an undivided one-eleventh such excess. The clerk recommended the sale of the land.

Feb 28, 1901, County Court: Eliza Vaughan et al. vs Ally Vaughan et al. The clerk auctioned the tract of land. B. F. Vaughan purchased the 99 acres and complied with terms of the sale. According to the Register's Office, B. F. Vaughan owned the shares of Eliza Vaughan, J. A. Vaughan, J. H. Vaughan and S. R. Vaughan.

Aug 22, 1901, County Court: Eliza Vaughan and others vs Ally Vaughan & others. **Mary A. Newsom, one of the defendants, had died.** The court revived this cause against Bettie A. Glymph, the only daughter of M. A. Newsom (deceased) and her husband, James Glymph.

Feb 20, 1902, County Court: Ben Vaughan vs Alley Vaughan. Alley Vaughan was a minor without guardian living with relatives in Rutherford Co., TN. She was due less than \$150 from the estate. Rather than appoint a guardian, the court ordered the clerk to pay the amount due to Ben Vaughan.

Nov 3, 1903, County Court: Eliza Vaughan and others vs Ally Vaughan & others. The clerk received \$663.84 in purchase money and distributed the remainder after expenses.

Rutherford Co., TN Marriages: Richard M. Vaughan married Martha Posey, Aug 6, 1840. Mary A. Vaughan married James R. Newsom on 10 Mar 1858.

1850 U. S. Census: R. M. Vaughan, 28; Martha Vaughan, 30; Mary A. Vaughan, 9; William Vaughan, 8; Meredith Vaughan, 6 m; Thomas A. Vaughan, 3; Nicy J. Vaughan, 1.

1860 Rutherford Co., TN Census: M. Vaughn, 40 m; M. Vaughn, 35 f; W. Vaughn, 16 m; M. J. Vaughn, 15 m; Thos. Vaughn, 12 m; N. Vaughn, 10 f; T. Vaughn, 6 m;

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1060 **Vaught, James** Died Sep 7, 1879, testate. [Cont'd from Vols. 5 & 6].  
**Vaught, Mary A. [Blackwood]** Died Feb 26, 1903, intestate.

May 18, 1896, June 6, 1898, County Court & May 5, 1897, May 19, 1898, Mar 1, 1899, Estate Settlements 4: J. B. Bryant, guardian of Edna A. and Fannie A. Bryant, his own children and minors heirs at law of James Vaught (deceased), made a settlement with the court.

Apr 4, 1903, Estate Settlements 5: J. B. Bryant, guardian of Fannie A. [Bryant] Williams, his own child and minor heir at law of James Vaught (deceased), made a settlement with the court. The ward was married and she and her husband signed for the balance.

Apr 6, 1903, County Court: The court noted the death of Mrs. Mary A. Vaught intestate [widow of James Vaught]. M. W. Vaught applied for and received Letters of Administration for the deceased's estate.

Aug 8, 1903, County Court: Samuel Vaught, executor of the last will and testament of James Vaught (deceased), tendered his resignation as executor. The court accepted the resignation and M. W. Vaught applied for and received Letters of Administration.

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1061 **Vaught, Mary J. [Bradley]**

**Date of death unknown.**

Aug 5, 1904, County Court: Deposition of G. T. [George Thomas] Vaught, stated he was the father of the six children of Mrs. Mary J. [Bradley] Vaught (deceased). William Bradley and wife, Sidney E. Bradley were both dead. They had two children that are both dead. My wife was one of the children and she died about 11 years ago. The other Bradley child had been single and died before William Bradley.

Aug 6, 1904, County Court: G. T. Vaught et al **vs** Ethel Vaught et al. The clerk reported the parties were Edgar Vaught, Johnnie Vaught, Nettie Vaught, all of age, and Ethel Vaught, Althea Vaught, and Verna Vaught who were minors. The clerk recommended the sale of the land division of the proceeds.

Oct 15, 1904, County Court: The Clerk auctioned the 60 acres of land. S. A. Youree purchased the land.

Rutherford Co., TN Marriages: George Thomas Vaught married Mary Jane Bradley, Feb 18, 1869.

1900 Rutherford Co., TN Census: George T. Vaught, 47; Nettie Vaught, 20 adopted dau; Edgar Vaught, 21 son; John Vaught, 17 son; Ethel Vaught, 12 dau; Altie Vaught, 10 dau; Verna Vaught, 9 dau; Sidney E. Bradley, 76 mother-in-law.

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1062 **Wade, Ethan Barksdale**

**Died June 24, 1897, intestate.**

July 19, 1897, County Court: The Court noted the death of Ethan B. Wade, intestate. Mrs. Medora [Cochran] Wade applied for and received Letters of Administration.

July 7, 1897, County Court: The court appointed commissioners to set apart to Mrs. Dora Wade, widow of the deceased, assets as was necessary to support her and her family for one year.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Ethan B. Wade, born Sep 25, 1843, died June 24, 1897. Husband of Medora Cochran Wade, born 1849, died 1908. Mother: Virginia Barksdale. Children: Virginia Kennington, Allie Gray and Caroline Anderson.

1880 Rutherford Co., TN Census: Eth. Wade, 36; Medora Wade, 34; Carrie Wade, 12; Jennie Wade, 11; Nannie Wade, 9; Levi Wade, 6; Virgie Wade, 3.

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1063 **Wade, John M.**

**Died Apr 13, 1886, testate. [Cont'd from Vol. 6].**

Dec 17, 1900, County Court: T. O. Lillard paid \$3908.56, the purchase money for the 201-acre tract. The purchaser was entitled to title but had filed a written transfer of bid to Mrs. S. [Susan] G. C. [Wade] Hill, daughter of the deceased. Mrs. Hallie H. Lillard had joined her husband in making the transfer for the purpose of Mrs. Hill relinquishing her rights to homestead. She had furnished most of the money used to pay for the land but for that portion of the purchase money provided by T. O. Lillard, Mrs. Hill agreed to repay Mr. Lillard.

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1064 **Wade, Levi**

**Died before Mar 9, 1897, intestate.**

Mar 9, 1897, County Court: The court had noted the death of Levi Wade intestate. E. B. [Ethelbert Barksdale (Ethan)]Wade had applied for and received Letters of Administration for the deceased's estate.

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1065 **Wade, Sam (colored) vs Wade, Sarah [Wade] (colored)**

**Divorce**

Feb 20, 1903, Circuit Court: The defendant, Sarah Wade, had deserted her husband and had stayed away over two years. She had also committed adultery with one Lee Webb since her marriage. The court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., Marriages: (colored) Sam Wade married Sarah Turner, on 20 Sep 1890.

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Oct 26, 1903, Circuit Court: The complainant who was then Susie Jackson and the defendant were married in Rutherford County eight to ten years ago. Shortly thereafter, Martin Wade deserted his wife and remained away from her without reasonable cause. The court dissolved the Bonds of Matrimony.

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**1067 Wade, William (colored) vs Wade, Lizzie [Smith] (colored) Divorce**

Oct 19, 1900, Circuit Court: The court sustained the allegations in the original bill and dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: (colored) William Wade married Lizzie Smith, on 8 Dec 1894.

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**1068 Waldron, Dr. John Sanders Died Apr 5, 1903, intestate.**

May 8, 1903, County Court: The court noted the death of J. S. Waldron intestate. J. [James] C. Waldron applied for and received Letters of Administration.

Aug 4, 1903, Inventory: The administrator submitted an inventory of the personal estate.

Waldron Cemetery, Smyrna, Rutherford Co., TN: Dr. John S. Waldron, born Dec 28, 1842, died Apr 5, 1903. Father: William Van Buren Waldron. Mother: Elizabeth Waldron.

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**1069 Walker, Joseph T. Died before May 11, 1896, intestate.**

May 11, 1896, County Court: The court noted the death of Joseph T. Walker intestate. Mrs. M. S. Walker applied for and received Letters of Administration.

Sep 25, 1896, County Court: The administratrix presented an inventory of the estate of Joseph T. Walker (deceased) to the court. The inventory included 44 accounts receivable; most were for less than \$10.

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**1070 Walkup, Kate (colored) vs Walkup, Anthony (colored) Divorce**

Feb 26, 1898, Circuit Court: The court accepted the allegation that the defendant had deserted his wife and remained away for over two years. The defendant was also guilty of cruel and inhuman treatment of his wife. The court dissolved the Bonds of Matrimony that had existed between the couple.

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**1071 Wallace, George (colored) Died before Dec 2, 1903, intestate.**

Dec 2, 1903, County Court: The court noted the death of George Wallace intestate. Alfred Wallace (colored) applied for and received Letters of Appreciation on the deceased's estate after posting a bond for \$75.

1900 Rutherford Co., TN Census: (all Black) George Wallace, 55 head; Anna Wallace, 55 wife; Alf Wallace, 30 son; and other sons and daughters.

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**1072 Wallace, Samuel & Mrs. E. R. Date of death is unknown. [Cont'd from Vol. 6].**

Mar 18, 1896, County Court: W. [William] N. Perry, Guardian of Wallace Dinsmore, a minor child of G. W. and Carrie Dinsmore and heir of Samuel and Mrs. E. R. Wallace (deceased), made a settlement with the court.

Mar 9, 1897, Estate Settlements 4: W. N. Perry, Guardian of Mamie Smith, a minor child of Mattie Smith and heir of Samuel and Mrs. E. R. Wallace (deceased), made a settlement with the court.

Aug 12, 1903, Estate Settlements 5: W. N. Perry, Guardian of Wallace Dinsmore, a minor child of G. W. and Carrie Dinsmore and heir at law of Samuel and Mrs. E. R. Wallace (deceased), made a settlement with the court. The ward was 21 years of age.

Mar 10, 1904, Estate Settlements 5: W. N. Perry, Guardian of Mamie Smith, a minor child of Mattie Smith and heir of Samuel and Mrs. E. R. Wallace (deceased), made a settlement. Mamie Smith was 21 years old.

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1073 **Allen, E. (Elbert) J.** **Died before June 3, 1891, intestate. [Cont'd from Vol. 6]**

July term, 1896, Chancery Court: The court ordered the tracts sold for division and appointed the C & M as Special Commissioner to handle the sale.

July 28, 1898, Chancery Court: H. [Horace] L. Ward **vs** H. [Hugh] P. Baird and wife, Mattie [Martha Allen] Baird, and against Carrie Ward and Ira Ward, minors without guardian. The complainant's former wife [Mollie J. Allen Ward] and defendant, Mrs. Mattie Baird, owned tracts of land in common at the time of his wife's death. His interest belonged to his two children, Carrie and Ira Ward, subject to the courtesy rights of the complainant. The tracts of land contained thirty-six and twenty-six acres respectively. The lands were not susceptible to partition without injury to the interests of the parties. The complainant prayed for a decree to sell the two tracts for division and to reinvest the one-half interest of the complainant and his children in other property, in or near Murfreesboro. Carrie Ward was 11 years old, and Ira was 11 years old, both living with the complainant.

Rutherford Co., TN Marriages: Horace L. Ward married Miss Mollie J. Allen on 10 May 1883. Horace L. Ward married Miss Alice M. Seward on 22 Sep 1895. H. P. Baird married Victoria Ward on 25 Feb 1869.

1880 Rutherford Co., TN Census: E. J. Allen, 76; Elizabeth Allen, 68 wife; Martha Allen, 37 dau; Mary Allen, 32 dau; Samuel P. Allen, 81 brother.

1900 Rutherford Co., TN Census: H. L. Ward, 44; Alice Ward, 45; Carrie Ward, 16; Ira Ward, 11.

1900 Rutherford Co., TN Census: H. P. Baird, 56; Mattie Baird, 57 wife [married 15 years, mother of no children]; Willie Baird, 21 son; Bell Baird, 19 dau.

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1074 **Ward, Charles A.** **Died Aug 4, 1902, intestate.**

Aug 18, 1902, County Court: The court appointed commissioners to set apart to Mrs. [Elizabeth] Lizzie Ward, the widow, as much assets necessary for the support of her and her family for a period of one year.

Oct 8, 1902, County Court: The court had noted the death of C. A. Ward intestate. W. E. [William] Ward, a brother of the deceased, applied for and received Letters of Administration.

1870 Rutherford Co., TN Census: James J. Ward, 52; Mary J. Ward, 45; Andrew Ward, 21; Wm. E. Ward, 19; Charles A. Ward, 18; Fannie C. Ward, 16.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: C. A. Ward, born June 15, 1852, died Aug 4, 1902.

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1075 **Ward, C. [Christopher] W.** **Died before Nov 20, 1896, intestate.**

Nov 20, 1896, County Court: The court had noted the death of C. W. Ward intestate. T. [Thomas] S. Ward applied for and received Letters of Administration.

Jan 20, 1897, County Court: T. S. Ward, Administrator, had complained to the court that Mrs. Sallie [Hall] Ward, widow of the deceased, had refused to turn over to him the papers in her possession that pertain to his business. The court issued a notice requiring her to bring with her all the papers and file them with the clerk.

Wilson Co., TN Marriages: Christopher Ward married Sarah Hall on 18 Jan 1853.

1880 Rutherford Co., TN Census: C. W. Ward, 52; Sarah Ward, 45 wife; Dura Ward, 25 son; Thos. Ward, 22 son; Reb Ward, 16 son; Rebs Ward, 12 son; L. I. Ward, 10 dau; N. C. Ward, 8 dau; C. E. Ward, 5 son.

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NOTE: J. B. Ward married Miss Mary Lee Odell on 12 Sep 1894 in Rutherford Co., TN [see below] Will dated Jan 15, 1901. Chancery Court of Tate Co., Mississippi appointing William J. Hunt, of Senatobia, MS, as executor and was probated on Mar 16, 1901.

"Last Will of James B. Ward, of Senatobia, state of Mississippi, being of sound mind, etc.....I give and devise of the residue of my estate, both personal and real, and wherever situated, more especially my household furniture in Senatobia, Miss. and eighty-eight acres of land lying in the 9<sup>th</sup> Civil District of Rutherford County Tennessee, known as the Nancy G. Odell land recently willed to me [I give] to Miss Suemat Hunt of Senatobia, Miss. to have and to hold in simple fee forever. I appoint Wm. J. Hunt of Senatobia, Miss. as my executor....."

Note: J. A. Odell married Mrs. Nancy G. Doyle on 6 July 1870 in Rutherford Co., TN. In TN Deaths 1874 - 1955, James Napoleon Doyle (28 Jan 1861 - 6 May 1930 Davidson Co., TN) death certificate states Father: James Doyle and Mother: Nannie Hunt.

Feb 23, 1903, Chancery Court: R. L. Smith et al **vs** J. N. [James Napoleon] Doyle et al. Answer of the defendants to the bill. There was no allegation in the bill that the County Court of Rutherford County had been notified that J. B. Ward, or that there had been a suggestion of insolvency of the estate in the courts of Mississippi. R. L. Smith recovered a judgment against J. B. Ward (deceased) in his lifetime and since J. B. Ward's death has exhausted his legal remedies to collect the debt against the deceased or his estate.

There was a case pending in the Circuit Court of Rutherford Co., TN, involving a tract of land that the complainants are seeking to sell. Complainants were seeking by this bill to have the court determine the rights of parties under the will of Mrs. Mary Lee Ward (deceased) [see below] currently being contested in the Circuit Court. The defendants denied that J. B. Ward or his estate owed R. L. Smith or W. J. Hunt one cent. They also denied that complainants had any right to call upon them for rents, or to appoint a receiver to collect them. They admitted the death of J. B. Ward and his wife, Mary Lee Ward, but denied that Mrs. Mary Lee Ward, prior to her death, conveyed any of her property, real or personal, to her husband, J. B. Ward, or that by her will had she devised any of her property to her husband. They also denied that the creditors of J. B. Ward (deceased) were entitled to the rents of the land occupied, claimed, and controlled by the defendants. Mrs. Mary Lee Ward died in Tate County, Mississippi leaving surviving her husband, J. B. Ward, who had since died. She had no children, Mother or Father, or brothers or sisters of the whole blood. Her only heirs at law were defendants, J. N. Doyle, a half-brother and J. B. Creach, Robert Manor and Gentry Manor, minor, children of her deceased half-sister. Mary Lee Ward died owning absolutely a small tract of land in the 9<sup>th</sup> Civil District of Rutherford Co., TN. The defendant J. W. Hunt was in possession of the land holding and answering to the defendant J. N. Doyle, and to J. B. Creach, Robert Manor and Gentry Manor, the heirs at law of Mrs. Mary Lee Ward (deceased). The land descended to them upon her death. The defendants denied that this land was liable for the debts of J. B. Ward (deceased) if he owed any. Defendants averred that J. B. Ward had been seriously wounded by the accidental discharge of his pistol over a year ago in Senatobia, Mississippi, and was carried on the first train leaving to a hospital in Memphis, Tennessee. W. J. Hunt followed on the next train. Upon arrival at the hospital, he had presented his services as an attorney, and had a will written, dictating the terms, and provisions of same, in which he provided that the estate, real and personal, of J. B. Ward should upon his death go to the minor daughters of W. J. Creach. After preparing the paper writing purporting to be the last will and testament of J. B. Ward (deceased), W. J. Hunt obtained a lawyer to go into the room when J. B. Ward was dying, and obtain his signature to the purported will. Probate of this paper was in the Probate Court of Tate County, Mississippi, by W. J. Hunt and yet he alleged in his bill that J. B. Ward had died intestate. The purported will appointed W. J. Hunt as executor, yet he had charged in his bill that no one would qualify as administrator of the estate. The complainants alleged that there was a conspiracy between W. J. Hunt and complainant. R. L. Smith to obtain through fraud possession of this small tract of land worth about \$700

Apr 18, 1903, Chancery Court: R. L. Smith **vs** J. W. Hunt et al. The court required the solicitor for the complainants to show by what authority they represented Mrs. Susan Ward, Mrs. Sallie Beard and husband, Will Beard, Edward and Charley Thompson, George and Frank Ward, Willie Vanderford and husband, Reusie Vamderford in this cause, be made absolute and the bill was dismissed as to them.

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Jan 22, 1897, Estate Settlements 4: J. [John] S. Gooch, guardian of Jackson, Jennie M., Willie and Belle Baird, minor children of Victoria [Ward] Baird (deceased) and heirs of J. J. Ward (deceased), made a settlement with the court. Jennie M. Dubois, formerly Jennie M. Baird, and her husband, W. W. Dubois, receipted for her share.

Feb 4, 1897, County Court: J. S. Gooch, guardian of Jennie M., Willie and Belle Baird, minor children of Victoria Baird (deceased) and heirs of J. J. Ward (deceased), made a settlement with the court.

Apr 5, 1897, County Court: The administrator presented a sale list of the deceased's personal property.

Dec 23, 1897, Dec 22, 1898, Dec 23, 1899, Estate Settlements 4: J. S. Gooch, guardian of Willie and Belle Baird, minor children of Victoria Baird (deceased) and heirs of J. J. Ward (deceased), made a settlement.

Mar 23, 1900, Estate Settlements 4: J. S. Gooch, guardian of Willie Baird, minor child of Victoria Baird (deceased) and heir of J. J. Ward (deceased), made a settlement. Willie Baird had receipted for his balance.

Dec 23, 1900, Estate Settlements 4: J. S. Gooch, guardian of Belle Baird, minor child of Victoria Baird (deceased) and heir of J. J. Ward (deceased), made a settlement with the court.

Jan 16, 1902, Estate Settlements 4: J. S. Gooch, guardian of Belle Baird, minor, made a final settlement with the court. The ward receipted for her balance.

**NOTE:** J. B. Ward married Miss Mary Lee Odell on 12 Sep 1894 in Rutherford Co., TN [see above]

Will dated Apr 25, 1900. Chancery Court of Tate Co., Mississippi with W. [William] J. Hunt as executor and received the will of Mary Lee Ward (deceased) for probate on May 21, 1900. The testatrix gave her husband, J. [James] B. Ward, an 86-acre tract of land in Rutherford Co., TN, in the 9<sup>th</sup> C.D she owned by inheritance from her mother, **Mrs. Nannie G. [Hunt - Doyle] Odell, died Oct 25, 1899, in Rutherford Co., Tennessee.**

May 21, 1900, Chancery Court, Tate Co., Mississippi: The court ordered the will recorded and filed.

June 2, 1900, County Court: The Rutherford Co., TN court received an authenticated copy of the last will of Mrs. Mary Lee [Odell] Ward (deceased). The will devised lands located in Rutherford Co., TN. The court directed that the will be recorded and filed.

May 28, 1901, County Court: J. J. Allen applied to the court for Letters of Administration.

Apr 22, 1907, Circuit Court: J. J. Allen, administrator **vs** J. N. [James Napoleon] Doyle. The defendant had challenged the will of Mary Lee [Odell] Ward (deceased) to the Circuit Court but withdrew on this date.

July 13, 1896, County Court: The court noted the death of J. B. Wardlaw intestate. Miss V. [Virginia] O. Wardlaw applied for and received Letters of Administration.

July 17, 1896, County Court: The court set aside the appointment of an administratrix. Someone found a will. Macon Court of Ordinary, Macon County, Georgia, received the purported will for probate on July 6, 1896. The petition to that court states that **John B. Wardlaw died on May 9, 1896.** At the time of his death, he owned real estate in the town of Oglethorpe, Macon Co., Georgia, consisting of a house and lot.

Will dated Mar 2, 1893. The Macon Court of Ordinary, Macon County, Georgia received the purported will for probate to during July term, 1896. Contents of will came from a GA certified copy of the will from the court.

**First:** The testator disposed of his possessions as follows: He gave his wife [Martha E. Goodall Wardlaw] all his notes on E. Cook and Sons, what money had in the Savings Bank at Macon, all the money he had on hand at the time of his decease, such household goods as belonged to us, and all the cattle he had on hand. The testator bequeathed to his wife the right to have a home here, or some other place where she and his daughter, Mrs. M. W. Snead, may elect. **Second:** The testator devised and bequeathed to his daughters, Mrs. M. W. [Mary Long Wardlaw] Snead and V. O. Wardlaw, the house and lot on Randolph Street, Oglethorpe, Macon Co., GA, where he lived. They were to share and share alike and to make any disposition of it as they saw fit to do. They were also at the same time to provide a home for their mother here or elsewhere. **Third:** The

testator also bequeathed to Mrs. M. W. Snead all the furniture and books that once belonged to Capt. F. T. Snead, her late husband. The condition of the bequest was that the property was not to be liable for the debts of any future husband she may have, should she ever marry again, but to remain in the family. This condition did not prevent her and V. O. Wardlaw from selling the property and reinvesting wherever they may elect to do so. The testator added the following explanation for his last will and testament. The testator gave back to Mrs. M. W. Snead the property that once belonged to her late husband, Captain F. T. Snead, as an act of justice. The testator had given his unmarried daughter an equal share in the house and lot, as she was dependent, and no one to provide for her. The testator had spent a great deal of money on it in the way of improvements. He had left out certain children not for the lack of love for them but for a lack of means to give them. **Fourth:** The testator appointed Mrs. M.W. Snead and Miss V. O. Wardlaw as executrixes of his last will.

Georgia, U. S. Marriage Records from Select Counties, 1828-1978: John B. Wardlaw married Martha Goodall, Aug 19, 1845, Merlwether, Georgia.

Sunset Cemetery, Christiansburg, Montgomery Co., VA: Rev. John B. Wardlaw, born 1816 Georgia, died 9 May 1896 in Murfreesboro, Rutherford Co., TN. Spouse: Martha Elizabeth [Goodall] Wardlaw, born 1828 Georgia, died Dec 12, 1917, Oakland, Alameda Co., CA. Children: Caroline Wardlaw Martin, Mary Long Wardlaw Snead, Virginia Oceana Wardlaw, John Banks Wardlaw, Albert Goodall Wardlaw, Bessie Gertrude Wardlaw Spindle.

1880 Rutherford Co., TN Census: John B. Wardlaw, 63; Martha E. Wardlaw, 50.

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1080    **Warmuth, Dr. Henry J.**                      **Died Aug 12, 1904, intestate.**

Aug 23, 1904, County Court: The court noted the death of Dr. H. J. Warmuth intestate. D. [David] M. Peebles applied for and received Letters of Administration.

Sep 26, 1904, County Court: The court appointed commissioners to set apart to Mrs. M. W. [Mollie W. Peebles] Warmuth, widow of Dr. H. J. Warmuth (deceased), as much of the assets necessary for the support of the widow and her family for one year.

Rutherford Co., TN Marriages: H. J. Warmuth married Mollie W. Peebles on 24 Jan 1866.

United States Deceased Physician File: Henry J, Warmuth, died Aug 12, 1904,

Pennsylvania, Philadelphia City, Death Certificates:1803-1913: Henry J. Warmuth, born 1837, Mexico, died Aug 12, 1904, Philadelphia, Pennsylvania. Buried Aug 13, 1904, Smyrna, Tennessee.

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1081    **Warren, Arthur**                              **Died between Apr 23 and May 12, 1902, testate.**

Will dated Apr 23, 1902.

**First:** The testator willed that his daughter, Sarah E. Warren, to have \$250 from the time of this writing. **Second:** The testator willed that the remainder of his property, after his debts and liabilities, for equal division among his daughter, Nannie E. Warren] Travis, his daughter, I. J. [Isabella Josephine Warren] Elrod and the heirs of his daughter, Mary Jane [Warren] Harris. **Third:** The testator nominated and appointed William F. Harris as his executor. The testator gave him full power to transact any business, to sell his land if it became necessary, and to give deeds. The executor was to give bond only for what came into his hand. The testator wanted Dr. W. E. Young to keep his will in his possession until the time of the testator's death.

May 12, 1902, County Court: The court ordered the will recorded and filed.

May 12, 1902, Inventory: The administrator submitted an inventory listing \$952 in notes due and cash in bank.

Nov 28, 1904, Estate Settlements 5: W. F. Harris, administrator, made a final settlement with the court.

Cannon Co., TN Marriages: Arthur Warren married Rebeccah Sullivan, Sep 5, 1839.

1900 Rutherford Co., TN Census: Arthur Warren, 87 divorced; Nancy W. Travis, 57 dau; Sarah E. Warren, 55 dau.

1880 Rutherford Co., TN Census: Arter Warren, 67; Rebecca Warren, 71 wife; Sarah Warren, 35 dau.

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1082 **Warren, Mrs. Jane C.** **Died Oct 23, 1897, intestate.**

Feb 25, 1898, County Court: Jane Warren, who had qualified as executrix in Sep 1892 of Jarred Warren (deceased), had died. Ed M. Warren had applied for Letters of Administration.

Milton Cemetery, Rutherford Co., TN: Jared Warren, born May 23, 1813, New York, died January 16, 1892; and wife, Jane C. Warren, born January 2, 1826, died October 23, 1897.

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1083 **Warren, Jared** **Died Jan 16, 1892, testate. [Cont'd from Vol. 6].**

Mar 15, 1898, Estate Settlements 4: Ed M. Warren, administrator, made a settlement. Mrs. Ida J. Redmond, formerly Ida J. Warren, and Ella M. Warren, heirs, receipted for the balance. The administrator presented the note on Jared Warren payable to George L. Warren, mentioned in the will. George L. Warren had surrendered it to Mrs. Jane C. Warren during his lifetime, and he did not claim it or did he intend to collect it.

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1084 **Washington, Perry (colored) vs Washington, Mandy [Lee] (colored)** **Divorce**

June 23, 1903, Circuit Court: The court accepted proof that the defendant had been guilty of various acts of adultery after her marriage to the complainant. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: (colored) Perry Washington married Mandy Lee on 12 Feb 1901.

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1085 **Watkins, Adaline W. [Howse - Wilkinson]** **Died July 19, 1896, intestate.**

Oct 9, 1896, County Court: The court noted the death of Mrs. A.M. Watkins intestate. Jerome Winford applied for and received Letters of Administration.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mrs. Adaline A. Watkins, born Mar 19, 1815, Brunswick County, Virginia, died July 19, 1896, Rutherford Co., TN.

Rutherford Co., TN Marriages: Adaline W. Howse married Hubbard S. Wilkinson on 13 Dec 1832. Adeline W. Wilkinson married W. L. Watkins on 15 Jan 1851.

1880 Rutherford Co., TN Census: A. W. Watkins, 65; Louise A. Watkins, 28; W. A. Wilkerson, 42; Nannie Wilkerson, 13.

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1086 - 1087 **Watkins, John M[ills]** **Died before June 6, 1859, testate. [Cont'd from Vol. 2].**

Dec 19, 1896, Chancery Court: A. G. Watkins, Rutherford County, Mrs. Lou Hall, Joseph R. May, and wife, Sallie Rebecca [Hall]May, and Mary Bell Hall, residents of Mississippi **vs** W. [William] R. Moore and Robert M. McLean, residents of Shelby Co., TN. et. al. There were 391 acres of land in the 14<sup>th</sup> Civil District listed in the will of John Mills Watkins. His step-son, William R. Moore was one of the executors. Mary F. Watkins, widow of John M. Watkins, never married after his death, died intestate in 1896. Following is a genealogy of this family from information gathered from these court documents, census records, etc.

John Mills Watkins (1794 NC - 1859 Rutherford Co., TN) married Mary F. Lingo Moore (1809 - ), widow of Robert C. Moore (died 1837) [see below], daughter of Archibald (died 1859) & Martha Lingo.

- A. John F. Watkins (1838 - 1890) died without issue
- B. Thomas J. Watkins (1840 - 1862) married Lou Jamison in 1861, married 2<sup>nd</sup> Col. Alex Hall in 1868.
  - 1. Thomas J. Watkins, Jr. died 12 Mar 1878, intestate and without issue. [his undivided share from his father, Thomas J. Watkins, Sr., heir of John Mills Watkins, went to Sarah "Sallie" Rebecca Hall May, half-sister and Mary Bell Hall, half-sister.
- C. Mary A. Watkins (1842 - ) married ? Norman. She died intestate and without issue.
- D. Louisa Josephine "Josie" Watkins (1844 - ) married William F. Scruggs on 24 Dec 1867 in Rutherford Co., TN. Residents of Bedford Co., TN
  - 1. Mary Scruggs (1869)
  - 2. Albert Scruggs (1871)
  - 3. William Scruggs (1873)
  - 4. Janie Scruggs (1875)
  - 5. Watkins Scruggs (1877)
  - 6. Lottie Scruggs (1879)
- E. James M. Watkins (1846 - 1866) died intestate and without issue
- F. Albert Gallatin Watkins (24 Dec 1848 - 21 Nov 1940 Bedford Co., TN ) married Lottie Batton on 14 Feb 1871 in Rutherford Co., TN.
  - 1. Robert C. Watkins (1872)
  - 2. Hortense Watkins (1874)
  - 3. Norman Watkins (1877)
  - 4. Horace M. Watkins (1879)
  - 5. Fanita Watkins (1884)
  - 6. Albert Shirley Watkins (1887)
- G. Laura B. Watkins (1857 - 1862) [her undivided share from her father went to her brothers & sisters and to Martha J. Moore McLean, half-sister, and William R. Moore, half-brother]
- H. Sarah C. Watkins (died before 1859)

Robert C. Moore (died ca 1836) married Martha F. Lingo, who married 2<sup>nd</sup> John Mills Watkins [see above]

- A. Martha J. Moore, married ? McLean
  - 1. Robert M. McLean, resident of Shelby Co., TN
  - 2. Fannie M. McLean, married L. B. Jarman, of Williamson Co., TN
  - 3. Sallie McLean, married B. B. Norman
  - 4. DeElla McLean, married William Early
  - 5. Walter B. McLean
  - 6. W. W. McLean
  - 7. Lena McLean, married J. B. Davis, residents of Davidson Co., TN
- B. William R. Moore, resident of Shelby Co., TN

Col. Alex Hall married in 1868, Lou Jamison [died after 1910 in Mississippi, the widow of Thomas J. Watkins [see above] [1880 Woodruff Co., AR Census: Alex Hall, 48; Lou J. Hall, 36 wife; Sallie Hall, 10 dau; Mary Hall, 8 dau; Josephine Hall, 5 dau; Rowena Hall, 2 dau; Bessie Hall, 1 dau]

- A. Sarah "Sallie" Rebecca Hall ( born 31 Oct 1869) married Joseph R. May
- B. Mary Bell Hall (born 13 June 1872)
- C. Eloise Josephine Hall (born 18 Aug 1874) married Wallace W. Calmes, residents of Mississippi
- D. Rowena Bertha Hall (7 June 1877) resident of Mississippi
- E. Bessie Jamison Hall (born 4 Mar 1879) resident of Mississippi
- F. Hollie White Hall (born 19 Mar 1885) resident of Mississippi

On Feb 14, 1866, John F. Watkins, Jr. sold and transferred his interest to his half-brother, William R. Moore. On Apr 27, 1888, W. R. Moore sold his entire interest to A. G. Watkins. Thus A. G. Watkins owned an undivided interest in the realty represented by the fraction 181/245; Mrs. May and Mary Bell Hall owned an undivided interest represented by the fraction 45/245 and the children of Mrs. Mattie J. McLean owned an undivided interest represented by the fraction 19/245. On Feb 24, 1888, John A. Modrall purchased from



complainant, A. G. Watkins, a tract of 37 acres and 78 poles from the land in question. Mary F. Watkins, A. G. Watkins, W. R. Moore and R. B. McLean signed the deed. A. G. Watkins alleged that this tract could easily be included in the portion allotted to him in this cause so as not to injure the interest of any other owner. It was recommended that the interest of A. G. Watkins be set aside to him in kind. The McLean children and the Hall children would then own the other portion of the land as shown above. The complainants recommended that the sale of the latter portions for division among the owners.

Jan term, 1897, Chancery Court: A. G. Watkins, et al **vs** W. R. Moore. The court held that upon the construction of the will of John M. Watkins (deceased), A. G. Watkins, Sallie Rebecca May and Mary Bell Hall were the owners of the land herein partitioned. Mary Belle Hall had conveyed her undivided interest to her mother, Mrs. Lou [Jamison - Watkins] Hall, and the commissioners also made division between Mrs. Hall and Sallie Rebecca May. The executors made deeds to show all the conveyances.

Jan 11, 1897, Chancery Court: The children and heirs of Mrs. Mattie McLean (deceased) and husbands of her married daughters conveyed to A. G. Watkins their undivided interest in the 371-acre tract. R. M. McLean, Walter B. McLean, Lela V. Davis, J. B. Davis, Sallie M. Norman, H. H. Norman, Fannie McLean Jarman, L. B. Jarman, W. W. McLean, Ella McLean Early and W. J. Early signed the conveyance.

July 27, 1897, Chancery Court: A. G. Watkins, et al **vs** W. R. Moore, et al. The court appointed commissioners to partition the land formerly owned by John J. Watkins (deceased), reported as follows: 37 acres for Mr. A. G. Watkins. A. G. Watkins had sold this tract to John A. Modrall. 209 acres to A. G. Watkins. 70 acres to the Hall children, 21 acres of which was set apart to Mrs. Hall. 49 acres to J. R. May & wife, Sallie Rebecca May.

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1088    **Watkins, Margaret "Maggie" J. [Turner]**                      **Died July 11, 1903, testate.**

Will dated Sep 10, 1898. Codicil dated July 4, 1899.

**First:** The testatrix directed the payment of her funeral expenses and all her debts out of any money that she had when she died. **Second:** The testatrix directed her executors to have a monument erected at the head of her grave, a monument as nearly like that of her husband, not to cost over \$70. **Third:** The testatrix owned two tracts of land in the 9<sup>th</sup> Civil District of Rutherford County. One tract contained 85 acres and the other contained between 30 and 40 acres. If she still owned this land when she died, the testatrix wanted her executors to sell the land as soon as possible. The executors to divide the proceeds from the sale together with all the balance of her estate as follows: \$500 to her sister, Mary N. [Turner] King, wife of T. [Thomas] M. King. \$500 to her sister, Emma B. Turner. \$500 from her estate to improve the dwelling of her sister, Josie B. [Turner] Howse, wife of J. [John] R. Howse in the 21<sup>st</sup> Civil District of Rutherford County, to provide them a comfortable home to live in. The testatrix bequeathed the balance of her estate to her three nieces, Sallie King Butler, wife of J. [James] M. Butler, Maggie Turner Howse, daughter of J. R. and Josie B. Howse and the niece of her deceased husband, Miss Maggie Roberts, the daughter of William and [Mary] Susan [Watkins] Roberts, for equal division among them. **Codicil:** \$500 to her brother, John Sells Turner, as a token of the love she had for him. To her niece, Mattie King [Butler] Woods, her bedroom set of furniture, carpet and rugs. To her niece, Lizzie Howse Brown, all her other furniture of all kinds.

July 14, 1903, County Court: The court the will and codicil recorded and filed.

Oct 17, 1903, Chancery Court: Thomas M. King, administrator and others **vs** Maggie Roberts and others. Mrs. Watkins revoked her first intention to appoint Thomas M. King as her executor; therefore, it was necessary for the court to appoint an administrator with the will annexed. On July 14, 1903, the County Court appointed Thomas M. King as the administrator of the will annexed. Defendants F. [Franklin] A. Turner, Thomas J. B. Turner and R. [Robert] J. Turner were brothers of the testatrix. Defendant Amanda [Turner] Carney, wife of defendant John L. Carney, was the sister of the testatrix. Defendant Maney Turner was the son of E. [Ephraim] L. Turner (deceased) who was a brother of the testatrix. Testatrix died without issue, the widow of S. S. Watkins (deceased). The previously named brothers, sisters and nephews and nieces were all that could share in her estate as heirs or next of kin. Emma Turner, sister of the testatrix, died after the will was dated but before the death of the Testatrix. The articles of furniture, carpets and rugs bequeathed in the codicil to two nieces of the testatrix had no further interest in the administration of the estate. The deceased died owning articles of personal property and notes. She also owned the following realty: A house and lot in the 4<sup>th</sup> Ward of Murfreesboro; 84 acres and 10 acres in the 9<sup>th</sup> Civil District. The testatrix had no debts and her personal

estate was sufficient to pay the pecuniary bequests in the will and leave a residuum for distribution, The will directed that the executor was to reduce the estate to cash as soon as possible but she had revoked the executor so it was necessary to have the court decree the sale. The court appointed Thomas M. King as special commissioner to sell the real estate. The portion of the decree that adjudged that the lapsed legacy went into the residuum provided for in the will vice going into the general estate to which Mrs. Watkins died intestate. The defendants F. A. Turner, Thomas J. B. Turner, R. J. Turner and John L. Carney and wife, Amanda Carney, prayed for an appeal to the State Supreme Court at Nashville.

Sep 12, 1903, Inventory: The administrator submitted an inventory.

Nov 18, 1903, Chancery Court: Thomas M. King, et al **vs** Maggie Roberts, et al. Thomas M. King as commissioner sold on Nov 18, 1903 the following parcels: House and lot in 4<sup>th</sup> Ward of Murfreesboro to Mrs. Sallie J. Butler, wife of J. M. Butler. 84-acre tract of land in the 9<sup>th</sup> Civil District purchased by John W. Dejarnett. 10-acre tract of land in 9<sup>th</sup> Civil District went to Tillman Mose (colored). The court confirmed the other sales.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Mrs. Maggie Turner Watkins, born Apr 14, 1850, died July 11, 1903. Wife of S. Spenser Watkins.

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1089 **Watkins, Samuel Spencer. Died Jan 8, 1897, testate.**

Will dated Apr 2, 1891.

1<sup>st</sup>: The testator directed the payment of his debts as soon as possible. 2<sup>nd</sup>: The testator willed and bequeathed the remainder of his estate of whatever kind to his wife, Margaret ["Maggie" J. [Turner] Watkins, to have and hold and dispose of in any way she saw fit. 3<sup>rd</sup>: The testator appointed his wife, Margaret J. Watkins, as executrix of his last will and testament.

Jan 22, 1897, County Court: The court ordered the will recorded and filed.

Feb 1, 1897, County Court: Mrs. Margaret J. Watkins, widow of the deceased, qualified as executrix.

Apr 5, 1897, County Court: The executrix presented an inventory of the personal estate to the court.

Rutherford Co., TN Marriages: S. S. Watkins married Maggie Turner, May 15, 1872.

Watkins Cemetery, Rutherford Co., TN: S. Spencer Watkins, born Dec 15, 1846, died Jan 8, 1897.

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1090 **Watson, Lizzie [Campbell] vs Watson, Edwin E. Divorce [Cont'd from Vol. 6]**

Jan 22, 1897, County Court: Lizzie Watson had been appointed guardian of Mary E. Watson, a minor child of Edward E. Watson.

Mar 11, 1898, June 13, 1903, Estate Settlements 4 & 5: Lizzie Watson, Guardian of Mary E. Watson, a minor child of Edward E. Watson, made a settlement.

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1091 **Watts, Margaret G. [Lillard] Died before Feb 17, 1900, testate.**

Will dated Aug 27, 1891

**First:** The testatrix directed the payment of her funeral expenses and other debts as soon as possible. **Second:** The testatrix gave and bequeathed to her two grandchildren, the children of her son, Lewis C. Watts (deceased), Emma [Watts] Campbell and Lewis Watts, a house and lot in the town of Murfreesboro, Rutherford Co., TN. It was bounded on the North by State Street; on the West by B. B. Kerr's lot; on the South by a cross fence that divided her lots, said fence ran from the West boundary line of her other lots, East, and forming the North boundary line of her other lots, and bounded on the East by Spoke Factory lot. **Third:** The testatrix gave and bequeathed to her daughter, Mary F. [Watts] Crow, during her natural life and upon her death to Testatrix's son, Charles L. Watts, all the balance of her lots, one-half to each. [sic] They were the lots where her residence and storehouse were located, lying on what was commonly known as "Prim Street" and partly on Depot Square, running back North to the cross fence that divided said lots from the lot of ground bequeathed to Emma Campbell and Lewis Watts, as set out in this will. The lots had an encumbrance of \$100 hereinafter

bequeathed to daughter, Ellen [Watts] Payne, which shall be discharged by the said Mary F. Crow and the said Charles L. Watts. **Fourth:** The testatrix gave and bequeathed to her daughter, Ellen Payne, \$100 as a charge against the shares of Mary F. Crow and Charles L. Watts, on the lots bequeathed to them. **Fifth:** The testatrix gave to her daughter, Mary F. Crow, during her natural life, all her household and kitchen furniture. Upon her death, to be divided equally between Ellen Payne, Charles L. Watts, and the two granddaughters of the Testatrix. **Sixth:** The testatrix gave and bequeathed all the balance of her personal estate including her interest in a claim against the United States Government that the administrator of the estate of her father, Benjamin Lillard (deceased) was persecuting as follows. After division into four equal shares, granddaughter, Emma Campbell and Lewis Watts, one share; daughter, Ellen Payne, one share; son, Charles L. Watts, one share; daughter, Mary F. Crow, one share during her natural life and upon her death, to her son, Charles L. Watts. **Lastly:** The testatrix nominated her son, Charles L. Watts as executor without executing bond and security.

Feb 17, 1900, County Court: The court ordered the will recorded and filed.

Rutherford Co., TN Marriages: Charles Watts married Margaret Lillard, Dec 9, 1840.

1860 U. S. Census: C. Watts, 49; Margaret Watts, 38; Mary Watts, 19; Louiza Watts, 17; Allis Watts, 14; Lewis Watts, 12; C. Watts, 8; Ben Watts, 4; Loretta Watts, 4; Sarah Watts, 2.

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1092 **Weakley, David (colored)** **Died before Oct 29, 1897, intestate.**

Oct 29, 1897, County Court: The court had noted the death of David Weakley (colored) intestate. C. [Charles] F. Weakley had applied for and received Letters of Administration.

July 11, 1898, Estate Settlements 4: C. F. Weakley, administrator, made a partial settlement with the court.

1880 Rutherford Co., TN Census: Samuel Weakley, 60; Elizabeth Weakley, 40; Samuel J. Weakley, 21; Wade Weakley, 20; Albert Weakley, 17; Mariah Weakley, 14; William Weakley, 11; Richard Weakley, 9; Paralee Weakley, 7; David Weakley, 5; Robert Weakley, 2. (All were colored).

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1093 **Weakley, Lou (colored)** **Died before Nov 2, 1903, intestate.**

Nov 2, 1903, County Court: The court noted that Lou Weakley (colored) had died intestate. James T. Gooch applied for and received Letters of Administration

1900 Rutherford Co., TN Census: Lou Weakley, 60 widow (black).

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1094 **Weatherly, James M.** **Died Jan 15 1887, testate. [Cont'd from Vol. 6].**

July 5, 1899, County Court: Mrs. Mary A. E. [Batey] Weatherly, executrix of the will of the deceased, came into court and executed a bond for an additional \$500 as required by the U. S. Government to receive a claim allowed by the U. S. Government to the estate of James M. Weatherly (deceased).

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1095 **Webb, Ellen Hall [Lewis] (colored) vs Webb, H. Alexander (colored)** **Divorce**

Feb 27, 1902, Circuit Court: The defendant and the complainant were married in Rutherford County in 1895. For more than two years prior to the filing of this bill, the defendant had remained away from the complainant and refused to provide for her. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: H. Alexander Webb (colored) married Ellen Lewis (colored) on 2 Feb 1897.

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1096 **Webb, Eliza C. [Smith]** **Died Dec 24, 1895 intestate.**

Jan 9, 1896, County Court: The court noted the death of Eliza C. Webb intestate. J. [Joseph] A. Webb applied for and received Letters of Administration.

Apr 13, 1896, County Court: The administrator presented a sale list and an inventory of personal property.

Aug 2, 1898, Estate Settlements 4: J. A. Webb, administrator of the estate of Eliza C. Webb (deceased), made a partial settlement with the court. The estate had a balance of \$93.16.

Sep 11, 1899, County Court: J. A. Webb, administrator, made a final settlement with the court.

Rutherford Co., TN Marriages: James F. Webb married Eliza C. Smith, Jan 11, 1848, Rutherford Co., TN.

Webb Cemetery, Fosterville, Rutherford Co., TN: Eliza C. Smith Webb, born Oct 9, 1825, died Dec 24, 1895. Wife of James F. Webb.

1880 Rutherford Co., TN Census: Eliza C. Webb, 55; Elizabeth Webb, 24 dau; Joseph Webb, 22 son; Priscilla Webb, 18 dau.

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1097 **Webb, J. H. vs Webb, T. C.** **Divorce.**

July 22, 1897, Chancery Court: The defendant had not appeared in court to defend the cause and the court accepted the allegations against the defendant. The court had dissolved the Bonds of Matrimony.

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1098 **Webb, Lizzie [Smith] (colored) vs Webb, H. Alexander (colored)** **Divorce**

Nov 9, 1896, Circuit Court: The court found that the defendant had been guilty of cruel and inhuman treatment toward his wife so that it was unsafe for her to cohabit with him. The court dissolved the Bonds of Matrimony. The court ordered the defendant to turn over to the complainant one bed, bedstead, and three quilts of her own choice. He was also to turn over one old horse. The court also decreed to her three acres of cotton and one acre of corn that she cultivated as alimony. The defendant also paid \$20 for the plaintiff's counsel.

Rutherford Co., TN Marriages: H. Alex Webb (colored) married Lizzie Smith (colored) on 11 Feb 1892

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1099 **Webb, Thomas (colored)** **Died before Nov 1, 1897, intestate.**

Nov 1, 1897, County Court: The court had noted the death of Thomas Webb (colored) intestate. Taylor Miller had applied for and received Letters of Administration.

Oct 10, 1904, Chancery Court: S. P. Blankenship and wife, Frances Blankenship vs W. M. Maupin and Taylor Miller, Administrator. The deceased had owned two acres of land on the Shelbyville Turnpike. Thomas Webb died without issue. Frances Blankenship, wife of S. P. Blankenship, was the only heir to the estate. His father and mother and all brothers and sisters except Frances Blankenship had died. The court ordered that Frances Blankenship recover from W. M. Maupin and Taylor Miller the possession of this land.

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1100 **Welborn, Agnes [Elam] vs Welborn, J. H.** **Divorce**

Feb 23, 1899, Circuit Court: The defendant and the complainant were married in Rutherford Co. on Oct 14, 1891 and lived together as man and wife until Jan 12, 1897 when defendant deserted his wife and remained away for over two years. The defendant had neglected to provide for his wife. The court dissolved the Bonds of Matrimony and restored the complainant's maiden name of Agnes Elam.

Rutherford Co., TN Marriages: J. H. Welborn married Miss Annie Elam on 12 Oct 1891.

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1101 **Wendel, Dr. James Edwy** Died Dec 21, 1893, testate. [Cont'd from Vol.6].

Feb 2, 1897, Estate Settlements 4: William Wendel, executor, made a partial settlement with the court.

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1102 **Wendel, Jane Caroline [Ewing - Eakin]** Died Feb 14, 1871, intestate.  
[Cont'd from Vols. 5 & 6].

Dec 15, 1897, County Court: The court had appointed Dr. James E. Wendel administrator of the deceased's estate. The court noted that James E. Wendel had died. Carrie B. Wendel received Letters of Administration.

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1103 **Whitaker, Mark Sr.** Died Aug 28, 1887 in Lincoln Co., TN

July 18, 1900, County Court: The court appointed W. [William] J. Osborne guardian of Rose, Jennie May, Delia, William, John and Mark Osborne, his own children and minor legatees of Mark Whitaker (deceased).

Dec 17, 1904, Estate Settlements 5: W. J. Osborne, Guardian for Rose, Jennie May, Delia, William, Mark and John Osborne, his own children and heirs at law of Mark Whittaker Sr. (deceased), made a settlement with the court. Jennie May [Osborne] Smith, wife of E. F. Smith, had signed for her share.

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1104 **White, Sallie Demarus [Barnes]** Died between July 11 and July 30, 1904, testate.

Will dated July 11, 1904.

**First:** The testatrix bequeathed to her niece, Mrs. L. T. Dyer, her heirs and assignees, one feather bed, one white fringed counterpane, one white linen tablecloth and a photograph album. **Second:** The testatrix bequeathed to Miss Effy L. Vaughan, her heirs and assignees, a bedstead, one feather bed, four pillows and cases and five quilts. **Third:** The testatrix bequeathed to her husband, Wash. White, all the rest, remainder and residue of her personal property. If he died before she did, W. C. White was to have all the property bequeathed to Washington White. **Fourth:** The testatrix wanted all her lawful debts paid from the sale of her real estate. **Fifth:** The testatrix bequeathed to her husband, Wash(ington) White, one-half of the money from the sale of her real estate. If he died before she did, W. C. White was to have all the property bequeathed to Wash. White. **Sixth:** The testatrix devised to Miss Effie L. Vaughan, her heirs and assigns, the rest, remainder and residue of her property. **Seventh:** The testatrix nominated J. Knox Cook to be the executor.

July 30, 1904, County Court: The court ordered the will recorded and filed.

Jan 21, 1905, County Court: J. Knox Cook appeared in court and qualified as executor.

1900 Rutherford Co., TN Census: Wash White, 62; Sallie B. White, 78 wife.

Rutherford Co., TN Marriages: W. H. White married Sarah C. Barnes on 13 Jan 1870.

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1105 **Wiggs, Joel Edward** Died Feb 13, 1900, intestate.

Aug 2, 1902, County Court: The court appointed O. L. and Mary Alice Hoover guardians for Claudie and Sammie Wiggs, minor children of J. E. Wiggs (deceased).

Sep 7, 1903, Sep 22, 1904, Estate Settlements 5: O. L. and Mary Alice Hoover, guardians for Claudie and Sammie Wiggs, minor children of J. E. Wiggs (deceased), made a settlement with the court.

Webb Cemetery, Fosterville, Rutherford Co., TN: Joel Edward Wiggs, born July 4, 1865, died Feb 13, 1900.

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Oct 22, 1897, Circuit Court: The defendant had abandoned the complainant for over two years and the court dissolved the Bonds of Matrimony that had existed between the couple.

Rutherford Co., TN Marriages: George Wiley married Miss Susie Summers on 11 Mar 1887.

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**1107 Williams, Ashkenaz "Ash" Died 22 November 1881, intestate. [Cont'd from Vol. 5 & 6]**

Feb 25, 1897, Estate Settlements 4: R. [Robert] L. Short, guardian for Lizette, Spencer, and Houston Short, minor children of [Mahaley] Elizabeth [Williams] Short (deceased) and heirs of Ash Williams (deceased), made a settlement.

Mar 1, 1898, Estate Settlements 4: R. L. Short, as guardian for Lizette, Spencer, and Houston Short, minor children of Elizabeth Short (deceased), and heirs at law of Ash Williams (deceased), made a settlement with the court. Lizette Short had receipted for her share.

Mar 21, 1899, June 8, 1900, Estate Settlements 4: R. L. Short, guardian for Houston and Spencer Short, minor children of Elizabeth Short (deceased) and heirs at law of Ash Williams (deceased), made a settlement with the court. Spencer was 21 years of age as of Feb 25, 1899.

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**1108 Williams, Benjamin Died between 1900 census and May 22, 1901, testate**

Will dated Apr 26, 1897.

"Whereas, I B. (Benjamin) Williams...." In case of his death, the testator willed his wife, Sissie N. [Smotherman] Williams, all the real estate that he owned at his death during her natural life or widowhood and in the case of her death or marriage, it was to be equally divided among his bodily heirs or heirs of his bodily heirs. His widow was to have his personal property during her natural life or widowhood. In case of necessity, his wife had the right to sell the timber off the land for her support. In the event she married, no such right would exist. In the event of personal debts, his wife would have the right to sell enough of his personal property to pay the debts. She and she alone was to have this right and she could delegate it to anyone else. If she was to sell her life right, the timber on the place was to be used to maintain it. The testator had a single girl (or daughter) living with him, to wit, Julie Smith Williams. She was to be equal with the other married sisters at his death, in case she was still single, or the testator had not made her equal with them during the testator's life. She was to have a cow and calf, one bed, a bedstead, and necessary bed clothing. In the event she was married at his death, she was to have these things if she had not already had them before his death. The testator appointed J. [John] A. Williams, his son, and J. K. Heath to be the executors of his last will and testament.

May 22, 1901, County Court: The court received the purported will of B. Williams for probate. The court ordered it recorded and filed. J. A. Williams and J. K. Heath appeared in court and qualified as executors.

Feb 23, 1904, Estate Settlements 5: J. A. Williams and J. K. Heath, executors, made a final settlement.

Rutherford Co., TN Marriages: Benjamin Williams married Mary Smotherman on 24 Sep 1846.

1900 Rutherford Co., TN Census: Benjamin Williams, Apr 1827; Sisarie Williams, May 1834 wife; Julia Williams, Dec 1869 dau.

U. S. Burial Registers, Military Posts & National Cemeteries, 1862-1960: B. Williams, Nashville National Cemetery.

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1109 **Williams, C. H. [Charles Houston]** Died May 28, 1900, intestate.

June 6, 1900, County Court: The court noted the death of C. H. Williams intestate. Mrs. Tennessee [Barnes] Williams, widow of the deceased, received Letters of Administration. The court appointed commissioners to set apart to the widow, as much assets necessary to support the widow and her family for one year.

Jan 5, 1901, Inventory: The inventory listed about 20 accounts due, and the sale of a stock of goods.

Dec 8, 1902, Estate Settlements: Mrs. Tennie Williams, administratrix of the estate of C. H. Williams (deceased), made a final settlement with the court.

Williams Cemetery, Rover, Rutherford Co., TN: C. H. [Houston] Williams, son of John Bell Williams, born June 6, 1870, died May 28, 1900.

Bedford Co., TN Marriages: C. H. Williams married Tennessee Barnes on 4 Sep 1893.

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1110 **Williams, Chesley B.** Died Aug 9, 1892, testate. [Cont'd from Vol. 6].

Apr 7, 1896, Mar 7, 1898, Sep 11, 1899, May 5, 1900, County Court & Apr 9, 1897, Mar 1, 1898 Estate Settlements 4: J. C. [James Chesley] Williams, R. E. [Robert Edward] Williams and J. [Joseph] F. Brittain, executors of the will of Chesley Williams (deceased), made additional settlement with the court.

Apr 9, 1896, Apr 4, 1899, Sep 11, 1899, Apr 30, 1900, County Court & Mar 27, 1897, Apr 2, 1898, Mar 29, 1899, June 21, 1899, Mar 28, 1900, Mar 27, 1901, Apr 2, 1902, Mar 27, 1903, Mar 17, 1904, Estate Settlements: D. [David] H. Hughes, guardian of William, George, Len, Effie, Mary and Ed Lowe, minor children of Sophia P. [Williams] Lowe and legatees of Chesley Williams (deceased), made a settlement with the court. George Lowe had become of age by June 21, 1899. Effie Lowe was 21 years old by July 6, 1903.

July 24, 1897, Chancery Court: J. C. & R. E. Williams & J. F. Brittain, executors of the will of Chesley Williams (deceased) **vs** C. D. McCord and others. The complainants had obtained a judgement against the defendant on Jan 19, 1893 in Williamson Co., TN. The defendant was insolvent and the complainants had no way to collect the judgement except as follows. Mr. N. [Newton] P. McCord had died leaving a will [in Williamson Co., TN] in which he named defendant James D. Richardson as executor. By the terms of the will in item 6, C. D. McCord had an interest in the residuum of the estate that was in the hands of the executor. Item 6 reads as follows; "All the residuum of my estate, the executor was to divide into two equal shares. One-half divided as follows: one-half to the children, heirs at law and distributees of Cowden McCord (deceased); one-fourth to the children, heirs at law and distributees of Newton McCord (deceased) and one-fourth to the children, heirs at law and distributees of Allen [Nichols] McCord (deceased). The remaining one-fourth was to go to the only child of Richard Rudder (deceased) to wit, Mrs. M. C. [Mary C. Rudder] Starnes." Under the will the executors had \$250 on hand that was due the defendant. The court ordered the executors to pay into the C & M the sum of \$250 plus any furthers sums that came into their hands due C. D. McCord to pay the total of \$257.56

Apr 21, 1899. June 5, 1900, Jan 19, 1904, Sep 14, 1904, Estate Settlements 4 & 5: J. C. Williams, R. E. Williams and J. F. Brittain, executors of Chesley Williams (deceased), made an additional settlements and a final settlement Sep 1904 with the court. The settlements show the following distribution to heirs:

Mrs. M. J. [Martha Jane Williams] Ransom; Mrs. M. J. Kelly; J. C. [James Chesley] Williams; G. [George] M. Savage and wife, [Frances F. "Fannie" Williams]; J. [Jesse] E. Sullivan and wife, [Emma D. Williams]; R. E. [Robert Edward] Williams; Ben Cooper and wife, [Mary Elizabeth Ransom]; J. [Joseph] R. Biles and wife, [Frances "Fannie" Ransom]; J. C. [John Charles] Cullum and wife, [Marianne Ransom]; I. B. Wilson and wife, [Ella Ransom]; Albert R. King and wife, [Lily L. Ransom]; W. E. [William Ed.] McCord; Annie V. [McCord] Haley; John H. McCord; E. [Emmett] A. McCord; S. [Samuel] M. Williams and wife, [Pearl Lowe]; James W. Lowe; W. [William] T. Lowe; David H. Hughes, guardian for six heirs of S. P. Lowe (deceased).

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1111 **Williams, Edward (colored) vs Williams, Rachel [Johnson] (colored) Divorce**

Jan 18, 1900, Chancery Court: The court was satisfied that the defendant had committed adultery with one or more men. The court dissolved the Bonds of Matrimony.

Rutherford Col, TN Marriages: (colored) Edward Williams married Rachel Johnson on 22 April 1896.

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1112 **Williams, Harriet (colored) Died before Apr 20, 1901, testate.**

Apr 20, 1901, County Court: The court had noted the death of Harriet Williams (colored) intestate. H. H. Williams had applied for and received Letters of Administration..

Nov 5, 1902, Estate Settlements 5: H. H. Williams, administrator for Harriet Williams (colored) (deceased), made a final settlement with the court. The paid Tom Williams (colored), the only relative.

1880 Rutherford Co., TN Census: [all Black] Harriet Williams, 45 servant; Thomas Williams, 25 coachman; William Williams, 12 servant; Sarah Williams, 30 cook.

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1113 **Williams, Josiah S. Died July 3, 1891, intestate [Cont'd from Vol. 6].**

Dec 20, 1900, Chancery Court: Kibbie [Tinsley - Williams] Gardenhire, Clay Co., TN and W. H Freas, Marion Co. TN **vs** Edgar Williams, Clay Co., TN. Defendant Edgar Williams owned in fee simple a 1/8<sup>th</sup> undivided interest in 330 acres in the 15<sup>th</sup> Civil District of Rutherford Co. Josiah S. Williams originally owned the tract of land. He died leaving no children. His brothers and sisters, and the children of his deceased brothers inherited as tenants in common subject to the homestead and dower of Mrs. Lou [Lula Dyer] Williams (who became Mrs. Lou Couch), widow of Josiah S. Williams. Commissioners set aside a homestead of 29 acres and dower of 103 acres to the widow. Edgar Williams' father died before his brother, Josiah S. Williams. Edgar Williams, the only child, took the share that would have gone to his father if living. The widow and all of the heirs at law except Edgar Williams had sold their interests in the whole tract to complainant, W. H. Freas. The complainant, Kibbie Gardenshire, with the consent of her son, made a conditional agreement with W. H. Freas for the sale of the 1/8<sup>th</sup> undivided interest subject to the confirmation and ratification of the court. The complainants alleged that the sale was to the interest of Edgar Williams. He did not live on the tract; he lived in Clay County where he and his mother made their permanent residence. He planned to invest the proceeds of the sale in real estate contiguous to that where he and his mother lived in Clay County. Complainant W. H. Freas had agreed to pay \$750 cash for the 1/8<sup>th</sup> undivided interest and they prayed that the court confirm the sale.

Feb 2, 1901, Chancery Court: A deposition by H. [Howell] W. Williams contained the following information: Edgar Williams' father was Mrs. Gardenhire's first husband. He was also the brother of H. W. Williams. Edgar Williams lived in Clay County with his mother, some 85 miles from Rutherford County. A re-investment of the proceeds from the sale of his 1/8<sup>th</sup> share in lands contiguous to their residence would provide greater benefits that those he was receiving from the land in Rutherford County.

Oct 18, 1901, Chancery Court: In a deposition given by Marion Harris, Miegsville, TN, he stated that the land where Edward Williams and his mother lived cost them \$4000 and they had \$1000 in personalty. This did not include the land they were considering purchasing.

Apr 15, 1902, Chancery Court: Kibbie Gardinhire and W. H. Freas **vs** Edgar Williams. Mrs. Gardinhire and Edgar Williams, 17-years of age, proposed to re-invest the fund in a tract of land purchased from J. M. Tinsley and wife. The tract of land was free from encumbrances and title was good and valid. The court decreed the C & M to invest \$750 of the funds of Edgar Williams in this land. Mrs. Gardenhire and Edgar Williams would each own an equal share of the land as tenants in common.

1900 Clay Co., TN Census: Kibby Gardenhire, 46 head; Edgar Williams, 15 son.

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1114 Williams, Peggy

Died before Feb 5, 1894, intestate. [Cont'd from Vol. VI].

Aug 11, 1896, County Court & June 7, 1896, Oct 21, 1897, Estate Settlements 4: J. [John] W. Malone, guardian of Nellie, John, Carrie, Walter, Louella, and Mattie Malone, his own children, and minor heirs of Peggy Williams (deceased), made a settlement with the court.

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1115 Williams, Sylvester (colored)

State Industrial School.

Dec 8, 1898, County Court: The court noted that it would be manifestly for the interest for Sylvester Williams (colored), a child of 14 years of age, to be committed to the State Industrial School.

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1116 Williams, Watson (colored) vs Williams, Hattie (colored)

Divorce

Feb 25, 1899, Circuit Court: The court accepted that the defendant had willfully deserted her husband and had been guilty of adultery and cohabiting with another man. The court dissolved the Bonds of Matrimony.

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1117 Williamson, Martha "Mattie" [Ready - Morgan]

Died 16 Nov 1887, in Wilson Co., TN

Apr 5, 1895, Chancery Court: E. E. Beard, administrator of Mrs. M. R. Williamson (deceased) and Guardian of Martha, Alice and Charles Williamson, citizens of Wilson Co. vs F. L. Dillon, Rutherford County and H. R. Harcrader and wife, Mattie Harcrader. The court appointed E. E. Beard, administrator in Dec 1887. The court also appointed him guardian of Martha, Alice and Charles Williamson, minors under twenty-one and children of Mrs. M. R. Williamson (deceased). The administrator had two notes, each for \$1129.37, due June 1, 1889 and June 1, 1890, and executed by C. R. Dillin and H. R. Harcrader and payable to Leland Jordan, Executor of Charles Ready (deceased). Leland Jordan, executor of Charles Ready (deceased), transferred these two notes without recourse to Mrs. M. R. Williamson on Jan 1, 1886. Each note was due and unpaid. By an agreement between the makers and the complainant, the complainant held the notes as an investment of a part of his wards' fund, the defendant paying interest on the notes. Leland Jordan, executor of Charles Ready (deceased) had originally executed the notes as part of the consideration for the conveyance of a tract of land in 13<sup>th</sup> District of Rutherford Co. to C. R. Dillin and F. L. Dillin on Jan 1, 1886. The tract contained 87 ¼<sup>th</sup> acres. The executor had executed a deed and retained a lien for the payment of the purchase notes. Complainant charged that the notes were a lien on the land and secured by the lien in the deed. C. R. Dillin died and defendants F. L. Dillon and H. R. Harcrader were his heirs at law. The complainant prayed for a judgement on the notes and a declaration that the sum was a vendor lien on the land. He also prayed for a decree of sale of the land without right of redemption.

Jan term, 1896, Chancery Court: E. E. Beard, administrator and as guardian, and The Stones River National Bank vs F. L. Dillin, administrator, and others. The Dillins had originally executed four notes for the purchase of the land. The Dillins had paid off one of the notes. The complainant held a second note that with interest, less all credits, amounted to the sum of \$1235.53. The Stones River National Bank held the other two notes. The amount due on one note was \$1311.54 and there was due on the second the sum of \$907.34. H. R. Harcrader was surety on all the notes. **C. R. Dillin had died intestate.** F. L. Dillin was his administrator and Mattie Harcrader, wife of H. R. Harcrader were his only heirs at law. The estate of C. R. Dillin (deceased) was insolvent. F. L. Dillin and C. R. Dillin had been partners at Murfreesboro, TN, doing business at Dillin & Son, and they were largely indebted to complainant, The Stones River National Bank, as shown by 10 promissory notes on exhibit that totaled \$5370.72. Additionally, on Sep 29, 1894, F. L. Dillin had executed a mortgage to The Stones River National Bank on his undivided one-half interest in the tract of land in question, the growing crop and numerous items of farm equipment. The mortgage provided that if the notes remained unpaid by July 1895, the bank had the power to sell all the property and apply proceeds to pay off and discharge the notes, subject, however to the lien of the purchase money notes. The court noted that the Dillins had sold part of the property and the balance was insufficient to pay off the debts listed above. The court decreed that the complainant, E. E. Beard, as administrator and guardian, recover of F. L. Dillin and H. R. Harcrader, as surety, the sum of \$1235.53. The court declared recovery a lien on the land. The court decreed the commissioner sell all farming implements, gear and harness for cash to satisfy the third recovery in favor of The Stones River

National Bank. The costs of this cause to come from the proceeds of the property sold, but the court gave judgement against defendants F. L. Dillin and H. H. Harcrader for the same.

Apr 10, 1896, Chancery Court: The C & M as commissioner auctioned farming tools, utensils, etc.

Apr 30, 1896, Chancery Court: The C & M auctioned the 87 ¼ acres in dispute. The Stones River National Bank purchased the land. The court approved the sale.

Cedar Grove Cemetery, Lebanon, Wilson Co., TN: Martha Williamson, born June 21, 1840, Readyville, Cannon Co., TN, died Nov 16, 1887, Lebanon, Wilson Co., TN. Father: Charles Ready, Mother: Martha A. Ready. Spouse: William Henry Williamson. Children: Charles Ready Williamson, William Henry Williamson, Alice Hooker, Martha Ready Bone, Johnie Hunt [Morgan] Caldwell.

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1118 **Wilson, Ella R. [Ransom] vs Wilson, J. Boyd** **Divorce**

Oct 28, 1901, Circuit Court: It appeared to the full satisfaction of the court that the complainant was entitled to a divorce. The court dissolved the Bonds of Matrimony that had existed between the couple. The court restored the complainant's maiden name of Ella R. Ransom.

Rutherford Co., TN Marriages: J. B. Wilson married Miss Ella Ransom on 3 Nov 1891.

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1119 **Wilson, Isaac B. [Sr.]** **Died June 7, 1870, intestate probably in Williamson County.**  
**[Cont'd from Vols. 4, 5, & 6].**

Apr 17, 1897, Estate Settlements 4: I. B. Wilson, guardian of S. Maud Wilson, a minor child of T. J. Wilson (deceased), and heir at law of I. B. Wilson (deceased), made a final settlement with the court.

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1120 **Wilson, Joseph T. B.** **Died Sep 9, 1895, testate [Cont'd from Vol. 6].**

Will dated Aug 26, 1891.

The testator gave to his wife, Mrs. Mattie [Currin] Wilson, his entire estate, real, personal and mixed, after payment of his funeral expenses. The property was hers to use as she saw fit. The testator attempted to appoint an executor but left the name blank.

Aug 25, 1900, County Court: The court had earlier appointed James T. Rather as administrator and he had qualified as administrator of the deceased's estate. During his administering of the estate, he found the purported will of the deceased and on this date presented it to the court for probate. The court accepted oaths and testimony of subscribing witnesses as proof that the will was valid and ordered the will recorded and filed.

Aug 24, 1900, Estate Settlements 4: James T. Rather, administrator of Joe T. B. Wilson (deceased), made a settlement with the court.

Jan 14, 1901, County Court: James T. Rather, administrator, made a settlement.

Nashville Tennessean, Sep 10, 1895: Murfreesboro: Mr. Joseph T. B. Wilson, a well-known citizen of this place, died at his residence on Spring Street at 7 o'clock this evening after a protracted illness lasting eight months. He was postmaster during Harrison administration and for years had been a leaving Republican politician in this county. He left behind a wife and one child.

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1121 **Wilson, Kitty [Burkhart] vs Wilson, Jesse P.** **Divorce.**

Oct 16, 1902, Chancery Court: The defendant had deserted the complainant more than two years previous. He had also attempted to take the life of the complainant. The court dissolved the Bonds of Matrimony.

Rutherford Co., TN Marriages: Jesse P. Wilson married Miss Kitty Burkhart on 7 Aug 1899.

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**1122 Wilson, William W. Died Oct 3, 1902, intestate.**

Oct 12, 1904, County Court: The court noted the death of W. W. Wilson intestate. Mrs. Mary Sue [Benson] Wilson applied for and received Letters of Administration. The court appointed commissioners to set apart to Mrs. Mary Sue Wilson, widow, assets, as necessary for the support of the widow and her family for one year.

Dec 10, 1904, County Court: The court appointed A. [Albert] D. Wilson guardian for J. [[James] W. Wilson, a person of unsound mind and legatee of W. W. Wilson (deceased).

Dec 10, 1904, County Court: Mary Sue Wilson **vs** Gran [N. Granville] Wilson et al. W. W. Wilson died owning four tracts of land: In 24<sup>th</sup> C. D., 65-acre tract; In 23<sup>rd</sup> C. D., 112-acre tract, 100-acre tract & 46-acre tract, Petitioner was his lawful wife and entitled to dower and homestead. The petitioner had given defendants, Gran Wilson, James Wilson, Albert Wilson, Ross Wilson, Henry Clay Evans Wilson, and William McKinley Wilson, residents of TN five days-notice of this application. The other defendants were non-residents of TN.

Dec 24, 1904, County Court: Gran Wilson **vs** Albert Wilson et al. The petitioner wanted to amend the petition to include the names of the three minor children of John Wilson (deceased) as Zettie Wilson, Ethyl Wilson and Charlie Wilson. The petitioner also noted that Annie May McHarney was a minor.

Kittrell Cemetery, Kittrell, Rutherford Co., TN: William W. Wilson, died Oct 3, 1902. Martha N. Benson Wilson, wife of W. W. Wilson, born 29 Dec 1838, died 22 Jan 1901.

Rutherford Co., TN Marriages: William W. Wilson married Martha Ann Benson on 25 Oct 1855. W. W. Wilson married Mrs. Mary Sue Benson on 21 Jan 1902.

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**1123 Windrow, Anna H. [McCord] Died Apr 26, 1895, intestate.**

Feb 23, 1897, County Court: The court had noted the death of Anna H. [McCord] Windrow intestate. W. H. [William Henry] Windrow had applied for and received Letters of Administration for the deceased's estate.

Williamson Co., TN Marriages: W. H. Windrow married Anna H. McCord, Dec 20, 1877.

Windrow Community Cemetery, Windrow, Rutherford Co., TN: Anna Windrow, born Jan 15, 1860, died Apr 26, 1895, Rutherford Co., TN. Spouse: William Henry Windrow.

1880 Rutherford Co., TN Census: W. H. Windrow, 23; A. H. Windrow, 29; S. C. Windrow, 1.

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**1124 Windrow, John Tobias "Byas" Died before July 4, 1881, intestate. [Cont'd from Vols. 5 & 6].**

Feb 11, 1897, Feb 11, 1897, May 20, 1899, Estate Settlements 4: W. N. Watson, guardian of Genie [Eugene] and Fannie Rowland, minor children of Granville Rowland and heirs of Byas Windrow (deceased), made a settlement with the court.

May 20, 1899, County Court: W. N. Watson renewed his bond as guardian of Fannie Lewis, formerly Fannie Rowland, minor child of Granville Rowland and heir of Byas Windrow (deceased).

June 1, 1900, Estate Settlements 4: W. N. Watson, guardian for Mrs. Fannie Lewis, formerly Fannie Rowland, made a final settlement. A. A. Lewis, husband of the ward, had executed his receipt to the guardian.

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**1125 Winn, Mrs. Martha A. Died Jan 20, 1904, testate.**

Will dated Dec 16, 1901.

**First:** The testatrix directed the payment of all her debts out of the first money available. If there was insufficient money to pay the debts, the executor was to sell any livestock that she owned to finish paying debts and funeral expenses. **Second:** If she had not paid the purchase money that she owed on the Pinson lots, the testatrix wanted her son, W. [Walter] S. Winn, to pay off the balance and he was to have the two lots. The testatrix wanted the one-half of the 76 acre farm that she owned jointly with her son to remain unsold for two years after her death under the control of her son, W. S. Winn. After two years, the testatrix wanted her

executor to sell her one-half interest and the net proceeds divided equally between her children with the exception that her executor retain \$16 of the part belonging to her daughter, Sue [Susan E. Winn] Lamb, and pay it to her son, W. S. Winn. The testatrix wanted all her household effects and kitchen furniture to remain and to go to the use and benefit of her son, W. S. Winn and Lenna C. [Winn] Maxwell, as long as they live and remain together, after her death. If her son left the farm or died, all the household effects and kitchen furniture was to go to her daughter, Lenna C. Maxwell. If her son, Walter Winn, and daughter, Lenna Maxwell, want to give her daughters, Sue Lamb and Nora [Lenora Winn] Pope, anything herein named, they were free to do so.

**Lastly:** The testatrix nominated her son, Walter S. Winn, as her executor. In the event that he died, she nominated F. M. Carlton and her daughter, Lenna C. Maxwell, to be the executor and executrix of her estate.

Jan 20, 1904, County Court: The court received a paper writing purporting to be the last will and testament of Mrs. Martha A. Will (deceased) for probate, and ordered it recorded and filed. W. S. Winn qualified as executor.

Mt. Pleasant Church Cemetery, Rutherford Co., TN: Martha A. Winn, born Mar 30, 1838, died Jan 20, 1904. Husband: Levin Archeleus Winn, born 10 Dec 1826, died 16 May 1892.

1900 Rutherford Co., TN Census: Walter S. Winn, 35; Ella A. Win, 28; Martha A. Winn, 62.

1880 Bedford Co., TN Census: Lavin A. Winn, 54; Martha A. Winn, 42; Sue E. Winn, 20; Walter S. Winn, 15; Mary C. L. Winn, 12.

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1126    **Witherspoon, James M.**                      **Died Mar 19, 1900, testate.**

Will dated June 5, 1899

**First:** The testator wanted a sufficient amount of whatever he had at the time of his death used to purchase a burial plot in Evergreen Cemetery, Murfreesboro, TN, and the payment of his burial expenses. **Second:** The testator willed the sale of any stock not needed to run the farm as well as the cotton on hand. The executor to use the proceeds for payment of all his debts. **Third:** The testator bequeathed to his wife, Nannie [Nancy R. Henry Witherspoon], all of his personal property and the use of the farm for the support of herself and those children that were dependent upon her for support. She was also to educate those children not yet of age. The executor to divide equally among all the children any surplus of the proceeds of the farm. **Fourth:** If the testator's wife should marry again, the executor to divide the proceeds of his undivided one-half interest in the farm among his children share and share alike. **Fifth:** The testator willed that when his wife died, all his personal property was to be sold and the proceeds be equally divided among all his children. **Sixth:** The executors were to sell his undivided one-half interest in the farm and his cedar land in the 12<sup>th</sup> Civil District. The executor was to divide the proceeds among all his children except his son, James H. Witherspoon, who was to receive \$400 less as he had already received that amount. **Seventh:** The testator willed that his executors were to give each of his youngest children, Samuel, Marienne and Eddie, at the age of twenty-one, a colt or horse each. Each of the other children had previously received the same. **Eighth:** The testator appointed and ordained his wife as executrix and his son, D. [David] C. Witherspoon, and C.[Charles] R. Holmes as executors.

May 7, 1900, County Court: The court received the will of J. M. Witherspoon (deceased) for probate. The court acceptedordered the will recorded and filed.

May 9, 1900, County Court: Mrs. Nannie Witherspoon, the nominated executrix, and D. C. Witherspoon and Charles R. Holmes, the nominated executors, qualified for their responsibilities.

Rutherford Co., TN Marriages: J. M. Witherspoon married Miss Nannie Henry on 26 July 1868.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: James McKnight Witherspoon, born Dec 26, 1832, died Mar 19, 1900. Husband of Nancy Rebecca Witherspoon [1848-1931].

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1127 **Woods, Andrew J.**

**Died May 15, 1900, intestate.**

June 8, 1900, County Court: The court noted the death of A. J. Woods intestate. E. [Ephraim] M. Woods of Bedford Co., TN, received Letters of Administration. The court appointed commissioners to set aside to Mrs. L. B. Woods, widow, assets necessary to support Mrs. L. [Lodicia] B. [Tucker] Woods and family for one year.  
Feb 21, 1903, Estate Settlements 5: E. M. Woods made a final settlement and paid the heirs: E. [Elgin] P. Jacobs, N. [Newton] M. Woods, Susana [Woods] Jackson, A. [Allie] T. Woods, W. [William] G. Woods, J. [John] H. Arnold, E. [Ephraim] M. Woods.

Mar 4, 1903, County Court: E. M. Woods, administrator, made a final settlement with the court and paid heirs: Luther, Ella, Wade and Kittie Jacobs, minor children of Mrs. Belle [Martha E. Woods] Jacobs, formerly Woods. The children had no guardian but are under the care of their father, E. P. Jacobs. The amount going to each heir was too small to justify appointment of a guardian, so the court directed that the father receive that amount.

Rutherford Co., TN Marriages: Andrew Wood married Lodica Tucker, Dec 27, 1854.

Wood and Tucker Cemetery, Midland, Rutherford Co., TN: Andrew J. Wood, born Aug 14, 1829, died May 15, 1900. Spouse: Lodicia Wood.

1880 Rutherford Co., TN Census: Andrew Wood, 50; Lodicia Wood, 43; Newton Wood, 24; Susan Wood, 21; Martha E. wood, 18; Ephraim Wood, 14; William Wood, 12; Allie Wood, 5; Cora Wood, 3; Renchen Tucker, 77.

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1128 **Wood, Minerva (colored) vs Wood, Bugerton (colored)**

**Divorce**

Feb 20, 1902, Circuit Court: The complainant and the defendant were married in 1892/1893 and lived together for about two weeks when the defendant deserted the complainant and had remained away for over two years. The court dissolved the Bonds of Matrimony that had existed between the couple.

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1129 **Wood, Thomas H.**

**Died Feb 7, 1897, intestate.**

Feb 11, 1897, County Court: The court noted that Thomas H. Wood had died intestate. R. [Rufus] W. Vickers received Letters of Administration. The widow relinquished her claim to administration. The court appointed commissioners to set apart assets to support Mrs. Lucy Wood and her family for one year.

Feb 17, 1897, County Court: R. W. Vickers administrator, resigned as no assets had come into his hands. Mrs. Lucy P. Wood and Mrs. R. W. [Lizzie Wood] Vickers, the only heirs, requested the court to assign the Public Administrator to administer the estate.

Feb 22, 1898, Inventory & Mar 6, 1900, Estate Settlements 4: The Public Administrator presented an inventory of the deceased's estate that contained over 50 notes due, about 40% listed as bad or doubtful.

May 27, 1902, Estate Settlements 5: C. [Charles] R. Holmes, administrator, made a final settlement.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Thomas H. Wood, born Apr 28, 1838, died Feb 7, 1897. Wife: Lucy Wood, died May 25, 1913.

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1130 **Woods, William C.**

**Died May 12, 1900, intestate.**

Apr 20, 1900, County Court: The court had noted the death of W. C. Woods intestate. John E. Woods received Letters of Administration for the deceased's estate.

Sep 15, 1902, County Court: John E. Woods, administrator, had died. J. [James] W. Wood had applied for and received Letters of Administration

Wood Cemetery, Almadale, Rutherford Co., TN: William C. Woods, born Aug 3, 1835, died May 12, 1900.

Rutherford Co., TN Marriages: W. C. Woods married Amanda M. Howell, Jan 17, 1868.

1880 Rutherford Co., TN Census: William Woods, 43; Mandy Wood, 30 wife; James Wood, 10 son; John Woods, 8 son; Mattie Woods, 5 dau; Martha Howell, 53 mother in law

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1131 **Woods, Major John** **Died May 23, 1896, testate.**

**Note: Another source lists the date of death as May 25, 1896.**

Will dated July 1, 1890. Codicil dated Mar 21, 1895.

The testator willed the payment of all his debts and all necessary expenses as to the graves of him and his wife that his executors herein after named thought proper to make for stones. The testator willed the payment of \$500 to Mrs. Mary F. Batey out of his estate as soon as his executors could conveniently do so. The testator gave his nephew, William H. Woods, all the balance of his estate, real and personal or mixed of every kind and description absolutely and in fee simple. The testator appointed C. [Charles] R. Holmes and William H. Woods to be his executors releasing them from providing security.

**Codicil:** The testator revoked and made void the bequest to Mrs. Mary F. Batey.

May 28, 1896, County Court: The court received the will of John Woods (deceased) for probate. John Woods had signed the will but there were no subscribing witnesses. The court called witnesses who testified as to where they found the will and that the handwriting was that of Major John Woods. The testimony was sufficient for the court to find the holographic will to be that of Major John Woods and to order it recorded and filed.

June 18, 1896, Circuit Court: In Memory of Major John Woods (deceased). **Major John Woods was born near Murfreesboro on Sep 11, 1807 and died May 23, 1896,** having lived as an honored citizen of Rutherford County during all the intervening years. No man who lived in it, since its organization, has ever been so conspicuously honored by people with public confidence and public office. For eight years, he was Register of the County and for eight years, he was Clerk of the County Court. For two years, he represented the county in the State Legislature, having as a Democrat defeated his opponent although the Whigs held a small majority in his constituency. For eighteen years, he was Chairman of the County Court, and at the close of his last term, refused a re-election because of his increased age and physical infirmities. In all places of public trust, as well as in his private relations, he was true and faithful. During all those years as a public servant, he held the unbroken confidence of the community, and when he closed his official career, there was no spot or blemish on his character. Your committee takes pleasure in making this record of him, etc.

June 1, 1896, Inventory: An inventory submitted by the executors of Major John Woods (deceased) listed 120 acres of land as the home place, 450 acres in the 19<sup>th</sup> Civil District and a lot in the 5<sup>th</sup> Ward, Murfreesboro.

Nov 9, 1897, Estate Settlements: Charles R. Holmes and W. H. Woods, executors, made a report to the court. The executors had paid all the indebtedness and W. H. Woods was the sole legatee of the estate. He acknowledged receipt of all the deceased's assets, both real and personal.

Rutherford Co., TN Marriages: John Woods married Mary F. Jarratt, Oct 31, 1833.

Evergreen Cemetery, Murfreesboro, Rutherford Co., TN: Maj. John Woods, born Sep 11, 1807, died May 23, 1896. Wife: Mary Frances Woods, born 6 Aug 1815, died 19 Aug 1884.

1880 Rutherford Co., TN Census: John Woods, 72; Mary F. Woods, 65; Andrew J. Woods, 24.

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1132 **Wood, John A.** **Died 13 Mar 1891, intestate [Cont'd from Vol. 6].**

Mar 4, 1899, County Court: Harrison Patillo and others **vs** Aza M. Hill and others. H. Patillo had \$1049 for distribution to the heirs of J. A. Wood (deceased). Under order of the court, he made the following distributions: C. L. Duggan, guardian of Florence Duggan, \$349.70; J. O. Hill, guardian of Aza M. Hill, \$349.70; and the balance belonged to Zada E. Patillo, Burnett Patillo, Fanny G. Patillo, and Thomas A. Patillo, jointly and equally. Because the latter were minors without guardian, the court authorized the lending of the money at interest. He had lent the money to H. Patillo and the amount had reached \$477.02 with interest.

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1133 **Woodson, William Fount**  
**Woodson, Emma [Rutledge]**

**Date of death 1898, intestate.**  
**Date of death 1898, intestate.**

Mar 4, 1899, County Court: W. [William] P. Rutledge had been appointed guardian for Miller, Katie, Janie and Estell Woodson, minor children of W. F. Woodson (deceased), after he had executed bond for \$250.

Apr 6, 1901, Estate Settlements 4: W. P. Rutledge, guardian for Miller, Lizzie E., William E. Woodson, minor children of W. F. Woodson (deceased), made a final settlement with the court. Mr. Rutledge was a resident of Grayson County, Texas. He presented his resignation to the court. He had turned over the farm belonging to the wards to Dave Smotherman for \$50 for the year 1901. Dave Smotherman's wife [Paulina Woodson] was a sister of the wards. Among the debits on the account was \$72.00 for burial expenses for William Woodson and his wife, Emma Woodson in the year 1898.

Rutherford Co., TN Marriages: William F. Woodson married Emma Rutledge. Feb 26, 1878

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1134 **Wooten, Furney G. W.**

**Died about 1900, intestate.**

Dec 11, 1900, County Court: The court had noted the death of F. G. Wooten intestate. W. O. Wooten applied for and received Letters of Administration.

Dec 6, 1901, County Court: He left a widow who had died and the following heirs at law: B. P. [Bailey Pinkard] Wooten and Mary [Wooten] Martin, nephew and niece, children of a deceased brother, J. [James] G. Wooten. C. B. Wooten and Bettie [Wooten] Bowen, children of H. C. Wooten, a deceased brother. B. [Ben] E. Wooten, Sallie [Wooten] Woods, William Wooten, and Carney Wooten, children of William Wooten, deceased brother. Fannie [?Wooten] Jernigan and Kate Wooten, half-sisters and Henry Thomas, a nephew. The deceased had owned 25 acres in Civil District 24 when he died. Due to the small amount of land the number of owners, a sale of the property and partition of the proceeds was the best solution. The court appointed the clerk as Special Commissioner to auction the land after proper advertisement

Jan 1, 1902, Dec 26, 1903, County Court: B. P. Wooten and others **vs** Kate Wooten. The clerk auctioned the land on Dec 28, 1901. W. C. Wooten purchased the 25-acre tract.

1880 Rutherford Co., TN Census: F. G. W. Wooten, 55; Milly Wooten, 59.

1870 Rutherford Co., TN Census: Furney Wooten, 45; Milly Wooten, 49; Mack Alexander, 30; Marla Alexander, 25.

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1135 **Wooten, Mrs. Millie**

**Died [census June 7, 1900] and Nov 8, 1900, testate.**

Will dated Sep 20, 1897.

**First:** The testatrix willed that after her death, the payment of all her just debts and funeral expenses. James Henry William Nations was to have the remainder property, either real or personal, when he became of age or if the testatrix lived longer than that, after her death. **Second:** The testatrix appointed W. [William] J. Hughes as her executor in case she died before Henry was twenty-one. If she lived until after he was twenty-one, he was free to do what he wanted.

Nov 8, 1900, County Court: The court received the will of Mrs. Millie Wooten (deceased) for probate. The court ordered the will recorded and filed.

Feb 16, 1904, Estate Settlements 5: W. J. Hughes, executor, made a final settlement with the court.

**Note: The deceased listed as Milly Wooten the wife of Furney Wooten above.**

1900 Rutherford Co., TN Census: Millie Wooten, 81 widow; Alice Jacobs, 28 sister in law; others named Jacobs

1880 Rutherford Co., TN Census: F. G. W. Wooten, 55; Milly Wooten, 59.

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Oct 10, 1904, County Court: R. [Richard] B. Wrather **vs** G. M. Wrather. The plaintiff alleged that the defendant was of unsound mind and did not have the capacity to govern himself. The court directed the sheriff to determine the mental condition of the defendant.

Oct 10, 1904, County Court: The sheriff summoned a twelve-person jury that heard the testimony of the witnesses and rendered a verdict that G. M. Wrather was indeed of unsound mind without the capacity to govern himself or his property. He had a wife, Ida Wrather, 28 years old, and a child, Irene Wrather, 2 years old. G. M. Wrather had no interest in real estate but did own some personal property valued at \$500. The court appointed R. B. Wrather to be his brother's guardian.

Mar 23, 1896, County Court: The court noted the death of J. L. Wright intestate. S. F. Smith applied for and received Letters of Administration. The court appointed commissioners to set apart supplies for one year for Mrs. Rainie [Urania Elizabeth Hamilton] Wright, widow of the deceased, and her family.

June 19, 1896, County Court: The administrator presented an inventory of the personal property of the deceased. It included \$980.70 in accounts receivable for the Indiana Lumber Company.

July 13, 1896, County Court: S. F. Smith, administrator **vs** Azila Wright and others. The court had not issued a copy of bill for service upon the defendants, W. A. Wright and wife, May Wright, and R. [Richard] J. Omohundro and wife, Mintie [Arminta Wright] Omohundro. The court ordered the issue of the process.

Aug 24, 1896, County Court: The commissioners appointed to set apart one year's support to Mrs. Rainie Wright, widow of J. L. Wright (deceased), made a report to the court.

Sep 17, 1896, County Court: S. F. Smith, administrator and others **vs** Azile Wright and others. The sheriff had served process on Azile Wright, T. P. [Turner Perry] Burnett, W. A. Wright and May Wright, R. J. Omohundro and wife Mintie Omohundro, defendants.

Sep 17, 1896, County Court: S. F. Smith, administrator and others **vs** Azile Wright and others. The widow was entitled to a homestead and dower out of his estate. At his death, J. L. Wright had owned a tract of land in the 1<sup>st</sup> Civil District of Rutherford Co., TN containing 125 acres. The court appointed commissioners to set apart a homestead to include the mansion house and outbuildings. The dower to be 1/3 of the balance of the land.

Oct 9, 1896, County Court: S. F. Smith and others **vs** Azile Wright and others. The commissioners set aside 67 acres plus mansion house and buildings as a homestead for the widow and 52 plus acres for her dower.

Mar 27, 1897, County Court: J. L. Wright had died with a tract of land containing 125 acres out of which homestead and dower was assigned to his widow. The court directed to sell the remaining 20 acres.

May 3, 1897, May 28, 1897, Nov 3, 1898, County Court & Nov 2, 1898, Estate Settlements 4: S. F. Smith, administrator, and others **vs** Azile Wright and others. J. D. Maddox purchased the 20-acre tract. Azile Wright purchased the reversionary interests in the homestead and dower.

Sanders Cemetery, Gladeville, Rutherford Co., TN: John L. Wright, born Nov 6, 1849, died Feb 25, 1896, married July 21, 1868, E. N. Hamilton Wright [1843 - 1913]. Parents: W. M. & H. E. Wright.

Rutherford Co., TN Marriages: John L. Wright married Elizabeth Hamilton on 21 July 1868.

Nov 10, 1902, County Court: The court noted the death of John T. Wright intestate. S. E. Alsup received Letters of Administration for the deceased's estate.

Apr 25, 1903, County Court & May 6, 1903, Estate Settlements 5: S. [Samuel] P. Christian submitted his resignation as guardian of Bessie Wright, a minor child of John T. Wright (deceased). The ward had requested that the court appoint W. C. Alsup as her guardian and the court did so.

Dec 25, 1903, Estate Settlements 5: S. E. Alsup, administrator, made a settlement with the court.

Jan 11, 1904, Feb 1, 1904, County Court: S. E. Alsup, administrator, petitioned the court to be allowed to resign his position as he was moving out of state. The court appointed J. W. Alsup as administrator.



Wilson Co., TN Marriages: John T. Wright married Nettie E. Alsup, Mar 20, 1891.

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1139 **Wynne, E. [Evie] M. [Perry] (colored) vs Wynne, Henry (colored) Divorce.**

Apr 16, 1903, Chancery Court: The couple were married and lived together about two years before the complainant was forced to leave the home due to the defendant's cruel behavior. The court accepted the testimony and dissolved the Bonds of Matrimony that had existed between the two.

Rutherford Co., TN Marriages: Henry Wynn (colored) married Evie Perry (colored) on 24 Apr 1901.

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1140 **Yeargan, Jim (colored) vs Yeargan, Hattie alias Hattie Jenkins (colored) Annulment**

Jan 25, 1900, Chancery Court: The court ruled that the marriage between Jim Yeargan (colored) and Hattie Yeargan (colored) had been obtained by force, fraud and duress. The court declared the marriage null, void and illegal and dissolved the marriage.

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1141 **Yeargan, Leonedas H. Disappeared about Aug 12, 1896, New York City, intestate.**

Apr 26, 1897, County Court: The court appointed L. [Lawrence] D. Yeargan guardian of Katherine Praise Yeargan, a minor child of L. H. Yeargan. **Note:** The court did not refer to L. H. Yeargan as deceased.

July 20, 1897, Chancery Court: L. D. Yeargan, guardian vs Katherine Praise Yeargan. **Leonidas H. Yeargan had disappeared in New York City about Aug 12, 1896.** He had a daughter, Katherine Praise Yeargan, about 15 years old. The court appointed L. D. Yeargan as guardian. The deceased had insured his life for \$5000 with the New York Life Insurance Co. L. H. Yeargan had assigned the policy to his daughter on June 20, 1893, and she had no property except the policy. The policy would have lapsed on May 29, 1897 except for the indulgence of the insurance company. They proposed to pay \$1067.75, the present value of the insurance policy provided the complainant accepted the sum in complete satisfaction. The court approved.

Nov 8, 1899, Estate Settlements 4: L.D. Yeargan, guardian of Miss Katherine Praise Yeargan, a minor child of L. H. Yeargan (deceased), made a settlement with the court. The guardian married the ward and presented her receipt for the entire balance.

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1142 **Young, Emanuel "Manuel"(colored) Died before Sep 14, 1896, intestate.**

Sep 14, 1896, County Court: The court appointed Charles R. Holmes guardian for Elijah, Kate, Ellen, Dee, Egbert, Hayward, Matthew and Bettie Young, minor (colored) children of Emanuel Young (deceased).

Mar 12, 1904, County Court: The court appointed J. C. Blake guardian for Matthew Young, minor child of Manuel Young (deceased).

1900 Rutherford Co., TN Census: (all colored) James Smith, 51; Annie Smith, 44 wife; Edward Young, 13 step-son; Haywood Young, 11 step-son; Mathew Young, 10 step-son; Bettie Young, 8 step-daughter; and others named Smith.

Rutherford Co., TN Marriages: Emanuel Young married Ann Spence, Aug 8, 1871.

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1143 **Young, Stephen P. Died Oct 8, 1884, intestate. [Cont'd from Vol. 5 & 6].**

Mar 2, 1896, Mar 9, 1896, Mar 7, 1898, Jan 21, 1902, County Court & Feb 9, 1897, Feb 14, 1898, Jan 30, 1899, Mar 22, 1901, Estate Settlements 5: W. [William] H. Gregory, guardian of Mamie L. Young, minor child of Stephen P. Young (deceased), made a settlement with the court.

Dec 31, 1902, Estate Settlements 5: W. H. Gregory, guardian of Mamie L. [Young] Wallis, minor child of Stephen P. Young (deceased) made a final settlement with the court. She was 21 years old.

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1144 Youree, David Stephen

Died July 13, 1895, intestate. [Cont'd from Vol. 6].

Feb 13, 1896, County Court: The administrator presented a sale list of the personal estate.

Jan 8, 1898, Estate Settlements 4: W. [William] E. Youree and J. G. Smith, administrators of D. S. Youree (deceased), made a settlement with the court.

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1145 Youree, Francis Hardeman

Died between May 16, 1900 and June 27, 1900, testate.

Will dated May 16, 1900.

**First:** The testator wanted his funeral expenses paid out of any money on hand at his death. **Second:** The testator directed his executors to pay his wife, Julie Ann [Travis], \$500 out of the first money received from the sale of property of the estate. She was to have all the household and kitchen furniture, with all the beds, bedsteads and bed clothing that she had when they were married in addition to all that she had produced. The testator gave his wife whatever horse and buggy he owned at his death. **Third:** The testator willed the equal division of all the proceeds received from the sale of his property, after fulfillment of sections one and two, among his heirs, to wit: William E. Youree; A. [Alfred] J. Youree; James F. N. Youree; Rody [Youree] Wilburn; Mattie [Youree] Smith; Henry H. Youree; Minor heirs of D. [David] S. Youree; Mary [Mary M. Youree] Gilley's two children, Jessie [Julia] Gilley and Mattie Grace Gilley, equal to one heir as in the law. **Lastly:** The testator appointed as executors William Youree and A. J. Youree to carry out his last will and testament without giving security. He authorized them to sell his real estate and to use their best judgment as whether to sell it as a whole or to divide it. He also authorized them to make deeds and transfers.

June 27, 1900, County Court: The court received the will and the court ordered the will recorded and filed.

Aug 6, 1902, Jan 15, 1903, Estate Settlements 5: The Executors made a partial settlement with the court.

Dec 30, 1903, Estate Settlements 5: W. E. and A. J. Youree, executors of the deceased's last will and testament, made a settlement with the court with the following distributions: James G. Smith and wife, Mrs. R. I. Wilburn, W. E. Youree, and A. J. Youree.

Sagely Cemetery, Rutherford Co., TN: Francis Hardeman Youree, born 17 Aug 1823, died 22 July 1900 [no marker]. Wife: Elizabeth Youree, born 13 Sep 1828, died 16 Jan 1874. Wife: Julia Travis Youree, born 29 Mar 1840, died 16 Dec 1913.

Rutherford Co., TN Marriages: Francis H. Youree married Elizabeth Lowe, Dec 23, 1848.

1870 U. S. Census: F. H. Youree, 46; Elizabeth Youree, 42; William Youree, --; James Youree, 18; Rhoda Youree, 15; Alfred Youree, 13; David Youree, 11; Martha Youree, 7; Dolly Youree, 4.

1860 U. S. Census: F. H. Youree, 26; Elizabeth Youree, 31; W.E. Youree, 10 m; E. F. 9 m; B. I., 7 f; A. I. Youree, 6 m; D. S. Youree, 2 m.

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1146 Zumbro, Narcissa [Kerr - Dill - Luton]

Died Apr 1900, intestate.

May 17, 1902, County Court: The court noted the death of Mrs. Narcissus Zumbro intestate. P. [Peter] R. Miller, her principal creditor, applied for, and received Letters of Administration.

Dec 22, 1902, County Court: P. R. Miller, administrator and others **vs** Unknown heirs of Mrs. Narcissus Zumbro (deceased). The clerk reported as follows; **Mrs. Narcissus Zumbro had died in Apr 1900.** The administrator declared the estate insolvent. The court appointed the clerk as commissioner to auction the land.

Sep 29, 1903, County Court: P. R. Miller, Administrator **vs** Unknown heirs of Mrs. Narcissus Zumbro. The Court Clerk and commissioner offered at auction a tract of land containing 103 plus acres. W. [William] B. Bragg purchased the land for \$140. According to the court, W. B. Bragg transferred his bid to W. R. Compton. All debts against the estate had received their pro rata distribution and there were no funds left to pay the parties.

Rutherford Co., TN Marriages: Adam Zumbro married Narcissa Luton on 28 Sep 1879. Newton C. Dill married Narcissa Kerr on 8 Feb 1827.

Ellis Co., Texas Marriages: J. M. Luton married Narcissa W. Dill on 22 Dec 1859.

1880 Rutherford Co., TN Census: Adam Zumbro, 60; Narcissa Zumbro, 70; Addie Zumbro, 8 dau; Callie Zumbro, 6 dau; Margaret Zumbro, 4 dau.

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1147 Unidentified Case - Thomas Summers **Died before June 7, 1852 [Cont'd from Vol.2 & 4]**

NOTE: The heirs are identified in Vol 4

Feb 5, 1900, County Court: John F. Todd **vs** J. T. Newman and others. J. T. Newman had failed to appear after proper service. The sheriff had also served defendant Thomas West Summers and he too had failed to appear. He was a man about forty-five years of age, and was of unsound mind and without any type of guardian. The court had appointed a guardian ad litem for him. The court directed the clerk to determine if the 31-acre tract of land was susceptible to division in kind.

Feb 26, 1900, County Court: John F. Todd **vs** J. T. Newman and others. The clerk reported that the 31-acre tract was of little value with little timber or water and few improvements. He valued the tract at \$5.00 per acre. The clerk also recommended the sale of the tract as it was impossible to partition it into nine shares. The court appointed the clerk as special commissioner to sell the land at public auction after proper advertisement.

May 8, 1900, County Court: John F. Todd **vs** J. T. Newman and others. In accordance with a court decree, the clerk and special commissioner after advertising put the 31-acre tract up for auction. J. T. Newman purchased the tract. The court approved the sale. The court ruled that clerk would after paying attorney fees and court costs, pay out the fund to those parties with an interest.

Jan 14, 1902, County Court: John F. Todd **vs** J. T. Newman, et al. The clerk distributed \$264.09 to: John F. Todd; Thomas West Summers; the heirs of Tabitha [Summers] Lusk (deceased); William Jacobs; the unknown heirs of Bina [Summers] Jacobs (deceased); William Newman; all the other parties to this suit and all other persons who were heirs at law and distributees of Neffie [Summers] Pearson (deceased).

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1148 Unidentified

May 6, 1901, County Court: Mattie Smith **vs** Victoria Whitney, et al. The sheriff had served all the defendants and all had failed to appear in court to make defense of the bill. The court adjudged that the complainant's bill as confessed as to the defendants and an ex parte hearing scheduled. The complainant moved the court to appoint a guardian ad litem for Joseph Smith and Missouri "Judy" Smith, minors without guardian.

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1149 Unidentified

Apr 10, 1902, County Court: Allen Hobert (colored) and others. The sheriff had served Henrietta Marable (colored) and she had failed to appear in court to answer the bill.

Apr 10, 1902, County Court: Allen Hobert (colored) and others. There was no personal property but there was 48-acres of cedar land. The court tasked the clerk to report how much land to sell to pay the debts.

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1150 **James P. Cothran** **Died by 29 Oct 1888 in Bedford Co., TN, intestate**

July 21, 1896, Chancery Court: J. [Joseph] W. Cothran et al **vs** Judy Cothran et al. The court directed the C & M to sell the land for partition of the proceeds. The court noted that the following persons were entitled to one-eighth share of the proceeds, to-wit:

1. J. [Joseph] W. Cothran [son of James P. and Mary [Cothran] Cothran].
2. J. [James] R. Cothran [son of James P. and Mary [Cothran] Cothran].
3. A. P. Cothran.
4. Mattie [Flora Cothran] Maxwell [daughter of James P. and Mary [Cothran] Cothran].
5. W. [William] P. Cothran [son of James P. and Mary [Cothran] Cothran].

6. Judy Cothran [daughter of James P. and Mary [Cothran] Cothran].
7. Della [Idella White] Jordan, Ada White and Tabitha White were each entitled to one-twenty-fourth share [children of Carroll White & ? Cothran].
8. Mary E. Cothran, J. F. Cothran, E. [Eron]T. Cothran, W. F. [William L.] Cothran and J. [John] D. Cothran were each entitled to one-fortieth share. [Children of John A. H. Cothran, son of James P. and Mary [Cothran] Cothran].

There were two tracts, one of 30 acres in the 10<sup>th</sup> Civil District of Rutherford County, and the second tract of 128 acres located in 10<sup>th</sup> Civil District of Bedford County. The court appointed the C & M to sell the two tracts.

Feb 6, 1897, Chancery Court: J. W. Cathran et al vs Judy Cathran et al.

Mary E. Cathron, J. F. Cothran, E. T. Cothran, W. F. Cothran, J. D. Cothran, Della Jordan, nee White, wife of John Jordan, Ada White and Tabitha White, who had their father, W. C. White for their guardian, were all minors and the court appointed a guardian ad litem for them.

Feb 6, 1897, Chancery Court: J. W. Cothran et al vs Judy Cothran et al. The C & M had offered at auction a 128-acre tract of land in Bedford County. E. Maxwell purchased the land. The C & M had offered at auction a 30-acre tract in Civil District 10 of Rutherford Co. J. W. Cothran was the purchaser.

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Abernathy		Annie Eliza Suttle . . . . .	9
Myrtle Speer . . . . .	623	Annie Sehorn (colored) . . . . .	12
Adams		Arbell Dunaway . . . . .	278
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Betsy Lou . . . . .	1001	Eliza J. . . . .	9, 590
Edmund . . . . .	1001	Ellis . . . . .	13
Fannie F. Marlin . . . . .	386	Ernest Richard "Dick" . . . . .	14
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Ike . . . . .	968	J. M. . . . .	322
James . . . . .	1029	James M. . . . .	590
James M. . . . .	2	Jesse (Colored) . . . . .	15
Jane Nannie Cannon (colored) . . . . .	175	Joe (colored) . . . . .	12
Jesse . . . . .	2	John H. . . . .	14
John . . . . .	837	John Thadeus . . . . .	14
Joseph E. Johnson . . . . .	2	Kate . . . . .	13
Josephine Sullivan . . . . .	1001	Kate L . . . . .	14
Julie Pope . . . . .	1029	Kate Lytle . . . . .	629, 630
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Mary Ann . . . . .	1029	Nancey Bethshares (Colored) . . . . .	15
Mary Ott . . . . .	2	Ned (colored) . . . . .	16
Mosella . . . . .	1001	Ophelia . . . . .	9, 590
Mattie E. . . . .	3	Parilee (colored) . . . . .	10
Thomas . . . . .	1001	R. L. . . . .	9
William . . . . .	1001	Rebecca Tennessee Wright . . . . .	11
William H. . . . .	3, 1029	Richard Foster . . . . .	14
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Josiah . . . . .	5	W. C. . . . .	88
Mollie/Polly . . . . .	5	White . . . . .	14
Tennie Gibson . . . . .	367	William (colored) . . . . .	12
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Branch Owen . . . . .	791	Anna Tallie . . . . .	17, 19
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T. J. . . . .	760	Martha "Mattie" . . . . .	1073
Aldridge		Mary Ann Naron . . . . .	749
Dennis Brooks . . . . .	394	Mary E. Lorance . . . . .	615
Alexander		Melvina "Bettie" Coleman . . . . .	204
Abraham (colored) . . . . .	10	Mollie J. . . . .	1073
Albert Gallatin . . . . .	9	Nancy C. . . . .	18
America, Mrs. (colored) . . . . .	10	P. A. . . . .	17, 19
Ann E., Mrs. . . . .	590	Pearl . . . . .	17, 19
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Barker		Harriet C.	49
Ada M.	46	Hattie, Mrs.	49, 632
Annie	46	Joshua	49, 121
Arminta "Minta"	46	Mary	49
Birdie	46	Pauline, Mrs.	49
Byron	45, 606	Sarah J. McBroom	49
C. E.	736	Vida, Mrs.	49
Clarence Oscar	46	William	49
Dollarsen	699	Baskette	
Donelson/Dollarsen	44	William E.	50
Eva Crosslin	736	Bass	
Henrietta R.	46	B. A.	54
John Lawrence	46	Crawford	837
Louisa W.	44	Elias	837
Ludie	699	Eliza A. C. Howse	93
Martha Olivia	44	Eliza L.	51, 54
Mary Eliza "Mamie"	46	Gabriel (colored)	53
Mary Eliza Lawrence	46	Hartwell P.	51, 54
Mary Jane Neeley	44	Houston	265
Peter	606	Houston (colored)	175
Peter D.	45	Houston [colored]	52
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Cassie . . . . .	837	Mattie K. Butler . . . . .	1088
Charles . . . . .	606	Newton M. . . . .	1127
Douglas . . . . .	837	Sally W. Wooten . . . . .	1134
Elizabeth . . . . .	837	Susanna . . . . .	1127
Elizabeth A. Puckett Bailey . . . . .	837	William C. . . . .	1130
Emma . . . . .	837	William G. . . . .	1127
Estelle . . . . .	837	William H. . . . .	1131
Fannie . . . . .	837	Woodson	
Frank . . . . .	837	Elizabeth "Lizzie" Sudberry . . . . .	999
George . . . . .	837	Emma Rutledge . . . . .	1133

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Janie	1133	Rebecca Tennessee	11
Katie	1133	Sam	498
L. F.	999	Thompson J.	44, 45, 606
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Miller	1133	W. A.	1137
Paulina	1133	Wynne	
William E.	1133	Evie M. Perry (colored)	1139
William Fount	1133	Henry (colored)	1139
Wooten		Yarbrough	
Bailey Pinkard	1134	Susan	691
Ben E.	1134	Yeargan	
Bettie	1134	Hattie Jenkins (colored)	1140
C. B.	1134	Jim (colored)	1140
Carney	1134	Katherine Praise	1141
Fannie	1134	Katherine Praise Yeargan	1141
Furney G. W.	1134, 1135	Lawrence D.	1141
H. C.	1134	Leonidas H.	1141
James G.	1134	Lucy Jane (colored)	68
Kate	1134	Yearwood	
Mary	1134	Bud B.	1054
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W. O.	1134	Fleta Bell Smith	941, 952, 955
William	1134	J. G.	112
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Margaret Rebecca	866	Dee (colored)	1142
Works		Egbert (colored)	1142
Aesie (colored)	532	Elijah (colored)	1142
Arch (colored)	532	Ellen (colored)	1142
Mariah, Mrs. (colored)	532	Emanuel "Manuel" (colored)	1142
Robert (colored)	532	Haywood (colored)	1142
Sam (colored)	532	Kate (colored)	1142
Sydney (colored)	532	Mamie L.	1143
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H. J.	897	Francis H.	1145
Ida, Mrs.	1136	Henry H.	1145
Irene	1136	James F. N.	1145
James F.	397	Joshua	952
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C. O.	121	Willie May Smith	963
E. N., Mrs.	405	Willie Smith	952
John Lewis	1137	Zumbro	
John T.	1138	G. W.	120
Mary Davis	603	Jennie Bowman	235
May, Mrs.	1137	Jennie, Mrs.	952
Mollie, Mrs.	498	Narcissa Kerr Dill Luton	1146
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