

Last Will and Testament of Louis Barnes Sr.

I Lewis Barnes, Sr., being of sound & desposing memory, do make ordain & publish this my last Will and Testament hereby revoking all others by me made,

Item 1st It is my desire that out of my estate all my just debts and funeral expenses be first paid.

Item 2d I desire next that whatever may remain of my estate, after the Special bequests herein after named be distributed as follows:

Item 3d I bequeath to Lewis M Barnes, Son of Nancy Barnes, my bed, bedstead & clothing, to wit: a coverlet, double ware counterpin & other bed clothing sufficient to keep a bed warm and that my daughter Sarah Holloway to be charge of the same & keep it safe for him until he becomes of age or marries.

Item 4th I bequeath to Isophene Barnes an extra good bed and she to have every thing she has made since she has been living with me-this she is to have as hers outside of her fathers share of my estate.

Item 5. I will that the residue of my estate be equally divided between my sons, to wit: Thomas, Zachariah Barnes, Hickman Barnes, Claiborne Barnes & my daughters Artemissa Dillen & Sarah C Holloway & to Thomas Barnes & Sarah Barnes, children of my son James Barnes decd such share as their father would be entitled to if living, and to Isophena Barnes & Sarah J. Barnes, children of my deceased son Elijah Barnes, such share as their said father would be entitled to if living.

Item 6. I will that the note of \$43.41-1/2 that I hold on my son John Barnes, due one day after date or dated 18th May 1853 with a credit of \$1.00 thereon & a tax receipt of \$3.85 I paid for him about 1st Decr 1860, be handed up to him by my executor after my death which is all he is to have my estate, except five dollars to be paid him out of my estate.

Item 7. My executors-in distributiing my estate will charge my son Thomas Barnes with a note I hold on him of \$75.00 due one day after date & dated 14th Feby 1857, with the interest thereon -which note with interest thereon is to be computed as part of my estate and is to be deducted out of his (Thomas Barnes) Share of my estate and in distributing to my daughter Artemissa Dillen, She is to be charged with the amount of a note I hold upon her husband, Isaac M. Dillen, for \$67.00 due one day after date & dated 9th Feby 1860, together the interest thereon- Said note is to be counted as part of my estate & to be deducted out of the share of my said daughter Artemissa Dillen- Said notes on my Son Thomas and said I. M. Dillen are not to be collected off of them but my Executor to hand the same up to them-but charging them with the same as herein above directed.

Item 7. (8) It is my desire that after my death my Executor sell my lands of which I may die seized & possessed at public auction to the highest bidder on the premises after having advertised the same in writing at least 30 days in 5 or more public places in Overton & Putnam Counties, on a credit of one & two years & sell the same altogether or in part as they may deem best and to the interest of all concerned, and my said Extors or either of them are authorized & empowered as such executor or executors to execute title to the purchasers of the same upon payment of the purchase money.

Item 8. (9) I hereby nominate & appoint my Grand Son, L. H. Barnes & my son-in-law, A J Holloway, Executors of this my last Will & testament.

In testimony whereof I have hereunto set my hand & seal, This 17th day of December 1889.

The words, "that I hold on my son John Barnes" interlined before signed. All interlining done before signed.

Signed & Sealed in our presence

attest:

A P Warren

Jo C Spurlock

W M Warren & A L Stockton

his

Lewis X Barnes

mark

C o d i c i l, I hereby bequeath at my ?strat? all my house hold & kitchen furniture go to my Grand daughter Isophene Barnes, and to Marlin Barnes all my farming tools, and I further desire that A P Warren act as my Executor to this my last Will & testament in the room and stead of A J Holloway.

The above Codicil Signed in our presence on the 8th day of April 1891.

attest:

W M Warren

O L Holloway

his

Lewis X Banres

mark

State of Tennessee Overton County,

I R L Mitchell Jr. clerk of the County Court of said County, do hereby certify that the foregoing Will was this day produced in open court and was by the Court considered fully proven by the testimony of W M Warren and O L Stockton, subscribing witnesses thereto, and the court ordered that the same be certified, entered of re (remainder of page missing) (need to know when Will was recorded, as well as book and page numbers)

NOTE: There is a probable transcription error on the part of the clerk recording the above, in that one of the witnesses to Lewis Barnes' codicil is "O L Holloway", and in the County Court Clerk's certification the witness is referred to "O L Stockton".

Lewis Barnes & Celia Stone

Children: (from Lewis' will)

Thomas Barnes (are Thomas and Zachariah Barnes one man, not two?)

Zachariah Barnes

Hickman Barnes

Claiborne Barnes

James Barnes (children: Thomas Barnes & Sarah Barnes)

Artemissa Barnes (m. Isaac M. Dillen)

Sarah C. Barnes (m. A J Holloway)

Elijah Barnes (children: Isophene Barnes & Sarah J. Barnes)

John Barnes

Nancy Barnes (Is she a widow of one of Lewis' sons? Child: Lewis M. Barnes)

A. P. Warren and L. H. Barnes, Exrs

State of Tennessee}

Overton County } R. L. Mitchell, Jr., Clerk of the County Court of said County tenders to the Court a report of settlement, made with A. P. Warren and L. H. Barnes, Executors of the Will of Louis Barnes, deceased, which is in the words and figures following to wit: I herewith charge said Executors with the amount remaining in their hands at the time of their last Settlement of 29th day of Oct. 1894, which was submitted to and confirmed by the court at its Novr. Term 1894, and entered of record on pages 524 to 528 of Guardian and Administrators Settlements Book "E", seventy one & 75/100 dollars.

Executors report that they collected the one hundred and thirty eight dollar judgement procured before J. Arnold J.P. against S. L. Moore together with interest, five & 52/100 making amount collected one hundred and forty three & 52/100 dollars, on the ___ day of ___ 189

I herewith give said Executors credit for the following disbursements evidenced by receipts produced etc.

1st Receipt of W S Barnes Guard. of L. P. & C. A. Barnes minor heirs of Hickman Barnes decd. for Seventeen & 15/100 dollars, dated 1st day of Nov. 1895.

2 L. H. Barnes, one of said Executors who was an heir, also said estate reports that he retained in his hands the amount due him as heir at law to said estate the sum of thirty dollars.

3 Receipt of J. P. Wood assignee of J. Barnes for balance of his interest in said estate dated 16th day of March 1895, for twenty five dollars.

4 Receipt of C. Barnes for balance due him dated 31st day of March 1896, for Twenty five dollars

5 Receipt of S. C. & A. J. Holloway for balance in full of their distributive share in said estate, dated 15th day of March 1895, for Twelve dollars

6 Receipt of W. N. & W. A. Stockton for three & 75/100 dollars, balance in full of their interest in said estate dated 18th day of March 1895.

7 Receipt of G. A. Johnson and S. L. Johnson for three & 75/100 dollars, balance in full of their interest in said estate, dated the 18th day of March 1895.

8 Receipt of R. H. & M. C. Barnes for three & 32/100 dollars, balance in full of their interest in said estate, dated 30th day of July 1895.

9. Receipt of W. S. Barnes for balance in full of his interest in said estate, dated 18th March 1895.

10. Receipt of J. P. Barnes for balance in full of his interest in said estate, three & 42/100 dollars dated the 18" day of March 1895.
11. Receipt of L. H. Barnes for his interest in the \$5.00 will to his father, seventy one cents & two thirds of a cent, dated Jan 19" 1895.
12. Receipt of John Duncan & S. E. Duncan for Seventy one and 2/3 cents dated Jany. 24" 1895.
13. Receipt of S. L. Moore & M. J. Moore for seventy one and 2/3 cents dated the 27" day of Jan. 1895.
14. Receipt of C. E. Freemon & H. E. Freemon for seventy one and 2/3 cents, dated the 24" day of Jany 1895.
15. Receipt of J. F. Barnes for Seventy one and 2/3 cents, dated the 24" day of Jany. 1895.
16. Receipt of J. T. Barnes for Seventy one and 2/3 cents, dated the 9" day of March 1895.
17. Executor A. P. Warren, claims and is allowed for their services since his last Settlement the sum of Eighteen & 36-1/3 dollars, which amount is considered a reasonable compensation for such service.
18. Receipt of R. L. Mitchell, Jr. Clerk for this Settlement, entering same of record and orders of Court thereon four & 75/100 dollars

Total credits

Recapitulation

Total Charges

	\$215.27
To total charges by error.....receipt of Preston Lee & wife-add	.50
Total charges	\$215.77
Total Credits	154.55
Balance due	\$ 61.22

From which it appears on this the 4" day of April 1896. that there is still remaining in the hands of said Executors, A. P. Warren & L. H. Barnes, the sum of sixty dollars due the heirs of James Barnes decd. whose residence are unknown to Exrs and

(remainder of record missing at this time)

Need copy of previous settlement, in addition to the remainder of the above settlement.