

Muhlenberg County Kentucky

March 19th A.D. 1856.

I Samuel McClelland of the County and State aforesaid being of sound mind and disposing memory do make this my last Will and Testament Revoking all other former Wills and Testaments heretofore made by me.

Now Ist My Will is that after my death I wish all just debts against me to be paid Item 2^d I will at my death that my Executor shall pay John McClelland Samuel McClelland my daughter Nancy Ester and my daughter Ester McClelland each five dollars out of my Estate which shall be in full for their portion of my Estate Item 3^d I have heretofore loaned Burgess Smuny Ten Dollars Fifty Dollars said Smuny married my daughter Nancy and my daughter Mary Williams has transferred all claim she has or may have in my Estate to said Burgess Smuny My Will is that he have that amount and that all claim of Mary Williams upon my estate shall be satisfied by said Smuny and that my Executor shall not pay said Smuny or her or said Williams or wife any more out of my Estate but the above shall be in full for all interest and claim they have or may have as ~~they~~ ^{they} stand as Heirs at Law or Equity Item 4th My Will is further that the balance of my estate be equally divided between David McClelland's children by the last Will the children coming in as one heir Joseph McClelland Wife and children by said McClelland the wife and children coming in as one heir Sarah Madgit and Andrew McClelland being four heirs at Law and each to receive one fourth of the Remainder of my estate Lastly I will and desire nominate and appoint my son Andrew McClelland the Executor of this my last Will and Testament Separate and apart from the above devices I have a Chest which I give to Nancy Smuny such other articles that I own as household furniture bed and bed clothes & clothing. I give to my son Andrew McClelland which is not to be taken as a part of my estate not to be estimated in the division with the devise to the four Legates last mentioned in witness Whereof I have here unto set my hand and seal day and date first above written

Samuel McClelland

J. A. Kinn
Henry Sadler
E. M. Smith
N. B. Robertson

State of Kentucky
Muhlenberg County

July County Court 1859

I Jesse A. Rem. clerk of the County Court do certify that the foregoing Deed of Samuel M. Clelland was this day produced into Court and sworn by the Oath of Jesse A. Rem. Henry S. Adams one of the subscribing witnesses, and the deposition of C. M. Smith which was taken and which is truly recorded this July 25th 1859
J. A. Rem. cl. k.

The Commonwealth of Kentucky
County of Muhlenberg

To any Justice of the Peace or other Officer authorized by Law to take depositions in Smith County and State of Tennessee
You are hereby authorized and commissioned to call before you the witness C. M. Smith to the Deed of Samuel M. Clelland which Deed is alleged to be at such time & place as may be designated by any of the foregoing the Recording of said Deed by John Cochran on Dec. 28th and you will after examining said Smith as a witness to said Deed and certify to the Muhlenberg County Court, the deposition of said Smith. Given under my hand as Clerk of the Muhlenberg County Court this the 19th day of November 1859.

J. A. Rem. cl. k. of
The Muhlenberg County Court
P. S. J. Boyd H. C.