

No 11506 Equity

I have, my dear Sir, in the sale of said property ought not to
 just as, in compliance to you, and also under a firm mission
 to be in compliance with the same, as also used near the in-
 fants for the interest also covered, authorizing them or either of
 them to appoint a guardian to answer for said infants, and au-
 thorizing said Commission to take the Oath of such guardian;
 And if it were your Obedience do may have such other further re-
 lief as their case may demand, there is I am, pray I

William S. Turner
 Edward S. Eichelberger
 Solicitors for Comptrolr

Held July 12, 1879

Copy of Will of
 Thos J. Marlton dec'd

Exhibit No. 1

As life is uncertain I feel it to be a duty I owe to my beloved wife
 from whom I got all the property, I commenced business with
 to write this my last will and testament, renouncing all former
 will with my own hand, and in the fear of that God, before whom
 I expect to appear and be judged for the deeds done in the body—

Item the first— I leave to my beloved wife and my two sisters
 the farm of One Hundred and fifty four Acres, more or less—
 which was deeded to me by Thos J. Marlton and Elizabeth his wife
 it being the same I now reside on, to be held by them and enjoyed
 equally so long as they live; but in the event of either of my sisters
 dying before my wife then I wish my surviving sister to only have
 one third of the farm only, and should my wife survive both of
 my sisters then my wife to have the property as long as she lives,
 should my sisters survive my wife, then I wish them to have the said
 tract as long as they live, and at their or my wife's death, to be dis-
 posed of as I shall hereinafter direct.

Item 2^d— I leave my Kentucky tract of land containing
 One hundred and seventy three Acres more or less, together with a tract
 of Mountain Land, I purchased of Col. Thomas Johnson, to my beloved
 wife as long as she lives and at her death to be disposed of as I shall
 hereafter direct.

Item the 3^d— I leave my beloved wife my servants Rosetta and Lu-
 cinda, to be disposed of in any way she may direct or see proper.

Item the 4th— I leave my beloved wife all the crops and stock that shall
 be on said tracts of Land at my death, together with all farming imple-
 ments and furniture

Item 5th— I leave my wife the interest of Five thousand dollars as long
 as she lives, and at her death to be disposed of as I shall hereafter direct.

Item 6th— I leave to each of my daughters one of my young female
 servants, the choice to be had by drawing, which are to be valued and the
 amount together with the interest charged to them until the death of my wife.

Item 7th— I leave the balance of my servants to my wife hoping she will
 let my sons have them at valuation and charged to them until her death.

Item 8th— I leave to my children, Sarah Rebecca, Thos Judson, Mary
 Allena, Robert Emory, and Frances Louisa each of them One thousand
 dollars, to be paid to them when they arrive at the age of twenty two,

Exhibit No. 1