

Thomas Smith, Test.

Witness

1866.

I Thomas Smith of the County of Marshall State
of Mississippi, being in sound mind and memory
but of frail body, do make this my last will
and testament as follows: After all of my lawful debts are paid and
discharged, the residue of my estate real and personal, I give
legatees and devisees as follows: I give to my beloved wife one half
of my estate during her life, should she have no heir I give the other
half to it, should the other die before it is a full age, it is my will
that my wife should have all during her life, should she die and the
husband live it is my will that it should have all my estate, should the husband
die before it is of age, at the death of my wife it is my will that

439

My entire estate should go back to my brother & sister or their lawful heirs, I have paid
in with Mr. J. Peterson to Marshall county law firm hundred dollars a thousand dollars after
he pays all debts, if he has to my heirs to the amount I have but his & released
him from further responsibility, Likewise I appoint and constitute you
Talielers my Executor without giving security or carrying my estate to
Probate Court further than recording this my last will and testament,
In witness whereof I have unto set under my name and affix my seal this
the second day of September 1857

Thomas Smith *Seal*

Witness, R. M. Glover

John W. McClellan
Mr. J. Peterson

Filed Sept 29th 1857
J. Groundale Clerk

Febeth A Brown, ward.

Petition of petitioner.

1168.

James R. Leonard, Esq.

To the Honorable W. H. Morris, Judge of the Probate
Court of Marshall County State of Mississippi -

34

The petition of Febeth A Brown of said County
shows that she is a minor more than fourteen years of age, and a child and
heiress at law of George W. Brown late of said County deceased, that your
petitioner is informed that decedent did not make a will, and that he did
not in his lifetime make any appointment or provision for the guardianship
of your petitioner that your petitioner has been advised that it is
necessary for her to make choice of a guardian, and that she has
selected and fixed choice for her said guardian James R. Leonard,
your petitioner therefor prays that this petition may be recorded and
that letters of guardianship of your petitioner person and estate
may be granted to the said James R. Leonard according to law.
And your petitioner will ever pray etc.

Signed and acknowledged in the presence of

Febeth A Brown
James R. Leonard
Judge of the Probate Court this 28th of
Sept 1857. *James R. Leonard*

Filed Sept 29th 1857

J. Groundale Clerk

Witnesses at the place

Dowar & Johnson, Ward

Petition

1169

John M. Fleming, Esq.

To the Honorable Christopher Hollgate, Judge of
the Probate Court of Marshall County State of Mississippi -

The petition of Dowar & Johnson of said County shows
that she is a minor more than fourteen years of age, and a daughter of
Matthew Johnson deceased, that your petitioner is informed that decedent
did not in his lifetime make any appointment or provision for the
guardianship of your petitioner, that your petitioner has been advised
that it is necessary for her to make choice of a guardian and that