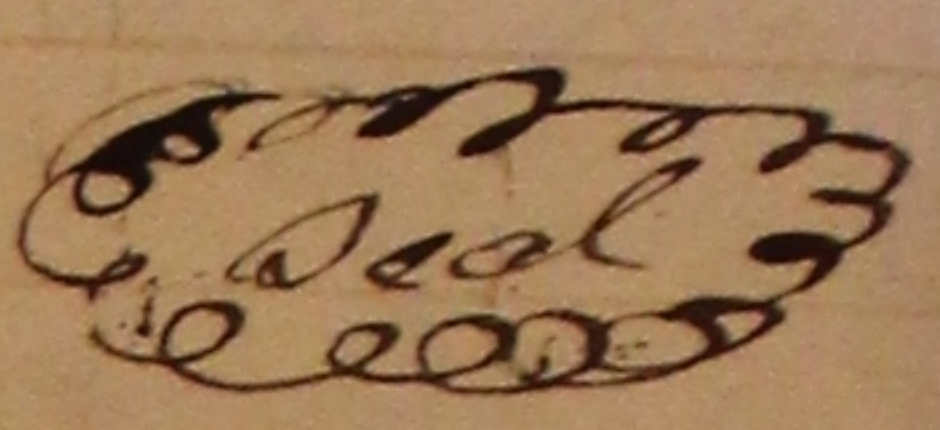


82  
that remains for her benefit in order that she may raise  
our children. She shall have full possession of all my real  
estate and personal property with all that appertaining there-  
unto while she remains my widow, and should she marry  
I do give all my property both personal and real to my  
children to be equally divided amongst them, and I do  
further will that John Duncan be executor of this my last  
will and testament. In testimony whereof I have set my hand  
and seal and caused to be witnessed this third day of Septem-  
ber in the year of Lord one thousand eight hundred and  
thirty six

Test Lumbdin  
William Craig Jr.  
Lewis  
Saml. Allen Davis

Lancelot Johnson 

The State of Indiana Orange County Set  
Be it remembered that on the 25<sup>th</sup> Day of  
September 1836 John Duncan produced the last will and  
testament of Lancelot Johnson deceased and proved the same  
in due form of law by oath of William Craig Jr. one of the  
subscribing witnesses thereto. At witness my hand the day aforesaid.  
Thos. V. Thornton Ck.

### Enoch Millis Will.

Know all men by these presents that I Enoch Millis of the Coun-  
ty of Orange Indiana impressed with the uncertain duration  
of human life and in the full possession of my mental faculties  
do for the purpose of more amply providing for the happiness  
and comfort of my family when I shall be no more make  
declare and publish my last will and testament in the man-  
ner and form following viz.

1<sup>st</sup> I will and devise that all of my just debts funeral expen-  
ses and charges of administration upon my estate be paid  
by my executors out of any monies which may remain on  
hand at my death or which may be due me or to become due  
to my estate. 2<sup>nd</sup> I will and devise to my son Edward Millis  
and Jacob Millis all of my land embracing the following  
tracts viz- lying in and being part of sections thirteen (13) and  
fourteen (14) in the south east and south west seventy seven (77)  
poles to a stake therein. North fourteen (14) poles to a sugar tree (Lindleys  
corner) thence west forty seven (47) poles to the bed of Lost River, thence  
down the same to a marked line on the bank of said river, thence  
west sixty five poles to a sugar tree, thence south sixteen (16)



poles to a sugar tree thence west one hundred thirty (130) poles to an elm, thence south eighty poles to a sugar tree, thence east three hundred and fifteen poles to a stake in section line of thirteen (13), thence north to the beginning containing by computation one hundred and sixty acres. And forty acres being the north east quarter of the north east quarter of section (23) twenty third in Township two north of range one west and the north west quarter of the north east quarter of section (23) twenty third in Township two north of range one west in the tract first aforesaid being the tract on which I now live & the other tracts lying adjoining thereto. To have and to hold the said land to the said Edward and Jacob jointly and in equal portions and to their heirs and assigns forever. And should either the said Edward or Jacob die without issue then to the survivor and his heirs and assigns forever. And I enjoin that the said land or any portion thereof shall not be sold or conveyed in any manner whatever until both of my said sons shall arrive to the age of twenty-one years. Provided however that nothing herein contained shall prevent the said Edward from making an application for a division of the said land so soon as he may as aforesaid arrive at the age of twenty-one years and from disposing thereof as he may think proper.

3<sup>d</sup>ly. I give and bequeath to my infant daughters Polly Lydia Ann, Sarah Jane and Hester Ellen and to the survivor or survivors of them, all monies remaining on hand at my death, all monies which are or which may hereafter become due to me by bill bond note or otherwise and all sums which may be realized from the sale of personal property hereinafter directed to be sold share and share alike - excepting the amount which may be necessary to pay debts, expenses &c. And I direct my executor to make sale of the following personal property in such manner and upon such conditions as he may think - 6 large white hogs, 2 heifers, 1 gray mare, 1 man's saddle, 2 steers, two colts, two ploughs and appertinances (reserving the largest and best for my wife) one wagon and hind gears, 4 pair halter chains and collars all of the sheep (except ten of my wife's selection to be reserved for her), 1 single tree, 1 rat trap, one clevis, one handsaw, 1 axe, 2 collars, 2 pair hip straps, all of my bacon, except an ample sufficiency for the use of my family during the season. And I also direct my executor to sell at private or public sale (if he should deem it advantageous so to do) all the grain growing or to grow on a certain rye field east of the bed of Lost River or make whatever other disposition thereof he may deem best. And the proceeds arising upon the sale of said rye and the said personal property together with the monies bequeathed above to my said daughters my executor hereinafter appointed is directed to place out at interest for the benefit of my said daughters equally as aforesaid & the survivor or



survivors of them and their respective portions pay over to them as they shall severally arrive at the age of twenty-one years or upon either of them marrying. And I enjoin it upon my executors that no portion of the said money save the interest accruing thereon shall be appropriated to the sustenance or education of my said daughters except in case of special emergency or absolute want.

4<sup>thly</sup> I also will & bequeath unto my wife Susannah Millis all of my household and kitchen furniture one roan horse & all farming utensils except those before enumerated and all other personal property of whatever kind nature and description excepting that portion directed to be sold for the benefit of my said daughters. To have and to hold the same to her own use absolutely and unconditionally.

5<sup>thly</sup> I will and bequeath to my said wife Susannah the use and profits of my said farm and its appertenance during the minority of my said sons Edward & Jacob upon the conditions following viz She may take to her own use and benefit one third of the proceeds and profits of my said farm, appropriating the residue to the education and sustenance of my children without distinction - provided however that so soon as my son Edward shall arrive to the age of twenty-one years he shall be authorized to take to his own use one third of the profits of said farm.

My said wife having the right to appropriate the remaining two thirds in manner aforesaid. And provided further that so soon as my son Jacob shall so as aforesaid become twenty-one years of age he in like manner shall be allowed to take to his own use one third of the profits of the said farm. My said wife retaining the residue for her own use. Provided further that when my said sons, or the survivor of them shall become of full age they shall set apart to my said wife her dower to her satisfaction or otherwise provide for her maintenance in an ample & comfortable manner if at that time my said wife shall still be single. So long as she shall so as aforesaid remain unmarried, but should my said wife marry before my said sons or the survivor of them shall become twenty-one years of age. The right to the proceeds of the said farm shall determine and end upon their becoming or the survivor of them shall become twenty-one years of age come into full, complete, and unconditional possession and ownership of the said land and if my said wife should marry after the said Edward or Jacob or the survivor shall become of full age thereupon also my said wife shall cease to be entitled to any provision from my said sons. Provided further that the circumstance of my wife marrying during the minority of my said sons shall not prevent her from occupying my farm and appropriating the proceeds in manner aforesaid and subject to the restrictions before imposed.



My said wife shall be permitted to ~~use~~ any timber necessary for such fencing &c. and she may also make such improvements and additions to said farm as in the opinion of my executor will be calculated to enhance the value thereof. And should the said Edward and Jacob both die without issue then the said land shall descend upon my said daughters survivor or in case of the death of both my sons without issue during the minority of my oldest daughter or at any other time my said wife if ~~she~~ she be then single & unmarried may procure an assignment of Dower to her in due form of law which she shall hold and enjoy during her widowhood and not longer - in which event my said executor will take charge and control of the residue of land and manage the same to the best advantage of my said daughters by leasing it out &c. and so soon as either of my said daughters shall arrive at the age of twenty one years she may make forthwith an application for a division of said land according to law if she thinks proper. And finally it is my will that to whomsoever the said land shall descend my said said wife so long as she may remain my widow shall be entitled to a support out of the proceeds thereof or otherwise

I hereby appoint my brother Nicholson Millis sole Executor of this my last will and testament as well as guardian of the estate of my said children (their Mother being permitted to retain the custody of them during their minority. And I enjoin it upon my said Executor to supervise the cultivation of my farm and guard and protect the interest of my said children. And I hereby revoke all wills heretofore made by me.

In testimony whereof I hereto subscribe my name and affix my seal the 29<sup>th</sup> day of February A.D. 1836.

Signed, sealed published and declared in presence of us who in the presence of the Testator at his request and in the presence of each have <sup>subscribed</sup> our names as

Witnesses -

J. B. Thornton

J. H. Peck

Enoch <sup>his</sup> Millis <sup>make</sup> Seal

The State of Indiana Orange County ss  
I, J. B. Thornton Clerk of the Probate Court of the County of Orange certify that on the fourteenth day of May 1836, before me Nicholson Millis <sup>who</sup> produced the last will and testament of Enoch Millis deceased and made proof thereof by the oath of Joseph H. Peck one of the subscribing witnesses thereto. Witness my hand this 14<sup>th</sup> day of May 1836 J. B. Thornton