

Last Will and Testament of: Elizabeth Prather WELLS

This will was submitted by James "Jim" McCoy, descendant of Sarah Wells McCoy, wife of John McCoy. Sarah Wells was born Feb. 20, 1794 and died Dec. 14, 1887 in Sistersville. Sarah Wells was the daughter of Charles Wells and Elizabeth Prather Wells.

Tyler Co Will Book 1B, page 15, Probated Spring Term 1845

IN THE NAME OF GOD AMEN I Elizabeth Wells of Tyler Co State of Virginia considering the uncertainty of human life do make and publish this my last Will and Testament hereby revoking all former will by me made or attempted to be made.

1st. I desire that my funeral expenses and all other just debts be first paid.

2nd. I will and bequeath unto my son Charles P. Wells the sum of One Thousand Dollars, provided however that he will except the Same, but in case he will not except then in that case it is my desire that the said Sum of One Thousand Dollars be divided equally among my grandchildren, Children of the said Charles P Wells.

3rd. I will and bequeath unto my son Nicholas Wells the Sum of Two Hundred and Fifty Dollars in addition to what he has already received.

4th. I will and bequeath unto my son Perrygrine Wells the sum of Five Hundred Dollars in addition to what he has already received. I also desire that my executors hereinafter named do collect all my just claims against the said Perrygrine Wells and after the payment of the above legacy do distribute the proceeds of said claims equally among my three grandchildren of the said Perrgrine Wells, namely Elizabeth, Charles V. and Charlotte Wells.

5th. My son Eli Wells having received all I intend for him I therefore will nothing more to my said son Eli.

6th. I will and bequeath unto my daughter Ruth Birckhead, wife of Abraham Birckhead the sum of Five Hundred Dollars in addition to what she has already received. I desire that my executors do not pay said legacy to my said daughter Ruth for at least five years after my decease unless she should become a widow before.

7th. I will and bequeath unto my daughter Sarah McCoy the Sum of One Thousand Dollars.

8th. I will and bequeath unto my daughter Delilah Grier, wife of Robert Grier, the sum of Fifteen Hundred Dollars.

9th. I will and bequeath unto Caty Adams Russell's four children (she the said Caty being dead) the Sum of Two Hundred and Six Dollars to be divided in the manner following: To Charles

W.Russell the Sum of One Dollar, To Joseph Thornton Russell the Sum of One Hundred and Two Dollars, to Mary Ann Corbitt the Sum of One Hundred and Two Dollars, to Samuel Russell the Sum of One Dollar.

10th. I will and bequeath unto my Daughter Betsy Russell wife of Wm Russell the Sum of Fifteen Hundred Dollars.

11th. It is my will and desire that all my houses and lots in the Town of Sistersville in said county of Tyler be by my executors hereinafter named sold as soon as convenient after my decease for the best price that that can be had for the same and after payment of the above legacies I devise and bequest the residue of property to my above named four daughters to be equally devided between them, share and share alike.

12th. It is my will and I hereby bequeath to my said four daughters all my household and kitchen furniture, bedding and wearing apparel, plate and all other articles of personal property to be equally divided between them, said division to be made by themselves and in case they can not agree upon said division then it is my desire that Charles P. Wells one of my executors hereafter named divide the same.

13th. It is my will that in case any one or more of the above named legatees should die before the receipt of their respective legacies then and in that case the children of such legatee shall take the share of such legatee so deceased share and share alike.

14th. It is my will and desire that my executors do not bring suit against such of my debtors as I now hold deeds of Trust against for one year after my decease.

15th. I do hereby constitute and appoint my son Charles P. Wells and my son in law Robert Grier executors of this my last Will and Testament each to receive Fifty Dollars for such service.

In Testimony whereof I have hereunto set my hand and affixed my seal this 5th day of August in the year of our Lord one thousand eight hundred and forty four.

ELIZABETH WELLS (her mark)

Witnesses: Rolla N. Wells, Horation I. McClean, Richard Talbott, Joseph C. McMahon