

WILL OF WILLIAM B. DENNEY SMITH COUNTY, TENNESSEE

(Smith County Will Book F, pp. 158-159, Smith County Microfilm Roll 106)

Be it remembered that on this the 4th day of November 1925; before the Hon. Orin Lynch Chairman Protem, of the County Court of Smith County, Tennessee, Herman Denney and Allan Denney the Executors named therein produced in open Court a paper writing purporting to be the last will and testament of William B. Denney deceased bearing date of Sept 25th, 1924 having the name of William B. Denney signed thereto and being attested by N. G. Robertson and Ruby A. Martin and moved the court that the same be admitted to probate and record as the last will and testament of Wm. B. Denney deceased. And it appearing to the court from the testimony of N. G. Robertson one of the attesting witnesses that said paper writing was written in the lifetime of the said William B. Denney, now deceased and signed by him, and subscribed in his presence and at his request by the said N. G. Robertson and Rubye A. Martin as attesting witnesses and that said instrument was executed by the said William B. Denney on the day it bears date, as and for his last will and testament and it further appearing to the court that the said William B. Denney lately died at his usual place of residence near Dixon Springs, Tenn. It is so adjudged.

And it is so adjudged and declare by the court that said instrument is the true whole and last will and testament of the said William B. Denney deceased, and the clerk is directed to file and record the same. The said Herman Denney and Allen Denney having been relieved by bond; and they having been in open court qualified as required by law, it is ordered by the Court that they be and they are hereby appointed Executors of said estate and that bears testamentary _____ to them. Which is done.

Said Hill is as follows.

Last will and Testament of William Bradley Denny.

I William Bradley Denny of the 12th District of Smith County, Tennessee do hereby make and publish this my last will and testament hereby revoking all other wills by me at any time made. First. – I devise that my funeral expenses and all my just debts be paid. Second. I give and bequeath absolutely to my beloved wife all of my personal property that I may own at the time of my death after the payment of the above debt. Third, I give and bequeath to my beloved wife, Josie R. Denny, for and during her natural life and widowhood, all of the real estate that I may own at the time of my death: Said real estate at the time of her death or her remarrying to go to my children Herman Denney, Allen Denny, Randolph Denny, Gertrude Denney, and Nannie P. Hughes, equally, share and share alike, should any child die ____ that part or share shall descend to his or her heir, and if such child die without issue, then that part shall revert to the others equally.

Besides my home place I own what is known as the Wilson lot of some 75 acres which I purchased from Henry Wilson many years ago. Should they decide it best or necessary

my wife joined by my Executors herein below named are hereby empowered without the necessity of filing a bill in court, or being joined by my other children, to sell said Wilson lot and make a Warranty Deed to the purchaser for same. If such sale is had then my executor herein below named and appointed shall qualify and act as trustee of the _____ or proceeds arising from said sale and they will loan the same out on real estate on first mortgages only, and the income on said funds they will give to my said wife yearly as long as she lives or remain single and at her death or remarrying the same shall be divided among my children equally as the real estate here in above provided. Fourth I nominate and appoint my sons Herman Denny and Allen Denny as executors of this my last will and testament and relieve them of giving bond as such.

This Sept 25th, 1925

W. B.
William B. Denny

Attest
N. G. Robertson
RUBY A. MARTIN

Filed Nov 4th, 1925

J. E. Highers Clerk

A True Copy

Attest

J. E. Highers Clerk