

given in the sum of one thousand dollars, and Joseph In-  
graham and James C. Marshall are accepted as security  
and Nathan Galbreath, Lea Permoote and Jonathan Kimmy  
are appointed appraisers of goods. Wm. C. Russell cler

By J. M. Laughlin Spt cler

Whereupon on the second day of the time last aforesaid, and 5th  
day of April aforesaid, came Jacob Ratter Esq. <sup>been previously</sup> who had elec-  
-ted and commissioned an associate judge, and was duly qua-  
-lified as such by the Hon. G. W. Elders, and took his seat.

Estate of Philip Grey } The last will and testament of Philip Grey dec'd  
Dec'd } was brought into Court, and Joseph Coffey and  
James Carson the two subscribing witnesses thereto  
being present and duly affirmed before and say that they  
saw the testator sign said will that they attested and subscri-  
-bed the same as witnesses in his presence, that the testator when  
he signed said will was of sound mind and memory of full age  
and not under any restraint, which said testimony was reduced  
to writing and filed, and it appearing to the Court that the said  
will was duly attested executed & proved as aforesaid, the same  
was approved by the Court and ordered to be admitted to Probate.  
Which said will as proved and approved as aforesaid is in these words  
to-wit:

“Be it remembered that I, Philip Grey of Butler  
township Columbiana County and State of Ohio being of sound  
disposing mind and judgment and knowing the uncertainty of life  
do make this my last will and testament in manner and form  
following hereby revoking all other wills heretofore made by me  
First. It is my will and I desire that all my just debts and  
funeral expenses be timely and punctually paid before any  
other distribution of my estate be made.

Second. I will and bequeath unto my son John Grey the North  
west quarter of Section eleven in township twenty four, North  
of range twelve, East in the district of lands subject to sale  
at Fort Union Indiana containing eighty acres during his  
lifetime, and after the death of my son John as aforesaid  
It is my will and I desire that the above named quarter of land  
be sold and the proceeds thereof be equally divided amongst



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his first wife's children as if named share and share alike  
Third. I will and bequeath to my son Isaac Tray forty dollars  
to make him equal with his brothers Darius and Ely which  
I have given them each one quarter of land.

Fourth. I will and bequeath to my daughter Sarah Quaintan  
two hundred dollars to make her equal with the rest of her  
Brothers.

Fifth. I will and bequeath to my daughter Susannah Whitacre's  
children namely Lorinda, Jackson, Mary, Smith, Ely, Whita-  
-cre, Charles Whitacre, Martin Whitacre, Madison Whitacre  
and Sarah Whitacre, two hundred dollars to be equally di-  
vided between them share and share alike.

Sixth. I will and bequeath to my daughter Fane Purson's  
children as if named the sum of two hundred dollars to  
equally divided between them share and share alike.

Seventh. It is my will and I desire that my son Isaac  
shall take two hundred dollars of my estate and enter  
or purchase a quarter section of land in some situation  
that he may think best, and it is my will and I desire  
that my daughter Synthia Rakeshaw shall have the af-  
oresaid quarter section of land during her lifetime and  
at the death of my daughter Synthia as aforesaid it is my  
will and desire that the aforesaid quarter section of land  
be sold and divided equally between my daughter Sy-  
ntha's children share and share alike.

Eighth. It is my will and I desire that my executor sell  
all my estate real and personal at public sale and after  
taking out of the proceeds forty dollars for Isaac and  
paying him a reasonable compensation for his services  
in purchasing the aforesaid quarter of land for Synthia  
and taking out two hundred dollars each for my three  
daughters Sarah, Susanna and Fane and after deducting  
out of the proceeds as aforesaid a reasonable compensation  
to my children's services after they became of age, which



out of the proceeds as a ~~provision~~ a reasonable compensation  
for my children's services after they became of age, which  
if they cannot agree upon it is to be left to three disinterested  
persons such as they may choose, and after taking out  
all the above sum as if married, then it is my will, that  
the remainder of my estate be equally divided amongst  
all my children as if married share and share alike;  
and if my son Dawson should die before he receives  
his dividend of my estate, then it is my will that his  
share shall go to his children share and share alike.  
Ninth, and lastly I hereby nominate and appoint my son Ely  
Shay and Caspar Williams sole executors to this my last will

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and testament, in witness whereof I have hereunto set my  
hands and seal this twenty second day of August in the  
year of our Lord one thousand eight hundred and forty  
two. Witnesses present.

Joseph Coffey

James Burson.

Phillip X Shay Esq  
mark

And the Court order that letters testamentary issue to  
Ely Shay, one of the executors named in the will, Caspar  
Williams the other, executor declining and refusing to serve  
Bonds required to be given in the sum of six thousand dollars  
Nathan Galbreath, Abraham Weston and Benjamin  
Payson are accepted as security, and Thomas Galbreath  
James Burson and Joseph Coffey are appointed apprais-  
ers of goods.

William C. Ruffee Clerk

By J. McLaughlin Deputy