

This is the will of **Benjamin Denney**
s/o **John & Sarah “Sally” (Winfree) Denney**
Benjamin Denney - *Bible*: b. 26 December 1810, NC
d. September 1844, TN - md Evaline Rollins – d/o James Rollins
b. ca. 1810, VA – d. ca. 1896

Benjamin Denney

I Benjamin Denney Do make and publish this as my Last will and Testament heareby Revoaking [sic] and making void all other wills by me at any time made. First I direct that my funarle [sic] Expences and all my Debts be paid as soon posible [sic] out of any moneys that I may Die posed [sic] of or may first come in to the hands of my Executor. Secondly I give and Bequeath to my beloved wife Evaline Denney my entire Estate during her Lifetime in case she should not marry and case she Should marry then my Effects to be sold. She to have a Chils [sic] part with my heirs. Lastly I Do heareby [sic] nominate and appoint my beloved Fatherinlaw in law [sic] James Rollings and my beloved Brother Charles Denney my Executors in witness where of I do to this my will Set my hand and Seal this 5 day of September 1844.

Benjamin Denney (Seal)

Signed Sealed and published in our presence and we have subscribed our names hear to in the presence of the testator this the 5th of September 1844.

attest:

Jordan Kilzer

Philip B. Smith

William B. Allen

James W. McClanahan

State of Tennessee Smith County October Term County Court 1844. When the executors of the last will and Testament of Benjamin Deney dc was provided in Open Court for probate and was deposed by the Oaths of Phillip B. Smith and William B. Allen subscribing to the same, and on motion made to record.

Attest:

John T. Burnett Clerk

Smith County Court

Cover of original will on file in the Smith County Archives says Beng Denny Rd 8 Oct 1844 in Book B page 32 Bundled. Below that is written in another hand Benjam Denney's last Will.

Three spellings in this record, although the entire will is written with Denney by Benjamin. The Denny and Deney are used by the Clerk and Registrar.