50-979HChambersJusticeMar1837StartOfCoverageOfWill – Transcription

Irwinton March 7th 1837

Then the Honorable Inferior Court Sitting as a Court of Ordinary Met pursuant to adjournment present their record.

	Saml Beall	}
	Scott Robinson	}
Attest	Jesse Peacock	} Justices
B Exum Clk	M. Etheridge	}
	H. Chambers	}

Court thus adjourned until Court in course.

B Exum Clk

(next page after some other unrelated entries)

For 1836 (I think this is related to the entry just above Henry coming to court)

Henry Chambers	}
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Caveator	}	In the Court of Ordinary for the County of
Jesse Peacock	}	Wilkinson March Term 1837
Jethor Dean	}	
Propounders of	}	

Will of William }

Chambers }

And now coming him into Court the aforesaid Henry Chambers by his Proctors & Counsel William H Torrance & Iverson L Harris, and objects to the paper purporting to be the last will & Testament of William Chambers, being proven & admitted to record as such.

- 1. For that when said paper was signed by said William he was from bodily and mental infirmity incapable of making a fair, proper and legal instrument as a will: that he was not of sufficient sound mind and memory to make a proper disposition of his estate.
- 2. That at the date of said paper the mind of said William was alienated by age and disease.
- 3. That previous to and preparatory to the making of said paper styled a will the said William being weak in body & mind was improperly importuned by persons not of his family to make and execute the said paper called his will, for evil, wicked & (untrusted?) purposes – That by said improper importunity the said William was induced to make said paper for the purpose as intended by those practicing upon said William to defraud his rightful heirs of his estate and for the benefit of others.
- 4. That at and before the date of said paper the said William was surrounded by persons, among them the said Jesse Peacock who made many false and fraudulent representations to said William concerning his only legitimate /son/ child then in life, to wit: the aforesaid Henry Chambers and importuned the said William to sign said paper and did obtain it by false & improper representations concerning his said son, and at a time when said Jesse and others knew that the said William had not such sound mind and memory as to enable him to dispose of his estate with reason.
- That at and before the oath of said paper and for that purpose the said William was defrauded by statements made to him by intended persons. He being then of unsound mind and memory to make said pretended will.

For these and any other objections, exceptions and imperfections in this premises the said Henry now here files his said Caveator against the proof and Record of said pretended will: and is now to over, maintain, and prove the same as this Honorable Court may order and direct.

William H Torrance

Iverson L Harris

Proctors for Libelling and of Counsel

The above Caveator overruled by the Court March 1837

B. Exum C Co WC

Saml Beall JJC

M Etheredge JJC

L M Robinson JJC

Henry Chambers JJC

The Court then adjourned till court in course

B Exum Clk