

Morris, Josiah, Deceased.

Last will and Testament.

State of Alabama, }
 Montgomery County. } Being of sound mind and body and fully con-
 scious that death will sooner or later overtake me, I make and
 publish this my last will and testament revoking all others.
 I do hereby direct that the firm of Josiah Morris & Co, be carried on
 for the space of five years from my death and that F. M. Billing
 have full charge of said business unless he should otherwise select
 to do, and that after deducting any amount that may be to the
 debit of my individual account from the one hundred thousand
 dollars contributed by me as capital and now at my credit
 as such the balance shall be the capital to be used by him
 in said firm, the one half of such balance due me at my
 death is to be equally divided between my wife Sarah E. Morris
 if living at her death to my daughter Mary Hilit Morris
 and F. M. Billing, it being my intention to give to said Billing
 one half and my wife and daughter the other half of said cap-
 ital and the business to be continued for their joint interest under
 the direction and supervision of said F. M. Billing. It however
 is not intended that anything herein contained shall prevent
 an amicable settlement prior to the expiration of said five years
 from my death should the said F. M. Billing and my wife, or
 in case of her death of my daughter Hilit, so agreeing.
 To my daughter Mary Hilit Morris I give my watch now
 used by me and should she marry and have a son said watch
 is to be given him as a present from me. To my wife I give
 during her life time and at her death to my daughter Hilit all my
 real and personal estate authorizing her to sell and dispose
 of all or any part thereof. and from it support herself and
 daughter in a becoming manner, not requiring her to render
 any account of such expenditures, but all her acts are to be
 taken as right. I nominate and appoint my wife Sarah
 E. Morris if she be living and if she should die before me,
 then my daughter Mary Hilit Morris and F. M. Billing
 my executors to carry into effect this my last will and Testament,
 but they nor either of them must be required to give any bond as
 such executors, nor are they to be held responsible to any person
 except my creditors for any mistake, omission or mismanagement
 as to any part of my estate, or to the exercise of any power

right or privilege given to them, whether such exercise be in conformity with this will or not. Signed at Montgomery Alabama, this first day of July 1882.

In the presence of Josiah M. Davidson, J. K. } Josiah Morris
McDonald, J. R. Sayre.

State of Alabama,

Montgomery County.

I, Josiah Morris of the city of Montgomery in the county and state aforesaid do make public and declare this codicil to my last will and testament hereby ratifying and affirming my said will with the codicil heretofore made by me thereto. In addition to my executor and executrix named in my said will, I nominate constitute and appoint my son in law Dr Benjamin J. Baldwin as Executor of my last will and the codicils thereto, and it is my express will and desire that my said executor shall qualify and administer my said estate without being required to give any bond. Witness my hand this 16th day of July 1888.

Witness

J. M. Davidson.

W. W. Anderson.

Josiah Morris

The State of Alabama,

Montgomery County.

Probate Court. In the matter of the Probate of the last will and Testament of Josiah Morris deceased. Before me F. B. Randolph judge of Probate Court in and for the county and state aforesaid personally appeared in open court J. M. Davidson who having been by me first duly sworn and examined did and does depose and say that he said affiant J. K. McDonald, W. W. Anderson and J. R. Sayre are subscribing witnesses to the foregoing instrument of writing now shown to the said affiant, and which purports to be the last will and Testament and Codicil thereto of Josiah Morris, deceased late an inhabitant of this county, that the said Josiah Morris since deceased, signed and executed said instrument on the days the same respectively bear date, and declared the same to be his last will and Testament and Codicil thereto, that affiant and the other witnesses set their signatures thereto on the days the same respectively bear date, as subscribing witnesses to the same in the presence of said testator and at his request and the witnesses to each instrument in the presence of each other, and that said testator was of sound mind and disposing memory

and understanding and in the opinion of affiant fully capable of making his said will and Codicil thereto at the time the same were so made as aforesaid; and deponent further states that said testator was on the day of the date of said will and codicil thereto of the full age of twenty one years and upward and a resident of this County

J. M. Davidson

Subscribed and sworn to before me this 3rd day of March 1891.

J. B. Randolph Judge Probate Court
Montgomery County.

The State of Alabama,
Montgomery County.

I, J. B. Randolph Judge of the Probate Court in and for the County and State aforesaid, do hereby certify that the within instrument of writing has this day in said Court and before me as the Judge thereof been duly proven by the testimony of J. M. Davidson one of the subscribing witnesses to the genuine last will and testament and Codicil thereto of Josiah Morris, deceased, and that said will together with the proof thereof, has been duly recorded in my office in Book No 6 of Wills at page 170. In witness whereof I have hereunto set my hand and affixed the seal of said Probate Court on this the 3rd day of March A. D. One Thousand Eight Hundred and Ninety one.

J. B. Randolph Judge Probate Court,
Montgomery County.

The State of Alabama,

Montgomery County Probate Court.

I, John B. Gaston, Judge of Probate in and for the said County, in said State, hereby certify that the within and foregoing pages are a full, true and complete copy of the last will and Testament of Josiah Morris deceased as fully and completely as the same appears of record in this office in Book No 6 of Wills at page 170. Given under my hand and office seal this 2nd day of December A. D. 1903.

J. B. Gaston, Judge Probate Court
Montgomery Co., Ala.

Filed for record May 13th 1904 and recorded.

A. P. Longshore,
Judge of Probate.

