

LAST WILL AND TESTAMENT OF GEORGE DARNE

November 26, 1850

Recorded December 4, 1850

In the name of God amen. I George Darne of the County of Callaway in the State of Missouri being far advanced in years but of sound mind do make and ordain this my Last Will and Testament as follows to wit:

I do hereby direct that that part of my Land lying West of the Portland and Nine Mile Prairie Road except the Eighty Acre Lot which lies between the land of Joseph Duncan and Simon Darne's Land and the forty acre Lot lying adjoining David Whaley's and Joseph Duncan's Lands be sold at public auction to the highest bidder and that the grain growing on the same be sold with the Land. The balance of my Land I give and bequeath unto my daughters Matilda Gill & Catharine Scott and to my Sons Henry J Darne, Joseph Darne & George A. Darne and to my Grand daughter Martha M. Donohoe to them and their heirs forever to be equally divided between them by sale or otherwise as they shall deem or think best.

Item. I give and bequeath unto my daughter Matilda Gill my negro woman Kitty and her youngest Child, Mary, to her and her heirs.

Item. I give and bequeath unto my daughter Catharine Scott and to her heirs my negro woman, Ellen and her youngest Child Sanford.

Item I give and bequeath unto my Son Henry L. Darne my Negro man Tom and one hundred dollars.

Item. I give and bequeath unto my Son Joseph Darne my negro man Abraham.

Item. I give and bequeath unto my Son George A. Darne my negro man Frank.

Item. I give and bequeath unto my Grand daughter Martha N. Donohoe and to her heirs my negro Girl Lucy.

Item. I give and bequeath unto my son in Law James Gill my negro man Alfred upon condition that he take charge of my Son Armstead Darne and furnish him with suitable board, Raiment, and Lodge during his life.

Item. I hereby direct that the balance of my negroes not disposed of shall be set up at public auction and purchased only by my sons and daughters who shall be the highest bidder.

Item. I give and bequeath unto by Grand Children, James H. Darne, Ann Elizabeth Darne, Susannah Virginia Darne, Rebecca M. Darne, Sarah Frances Darne and Mary Jane

Darne children of my deceased Son Daniel Darne, One hundred dollars to each of them to be paid out of the money arising from the Sale of my Land.

Item. I give and bequeath unto my sons and daughters Henry L. Darne, Joseph Darne, George A. Darne, Matilda Gill, and Catharine Scott all my household & Kitchen furniture of every description to be equally divided between them.

Item. I hereby direct that all my Stock of every description and all grain and farming utensils to be sold and the money arising therefrom and from the sale of my Land herein before directed, and from the debt due to me and from the sale of my negroes, after paying all by Just debts and funeral expenses and the money Legacies herein mentioned, shall be equally divided between my sons Henry L. Darne, Joseph Darne, George A. Darne, and my daughters Matilda Gill & Catharine Scott, and my Grand daughter Martha M. Donohoe. In making this division my daughter Matilda Gill is to be charged with three hundred dollars the value of a negro Girl named Sarah given to her some years ago which gift of said Sarah and her increase I do hereby confirm.

I do further direct that if any of my children or Grand Children shall attempt to break or annul this my Last Will & Testament, he or she shall forfeit his share of my estate and that it shall be divided equally between my other Children.

Lastly I direct that no Letters of Administration or Letters Testamentary may be taken out on my Estate but for the purpose of carrying this my Last Will and Testament into full effect.

I do hereby appoint my friends Joseph Scholl & Eli Offutt my Trustees and do hereby authorize them or the Survivor of them to make Sale of my Land & Slaves and other property hereby directed to be sold and to make a proper deed or ____ for conveying said Land and to collect the money arising from said Sales and to collect all outstanding debts due to me, and to paying my debts and funeral expenses, and the money Legacies herein contained and to divide the balance according to this my Last Will & Testament.

I do hereby further direct that if my Grand daughter Martha M. Donohoe shall attempt by suit or otherwise to receiving any thing from my Estate on account of my securityship for my son Daniel Darne as Administrator of the Estate of Martin Donohoe, dec.d, she shall forfeit all the Bequests hereby made to her and the same shall be equally divided between my sons Henry L. Darne, Joseph Darne, George A. Darne and my daughters Matilda Gill & Catharine Scott.

For good reasons known to myself I have hereby given to Martha M. Donohoe daughter of my daughter Anna Bolton the amount I had heretofore intended to have given my said daughter. I therefore have not divided or given any part of my Estate to my said daughter Anna Bolton.

I do hereby revoke all former Wills by me made and declare this to be my Last Will and Testament

...I have hereunto set my hand and seal this 26th day of November in the year of our Lord eighteen hundred and fifty.

Signed sealed published and pronounced by George Darne...his Last Will and Testament
In the presence of us who have subscribed our names hereunto in the presence of each
other

George Darne seal

R. B. Jackson
James Wren
W. J. Jackson

Codicil to the ... will made this 26th day of November 1850. I hereby give to my Son
George A. Darne my horse Jim should he return from California. Granted under my
name and seal this date above