

Newton County, for the name of Son James

it right and proper that I should make a disposition of the property with which I should make a disposition of the therefore make this my last will and testament hereby or selling all other heretofore made by me.

Item 1st It is my will & desire that all my just debts be paid by my Executor hereinafter named as soon as he can make the proper arrangements for the same.

Item 2nd I give and bequeath to my aunt Eliza Sims wife of William Sims of Newton County One hundred dollars.

Item 3rd I give and bequeath all the residue of my estate except as is mentioned in the 2nd and succeeding them I share and share alike.

Item 4th I give and bequeath to my uncle William Sims one hundred dollars for attending to and collecting my estate over and above the customary commission; and I hereby nominate and appoint him sole Executor of this my last will and testament this 4th May 1861.

T. S. Check *(Signature)*

Signed sealed declared & published by Thomas S. Check as his last will and testament in the presence of us the subscribers who subscribed our names hereto in the presence of the testator and of each other this 4th May 1861.

Purmeaus Reynolds
Oborn T Rogers
A. M. Evans

Georgia
Newton County

May 31st 1866

Court of Ordinary in vacation

In vacation personally appeared A. M. Evans who being duly sworn deposes and saith that he subscribed the within will as a witness and that he saw Purmeaus Reynolds and Oborn T Rogers do or likewise that he saw Thomas S. Check the testator sign the same and publish

277

publish the same as his last will & testament and
 that at the time of said signing and publication the
 said Thomas L. Clark was of sound disposing mind and
 memory and that he executed the same freely and without
 compulsion so far as ^{he} knows or believes and that he
 subscribed the same in the presence of the testator and
 of each other. A. M. Evans

Sworn to and subscribed
 before me this 21st May 1869
 Wm D Luckie

Ordinary

Georgia
 Newton County

I do solemnly swear that this will
 contains the true last will of
 the within named Thomas L. Clark deceased so far as I
 know or believe, and that I will well and truly execute
 the same in accordance with the laws of this State. So
 help me God.

Sworn to & subscribed
 before me this