

Georgia
 In the name of God Amen
 I John S. Duke having been once than the
 usual time allotted to young of full age, but remain
 in mind and being anxious to dispose of the property unto
 which we have been made this my last will and
 testament

Item 1st I give my land to her who gave it & my wife
 to the most from whence it came trusting that God will
 raise it up again at the resurrection of the just.

Item 2nd I give and bequeath unto my grandchildren
 as my Catherine Nottingham Louisa Smith Martha
 Smith and Thomas McCoy the lot of land lying in
 Newton County to be sold and the proceeds to be equally
 divided between them in full of all claims against
 my estate.

Item 3rd I will and desire that my negroes and
 all the property not otherwise disposed of be sold and
 the proceeds after paying my just debts, be dis-
 tributed as hereafter provided.

Item 4th I give and bequeath unto Thos. M. Duke
 & Susan Shepherd for the use of my Daughter Lucy
 Woodruff & to the heirs of her body, after her an equal
 distribution share arising from the sale of my property
 as above directed, to be used or invested by said trustees
 as they may deem most beneficial to the parties in-
 volved.

Item 5th I give and bequeath unto my sons Joseph
 Duke, Thos. M. Duke, Raylen Duke & my Daughters
 Betnah Allen and Emily Shepherd each an equal
 distribution share arising from the sale of my property

as above directed, provided however that in case of any having
 debts be first satisfied from the share of Thos. M. Duke being
 the holder of the land that I have herebefore given him.

Item 6th Resolving not to have witness I appoint Thos. M.
 Duke & Susan Shepherd Executors to be this my last will
 and testament.

Witness my hand this 2nd day of June 1857
 John S. Duke and
 published in presence of
 John S. Duke
 McHenry Tucker
 Emily Harman

Georgia
 Newton County In sheweth before us personally come
 John S. Duke & being duly sworn deposes & testifies
 that he knows the within Bill as a witness &
 that he saw McHenry Tucker & Emily Harman or
 to his knowledge that he saw John S. Duke the testator
 sign the same & publish the same as his last will &
 testament & that at the time of the signing & publica-
 tion of said will & testament the said John S. Duke
 in the opinion of deposed was of sound & disposing
 mind & memory
 Given to & Subscribed
 before us this 7th day 1857
 My commission expires
 David Mansford J. C.
 W. D. Tucker J. C.

