

Georgia

Newton County

In the name of God Amen
 I Joshua Marbut being of sound disposing mind
 but weak in body and willing to make the entirety of earth and all
 things to dispose of what worldly effects I possess while in health life
 and sanity do constitute or make and publish this my last will and
 testament

I leave first. At my death or at some time after as my executor
 hereinafter appointed may see proper I leave all my property of
 every description to be sold by my Executor and the proceeds to be
 by them paid in the following order to my proper heirs. To my son
 John I Marbut one ninth part of the proceeds of my estate. To my son
 Nathaniel Belegash one ninth. To my son Burdett Marbut
 one ninth. To my daughter Sarah White one ninth. To the two children
 of Young J Marbut successively one ninth. To Robert L Marbut one
 ninth. To Mary J Hollingsworth one ninth. To Oliver J Marbut one
 ninth and to John W Hollingsworth one ninth in trust for my
 daughter Emily Bishop to be by him disposed of in such way
 as will be most to her personal interest and comfort not put
 part to the control of her present or any future husband and
 if at her death any thing should remain of this trust then
 such remainder to be equally divided between her three children
 by her first husband Phillip Duncan. The above division to be
 made amongst the four named after my Executor shall pay
 out of my general estate one hundred dollars to my grandson
 George A Hogg that being the amount I gave and bequest to
 him.

Remains. I appoint or make and constitute my son John P
 Marbut my Executor to carry out this my last will and testa-
 ment.
 Joshua Marbut

Signed and sealed and acknowledged in our presence and
 signed by us in presence of each other
 D. J. White
 J. B. White
 A. B. Helms p.p.

Georgia } March 11th 1863
 Newton County } Court of Ordinary in Vacation

In vacation personally appeared David J. White
 & A. B. Helms who being duly sworn deposed and said
 that they subscribed the above and foregoing will as witnesses

and that they saw I & White the other subscribing within as
 and that they saw John Marbut the witness sign and purchase
 the same as his last will and testament and that at the time of
 the said signing and purchase the said John Marbut in the
 opinion of respondents was of sound disposing mind and memory
 that he executed the same freely & without any coercion or force
 as they know or believe and that they subscribed in the presence
 of the witness & in the presence of each other and that said
 instrument was deposited to the best of their recollection some
 time in the summer or early part of the fall of eighteen hun-
 dred and fifty (1850)
 sworn to and subscribed
 before me this 1st day of
 March 1863
 Wm D Luckie County

D. J. White

G. J. Thomas

~~XXXXX & X are dead Dec 1863~~
 Wm D Luckie County

Georgia
 Newton County } I do solemnly swear that this writing contains
 the true last will of the within named John
 Marbut 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 and subscribed
 before me this 2^d day of
 April 1863
 Wm D Luckie County

Admitted to record April term 1863
 Wm D Luckie County