

Georgia:
Dougherty County

I, John Mackay of Baker County and State of Georgia being of sound and disposing mind and memory do make this my last Will and Testament freely revoking and annulling all others made by me heretofore made.

Item One.

I devise and direct that all my just debts be paid without unnecessary delay by my executor herein after named and appointed.

Item Two.

I give bequeath and devise to my wife Martha Mackay one fourth (1/4) of the two hundred and fifty (250) acres of land now owned by me in the 8th (eighth) District of Baker County Georgia - said one fourth (1/4) to be and extend across the entire north side of said land; also one black mare mule named "Lude" - for and during her natural life, and at her death, then to, descend and be property of my children, then in life, or their representative of my said children, share and share alike. If she come to be in lieu of, and in place of, any dower or years support that my wife may or might have out of my estate after my death.

It is my will and desire and I so direct that if my said wife Martha Mackay should decline to accept the property given her in this item, on the terms and conditions aforesaid, then and in that event, the property herein willed to her shall be and belong to my children, then in life, or the representatives of said children share and share alike.

Item Three.

I give bequeath and devise to my daughter Giletti Cockington wife of Andrew Cockington the next one fourth of the two hundred and fifty acres of land now owned by me in the Eighth District of Baker County Georgia - that is to say the one fourth across said land north-south - and adjoining that

including the foregoing item given to my wife
Matthias Mackey, the same being given, bequeathed
and devised to my said daughter, her heirs
and assigns forever in fee simple.

Item Four.

I give bequeath and devise to my son Peter
Mackey the next one fourth of said lot of
land, and just south of that given my
daughter Pilette Mackey in the item above
and adjoining on the south that given my
said daughter Pilette, the same is given
and bequeathed to my said son his heirs
and assigns forever in fee simple.

Item Five.

I give bequeath and devise to my son Gus
Mackey Jr. the next one fourth of said
two hundred and fifty acres of land, above
mentioned and adjoining on the south that
given to my said son Peter Mackey, in
the item above of this will, the same being
given, bequeathed, and devised to my said
son Gus, his heirs and assigns forever
in fee simple.

Item Six.

My intention being to divide said two
hundred and fifty acres of land into four
equal parts, dividing the same east
and west, the first going to my said wife,
the next to my said daughter Pilette, the
next to my son Peter, and the last the south
one fourth going to my son Gus, upon the
terms and conditions as is heretofore set
out and expressed by me in this will.

Item Seven.

I give bequeath and devise the entire
residue of my estate, after the payment of all
of my just debts, in whatsoever property
it may consist, or wheresoever it may be
found to my son Peter Mackey, the
same being given bequeathed and devised
to him his heirs and assigns
forever in fee simple.

Item Eight.

I hereby nominate constitute and appoint my said son Peter Mackey my sole executor of this my last will and Testament.

Having implicit confidence in him I direct that he not being required to make any inventory of my estate nor that he be required to give any bond, for the purpose of winding up my estate as executor, and I further relieve him from making any annual returns to the Court of Ordinary or any other court, as to the management of my estate.

In witness whereof I have hereunto set my hand and seal this the 1st day of February 1912.

Gus Mackey (Seal)
Gus Mackey

The above and preceding will of Gus Mackey was this day signed, sealed and published and declared to be his last will and Testament.

He signed the same in our presence, we having subscribed our names at his instance and request, in his presence and in the presence of each other.

Witness our hands and seals this February 1st 1912

E. R. West. (Seal)

B. L. Collier. (Seal)

And Sterne. (Seal)

Peter Mackey, Proponent of
the will of Gus Mackey.

vs

Viletti Washington

Martina Mackey

Peter Mackey, and

Lisa Mackey

Probate of will of Gus Mackey
in Solemn Form

Baker Court of Ordinary

April Term 1913.

The deposition of E. R. West
A. L. Sterne and B. L. Collier witnesses for the pro-
pounder in the above stated case taken upon
notice given taken on the 8th day of March 1912.
at the office of Pope & Bennett at the corner of
Broad and Washington streets up stairs in Albany
Ga. in the presence of W. C. Leonill a

Notary Public of Dougherty County, Georgia.

Said witness E. R. West being duly sworn deposes as follows.

"I was requested by Gus Mackey on the 1st day of February, 1912, while he was in Albany, Ga. to witness his will with B. L. Collier and H. L. Sterne & went to the office of Pope and Bennett in Albany, Ga. where said will had been prepared and which had been read over to Gus Mackey and at the special instance, and request of Gus Mackey I signed said will as one of the witnesses and saw B. L. Collier and H. L. Sterne both sign said will as witnesses thereto. Gus Mackey having signed the same in the presence of each of us and each of us signing the same in his presence, and in the presence of each other. Gus Mackey was of sound mind at the time of his signing of said will. I have examined the attached will and it is the original will referred to above. Gus Mackey, at the time of signing the same, told each of the witnesses that it was his will.
E. R. West. (L.S.)

Said witness B. L. Collier being duly sworn deposes as follows.

"I was requested by Gus Mackey on the 1st day of February, 1912, while he was in Albany, Ga. to witness his will with E. R. West and H. L. Sterne & went to the office of Pope and Bennett in Albany, Ga. where said will had been prepared, and which had been read over to Gus Mackey and at the special instance and request of Gus Mackey I signed said will as one of the witnesses and saw E. R. West and H. L. Sterne both sign said will as witnesses thereto. Gus Mackey having signed the same in the presence of each of us, and each of us signing the same in his presence and in the presence of each other. Gus Mackey was of sound mind at the time of his signing of said will. I have examined the attached will and it is the original will referred to above. Gus Mackey, at the time of signing the same, told each of the witnesses that it was his will.
(In court)

day witness G. L. Sterne being duly sworn
deposes as follows:

I was requested by Gus Mackey on the 1st day
of February 1912 while he was in Albany Ga.
to witness his will with C. R. West and F. L. Ellis.
I went to the office of Coke and Bennett in
Albany Ga. where said will had been prepared
and which had been read over to Gus Mackey
and at the special instance and request of Gus
Mackey I signed said will as one of the witnesses
and said C. R. West and F. L. Ellis also sign said
will as witnesses thereto. Gus Mackey having
declared before me in presence of each of us, and
each of us signing the same in his presence
and in the presence of each other. Gus Mackey
at that time and at the time of his signing of
said will, I have examined the attached will
and it is by said Mackey will be read to glove.
Gus Mackey at the time of signing the same
told each of the witnesses that it was his will.
H. L. Sterne. (J.S.)

The foregoing depositions were taken before me
as stated in the caption and reduced to writing
by a disinterested stenographer employed by
me to take down and write out the testimony
- and I certify that said depositions were taken
because said witnesses were non-residents of
the County wherein the case was pending,
and that said stenographer and I are without
any interest in said case.

Given under my hand and official signature
this 8th day March 1912

J. C. Leavell. N.P. In. C. Ga.

State of Georgia

Baker County:

I do solemnly swear that this writing contains the
true and last will of the within named Gus Mackey
deceased as 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. Peter Mackey.

Sworn to and subscribed before me this
1st day of March 1912 J. B. Perry, Clerk
Baker Co. Ga.