

Copy

Know all men by these presents, that I Chester Hawks of Cassville
Cass County Georgia being of sound mind and sound memory
do ^{this day} make my last will and Testament. Revoking any will or Testa-
ment formerly made.

I now direct that all my debts shall be paid as well as
my funeral expenses.

I now direct that my property of every description (or amount
of it) shall be equally divided between my wife Eliza, her
daughter Mary, her son Chester and her son Julius, and I
appoint as my Executors, to carry the same into effect Julius
M. Patton, and Hawkins F. Price of Cassville Georgia, and
give them full power to make titles grant releases or give
receipts. In testimony of which, I have subscribed my hand
and seal, this first day of July one thousand eight hundred
& forty nine in Greenfield, Franklin County Massachusetts.

In presence of us

Witnesses.

Chester Hawks & Seal

Wm Keith

A. V. Cooley

John Russell

Common wealth of Massachusetts.

Franklin 3.5

At a Court of Probate holden at Greenfield in and for said
County on the sixth day of November in the year of our Lord
one thousand eight hundred and forty nine the foregoing instru-
ment purporting to be the last will and Testament of Chester
Hawks, (late of Greenfield, in said County Franklin deceased,
having been duly presented for Probate to the Judge of said Court,
and all persons interested in the Estate of the said deceased,
having been notified of the assignment of this time and place,
for the consideration thereof, two credible witnesses thereto now
appear before me the Judge of said Court and make oath
that they saw the said Chester Hawks sign, seal and heard
him pronounce, publish and declare the said instrument
to be his last will and Testament, and that they with our other
credible witnesses then also present who is now absent, at the
same time attested the same and subscribed their names as wit-
nesses, in the presence, at the request of the said Testator; and that
he was then according to the best of their discernment of sound mind
and sound disposing memory. Whereupon no objection being offered
and the evidence touching the premises being by me maturely
considered and fully understood, it appears to me the said Judge,
that the said instrument is his last will and Testament.

as the last will and Testament of said deceased do therefore
decree that the same be approved allowed and recorded and
have full force and effect as such accordingly.

George Emmerville Judge of Probate

Commonwealth of Massachusetts

Franklin S.S.

Probate office Decr. 14th 1849

I Wendell T. Davis Register of the Court of Probate for the said
County of Franklin, do certify that the foregoing are true copies of
the last will and Testament of Chester Hawks of Cassville, then living
in the state of Georgia, and late of Greenfield in said County
of Franklin deceased, and of the decree of Probate thereof, as
the same are of Record in this office. In testimony whereof
I do hereunto set my hand and affix the seal of the said Court
this fourteenth day of December A.D. 1849.

Wendell T. Davis Reg. Probate

Commonwealth of Massachusetts

Franklin S.S. Decr. 14th 1849

I George Emmerville, Judge of the Court of Probate for said County,
do certify that Wendell T. Davis Esq. whose signature is affixed
to the foregoing attestation is Register of said Court and
has the keeping of all the files, Records and proceedings of said
Court and is by law the proper person to make and certify
copies of all Records and proceedings of said Probate Court; and
that full faith and credit are to be given to his acts and
attestations as aforesaid, and also his attestation to the paper
hereto annexed is in due form.

Geo. Emmerville Judge of Probate

Franklin S.S. Probate office December 14th 1849.

I Wendell T. Davis Register of the Court of Probate for said County
do certify that George Emmerville was on the day of Probate and still is
Judge of the Court of Probate for said County and that his signature
to the foregoing certificate is genuine. In testimony whereof
I do hereunto set my hand and affix the seal of said Court
this fourteenth day of December A.D. 1849.

Wendell T. Davis Regis. Probate

State of Georgia: We John M. Patton & Hawkins M. Price do solemnly
swear that this writing contains the true last will
of the within named Chester Hawks deceased so far as we know or
believe, and that we will well and truly execute the same by paying
first the debts and then the legacies contained in the said will so
far as his goods and chattels will thereto extend and

In testimony of all such goods and chattels is help us God.
Sworn to and subscribed before us in open Court
the 14th day of January, 1850.

Attest

Jonathan D. Phillips C.C. N. H. Price

R. Sand J.C.

Wm. Wood J.C.

Wm. Hardin J.C.

Court of Ordinary
January Term 1850

The within last will and testament
of Chester Hawks who died at Greenfield Massachusetts,
late a citizen of Cass County in the State of Georgia
having been duly proven according to Law and having been
presented for Record at this present term of the Court,
It is therefore ordered that the same be admitted to Record,
and that Letters Testamentary do issue to Julius M. Patton
and Hawkins H. Price, the Executors named in the said last
Will and Testament of the said Chester Hawks upon their
taking the oath prescribed by law, and it is further ordered
that R. H. Patton, Joseph Pogle, Asa Hise, William Latimer
and R. M. Linn, be and they are hereby appointed apprais-
ers to appraise the Estate of the said Chester Hawks Dec.
this 14th day 1850.

Recorded 22nd Jan'y, 1850.

Jonathan D. Phillips C.C.C.