

Georgia } In the name of God, Amen
Cass County } of Cass and State of Georgia, being of advanced age, and
knowing that I must shortly depart this life, deem it right and proper
both as respects my family and myself, that I should make a
disposition of the property with which a kind providence has blessed
me, do therefore make this my last will and testament hereby, revoking
all others heretofore made by me.

1st Item. I desire that my body be buried in a decent and Christianlike
manner suitable to my circumstances and condition in life, my
soul I trust shall return to rest with God who gave it, as
I hope for eternal salvation through the merits and atonement
of our blessed Lord and Savior Jesus Christ, whose religion I have
professed, and as I humbly trust enjoyed for about fifteen
years.

2nd Item. I desire and direct that all my just debts be paid without
delay, by my Executors hereinafter appointed, as I am unwilling my
Creditors should be delayed, in their rights especially as there shall
be no cause nor necessity for delay.

3rd Item. I give, bequeath and devise to my beloved wife Caroline Burr,
all that part or parcel of lot number Eighty, in the fifth district
and third section of originally Cherokee now Cass County, which
lays on the west side of middle two Run Creek, all of which lot
of land contains one hundred and sixty acres more or less,
with all the rights, members, privileges and appurtenances to the
said portion of lot lot of land.

which lies on the west side of
all charge or limitation whatever to her own proper use benefit and
behalf forever with full power to dispose of the same at any time
previous or by will or deed at her death as she may think proper
I also give and bequeath to my beloved wife in the unmarried manner
the farming utensils used on and belonging to said portion of land
and farm of every description whatever one three horse wagon and
harness, one Bay Horse, and one grey or white mare which are
all the horses I now possess, and some head of Chattie or Cattle
with their increase, together with all the household and kitchen
furniture of every description, all without reserve or limitation,
The bequests made to my wife are in lieu of her whole dower.

(1st Item) I give, bequeath and devise to my son Daniel Burr all that
portion of lot of land number eighty in the Fifth district and
third section, which lies on the east side of the middle Two Run
Creek in originally Cherokee County, but now the County of
Cass, which Creek is the dividing line between my beloved
wife, and my son Daniel Burr in and to the said lot of land.
(5th Item) I hereby constitute and appoint William Freeman (my
beloved wife's brother) Executor of this my last will and Testament
this 25th day of August, 1846.

James ^{his} Burr
mark

Signed, sealed, declared and published by James Burr as his last
will and Testament, in the presence of us the subscribers, who
subscribed our names hereto in the presence of the said Testator,
at his special instance and request, and of each other this
25th day of August, 1846.

William S. Russell
William Latimer
Arthur Haine

George In person came and appeared in vocation, the same being
Cass County the Court of Ordinary, William S. Russell William Latimer
and Arthur Haine, who being duly sworn, on oath, say that they
saw James Burr sign, seal and publish the foregoing as his
last will and will and Testament, and that he was at the time
of sound disposing mind and memory, that the same was
executed freely and without compulsion, and that they the
deponents subscribed the same as witnesses in the presence
of the Testator. Sworn to and subscribed in open Court, this
5th day of October, 1846.

Wm. Nicholson J.L.O. } Human Atty C.C. William S. Russell
Philip J. Cuyler J.L.O. } William Latimer
Joseph Bagley J.L.O. } Arthur Haine

George W. Williams, the Executor of the last will and testament of James Starr, late of Cass County, deceased. do solemnly swear that the writing contains the true last will and testament of the said James Starr, so far as I know or believe and that I 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, goods and chattels will thereto extend and the law charge me, and that I will make a true and perfect inventory of all such goods and chattels, help me God.

Sworn to and subscribed before us
this 3rd day of November, 1846.

Philip J. Lynton J.L.C. 3 William Kocuman
Isaiah Rowdin J.L.C. 3

Attest
Thomas A. Wozs C.C.C. 3 Thomas A. Wozs C.C.C.

Recorded 11th Novr 1846

Cass County Ga August 29th 1846
Know all men by these presents, that I Standford Ellis, of the above County, in this my last will and testament, that I grant and bequeath my Colored boy Robert, unto my wife Catharine Ellis, during her lifetime, and after her death to my heirs. I likewise give and bequeath to said Catharine, one lot of Land on which we now live, known as number 154. 1st Sect. to dispose of or make use of as she shall think proper, also one 40 acre lot of Land in Paulding County Georgia, known as lot No 113. 2nd Sect. also one hundred and sixty lot of Land in Gilmer County Ga. known as lot 240. 7th Sect. 1st Sect. the two last named lots I bequeath to my wife Catharine to dispose of as she may think proper, and I also add to the above list my personal property, such as notes, accounts, house hold furniture, horses, cattle, tools, and all the personal property to dispose of as she may think proper. The above named arrangements is my last will and desire, as witnesses my hand and seal, this day and year above written, in presence of

Henry H. Vitch 3 Standford Ellis Seal
M. C. Nicholson 3

Georgia In open Court Sam John Monce, who being sworn
Cass County doth that he has seen M. C. Nicholson write and
in having seen the same depose that the name of said
M. C. Nicholson, as annexed to the within will, is genuine as his
act and deed. Sworn to and subscribed before me
July 11th 1847
John Monce