

I, John A. Kpshaw, of said State and County, being of sound mind and memory, but weak in body, and knowing that it is probable that I may shortly depart this life, deem it right and proper, both as it 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.

Item 1st. I desire and direct that my body be buried in a decent Christianlike manner, suitable to my circumstances and condition in life. My Soul, I trust, shall return to rest with God who gave it.

Item 2nd. I desire and direct that all my just debts be paid by my Executor hereinafter appointed with as little delay as possible.

Item 3rd. It is my will and desire that all my property, both real and personal, of every kind, whatever, that may pass or be entitled unto at my death, to remain in the hands, and under the control of my Executor hereinafter named, and kept together by him for the support of my wife and children, and for the education of my children.

beloved wife and children shall live together on the farm where I now live, or at such other place as my Executor may think proper to provide for them; I hereby give my Executor the power to sell any portion of my property, either real or personal, at any time, at public or private sale, that he may think proper, and to purchase other property, or not as he may think proper, but always to keep a comfortable home for my wife and children so long as my wife remains unmarried, and any of my children unmarried or under age. And when either of my children shall marry or arrive at twenty one years of age, it is my will that the whole of my estate shall then be estimated by disinterested persons, and one equal share of my whole estate, (counting my wife and all my children then living, and dividing the whole estate, by the number they all make,) shall be set apart and paid over to said child marrying or arriving at age. And when another child shall marry or arrive at age, then the whole estate remaining to be divided among the second child arriving at age or marrying; and the younger children and my said wife, and so to continue until the last child arrives at age or marries, then the estate then remaining undisposed of to be equally divided between the said last child and my said wife. But if my said wife should at any time marry then I wish my whole estate to be equally divided equally between my wife and all my children - including the children I now have by my said wife, and any other child or children that my said wife may hereafter have by me, that may be born before or after my death, my said wife and each of my said children, each receiving one equal share.

Item 4th. I hereby constitute and appoint my beloved Brother in Law, Hawkins A. Price, Executor of this my last Will and testament, this seventh day of March, A.D. 1855.

John A. Nisbetman (J.S.)

Signed, sealed and published by John A. Nisbetman, in his last will and testament, in the presence of us

in the presence of said Testator, (at his special instance and request,) and of each other, this Seventh day of March A.D. 1855.

John G. A. Norris.
W. L. Martin.
George S. Upshaw.

State of Georgia, Before me, Thos. A. Word, Ordinary for
Coast County, said County, in vacation, personally
came Hawkins H. Price, Executor of
the last will and testament of John A. Upshaw,
late of said County, deceased, and produced before
me the last will and testament of the said
John A. Upshaw deceased and two of the witnesses
of said will, to wit, William L. Martin and
George S. Upshaw which witnesses being duly sworn,
depose and say that they saw John A. Upshaw the
testator sign, seal, declare and publish the
instrument now presented as his last will and
testament, freely, voluntarily, and of his own accord,
and without any compulsion or influence what-
ever, that at the time of the execution of the said
will, said testator was of sound and disposing
mind and memory; that deponents signed said
will as witnesses, in the presence of the Testator,
and at his special instance and request and in
the presence of each other.

Sworn to and subscribed before
me, the 2nd March, 1855

W. L. Martin.
George S. Upshaw

I do Solemnly Swear that This
the Copy hereto attached Contains the true
Last will of the within Named John
A. Upshaw deceased, so far as
I know or believe, and that I will
true and truly execute the same
as a deed - in it it is of