

1851-1865

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Last Will & Testament of Alexander Mitchell, dec'd.
 State of Georgia, Bibb County of McIntosh } In the name of God amen: I Alex Mitchell of the
 and knowing the uncertainty of life deem it right and proper 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.
 I desire that my body be buried in Christian like manner my soul I trust
 shall return to God as I hope for eternal salvation through the atonement
 of the Lord Jesus Christ.
 I desire and direct that all my just debts be paid.
 I give and bequeath to my beloved wife Mary Jane for and during her
 Natural life (only) ten lots in the City of Darien viz: Nos. 4, 5 & 6 bounded
 North by Madison Street, W. by Market Street, S. by a lane & East
 by lot No 2. (Lots 1 & 2 embrace our residence which belong to her) Lots
 Nos 12 & 4, 5 & 6 bounded North by Madison Street, W. by Franklin Street, S.
 by a lane & East by Nelson House Street - also for her natural life (only)
 my Summer residence at Baskins Bluff County about Eleven acres
 with improvements and furniture.
 I give and bequeath to my beloved wife Mary Jane for and during
 her natural life (only) the interest or income to accrue annually upon
 twenty thousand Dollars said interest to be paid to her annually
 or semiannually as said interest or income accrues, the said twenty
 thousand dollars to be safely invested for that specific object or in lieu
 (instead) of said interest she may take fifteen hundred dollars per annum
 at her option.
 After a lapse of twenty years or marriage God in his wise providence seeing
 Providence seem fit to withhold any issue in children such may be lawfully
 may be expected - yet as God's power cannot be limited, It is proper to provide
 for any such contingency therefore in the event of any child or children being
 born and survive the issue of our marriage - I give and bequeath to
 such issue all and singular the real, personal and reversions of my
 Estate real and personal that remain after and over the bequests already
 made to my wife Mary Jane and the reversions after the death of my said
 wife.
 But in the event of the death of such issue of our marriage during the life
 of my wife Mary Jane - or in the contingency of no issue being born -
 then and under those circumstances I give and bequeath to my Mother Mary
 Mitchell my Sisters Jane (the wife of Robert Smith Scotland) & Mary (the wife
 Alex Mitchell
 the wife of James Fenton Canada) and their children including my Grand
 niece Mary Ann McMillen of Canada, share and share alike all the
 residue of my Estate of whatsoever kind after and over the bequests already
 made to my wife Mary (and excepting all my household furniture of every
 kind all the horses cattle carriage, of every description waggon and imple-
 ments of husbandry which are intended for my wife) and the reversions and
 reversion of the life Estate I am now already conveyed to my wife Mary Jane
 after her decease to them and their heirs.

- Seventh: I give and bequeath to my wife Mary Jane in fee all the Heaver holdofurn
of every kind all the Horses, Cattle Carriages Waggon of which I may be the
Eighth: after the bequested annuity to my wife Mary Jane has been provided for and aside
wish five hundred Dollars in fee and the Interest or any thing from to be
itted to my Cousin Alexander Mitchell of Elgin for and annuallly during
Natural life (only) and the same sum and in the same way to be united
to Peggy and Bell Duncan of Florio, or the survivor for and during their
al life (only).
- Ninth: Should God in his providence dispose so that I surviving my beloved wife
such case an event the property conveyed for her use by marriage contract
would become invested in me absolute and as such would be part and
parcel of my estate - In the later event therefore - I give and bequeath to my
Sarah Ann Collins and her children (being the sister and Nephews of my late
Mazzy) such slaves of which I may die possessed that were inherited by my late
Mazzy from her father and Grandfather - that is to say from old Charlotte and
her issue and yellow Mary and her issue. In withholding from my wife
and faithful wife any portion of what my estate may produce - it is
under the belief that the annuity when added to her own property and
by hire of Negroes will be ample for her liberal support and some small
will be of present benefit to the other Legates.
- Tenth: I hereby constitute and appoint my beloved wife Mary Jane Executrix
my Nephews George Smith and Robert Smith Executors of this my
will and testament contained in this and the preceding Page, Dated
Larian this February 28th 1856 Alex Mitchell Seal

The above page and the preceding was signed sealed and published by
Mitchell as his last will and testament in the presence in the presence of
subscribers who subscribed our names hereto in the presence of said testator
(at his special instance and request) and of each other, this February
28th 1856

Alexander Blue
A P Gignilliat
Philander P Pearce
H P Pearce

Codicil

State of Georgia & Whereas I Alexander Mitchell did on the twenty eighth
Bibb County of February Eighteen Hundred and fifty six Sign Seal
declare and publish my last will and testament in the presence of
Alex Blue, A P Gignilliat, Philander P Pearce and H P Pearce
Signed the said will as witness And Whereas I am desirous
altering and changing a bequest and clause in the fourth Item of said
will (and to supply an omission therein) and also to supply an
omission in the Ninth Item, and change a part of the Sixth Item
I revoke part or all of them Sixth so far as any bequest
at least thus made during the life of my wife Mary Jane

Wash Will of Alexander Mitchell Dec

- Thirdly I give and bequeath and devise to my wife Mary Jane for and during her Natural life (only) and in lieu of dower, all my estate Real and personal of all and every kind with all the rents issues and profits Interest and profits accruing thereon to her own behoof and use during her Natural life only and in lieu of dower being in full extinguishment of her whole right of dower in my real estate.
- Fourthly I explain that after the decease of my said wife Mary Jane the bequest of that portion of my estate made in Item Sixth to my heirs there named shall revert to them after her death and not before.
- Fifthly In addition to the negroes bequeathed to Mrs Sarah Cadden and her heirs I now add the bequest of ^{any} other negroes that may belong to the trust estate of my said wife Mary Jane at the time of her death dated in Macon this 11th May 1863. Alex^r Mitchell Test

Signed Sealed declared and published by Alex^r Mitchell as a Codicil to his will and Testament of February Twenty Eight Eighteen hundred and fifty Six in the presence of the undersigned who subscribe our names here to in the presence of said testator and at his special instance and request this May 12 1863.

The word "only" interlined between the second and first line of Item Third was made before Signature.

Henry L. Pearce
David C. Blount
H. D. Williams

Georgia Bibb County } To the Ordinary of said County. The Petition of Mary A Mitchell
1864 Alexander Mitchell of said County departed this life owner of a valuable estate both real and personal; prior to this time he made his last will appointing to each your petitioners his Executors & Executors with a Codicil annexed which accompanies this petition; which petitioners allege is legally executed and is the last will of Alexander Mitchell and pray probate of the same in common form at this the February Term 1865 of the Court of Ordinary of said County.

M J Mitchell
Geo Smith
Robert Smith

Georgia Bibb County } Bibb Court of Ordinary, February Term 1865
Personally came in open court Philander Pearce and being duly sworn depose and swear that he saw Alexander Mitchell sign and publish the within & annexed testament or his last will & Testament while of sound and disposing mind & that he saw & signified ^{affirmed} with them also that they witnessed the same for him at his request & in his presence & of each other and that the same was executed voluntarily by him on the day & in pursuance to have been executed.

Philander Pearce

East Will & Testament of Alexander Mitchell deceased
 Bibb County Wills
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Georgia
 Bibb County } Bibb County of Ordinary February Term, Personally came in of
 Henry L. Jewell
 being of sound disposing mind and being duly sworn depose that he saw
 Alexander Mitchell sign and publish the within & annexed codicil as his last
 will & Testament while of sound disposing mind that they witnessed the same
 for him at his request and in his presence and of each other and that Wm
 Williams & David A. Blount signed as witnesses with him & that the same were
 executed voluntarily by him on the day & for parts to have been executed
 to be subscribed before me in open Court.
 This 6th day of February 1865
 Wm Riley Ordinary
 Henry L. Jewell
 Recorded February 7th 1865 Wm Riley Clerk

East Will & Testament of William T. Massey deceased

Georgia
 Bibb County } I William T. Massey of the County and State aforesaid
 being of sound disposing mind and memory do make
 publish and declare this to be my last will and Testament hereby
 revoking all former will by me made.
 I desire that all my just debts be paid as soon as practicable
 and during her natural life or widowhood for the benefit of
 herself and my four children all of which my property of every kind
 and description whatever of which I may be seized I desire
 my two younger children viz: Owen E. Massey and Nancy W. Massey
 to be kept at school until their education are completed. I desire
 that all of my children shall have a support out of my estate
 so long as they live with their mother and if they leave her she may
 lend them any reasonable portion of property during her life or
 widowhood she may think proper to be brought back for a division
 among all my children at the termination of her life or widowhood
 in the event my wife should enter into the marriage state, then
 in that event I wish a sufficient sum of money set apart out of my
 property to complete the education of my two younger children, should
 they at either of them not have finished their education at the beginning
 of such an event as the marriage of my wife then for the remainder
 of my property to be equally divided share and share alike between
 my said wife and my four children.
 It is my will and desire that my dear wife shall have
 full possession and control of all of my property for the support
 & for aid for and during her lifetime or widowhood with
 and complete power during her lifetime or widowhood to sell
 said property she may see fit and in any manner she may see fit
 and to control the same.