

Will of Joseph D Smith
State of Georgia

Bryan County

In the name of God I Joseph Smith
of the County and State before mentioned
of advanced age and in feeble health
yet of sound mind and disposing
memory and now knowing that in the
course of nature I must soon depart
this life and being desirous of providing
a disposition of the property which is left
me by my late beloved wife
and to make certain disposition of my
former wife by my hands

I do

I give and bequeath unto my wife Mrs
Eliza G. Smith during her natural life
my narration through the mouth of Dr. Wm.
Lord and others now deceased & those
I have been communicating to ever since my return
from New York

I do

I desire and direct that my said
will be published upon a publick notice
My death

I do

This my first will and confession in
my life I now signed 18 and Robert
Smith & old Henry affix'd to them
the last witness to every word of it. The day
last will and testament is hereby
testify in them or either of them full
power and authority to sell or ~~divide~~
make my Estate and to division of the
same either at publick or private sale

Without any Order of court to do
 as they see or either of them may consider
 to the best advantage of all parties interested
 in the same

Jan 16 11

Having full faith and confidence in my
 Sons Alfred & and Albin Green & in
 hereby appoint them the Guardian of the
 property of my Son Henry Dawson during
 his minority hoping that they will main-
 tain it to the best advantage

Jan 3 11

I give and bequeath to my wife Anna
 Eliza and to my Sons Alfred
 & Albin all my right title & interest
 in all my lands & other property
 I now own or have in the State of Georgia
 & in the City of Atlanta & in Fulton
 County Georgia added to my wife
 Anna's right to my land & other property

Jan 6 11

I give and bequeath to my wife Anna
 Eliza and to my Sons Alfred
 & Albin all of my real estate property of
 whatever kind or character to whom
 ever I have a like

Jan 7 11

I give and bequeath unto my said wife
 Anna Eliza and to my Sons Alfred
 & Albin all my right title
 interest or claim that I have or may
 be entitled to in the Estate of Simon
 Fraiser in the county of Liberty & others
 are there a like

Mar. 20

I give and bequeath unto my wife
John Eliza Smith for and during her
natural life or widowhood all that
time or part of land situated in said
County and containing one hundred
and fourteen acres more or less to be known
granted to said wife John Eliza Smith
the day of May 1st 1830 as her
last and final will of her I do make
knowing and of her desire to have
nothing done to her or her
estate.

11. 11. 11.

I give and bequeath unto my wife
Sarah Elizabeth Dugay and her
and Hiram Dugay their son and their
and I give and bequeath unto them
and their heirs and assigns the sum of
fifteen thousand dollars and no cents
my wife Sarah Elizabeth Dugay and her
heirs to be used for the support of the
poor and indigent persons in said
County of Bryan and vicinity and
life & the last of the sum or a
payment of the same to be made at
least once yearly to the trustees of the
Orphan Asylum in Bryan County
for distribution in the year next next
after my death or as soon as may
then be by resolution of the trustees so
agreed to have and taken up.

Witnessed this 1st day of January
in the year of our Lord one thousand
one hundred and forty five and
Bryan County Wills 1870-1891
www.georgiapioneers.com

17 They wish well and desire that he
be provided for and I give and bequeath
unto him ten acres of land from any
part of my Estate that my Executors upon
said Day see proper to select for
him and that he shall have the right
to pull down and replace the one of the
negro houses now on my plantation I command
he be set to do so they said ten acres
to be in two lots or however if it should
be thought advisable so to have it

Given 11th

I have heretofore made a Transfer to my
two Sons Alfred & and Albert Glenn
Sons of certain Land known as the
old park lands and to certain Negro slaves
it is but my will and desire that they
account to my Estate for the ~~same~~
return of the same but on the contrary
I highly wish and direct that the property
herefore given to them is not to be
brought into their lot

Given at Bryan about 9 hours past
at my home about near the tenth
day of October 1870

John Smith

Signed Sealed Published and Recorded
by the said John Smith to be
his last will and Testament in the
presence of the Subscribers who have
Subscribed for James Simmonds in the
presence of said Testator and at his special
request

and in the presence of each other
this tenth day of October 1870

Henry Blitch
poor, 16 years of age
Elisha, his witness
A. J. Miller

State of Georgia, I do hereby declare before
County of Bryan & State of Georgia and
Having first sworn and affirmed the same
in my office as Subscribed witness at
the City of Perry on the 10th day of said
month, and before me, the said Elisha
Miller, of Perry, a citizen of the State
of Georgia, and a son of the above
Abraham Miller, deceased, and the
Eliza and wife of the above named
Sarah Miller, deceased, and now residing
during her life in Perry, Georgia,
a widow now deceased, deceased.
Necly cap. I do affirm that I know
as the 15th day of the month of November
Miller bearing in the forename of John
Dugay at the death of my mother in his
future marriage from the time of his death
one to whom he and his son the son
of my son Henry Smith & wife Mary A. Smith
Henry & Smith their hair and a six or seven
sheaf of hair which I will give to my wife
John & Smith my son and his son of his
hair and assign forever to him & his son
I have herunto set my hand and seal
This December 17th 1870

Signed Sealed Published and declared
by the said Joshua Smith to be a codicil
to the foregoing his last will and testament
in the presence of us the subscribers who
have subscribed our names herewith in
witness of said testator and at his special
instance and request and in manner of fact
Others this sixteenth day of December 1870

J. D. Miller,
Wm. H. T.,
Jacob A. C. on beh.

You are my chosen witness affixed by J. D.
Miller & Wm. H. T. on the 16th day of December
in the year of our Lord 1870. We do hereby
make and declare this to be a codicil to our
last will and testament at the present
time and subject of the testator Joshua
Smith which we make the following setting
of facts that we have made it in full
and declare the same to be a codicil to
his last will and testament
and so shall it remain for ever the same
as written below.

W. H. T.
J. D. Miller

Done to take
on the 16th day
of December 1870

J. D. Miller Testimony

W. H. T. Miller

State of Georgia

Bryan County

To all whom it may concern
 Whereas I, Joshua Lewis of the
 County and State aforesaid On the
 tenth day of October in the year of
 our Lord One thousand eight hundred
 and seventy eight made Ordinance
 publick and declare by last will
 and testament and whereupon it is made
 to set on the ninth day of December
 in the year aforesaid I did make publick
 published and sworn to my said last
 will and testament and other
 effects of mine is as follows. I do witness
 of same of my freehold and other
 publick and other lands or a sume
 particular to said wife Elizabeth and
 testament with them and said wife
 to the sume of the same & made
 as aforesaid to her and
 with trust I do therefore give and
 edict to said wife do give and
 bequeath unto my beloved wife Elizabeth
 the sume above which she desires
 and the best and her first sume intended
 to and of bequeathing to the same.

I further and bequeath to my son John
 son Dawson the house which I may have
 then left him a year of my living or if I
 do not possess said house at the time
 of my death then I give and bequeath
 unto him any house which I may happen
 to own at that time.

In witness whereof I have hereunto
set my hand this 20 day of ~~February~~^{September} 1878
P. Smith

Signed Sealed Published and declared
by the said John Smith as a codicil
to his last will and Testament in the
presence of each other and in the presence
of said testator and at his special instance
and request we have subscribed our
names as witnesses thereto to
this Twenty day of September 1878

P. A. H. Clegg
Cifford, S. C.
A. H. G. Clegg

State of Georgia, Bryan County affixed
Bryan County Probate Court No 10000
Attala Co. State of Georgia
The 27th day of January 1879
do now make and declare by this
Codicil to the above named and signed
will of the Testator John Smith
Witnessing the facts recited by saying
the said John Smith sign his name and
declare the same to be added to his
last will and testament
Also the defendant saw Cifford, S. C.
& A. H. G. Clegg sign the above witness paper
P. A. H. Clegg

I witnessed this day
the 27th day of
January 1879

P. P. Brown
Notary

State of Georgia.

Witness I further say & do, the foregoing
and what afterwards follows to the best of
my knowledge & recollection of facts as
and when I did them and that I do
on the 18th day of January A.D. 1870
in the County of Bryan Georgia
and this my true & only declaration in this case
will witness my signature to this
deed of sale to have a copy & shall
be held by me as a record of same
and I do now & then & forever
hereby declare & make known
and do hereby give & grant unto
the said John T. Jones & his
heirs & assigns all the right
title & interest in and to
the land described in the
Deed of Sale above set
forth.

Done at the City of Bryan,
County of Bryan, State of Georgia
On the 18th day of January A.D. 1870.

John T. Jones, Deponent,
Sworn to before me this 18th day
of January A.D. 1870, in the County
of Bryan, State of Georgia, and before
me in the presence of and heard and
each other and at the time of the above
deposition of this test. Wm. H. Williams,
Notary Public.
Wm. H. Williams,
Notary Public.

Georgia Bryan my son appeared before
Court of the Probate Ordinary
of said County when styled

Who did duly swear say
that he defendant at the special instance
and request of the testator, John Bryan,
with other the proceedings had and by
Swearing the last of January 1886
Says I witness and know that the same to
be a codicil to his last will and
testament with the defendant John
Bryan styled Probate Ordinary
by the name of Georgia

Done at Bryanton this 1st day of February

Year of our Lord one thousand eight hundred and eighty six

I do sign
John Bryan

John Bryan probate Ordinary
Probate Office in Bryanton
1st January 1886

Received February 3 1886
My Probate Ordinary