

In the name of God Amen. I Thomas A Jones
Georgia
Burke County of the State of Georgia do make this my last will
& Testament hereby revoking all others theretofore made by me

Sec 1 By my will & desire (and I so direct) that there shall
be no division of my estate until one of my sons shall
arrive at the age of twenty one or one of my daughters
shall marry - and in case (from death) none of my
sons shall arrive at the age of twenty one. I desire
that all my property both real and personal
shall be sold and the proceeds thereof shall be divided
among my children when they shall be of
the age of twenty one. I desire and direct that all my property
both real & personal (including farming property) shall

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Witness

Wm. H. Casswell
J. H. Jones

remain on any plantations in said County of North Carolina. My Executors shall dispose of my land & other real estate in full power to manage, control and direct the same until the decision of my estate contemplated above. That if at any time previous to the division of said estate my estate should increase so rapidly, that my real estate should be insufficient to give them profitable employment, and they should become a tax to my estate, then and in that case I desire and direct my Executors to purchase at their discretion some body or bodies of land anywhere in the State of Georgia, as they shall deem sufficiently large & fertile to give support and profitable employment to said slaves. I desire & direct that none of my negroes shall be sold unless it shall clearly appear to my Executors that they are a tax to my estate (that is unable to support themselves) or unless any one of them should become refractory & ungovernable or troublesome to the neighborhood, then they shall have power to sell said troublesome slave or slaves. If at any time it should become necessary to sell any portion of my slaves (as contemplated above) I do not wish them to be sold at a time when from any cause slave property is temporarily depreciated in value. Therefore necessary for the purchase of the lands aforesaid are to be derived from the proceeds of the sale of my slaves or from any other source in the hands of my Executors.

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Sec 2

I desire and direct that my Executors shall after my death purchase with my wife (Martha Maria) - select and purchase some desirable place of residence within the State of Georgia, as a home for my wife and children until the division of my estate or so long as my wife shall remain at the head of my family (the meaning of which is explained hereafter in this section) and in the selection of said place I desire my Executors to have due regard to the wishes of my wife the health of the family and the advantages for the education of my children. Said place to be purchased from the income of my estate or from any other assets in the hands of my Executors. My children until the division of my estate, I desire and direct shall be supported & maintained out of my estate by my Executors, so long as my wife shall remain at the head of my family - (that is until the division of my estate) and the wife leaves the State of Georgia to reside elsewhere, then and in that case she should not any or all of my children drawn to live out of or be educated out of the estate. She is to be furnished by my Executors with of my children her board, lodging, equiptage & other proper expenses. As to her wardrobe provision is made in the section of this will.

Witnesses

County No. 10
J. W. Jones

I, J. W. Jones, do hereby certify that the foregoing is a true and correct copy of the original of said will, as the same appears from the records of said County, and I will and direct that any Executor of said will shall purchase fifty shares of Stock in some safe & profitable Bank - the fees and expenses of the purchase and delivery thereof I will & bequeath unto her for & during the term of her natural life, it is my wish & it is directed by me that with the rules of the respective Banks) that she shall be permitted to draw the profits and dividends of the several shares of Stock mentioned above in this Section, by her order or orders without the intervention of any order from my Executors. And in case my Executors at any time shall deem it prudent to transfer any or all of the aforementioned shares of Stock to any other Bank more safe & profitable, they shall have power to do so, holding the exchange for the same upon the same terms, limitations, & restrictions specified in this Section for the original shares. After the death of my wife (should she die previous to the division of my Estate) then & in that case, the aforesaid One hundred shares of Bank Stock mentioned above in this Section, as well as the fifty shares last mentioned (the use & enjoyment of the dividends of which my wife may be entitled to upon a certain contingency) shall fall into the hands of my heirs and be divided upon the same terms & in the same manner as the rest of my Estate as specified in the fifth Section of this will. After her decease when after the division of my Estate, then the aforesaid shares of Stock shall be divided perhaps among my children then in life & the legal Representatives of of my child in that case that may have died previously. My children including the same upon the same terms, limitations & restrictions attached their respective shares in the amount of division of my Estate specified in the fifth Section of this will should there be any legal Representatives of my children in life, they shall take their shares of said Stock in fee simple. I wish it distinctly understood that the provisions herein before made for my wife (should she die) is in lieu of her dower and of any other portion of my estate to which she may be entitled under the Statute of distribution in this State.

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Sec 5th I desire and direct, when either of my sons shall attain the age of twenty one or one of my daughters shall attain the age of twenty one or in case from death more of my sons shall attain the age of twenty one, then when a daughter shall attain the age of twenty one - that she shall take her share of the division of my Estate, both real & personal, for & among my children then in life & the legal Representatives of any child or children previously dead to the portions in said division in fee simple. The respective portions falling to my daughters in said division I give to my daughters in fee simple.

W. Andrews

Witness

W. J. Jones

that I and my son, John, do hereby, during the term of their natural lives, give from the debts which we have contracted as my husband or husbands or any other person or persons whatsoever - with this understanding however, that my Executors (whom it shall appear proper to name for my daughters) shall allow my daughters (and their husbands should they marry) to have the possession, use and enjoyment of their respective shares given in trust as aforesaid for their support during coverture except the money & cash assets embraced in each share, the interest of which share shall be paid to my daughters if single and twenty years of age. If married to their husbands, and at the termination of coverture by death of husband or otherwise - she surviving to have if twenty one year of age or upwards the same use, enjoyment, and possession of her share as specified above, for the term of her natural life or until a subsequent marriage, when the same marital rights of the husband so allowed share are to attach and be terminated by a similar severance of coverture. And if either of my or my daughters having married should die, leaving no child or children, but a husband surviving her, then and in that event the share of the daughter in this case, shall be held by my Executors in trust as aforesaid for the surviving husband (for the said term or term in case of my death) for the space of twenty one years next succeeding the death of said daughter, should he live so long, if not then for the space of his natural life. But if such husband do survive, he is person in case at the time of my death - then during the term of his natural life - and at his death to be divided, per Stirpes, between my other children then in life & the legal Representatives of any who may have died previously - My Son or Sons (if any alive) and the legal ~~representatives~~ Representatives of my deceased child to take in per stirpes - the daughters who may then be living to take subject to all the uses, limitations, & restrictions attached to their respective share in the general division of my estate. If either of my daughters shall die leaving a husband & child or children their her share aforesaid, shall be held by my Executors in trust as aforesaid for the joint use of such child or children & the husband until the eldest of such child or children shall attain the age of twenty one - then the interest of such husband & the trust estate shall cease and the whole rest in per stirpes in such child or children. And in case either of my daughters die leaving no husband or child or children, her trust estate shall cease, and rest in per stirpes in such child or children. And in case either of my daughters die leaving no husband or child or

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Children, then the share shall be divided between my
other children in life and the representatives of my
children the same to be perhaps my son in law the
in life & the female representatives of my daughter, with
my free daughter my daughter then to take on life to take her
share of the same subject to with the uses, limitations &
restrictions as attached to their respective shares in the
estate division of my estate.

Sec 6th I desire and direct that my dwelling House in the County of
Emmanuel & the Land appertaining thereto shall be sold
by Executors.

Sec 7th I desire and direct, that so long as my wife (Ida Maria)
shall remain at the head of my family (as ap-
peared in section second of this will) she shall be provided
with such number of Negroes to wait upon her and
my children as my Executors shall deem sufficient and
proper.

Sec 8th I wish it distinctly understood, that whenever in this my
last will & testament, I speak of Child or Children
Son or Sons - daughter or daughters - I mean to include
as those hereafter born as well those now in life that
is to say, should (Ida Maria) after the date
of this will or after my death give birth to any other child
or children of my legation - I intend that such after born
child or children shall stand upon the same footing
as those of my children now in life & shall be included
in the provisions of this my last will & testament. I
make this provision, as I am aware that my wife is
now pregnant with child.

Sec 8th I nominate and appoint my friends Allen Summers
James M. Reynolds, James A. Murphree, Robert A. Randall
and John J. Jones Executors of this my last will & testament
and also Executors of my daughters as herein
before specified.

In testimony whereof I have hereunto set my hand and
this February 25th 1856.

J. P. Jones

The word "equally" on 8th, 9th, 11th and 12th pages - and the
words, "keep up" on 1st page, - "they" on 5th page - "that is" on 6th
page - "initial" on 8th page - and "husband to husband" on 9th
page - "other" on 10th page were inserted before the signing of
this will.

Signed, sealed and published by J. P. Jones as his
last will and testament, in the presence of us who are
herein named witnesses, in the presence of each other
and of said testator at his special instance
request. This February 25th 1856.

Wm. H. Chandler
J. H. Caswell
J. W. Jones

Beverly Randle
J. F. Carswell
J. W. Jones

Georgia
Burke County

In Open Court appeared Beverly Randle John
F. Carswell and James W. Jones the three subscribing
witnesses of the last will and Testament of Ashburn A
Jones late deceased of said County - who being duly sworn
deposed & swears that they signed the aforesaid last will
and Testament of Ashburn A Jones as witnesses in the pre
sence of each other and of said Testator at his instance
and request that they saw said Testator sign the same as
his last will and Testament & that at the time of signing
said last will and Testament said Testator was of
sound mind and disposing memory and understanding

Subscribed in Open Court
this 3^d Day of June 1856
Edmund Bartlett Ordinary B.C.

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Beverly Randle
J. F. Carswell
J. W. Jones

The last will and Testament of Ashburn A Jones late
deceased of said County having been produced in Open
Court by James M Reynolds one of the Executors named therein
and the same having been duly proven by the Affiant
of Beverly Randle John F Carswell and James W Jones the three
subscribing witnesses thereto it is ordered that said last
will and Testament be and is hereby admitted to record in
this office in terms of the law that letters testamentary do
issue to James M Reynolds James A Murphy and John F
Jones three of the Executors named therein and that warrant
of apprehension do issue to Francis A Jones Allen Sumner
Nelly Walcott John F Carswell and Robert A Murphy to
apprehend said estate in terms of the statute in such cases
made provided.

James M Reynolds James A Murphy
John F Jones qualified as Executors.

Recorded 3^d June 1856.