

Georgia
Burke County

³ In the name of God Amen. I Thomas Wallton of this state and County, knowing that I must shortly depart from this world, deem it right and proper that I should make a disposition of the property with which a kind Providence has blessed me, I therefore make this my last will and Testament, hereby revoking and annulling all others heretofore made by me:

Item first: I desire and direct that my body be buried in a decent and Christian like manner, suitable to my circumstances and condition. My soul, I trust, shall return to rest with God who gave it, as I hope for eternal salvation through the blessed Lord and Saviour Jesus Christ.

Item second: I desire and direct that all my just debts be paid without delay by my Executor hereinafter named, as I am unwilling my creditors should be delayed of their rights.

Item third: I give and bequeath to my wife Georgia I Wallton and to her children and to be in no way subject to the debts of her husband, should she hereafter ever marry, a negro girl Ellen and negro girl Mary, should my said wife Georgia I Wallton die without issue, then the above named negroes and their increase to return to my nephew William I. Wallton.

Item fourth: I give and bequeath to my nephew William I. Wallton, a negro woman named Ginny and a negro girl Phillis, to him and his heirs forever.

Item fifth: I constitute and appoint my brother Hugh Wallton Executor to this my last will and Testament.

Thomas Wallton

Signed Sealed and published by Thomas Wallton as his last will and Testament in the presence of us who the Subscribers, who subscribed our names hereto, in the presence of said Testator and of each other, this 10th 30th 1849.

James H. Crawford

James I. McNeill

State of Georgia } Appeared in open Court James M Rawland & James
Burke County } J. McMorrell who being duly sworn depose and say
that the annexed paper writing was signed by Thomas Walton as
his last will and testament in presence of these deponents all of
whom signed the same in the presence of each other and of the
testator and that at the time of signing and executing said will
said testator was of sound and disposing mind and memory

Verdict in open Court
day of 185

James M Rawland
James J McMorrell

The last Will and Testament of Thomas Walton having been
proved in open Court in due form of law. It is ordered that a
warrant of Appraisement do issue to
for Burke County and to
appraise the property of the said deceased in the County of Burke
and that letters testamentary do issue according to Law.

Georgia }
Burke County } Ordinary's Office
I Edward Garlick Ordinary in and for the County of
Burke do hereby certify that the annexed is a true Copy from
the original of file and of Record in this office of the Last Will
and Testament of Thomas Walton late of said County deceased
In testimony whereof I have hereunto set my hand and affixed
the seal of office at Waynesboro this 21st Day of Nov 1856
Edward Garlick

Burke Co. GA Will BKA
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Georgia }
Burke County } Ordinary's Office Burke County
I Edward Garlick Ordinary in and for said County
do hereby Certify that the original will of Thomas Walton
late of said County deceased, were destroyed on the night of
the 24th day of January 1856 by the burning of the Court House
of this County
In testimony whereof I have hereunto set my hand and
affixed the seal of office at Waynesboro this 21st Day of Nov
1856.
Edward Garlick Ordinary R.C.

It appearing to the Court that the last will & Testament of Thomas
Walton deceased, was destroyed in the burning of the Court House
of this County in the month of January 1856 And it further appear-
ing that the annexed is a true Copy of said last will and Testa-
ment. It is ordered and adjudged that said Copy will be estab-
lished in the law and stead of said original will destroyed
as aforesaid, that the same be recorded & that it with the other pa-
pers in this case, be placed on file, in the office of the ordinary

State of Georgia }
Burke County } I personally appeared in open Court James M Rawland
and James J McMorrell, witnesses to the original will of the
late Thomas Walton of said County who being duly sworn

deposeth & swear that they have read the Copy with spirit etc presented
the foregoing petition to be established and recorded and that it is a Copy
Substance & tenor of the original that was destroyed by the burning of the Court
House. as they very believe
to in Open Court this Nov. 21st 1856
Edward Galtick J.C.R.

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James M. Rowland
James J. McWright

Recorded 27th June 1857