

State of Georgia, Cobb County

In the name of God Amen, I Stephen James, Sen.
of the State and County aforesaid being weak in body
but of sound mind and memory, and knowing
the mortality of man and knowing it is appointed
for all ~~men~~ to die, To make and ordain this my
last will and testament in manner and form fol-
lowing that is to say in the first place I will
my soul to God who gave it me and my to
the earth to be entered by way of decent Christian
burial at the discretion of my Executors, not doubting
but that at the general resurrection of the dead I shall
receive the same again by the mighty power of God and
as touching my worldly estate wherunto it has pleased
God to bless me with in this life, I give and bequeath
the same in the manner following that is to say

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in the first place I will that all my just
debts be paid ^{1st} I will and bequeath
ath unto my wife Mary James a Childless part
of the whole my estate which she consented to
3rd I give and bequeath unto my daughter Mary Pepley
and to the heirs of her body forever a certain lot of land
whereon Robert Pepley lives; Said lot of land being
and lying in the County of Campbell on the waters
of Annawake the same being distinguished in the plans
of lots by a lot 100 One hundred and ten containing
two hundred two and half acres more or less Said lot of land
worth five hundred dollars together with the certain
articles, already given and many also received in
amounting to one hundred and thirty-five dollars
and ninety-four cents which is to be taken out of her
part of my estate after my death
4th I will that my daughter Mary Hill have an
equal part of my estate after taking out three hundred
dollars all ready ~~money~~ hand

5th I will that my son Stephen James James have
an equal part of my estate after taking out nine
ty seven dollars and fifty cents which he has already
received

6th I will that my daughter Holland James have
an equal part of my estate after taking out forty
five dollars which she has received

7th I will that my daughter Mary James have
an equal part of my estate after taking out twenty
five dollars which she has received

8th It is my will that the intention of the above may
be understood that is to say the amount set to
each named is intended for to be made equal by
adding until the one that has recd. least and then
ballance to be equally divided between my wife
Mary James and my children (viz) Terry Beply
Henry Miller Stephen James. John Holland
James and Mary James

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9th Lastly I do nominate and appoint Henry
Head and John Casper as Executors of this my
last will and Testament

10th I do hereby revoke all other wills and testa-
ments made by me, and establish this and this
only to be my last will and testament in test-
imony whereof I have hereunto set my hand
and seal this the 24th day of June in the year of
our Lord ~~1844~~ 1845 and forty, signed in
presence of

of
Subscribed by me
Stephen James
P. H. H. H.
mark

Stephen James (2nd)

Court of Ordinary 1842

Georgia

Campbell County } Before us, W. M. Butt, Thomas
 Rice, Thomas Carr and
 Wade White Justices of the inferior Court of
 said County personally came Abram Gamard
 Riley Harrel who being duly sworn paithe
 that they deponents saw Stephen James Test
 sign seal publish & declare the within
 writing to be and contain his said Stephen
 James, Last will and Testament and that
 these deponents said sign the same as
 witnessed in the presence of the Testator
 and said Testator Stephen James was
 at the time of second disposed mind &
 memory and he Testator did execute the
 same freely without compulsion the fact
 as these deponents know or believe, sworn
 to in open Court & subscribed before us this
 the second day of May 1842

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Test
 Wade White J. D. C.
 Thomas P. Rice J. D. C.
 Abram Gamard

Georgia
 Campbell County } I do solemnly swear that the within
 and Testament of the within named Stephen
 James occurred to far as I know or believe and
 that I will well and truly execute the same by paying
 first the debts and then the legacies contained in the
 said will ^{with the exception of 3000 dollars as the law} as far as his goods and chattels will there
 unto extend and the law charge me. And that I
 will make a true and perfect inventory of all such
 goods & chattels for help me said John James
 sworn to in open Court
 this the 11th June 1842.
 W. M. Butt