

State of Georgia Carroll County In the name of God Amen  
I John Rogers of said State and County Being of advanced age  
and knowing that I must shortly depart this life deem it right  
and proper both as respects my family and myself that should  
make a disposition of the property with which a kind Providence  
has blessed me Do therefore make this my last will and testament  
hereby revoking all others heretofore made by me

1<sup>st</sup> Item

I desire and direct that my body be buried in a decent &  
Christian like manner suitable to my circumstances and condition in  
life. May Paul I trust shall return to rest with God who gave it  
as I hope for eternal salvation through the merits and atonement  
of the blessed Lord and Savior Jesus Christ

2<sup>d</sup> Item I desire and direct that all my just debts be paid without  
delay by my executors hereinafter appointed as I am committing  
my creditors should be delayed in their rights especially as  
there is no necessity for delay

3<sup>d</sup> Item I give bequeath & devise to my beloved wife Ann  
With whom I have lived in the strictest quiet for nine  
years and ten months one brick house & Barn -  
Tools & Crop House and kitchen furniture and all the Cows and  
hogs

4<sup>th</sup> Item I give and bequeath and devise to my beloved wife  
One fourth of the money arising from the sale of my

My - oes and other property. 5<sup>th</sup> Item I give and bequeath  
and devise to my sons John A. William C. & Charles P.  
All my land part of lot #166 One hundred and Sixty six  
Said parcel of land lying in the north west corner of said  
lot containing one hundred acres more or less. Part of lot  
lot #167 One hundred & Sixty seven Said land lying in  
the south west corner of said lot Number of Acres not  
Known & lot #127 One hundred and twenty seven Contain  
ing 302 1/2 Acres more or less all in the third District Carroll  
County originally And my beloved wife to live upon said  
land to raise my said children

6<sup>th</sup> Item the residue of my property both real & personal  
wherever & whatever it may be including that given to my  
beloved wife Ann agreeable to the time specified in the  
fore part of this my last Will and Testament  
And after her Estate wherein is over, I give bequeath and  
devise to my Sons of John A. William C. & Charles P.  
forever the above Specified lands and I hereby appoint  
my beloved wife Ann the Guardian of the Person of Said  
Sons John A. William C. & Charles P.

7<sup>th</sup> Item I hereby nominate and appoint my worthy friends  
William B. Armstrong and John Lang Executors of this my  
last Will and Testament this November 7<sup>th</sup> 1857

John B. Burgess  
Signed Sealed and published

By John B. Burgess as his last Will & Testament  
in the presence of us the subscribers who Subscribed  
our names hereto in the presence of the Testator at his  
Special instance and request and of each other  
This 7 November 1857.

Hamilton Hogan  
Wm Scudder  
John B. Ayres  
Wm W. Moore

State of Georgia in Court of Ordinary January Term  
Caswell County 1858 Person ally appeared before  
Court William B. Armstrong Executor of the last will &  
Testament of John Burgess late of said County deceased  
and produced the last Will and Testament of the said  
John Burgess dec'd and two of the witnesses of said will to  
wit - William Scudder and William W. Moore which witnesses  
being duly sworn deposed & say that they saw the said  
John Burgess testator sign said declare and publish  
the instrument now presented as his last Will & Testament  
freely & voluntarily and of his own accord & without any  
Compulsion or Influence or whatever that they saw Hamilton  
Hogan and John B. Ayres sign the same as witnesses  
that at the time of the Execution of the said Will said  
testator was of sound and disposing mind and memory  
that deponents present said Will as witnesses in the

85

The presence of the Testator and at his Special Instance and  
request and in the presence of each other  
Sworn to & subscribed in open Court before me this  
11th January 1858,

J. H. Blalock, Ordinary

William Scudder  
William W. Moore

Recorded January 13th 1858.

J. H. Blalock, Ordinary