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Last Will and Testament of Matilda Gilley
Georgia, Carroll County.

I, Matilda Gilley, being of advanced age but of sound and disposing mind and memory and realizing the uncertainty of life do make this my last will and testament.

- Item 1. I will and direct that all my just debts be paid by my executor hereinafter named as soon as the same can be done after my death.
- Item 2. I will and direct that my body be buried in a decent and Christian like manner by the side of my husband W. M. Gilley now deceased, and I further will and direct that my executor have placed over my grave such a tombstone as there now is over the grave of my said husband.
- Item 3. I give and bequeath to my daughters Martha Ann Crews, Georgia Ann Crawford Belsora Gilley, and to my sons John M. Gilley, Harrison Gilley and Thomas Gilley each the Sum of Fifteen Dollars to be paid in money.
- Item 4. I give and bequeath to my Son Grant R. Gilley all the remainder of my property of every description whether consisting in money or other species of property.
- Item 5. I make the legacy given to Grant R. Gilley in Item 4 of this Will conditional as follows: that he provide a home for me during my natural life, take care of me and have proper attention given me during such time, and after my death see to my burial and the erection of the tombstone as directed in Item 2 of this Will. I do not mean that the said Grant R. Gilley is to support me during such time out of his own means, but to provide a home for me and give me such attention as I need and as my health may demand.
- Item 6. Should the said Grant R. Gilley fail in the performance of this Condition, the the legacy as to him fails except as to the Sum of Fifteen Dollars to make him equal with the other children, and then the remainder of my estate to be equally divided between him and the other children mentioned - the

children of deceased children representing their parents should any of my children be dead at the time of my death. But should the said Grant R. Gilley observe and keep the said condition, then the legacy to Stand and my property to be disposed of as provided in Items 3 & 4 of this will.

Item 7. Meaning to appoint Grant R. Gilley executor, whom I do hereby appoint and constitute executor of this my last will and testament, I relieve him from the duty of having appraisement of my estate made, inventory returned or orders granted for the carrying out of the provisions of this will. I also relieve him from making returns to the Court of Ordinary, or of obtaining leave to sell, from said Court any property it may be necessary or desirable to sell. If he will observe the condition provided in Item 5 and pay the legacies mentioned in Item 3 of this will then he may take the remainder of my property without further administration. This the 30th day of April, 1887.

Matilda ^{her} Gilley
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Signed, declared and published by Matilda Gilley as her last will and testament, in the presence of us the subscribers, who subscribe our names hereto in the presence of said testatrix, at her instance and request, and in the presence of each other, she signing in our presence and we signing in her presence.

W. C. Stewart
W. G. Perdue
J. A. Mabry

Carroll Court of Ordinary,
June Term, 1888.

A caveat having been filed to the probate of Matilda Gilley's Will, the case was continued by agreement to June 25th - then to June 28th - Trial commenced and suspended by agreement to July 4th, then to July 11th, then to July 30th when trial was concluded and decision rendered.

Upon the hearing of the petition of Grant R. Gilley for the Probate in solemn form of the paper presented by him as the last will and testament of Matilda Gilley, late of said county deceased, which paper is now of file in this court and for its admission.

such, and it appearing that all the heirs at law of said deceased, to-wit: Martha Ann Crews, Georgina Ann Crawford, John M. Gilley, Harrison Gilley and Thomas Gilley, Melvin Gilley of whom R. F. Burns was guardian, and Veloura Gilley have had legal notice of said application and the time of hearing in the manner following, that is to say: Martha Ann Crews, Georgina Ann Crawford, John M. Gilley, Harrison Gilley and Thomas Gilley & R. F. Burns, guardian, of said county, were served personally by acknowledging service, and Melvin Gilley and Veloura Gilley, of Texas, were served by publication, once a week for four weeks, in the Carroll Free Press, a newspaper published in said county, and have failed to show any good cause why said petition should not be granted, and it being proven by all the witnesses to said will to the satisfaction of the Court, that said writing, so proclaimed, is the last will and testament of the said Matilda Gilley, lawfully executed and attested, while the said testator was of sound and disposing mind and memory, and that the same is, in all respects, legal and valid:

It is therefore considered and adjudged by the Court, that the same be set up as the last will and testament of said deceased, and be admitted to record as such.

And it is ordered that letters testamentary issue to the said Grant R. Gilley, the executor named in said will, upon his taking the oath required by law.

This July 30th, 1888.

R. F. Burns,
Ordinary.