

State of Georgia In the name of God amen
Carroll County I D. John W. Stewart of said county and State.

Being of legal & concise of Sound mind and disposing mind
Memory and discretion and knowing that life is uncertain & death is
certain to all men at right and proper both as to myself and my family
that I should make a disposition of the property with which a kind
Providence has blessed me do hereby make this my last Will and
Testament hereby revoking all others heretofore made by me

Item 1 I desire and direct that my body be buried in a
decent and Christianlike manner my soul I trust shall
Return to rest with God who gave it

Item 2 I give bequeath and devise unto my beloved wife
Missouri L. Stewart for and during her natural life the
Homestead on which we live consisting of and including
the following lands to wit: The middle third of
of land number 97 ninety seven in the tenth dist
said county the said lot divided by line running N
and South containing (67th) Sixty and a half acre in
said the West half lot number (96) ninety six in said
District and county containing one hundred one and a
fourth acres all the lands purchased from Wm. S. Tanner
By John S. Meador on the east third of said lot number
ninety seven being two acres more or less and wholly
within my inclosure. also the lot known as the H. H. H.
A. H. Black lot being a part of said east third of said
number ninety seven and bounded as follows on the east
By lot owned by D. W. Craft and known as the Haring
lot on the South side by the lot owned by and occupied
as a residence on the West by my own land and
belonging to the estate of Wm. S. Tanner Decd. Containing
three fourth acres more or less together with all the
Buildings and other improve ments on any and all of
said parcels of land

Item 3 I Will and bequeath to my beloved wife Missouri L.
Homestead & Kitchen furniture Farming tools Horse and
Cattle & Hogs Sheep Sows Wagons Buggies Carriages
Other personal property of any kind or description
One or about or connected with the Homestead
In a sum of my

We possessed (except Bank Stock Railroad Stock Merchandise
 chose in action or debts due me (and cash on hand) to hold the
 same in her own right absolutely forever, this property and that
 devised to my said wife and the foregoing second item of this
 My Will ~~and Testament~~ is intended by me to be given to her
 and also any provision hereafter to be made for her in this
 My Will.

Item 4 I Will and direct all my just debts and expenses
 of winding up my estate and all other charges
 for my estate incident to or connected with the same
 to be paid out of my general estate, that any part of
 the same shall be paid by my said wife or be
 chargeable to the said property given to her in the
 foregoing item of this My Will.

Item 5 I Will and desire that all my property both
 Real & Personal, except that already disposed of by
 the foregoing items be divided as follows one fifth
 to my wife absolutely and unconditionally, the
 remainder to be equally divided among all my
 children if living at the time of my death if
 any be dead at that time the share or shares of such
 so go to their child or children if any, if none then
 to go to my surviving children share and share —
 And if any child or children should be born to
 me hereafter before my death or within the usual
 period of gestation after my death such child or
 children shall stand on the same footing as my children
 now in life as to my estate this division may be
 made of property in kind or part or the whole or
 by sale at the discretion of my Executor herein after
 named all sale to be advertised in the same manner as is
 required by law for administrators except goods in the
 store which may be done by surviving partners for
 twelve months after my death. I also Will and direct
 that after the death of my wife the property devised
 by the second item of this my Will be divided amongst
 all my children as above provided in this item.

Item 6 Among several loans advancements to my children
 who are of full age: I Will and direct that the same
 be accounted for by them in the final settlement
 without interest that an amount be advanced to each
 upon their arriving at the age of twenty one years
 sufficient to make them all equal: so that each
 child or representative of such child shall receive the
 same amount.

Item 7 Will and direct the Mercantile business now carried on
 by Carrollton under the firm name or style of
 the Mercantile to be continued for twelve months
 after the death of any death by my surviving partner

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Wesley J. Stewart my son, that he have that time to wind up the business and make sale of the partnership stock & goods on hand at my death, that he be allowed to sell the same at private sale, by auction or otherwise as he may think best.

Item 8 I hereby constitute and appoint my son Wesley J. Stewart and William F. Hale Executors to this my Will and also my wife Miriam, S. Stewart Executors to the same without security and I hereby constitute and appoint my beloved wife Miriam, S. Stewart Guardian of the person and property of my minor children and that she shall not be required to give security as such.

John W. Stewart

The foregoing paper being signed declared and published by John W. Stewart as his last Will and Testament in our presence and we sign the same in the presence of the Notaries as subscribing Witnesses and in the presence of each other, this the 28th day of October 1881

W. B. Livingston
L. C. Planderville
S. E. Snow
W. W. Stewart