

Georgia Carroll 3 In the name of God Amen
County 3 I Branch M Mabry of the County & State
aforesaid being now in good health and of sound mind and
disposing memory, do make Ordain, constitute and publish
this my last will and Testament in manner & form following
to viz: Item 1st I Will and direct that that all my just debts
be paid

Item 2^d I give and bequeath to my beloved daughter Sarah
Ann Upchurch one negro boy named Alford about 17 years old
and a negro girl named Cindy about 8 years old for her
own proper use and use of her family during her natural life
and at her death to go to her children that she may now have
or that she may hereafter have by her present or any future
Husbands and not to be subject during her life or at her death
to the debts of any of her said husbands

Item 3^d I give and bequeath to my beloved daughter Jalaria
Jane Hollaway one negro boy named Miles about 19 years old
and one negro girl named Aneline about 7 years old for her
own proper use and the use of her family during her natural
life and at her death to go to & be vested in her children that
that she now has or that she may hereafter have by her present
or any future husbands, and not to be subject during

her life or at her death to the debts of any of her said husbands
 Item 4th I give and bequeath to my beloved daughter Susan Catharine one negro
 boy named Jack about 15 years old, and one negro girl named Mary about
 10 years old for her own proper use & the use of her family during her natural
 life and at her death to go to & be vested in the children that she now has
 or may hereafter have by her present or any future husbands & not to be
 subject during her life or at her death to the debts of any of her said husbands

Item 5th I give and bequeath to my beloved daughter Ellen M. Mabry one negro
 boy named Henry about 13 years old and one negro girl named Minny about
 11 years old lot of land number 227 two hundred & twenty acres in the 11th Dist. of
 Carroll County aforesaid containing 202 1/2 acres more or less, the said lot of
 land to be to her & her heirs forever in fee simple, but the said two negroes to be
 for her own proper use and the use of her family during her natural life
 and at her death to go to & be vested in any child or children that she may have by
 any future husband, and in default of child or children by her, at her death then the said
 negroes and their increase to go to & be vested in her brothers & sisters or their bodily
 heirs, that is if she dies without child or children or leaving representing
 of her children the property goes to brothers & sisters & their bodily heirs

Item 6th I give and bequeath to my son Charles Mabry one negro boy named
 James about 5 years old and one negro girl named Francis about 3 years old
 which shall be to him and his heirs forever

Item 7th I give and bequeath to my beloved wife Catharine Mabry the
 plantation whereon I now live No 255-256 in the 11th & Nos 173-174 in the 9th
 containing part of the numbers aforesaid. I live negroes viz Madison & Ann to have during
 her natural life but my son Charles to have the liberty to live on the plantation
 and have part of the same under her authority, and the death of my said
 wife the said plantation & negroes Madison & Ann & take care of them

I also desire my said wife to keep the negro boy Jerry about 19 years
 old during her natural life and at her death to be sold by my executor
 and the proceeds equally divided between my five children
 which said plantation land & two negroes Madison & Ann after the
 death of my said wife Catharine to go to & be vested in my son Charles
 Mabry forever

Item 8th I desire that my wife Catharine shall out of the household &
 kitchen furniture, notes, stock and all other property not herein disposed
 of make the two children Charles & Ellen or equal with with the other
 children in the way of the advancements that have been made in any life
 & then now married, and the balance to be disposed of by her as she may
 think proper after paying my just debts & all expenses of the Administration
 Item 9 I do hereby constitute and appoint my beloved wife Catharine
 Mabry and my beloved son Charles Mabry my executors of this my
 last Will and Testament, In witness whereof I have hereunto set
 hand and seal this 7th day of November 1853. Branch M. Mabry

Signed sealed declared & published in the presence of the following, who in
 presence of the testator & of each other signed the same as witnesses

Thos Chandler
 Wm. Fletcher
 John Long

54
Georgia Carroll 3 Carroll Court of Ordinary December Term 1860
County 3 The Will of Branch M. Mabry being produced in
open court for probate by Charles Chandler one of the Executors who has filed
his petition to prove the same and the witnesses to said Will Thomas
Chandler, R. M. Fletcher & John Long having subscribed the following
affidavit to be attached to the said Will December Term of Carroll
Court of Ordinary. Came into open Court at this regular Term
of the Court Thomas Chandler, R. M. Fletcher & John Long & being duly
sworn depose that they saw Branch M. Mabry sign and publish
the will here exhibited and attached as his last Will & Testament while
of sound & disposing mind, that they witnessed the same for him
at his request and in his presence & of each other & that the same
was Executed voluntarily by him on the day it purports to have
been Executed

Thos Chandler
R. M. Fletcher
John Long