

Georgia In the name of God amen - I Shom Cook
Carroll County of said State and County - being of
advance age and knowing that I must
shortly depart from this world deem it right & proper
both as respects myself and my family that I should
make a disposition of the property with which a
kind providence has blessed me - I therefore make
this my last will and testament, hereby revoking
and annulling all others heretofore made by me.
Item first - I desire and direct that my body be bur-
ied in a decent and christian like manner suitable
to my circumstances and condition - My soul I trust
shall return to rest with God who gave it - as I
hope for eternal salvation through the blessed Lord
& savior Jesus Christ - whose religion I professed and
an humbly trust enjoyed for thirty years.

Item second - I desire and direct that all my just
debts be paid without delay by my Executors herein after
named - as I am unwilling my creditors should be
deprived of their rights. Especially as there is no necessity
for delay -

Item third. I desire and direct that William Sutton
my son in law shall take my wife Temperance and
keep her her life time and be paid for the sum out
of my Estate and if he fails to comply that arrange-
ments be made for the sum - & paid for out of my
Effects

Item fourth. I give and bequeath to my son R. B. Cook
few dollars

Item fifth. I give and bequeath to Solomon Wests
children that he had by my daughter Ann, five dollars.

Item sixth. I give and bequeath my negro property
to my sons James B. & S. J. Cook and daughters Elizabeth
Sutton and Phoebe Barber to be divided according to
valuation by lot (not sold),

Shum South - I want that all the rest of my property
be sold and equally divided between James B. and
S. J. Cook and Elizabeth Sutton and Penelope W.
Garber, after paying my just debts and provi-
ding for the support of my wife and paying
the other legacies their full dollars
Shum Eight - I will and direct that the prop-
erty that I give to James B. & S. J. Cook & Elizabeth
Sutton & Penelope W. Garber in for them to hold
their lifetime, then to their children -
Shum Ninth. I constitute & appoint my sons James
B. & S. J. Cook and William Sutton Executors to
this my last will and Testament. This January
28th 1862

Signed Sealed declared & published made
by Shum Cook as his last will & Testament in the
presence of us the subscribers, who subscribe our
names hereto in presence of said testator and
of each other, this January 28th 1862

G. W. Benson
S. H. Hand
John L. Fletcher
Circuit Court of Oregon
April Term 1862

Personally appeared in open Court James B. Cook &
William Sutton Executors of the last will and testa-
ment of Shum Cook late of said County deceased
and produced before the Court the last will
and testament of the said deceased and the
instruments to the said will to wit, G. W. Benson
S. H. Hand and John L. Fletcher - the said witnesses
Benson and Hand being sworn say that they
saw the testator Shum Cook sign seal declare
and publish the paper now presented as his last
will and testament freely voluntarily and of his own
accord and without any compulsion or influence
whateven and at the time of executing said
will said testator was of sound & disposing mind
& memory that theponents signed the said will
as witnesses in the presence of the testator and in
the presence of each other

Shum to & subscribed in open
Court 7th April 1862

George W. Benson
S. H. Hand