

Signed and published by Samuel Loran as
his last will and Testament, in our presence
and we signed the same as witnesses in the presence
of each other at his request This 27th 1877

Witnesses } Samuel Loran
J. S. Glenn }
J. C. Whitte }
Charles Fulton }

State of Georgia

Catoosa County } In the name of God, Amen I, Samuel Loran,
of the County and State aforesaid being of
sound and disposing mind and memory and of a discreet
age and knowing that I must shortly depart this life and
being desirous of making disposition of such property as kind
providence has blessed me with do make and publish this
as my last will and Testament, hereby revoking all others
previously made by me.

Item 1st

After my death I desire that my body be buried in
a decent Christian like manner, subject to my Conscience
in life.

Item 2nd

I desire and direct that as soon after my death as
possible my Executors herein after named proceed to
collect all debts and demands of every kind that may
be due me, and after paying to wife Mary A. Payne out
of the proceeds thereof the sum of One Hundred Dollars, the
remainder be divided among my children as follows
to wit: To W. H. Payne, Henry J. Payne, Arthur Payne, Martha
J. Ward and Mary A. Thomas an equal share to be paid to
them by my Executors as soon as collected after deducting
from the share of H. J. and Arthur Payne the amount
due by them to the estate which share or may be added
to them by me and also the sum of Ten hundred
and Seventy two dollars to be deducted from the share
or interest given to Martha J. Ward out of share for
this amount having been indebted to her by me
and for which I have been under financial strain of
the amount coming to her from the same, in my
last will and Testament.

to be taken out of any other bequest made to her in this will and I allow her to my daughter Susan to Board her, an eye & share with my other children mine is, in this first subject however to the contrary and limitation named as follows to be held for her, by my executor in trust, and by them to be paid out and the interest among them to be paid to her by them annually it being my desire that this fund be held by them for her use and benefit and that her present husband and his relations never have any interest or control of the said fund, and in the event that she said Susan to Board her should die without children in life then this amount hereby willed to her in this fund be by my executor divided equally among my other children then in life or their children then in life, and the amount be divided from the share of those named in this item be equally divided among the other children named according to the limitation and restriction named as to the other part of said fund

Item 3rd

I desire and direct that my wife Mary A. Pope have and have or make my wagon Buggy & Harness sufficient amount of Stock Hogs and Cattle and farming utensils for her use, all the household and kitchen furniture, (except my Piano which I desire sold by my executor) a sufficiency of the crop grown on the place to support her and the place for twelve months after my death and the remainder (if any) together with all other personal property, I desire sold by my executor as soon after my death as possible and should she in the house named given to my wife die, or should she in the opinion of Executor need another, then I desire that my executor buy another one for her and pay for same out of any moneys in their hands belonging to the estate

Item 4th

I desire and direct after my death that my executor sell and dispose of all lands owned by me as well as all mineral interest in lands personally sold by me and the interest received on the sale, except Lot No. 24 my mine (119) in the 30th and 31st Section of Cobb Co. Ga, and lots No. two hundred & twenty seven (227) two hundred and twenty eight (228) and (229) and the mineral interest in (231) all the 15th District & 2nd Section of Cherokee County Ga, which lots

Tested Thoroughly in such manner as to show their real
value before sold and after being so tested them to be sold
by my executor, which sales as well as all other sales to
be made by them under this will, be at such time and
in such manner as to them shall be for the very best interest
of all parties interested, which sales to be either public or
private and without any order (from) Court. And trusting
the same to be made, it being my intention to leave this
matter to their Judgment and discretion. The proceeds
arising from the sale of any of my property either personal
or Real I desire divided as follows by my executor and
as fast as the same shall be received by them, I desire
first that my son W. H. Payne and my daughter Martha
Ward be each paid the sum of Five hundred dollars,
this amount to be paid to them or their children in
the event of their death before any division is made of
said fund among any other children, it being my desire
that they have this amount each out of this fund in
order to make them equal with the other children
in a former division of my property. After the amounts
aforesaid is paid to W. H. Payne and Martha Ward then
the balance of said fund to be divided as follows to
wit. To W. H. Payne & J. Payne and then Payne Martha Ward
Mary A. Thomas and Susan C. Burdick in equal shares
in said fund. The share given to Susan C. Burdick is
to be held in trust for her by my executor and when
the same limitations and restrictions are to be ob-
served of in the same way as is provided and directed
in the 3rd item in this will. And I also give to my
Grand children Walter Anderson Lucius Johnston and
Thomas Hackett an interest equal with my children
in the fund arising from the sale of my real and
personal lands, which interest is as follows to Walter
Anderson one share and Lucius Johnston and Tom
Hackett one share jointly in said fund, it being
my intention to give my said Grand children two
shares in said fund, one to Walter Anderson and
one to Lucius Johnston and Thomas Hackett to be
divided between them equally.

Wm. G.

I do hereby certify that the above is a true and correct copy of the original will of the said Wm. G.

life in the lot of land on which I now live according to the terms of the deed made to my said wife by me. Then the same to be sold by my Executors in such manner as shall seem to them to be for the interest of those interested either at public or private sale and if sold at public sale to be first advertised for three months before sale. And the proceeds arising from said sale to be divided equally between W. H. Payne & Payne Brothers, Payne, Martin & Ward, Mary F. Thomas and Susan C. Bowditch. The interest of said Susan C. Bowditch to be in trust for her by my Executors and to hold by them for her sole use & benefit under the same restrictions and limitations and to be disposed of by them as she shall provide in the 3rd item of this will as to the share going to her under said item, it being my intention that one interest given to her in this will shall ever go to her present husband or any of his relations.

Item 6th

I desire and direct that in the event Susan C. Bowditch should die without children in life, that the several bequest made to her in this will be equally divided among my children then in life and the children of those who may die after the making of this will.

Item 7th

I hereby constitute and appoint my sons W. H. Payne and Solomon George W. Thomas the executors of this my last Will and Testament.

This October 23rd 1878

Thos. J. Payne

Before me sealed, declared and published by Thos. J. Payne as his last will and Testament in the presence of us the Subscribers, who subscribed our names hereto in presence said testator at his special instance and request and in presence of each other,

This October 23rd 1878

John C. Bain
W. L. Edwards
R. M. Edwards

Subscribed and sworn to before me