

Georgia } Before the Hon^{ble} the Court of Or-
phans for the County of Chatham State
after said

Personally appeared Frederick Shaffer one of
the subscribing witnesses to the foregoing last
will and Testament of Barbara Bender deceased
who being duly sworn deposes that she
has been present and did see the said Testa-
ment sign Seal Publish and declare the
same to be and contain her last will and
Testament and that she was of sound mind
at the time to the best of the deponents know-
ledge and belief and that I Keeler together
with himself subscribed their names at the
request and in the presence of the said Tes-
tatrix and each other.

Fredk. Shaffer
Sworn in open Court
Jan^y 4th 1808
Wm Bourke Clerk Ordy.

January 4th 1808. Then Frederick Deashe
was qualified Executor on the foregoing last
Testament
Wm Bourke
Clerk Ordy.

Georgia }
Chatham County } In the name of God Amen

I James Culbert of the County of Chatham
said by profession a Physician now a patient
(being) of sound mind memory and under-
standing (but laboring) under bodily weakness
and infirmity and (talking) into view the
uncertainty of Human life do make and
ordain this my last will and Testament
In manner and form following
That is to say
First I commit my soul to the Lord
who gave it

passing through the merits and mediation
of the Mediators of mankind.

Second - I authorize and empower my Exe-
-cutors herein after named, and they are hereby
invested with full powers as soon as con-
-veniently may be after my decease to settle
and finally adjust all accounts between
my brother Lewis Cuthbert and myself and
to separate, divide and deliver over to him
his part or proportions of the negroes to which
he may be entitled from the Estate of George
Cuthbert, I amey Cuthbert and my mother
Mrs Anne Cuthbert all deceased.

Third - It is my will and desire that
all my just debts be paid as speedily
as possible and for this purpose I do here-
-by authorize and Empower my Executors
hereinafter named to sell and dispose
of any or such part of my Estate whether
real or personal as they may deem most
beneficial to its interests upon such terms
and under such regulations as they may
think proper. and the proceeds of such
sales or sales or so much thereof as shall
be necessary therefore to appropriate to the
payment and discharge of my said debts.

Fourth - And as to all the rest and Resi-
dues of my Estate both real and personal
which may remain unsold after payment
and satisfaction of all my just debts
as aforesaid, it is my will and desire
that my Executors herein after named do
sell and they are hereby invested with full
power and authority to sell and dispose of
the same and every part thereof upon such
terms and under such regulations as they may
deem most beneficial for the Interest of
the Legacies herein after named and the
proceeds of such sales or sales together with
any money or securities for money arising
from any property or estate made in
pursuance of the will herein before vested

which may remain in the hands of my
Executors after the payment of my just
debts — I Give Devise and Bequeath
the same and every part thereof to
Mary Cooper widow of the late Basil
Couper of the County of Equine, Anne
McQueen ^{the} wife of John McQueen Esq^r of
East Florida, Jane Bodiker the
Widow of Thomas Bodiker Esquire of
Savannah — and Miss Elizabeth Smith
Daughter of John Smith Esquire of
— ever equally to be divided between them
— shall and shall alike as tenants in com-
— mon and not as joint tenants —
Lastly. And I do hereby nominate Con-
stitute and appoint John McQueen and
Robert Mackey and William McKin, all
of the County of State aforesaid to be the
Executors of this my last will and Tes-
tament hereby revoking annulling and
declaring void all other and former
wills by me heretofore made and Ex-
— ecuted In Testimony whereof I have
here unto subscribed my name and affixed
my seal at Savannah this Twenty third
day of December in the Year of our Lord
One thousand Eight hundred Six —

Signed sealed published & I. A. Cuthbert
declared by the said James
Cuthbert the testator as his last
will and Testament in the pre-
sence of us who in his presence
at his request and in the presence
of each other have subscribed
our names as witnesses thereto

Ch^s Harry — Rob^t Scott — Ch^s Robert

appeared Robert Test who being
sworn saith that he was present and did
see the foregoing last will and Testament
of James Cuthbert duly executed and that
he together with Charles Harris and Charles
Roberts did subscribe his name as witness
thereto —

Sworn to before me

Robt Test

the 23rd day of March 1807

Job T. Bolley, Clerk.

Clerk's office

County, Chatham

Recorded in Book A A

page 184 Savannah 24th

March 1807 and Examined by

Job T. Bolley, Clerk

Georgia Before the Hon^{ble} the Court of Admiralty
for the County of Chatham State of Georgia

Personally appeared Charles Harris one of the
Subscribing witnesses to the foregoing last will
and Testament of Doctor James Cuthbert deceased
who being duly sworn deposeth and saith that he
was present and did see the said Testator sign
seal, publish and declare the same to be &
contain his last will and Testament and
that he was of sound mind at the time to
the best of the deponent's belief and that
Robert Test & Charles Roberts together with
the deponent subscribed their names as witnesses
at the request and in the presence of the said
Testator and each other

Sworn to in open Court
Savannah Jan^y 4th 1808

Charles Harris

Thos Bourke Esq; ordinary

July 8th 1808 Then William was qualified as Executor
of foregoing last will and Testament Thos Bourke
March 22 1808 Then John McDermott was qualified = C. C. O