

subscribed in presence of each other, Mary Gale,
William S. Huntington, John M. Clark & C.
State of Georgia, Chatham County, Court of Ordinary, July 1840.
Present Jury: James M. Myers, W. Home Williams,
Francis Connel, and Elias Reed, Justice.

Personally appeared
John M. Clark a subscribing witness to the annexed instru-
ment of writing, purporting to be the last Will & Testament
of Susannah Sears late of Chatham County, deceased, Mr. being
duly sworn before and sworn that he saw present & had
seen the said instrument of writing duly executed by the said
Susannah Sears and subscribed further said that the
said Susannah Sears at the time of executing the said
instrument of writing was to the best of defendant's knowledge
of sound & disposing mind, memory & understanding,
and that he John M. Clark, the defendant, and Mary Gale,
and W. S. Huntington in the presence of each other & of
the said Susannah Sears and at her request signed their
names as witnesses to the due execution of the same.

John M. Clark

Sworn to before us as great seal - this 6 day of July 1840.

W. Home Williams, Clerk
Francis Connel, Clerk. Elias Reed, Clerk.

Recorder 6th July 1840

In the name of God, Amen:

I Timothy Carmichael, planter, residing on the Island of
Wilmington, in the County of Chatham and State of Georgia,
being of sound and disposing mind and memory do make
and declare this my last Will and Testament hereby bequeathing
all and every other will by me heretofore made.

I give and devise to my son John C. Carmichael all
that tract of land on Wilmington Island, whereon he now
resides with the improvements thereon, supposed to contain
about one hundred and ten acres, subject to the occupation of
certain lots, hereafter limited to be laid out on the same and
to the allowances herein provided for, bounded by my
point land on the Chatter, on the East by Salt Marsh, on
the West by River River, and on the North by the

had on which my present residence, and which being
just mentioned that it is now divided from that on which
I reside by a dam and fence which commences at the
Marsh and runs in a straight line, until it strikes the
South East corner of my Garden, thence in a straight
line following my garden and fence fence, when it
now stands, until it strikes the River, to have & hold
the said devised premises to the said John P. Barnard for
and during his natural life; and from and after the
death of the said John P. Barnard, I give and devise
the same to the lawful issue of the said John P. Barnard,
who may be living at the time of his death (children to
stand in the place of their parents if such parents are
dead, and to be entitled to the part or portion to which each
parents could have been entitled if in life) to have their
heirs and assigns forever; if more than one then and
share alike as tenants in common and not as joint
tenants, but if there shall be no issue of the said John
P. Barnard living at the time of his death, then I give &
devise the same to his surviving brother or brothers then or
his heirs and assigns forever if more than one, share &
share alike as tenants in common and not as joint
tenants.

I give to my son Timothy P. Barnard, all that
tract of land on Wilmington Island adjoining with the
improvements shown on which my present residence is im-
posed to contain about ninety acres, subject to be shown
hereinafter provided, bounding on the South East by the
Marsh on the North and North East by the land belonging
to John P. Barnard on the West by the River, and
on the South by the tract herein devised to my son
John P. Barnard, to have and to hold the said tract of
land with the improvements therein to the said Timothy
P. Barnard for and during his natural life; and from
after the death of the said Timothy P. Barnard, I give and
devise the same to the lawful issue of the said
Timothy P. Barnard, who may be living at the time of his
death, children to stand in the place of their parents
if such parents are then dead, and to be entitled to the
part or portion to which each parents would have been

nothing of value) to them their heirs and assigns if more than
one share and share alike as tenants in common and not as
joint tenants, but if there shall be no issue of the said Emily
C. Barnard living at the time of her death, then I give and
bequeath the same to her surviving brother or brothers their or his
heirs and assigns forever, if more than one share and share
alike as tenants in common and not as joint tenants.

Three I give to my son Solomon Barnard my tract of land
on Wilmington aforesaid known as the joint tract which I pur-
chased from Mr. Parker containing about fifty five acres
subject to the occupation of certain lots, hereinafter directed to
be laid out rather same, and to the allowances hereinafter
given with the improvement thereon bounding on the West by
Warsaw River, Southwardly and Eastwardly by said marsh,
and Northwardly by the tract herein bequeathed to my
son John B. Barnard, and divided from said tract
by a dam and fence, to have and to hold the said tract
of land with the improvements thereon to the said Solomon
Barnard for and during his natural life, and from and
after the death of the said Solomon Barnard I give devise &
bequeath the same to the lawful issue of the said Solomon
Barnard who may be living at the time of his death, children
to stand in the place of their parents, of such issue are
then dead, and to be entitled to the tract or tracts to which
such parents would have been entitled, if in life) to have their
heirs and assigns forever, if more than one share and share
alike as tenants in common & not as joint tenants, but
if there shall be no issue of the said Solomon Barnard living
at the time of his death, then I give, devise & bequeath the
same to his surviving brother, then a his heirs & assigns
if more than one share and share alike as tenants in
common and not as joint tenants.

Fourth I give of my tract of land on Wilmington aforesaid
commonly called the tract Standard containing about three
hundred and fifty acres bounding on the South by said
marsh, Eastwardly by land belonging to the estate of John
Northwardly by lands belonging to Mr. M. C. and
W. P. Miller and Northwardly by lands belonging to Miss
Catherine C. Barnard. I give devise & bequeath the same
to the said Solomon Barnard to be taken from the

South East side of said tract, adjoining the lands of the
estate of Station, and to be cut off by a straight line to
commence on the North end to run parallel with the
line dividing the lands of the estate of Station, and my
own, until it strikes the back line dividing it. Providing
and mine, to have and I hold the said tract of land
with the improvements thereon to the said Solomon
Darnall for and during his natural life, and from
and after the death of the said Solomon Darnall I give
and devise the same to the lawful issue of the said Solomon
Darnall who may be living at the time of his death
(children to stand in the place of their parents if such
children be dead, and the issue of such children, and so
forth) to which such parents would have been entitled
if in life) to them their heirs and assigns forever, if more
than one share and share alike as tenants in common
and not as joint tenants but if there shall be no issue
of the said Solomon Darnall living at the time of
his death then I give devise and bequeath the same to
his surviving brothers or brother, then in his heirs and
assigns forever, if more than one share and share alike,
as tenants in common and not as joint tenants.

Fifth The remainder of the said tract called the Buckhorn
 tract, supposed to be about two hundred and fifty acres,
 I direct my executors to cause to be divided into two
 equal parts, by causing a straight line to be run
 commencing on the Marsh and running parallel with
 the line dividing this part of the said tract from that devised
 to my son Solomon, until it strikes the said line, and then
 I give and devise the eastern half of the said tracts
 of fifty acres to my son John P. Barnard, with any improve-
 ment thereon to have and to hold the same to the said
 John P. Barnard for and during the term of his natural
 life, and gone and after the death of the said John P.
 Barnard, I give devise and bequeath the same to the lawful
 issue of the said John P. Barnard, who may be living
 at the time of his death (children to stand in the place
 of their parent, if such parents are then dead and to be
 entitled to the said real estate to which such parents would
 have been entitled if in life) to have their heirs & assigns forever.

if more than one share and share alike as tenants in
common and not as joint tenants, but if there shall
be no issue of the said John St. Damour living at the time
of his death, then I give and devise the same to his
surviving brothers or brother, then or his heirs & assigns forever,
if more than one share and share alike as tenants in
common and not as joint tenants. And I give and devise
to my son Timothy J. Ransom the remainder, or whatever
half of the said two hundred fifty acres with any improvements
thereon to have and to hold the same for and during his
natural life, and from and after the death of the said
Timothy J. Ransom I give devise and bequeath the same
the lawful issue of the said Timothy J. Ransom also surviving
at the time of the death of children to stand in the
place of their parents, if such parents are then dead and in
no ability to the part or portion to which such parents
would have been entitled if we lived to them their heirs and
assigns forever, if more than one share and share alike as
tenants in common and not as joint tenants, but if there be no
issue of the said Timothy J. Ransom living at the time
of his death, then I give and devise the same to his sur-
viving brothers or brother, then or his heirs and assigns
forever, if more than one share and share alike as
tenants in common and not as joint tenants.

It is my will and desire, and I do hereby direct
that my executors do cause to be laid out on the tract of
land hereinafter devised to my son John St. Damour
that on which he now resides, three lots of your acres each
to be taken on the river, commencing at the high place,
dividing said tract from the joint tract, and to be in
in the proportion of one share to two each. It is
my will and desire that my daughters Martha Louise
Rowland Ann Mathew Black and Amelia Georgiana
Childs shall draw for choice of the said lots, and that
each of my said daughters shall have the right to use
occupy and possess the lot so drawn by her, free from
and without any let, molestation, or hindrance from
any, saving even John St. Damour, or from any other person.
After the death of my said daughters respectively I
will the same privilege extend to their respective children.

And it is further my will and desire and I do hereby direct my Executors that they do cause to be laid out on the tract of land herein first devised to my son Solomon Parnass, and designating as the point tract, the side of your acre each to be taken on the river commencing at the line fence dividing said point tract from the herein sequent tract to John C. Parnass, and on which he resides, and to be run in the proportion of one chain to two rods. It is my will and desire that my daughters Caroline Catherine Parnass and Margaret Virginia Parnass, shall have for choice of the said lots and that each of my said daughters shall have the right to use, occupy and possess the lot so chosen by her free of rent, and without any, at, or without the hindrance from my said son Solomon Parnass or from any other person, After the death of my said daughters respectively I wish the same privilege extended to their respective children. And it is also my will and desire that the persons occupying the lots laid out on the tract given to my son John C. Parnass under the provisions of this will shall be allowed the privilege and right of cutting & taking fire wood for their own use during their occupancy of such lots respectively from the said tract from which the lots are laid out and also from the tract herein first devised to my son John C. Parnass & Emily J. Parnass. And that the persons occupying the lots laid out upon the tract given to my son Solomon shall for their own use & during their occupancy of said lots have the privilege & right of cutting & taking fire wood from the tract so devised to my son Solomon.

It is my will and I do hereby direct my Executors that after my decease, my estate shall be kept together and undivided until the death of my daughter, Caroline and sequent to my wife Catherine Elizabeth Parnass, the use of my dwelling house, garden and yard, as the fence now stands on the tract herein devised to my son Emily J. Parnass, and such of the outbuildings as my Executors shall deem necessary for the support and of keeping my estate as my said son

Timothy J. Barnes, from the use of the cotton house
barn and other plantation buildings for and during
the term of her natural life and widowhood and
from and after the death or second marriage of my
said wife she came to go to and be settled in my said
Timothy according to the terms & provisions of this
my will. I give to my wife moreover absolutely
the best horse and buggy which I may have at the
time of my death to be chosen by her, & the use of
my gold watch during her life. As soon as practicable
after the payment of my debts I wish my estate to be
divided and distributed and from and after such
division and distribution it is my will and desire
that my wife shall receive the sum of one hundred
and fifty dollars annually, during her life, to be charged
on my estate in the manner herein after provided. All
the preceding bequests to my said wife are given in
her and satisfaction of any claim to dower or any other
claim of or upon my estate by my said wife and upon
the express condition that she shall relinquish all
claim to the same, except what is given to her by this
my will.

It is my will and desire and I do hereby order
and direct that my stock of cattle horses mules, &c. &c.
be equally divided among all my children and give to
each absolutely the part or portion to which each may
become respectively entitled upon such division.

After the death of my said wife I give & bequeath
my gold watch (heron given to her for life) to my
Grand Son Timothy Barnes, son of John B. Barnes,
to him and his heirs absolutely.

I give and bequeath to my son Timothy J. Barnes
my old negro man Adam and I request & recommend
to my said son in consideration of the faithful services
of my said slave that he will treat him kindly and
allow him such indulgence as may contribute to his
comfort.

Having amply provided for my daughter Ann, the
sonnia Conlan, by deed dated 28 May 1847 I
make no further provision for her.

Whereas my children Isabel, Samuel, Ann, Matthew,
Wm, Timothy, J. L. Parson and Ann, Georgia Christen
are entitled to certain negroes under a deed made by
my father bearing date on the fifth day of June 1818
ten hundred and fifteen; And whereas my marriage
settlement with my present wife will enable her to
the extent of the property secured by it to be provide
for my three younger children (Caroline, Catherine
Parson) and Margaret, Virginia Parson and Thomas
Parson; And whereas my children Isabel, Samuel,
Ann, Matthew, Wm, Timothy, J. L. Parson & Ann, Georgia
Christen have received from me in my lifetime
certain negroes, but of my own will, which it is
my will and desire that they should retain & which
I do hereby request to them respectively & absolutely;
And whereas after my death, and after the payment of
my debts, there will remain for distribution a number
of negroes being my own estate, undisposed of at the
time of my death, not included in the said deed from
my father or in my marriage settlement, or among
those received by my children from me during my life;

And whereas it is my will and desire as far as it is
in my power to, leave my children on an equal footing
in regard to the property which they have received or
may receive under the said deed and marriage settlement,
and from me in my lifetime, and under this my will,
I do therefore, I do give this, my will and desire that
my executor do as soon as may be after my death
cause a full appraisal to be made first of the
negroes mentioned in the said deed from my father
hereinbefore referred to and their issue, secondly of the
real and personal property secured by my marriage
settlement thirdly of the round negroes received by any
of my children from me in my lifetime, and lastly
of the remaining negroes of my own proper estate undisposed
of at the time of my death, and hereafter & after
the payment of my debts it is my will and desire
that the said remaining last mentioned negroes, being my
own proper estate undisposed of at the time of my death
shall be divided among my said seven children,

16. I, John B. Barnard, Sen. of Matthew Mark Timothy & Barnard, Antio: George Shisler, Simon Barnard, Caroline Catherine Barnard and Margaret Virginia Barnard, in the following manner, that is to say, My Executors shall state an account with each of my children - My Children John B. Barnard Sen. Matthew Mark Timothy Barnard, and Antio: George Shisler shall be charged each with one fourth of the value of the property received or to be received by them collectively under the deed from my father to me hereinafter referred to. My children Simon Barnard Caroline Catherine Barnard, and Margaret Virginia Barnard by my present marriage shall be charged each with one third of the value of the property secured by my marriage Settlement hereinafter also referred to. Each one of my children who has received a wage or wages from me during my life shall be respectively charged with the value of the same.

And the sum aforesaid remaining ungiven under bond of at the time of my death shall be distributed by my Executors among my seven children above mentioned, as to apportioning their respective accounts after they have been stated within.

But before the said distribution shall be completed by my Executors by the delivery of the respective shares, my Executors are hereby required and strictly enjoined to secure in the most ample manner from each share so distributed, the payment to my wife of the sum of fifty dollars, making together the sum of two hundred and fifty dollars, to be paid to my said wife during her natural life, being the annuity hereinbefore provided for her support out of my estate.

It is further my will and desire, if any of my said above named children should have departed this life before the division of my estate takes place, leaving a child or children, that such child or children shall stand in the place of stand, and be entitled to the proportion of his her or their deceased parent, but if any of my said children shall have departed this life, before the said division of my estate without

leaving any child or children living at the time of his
or her death; or in case of the death of one of my sons
born within the ordinary time of gestation after his death,
then it is my will and desire that the part or share
to which he or she would have been entitled, in the
distribution of the said negroes, shall go and be distributable
among my surviving children.

Whereas I am the endorser of William M. Ward
upon his promissory note discounted for his accommodation
at the Bank of the State of Georgia, in the amount
for the sum of Seven hundred dollars, the payment
of which may be required from me or my estate by
the said Bank, now know it is my will, that in the
event that I should have to pay the said note or
any part thereof, or that the same should be required
from my estate after my death, the same shall be
deducted from and taken out of that part of my
estate herein devised & bequeathed to my daughter
Anne Matthews Ward the wife of the said William M. Ward.

I do hereby nominate, constitute and appoint my
sons John H. Barnard and Timothy J. Barnard and
my friends Joseph W. Jackson & William Low Gentry
of this my last will and Testament hereby revoking
any and all former will or wills by me heretofore
made.

In Witness Whereof, I have hereunto set my
hand and Seal this twenty first day of December
Eighteen hundred & thirty seven.

Timothy J. Barnard

I, John H. Barnard, solicited, pronounced & declared by
the said John H. Barnard his last will and Testament in presence
of us who in his presence at his request, & in presence
of each other have hereunto set our names as Witnesses.

John H. Barnard Paul H. McKim

Henry M. McKim

State of Georgia, Chatham County, Court of Ordinary
Chatham County Chambers, 20th June 1840.

Present their Honors W. C. Williams & Peter
and A. Myers Justices.

a subscribing witness to the annexed instrument of writing, purporting to be the last Will and Testament of Timothy Barnard late of Chatham County deceased, who being duly sworn deposed that he was present and did see the said instrument of writing subscribed by the said Timothy Barnard. And deponent further swears that he saw Timothy Barnard at the time of executing the said instrument of writing, was to the best of deponent's knowledge and belief of sound and disposing mind, memory and understanding; and that he (the deponent) and Paul H. Williams and Henry McMillan in the presence of each other & of the said Timothy Barnard, at his request signed their names as witnesses to the due execution of the same. (John B. January.

Subscribed and sworn to at Chambers River 22nd day of June 1840
J. P. McCall. W. H. Williams J. H. McCall. H. McCall.

Whereas I, Timothy Barnard of Wilmington Island in the County of Chatham and State of Georgia, having made and duly executed my last Will and Testament, in writing, bearing date the twenty first day of December in the year of our Lord One thousand eight hundred and thirty seven Now I do hereby declare this present writing to be as amended to my said Will, and direct the same to be annexed thereto, & taken as part thereof.

Whereas by the fourth and fifth items of my said Will I did give and bequeath and devise my tract of land on Wilmington commonly called the Back Island tract to my three sons Solomon, John B. and Timothy G. Barnard in certain proportions herein specifying to each Son to hereby divide the said provisions & bequests of my said Will so far as it regards the division of said tract & the quantity which each of my said sons was hereby to take; and I do hereby give and devise to each of my said two Sons, John B. & Timothy G. Barnard, an equal third part of said tract to be divided off by parallel lines run in the manner described in said fourth & fifth items of my said Will, but now divide the said tract into three equal parts one third part of which being the same location (with the increase to one and diminution to the other) as specified in my said Will I give and devise to each of my said sons in manner & upon the same limitations as

are contained and specified in my said Will & Testament
which I have herewith at my hand and seal this
thirty first day of May in the year of our Lord the thousand
eight hundred and forty nine.

Timothy Barnard Esq.

Signed Sealed & published in the presence of us who have subscribed
the same as Witnesses in the presence of each other and the
Testator

Wm. Macpherson Barrick
Henry Williams Edward J. Hudson Notary Public
State of Georgia Court of Ordinary
Chatham County.

Chambers 22nd June 1840

Present their Honors W. Porter, W. C.

Williams and M. Myers Judges

Personally appeared Edw. J.

Hudson a subscribing Witness to the annexed instrument of
writing purporting to be a codicil to his last Will and Testament
of Timothy Barnard late of Chatham County deceased this
being duly sworn deponent and saith that he was present and
did see the said instrument of writing duly executed by Timothy
Barnard. And deponent further saith that Thomas
Timothy Barnard at the time of executing the said instrument
of writing was to the best of deponent's knowledge & belief of
sound and disposing mind, memory & understanding
and that he, the deponent, was John M. Barrick and
Henry Williams in the presence of each other, & of the said
Timothy Barnard, and at his request signed their names
Witnesses to the due execution of the same.

Edward J. Hudson.

Given in before us at Chambers this 22nd day of June 1840.

Attest

Edward Wilson

Notary Public

Recorded 8th July A.D. 1840

I Matthew Matthews Melvin of the City of Savannah and
State of Georgia Do hereby this my last Will & Testament

I direct that my just debts and funeral expenses be
paid by my executor, out of the first moneys that may
come to his hands.

I give and bequeath the sum of One thousand dollars