

State of Georgia }
County of Chatham }

In the name of God, Amen! I Thomas Green of said State and County, being weak in body, but of a sound and disposing mind and memory and desirous of disposing of such property as a kind Providence has blessed me with, Do make constitute and appoint this to be my last Will and Testament, hereby expressly revoking all and every former Will or Wills made by me.

I do with full confidence of a final Remission with the Just, through the merits of my Saviour resign my soul into the hands of Almighty God, and my body to the earth to be buried in a Christian like manner -

I direct my Executors as soon as they can after my death to pay all my just debts.

I give and bequeath unto my Executors herein after named in Trust for the sole and separate use of my niece Martha E. Goodall wife of Solomon Goodall all my household and kitchen furniture and the articles usual kept in my house of a personal nature except such as are herein specially bequeathed; also a negro man slave named Levi and his wife Chloe six Cows and Calves his share of my stock. This and such other legacies as I may give her in this Will to be held by my Executors in Trust for the sole and separate use of the said Martha E. during her life with remainder to her children share and share alike, and should any or more of her children die before the said Martha E. the said issue of said child if living at the time to take the same share its parent would have taken had it been in life at the death of the said Martha E. Should it be advisable at any time to sell any portion of the property bequeathed in Trust for the said Martha E. the Trustees to have full power to do so, either at private or public sale. And should either of the Trustees decline to do or depart this life the survivors to have full power to appoint in either under their hands and seals - my wish is that there shall always be three Trustees - and to reinvest the proceeds in other property to be held in like Trusts, remainders and limitations.

I give and bequeath unto my nephew John L. Green, my said Nephew.

I give and bequeath unto my nephew William Green the negro boy Daniel, in the case the said William - shall return to this State he having gone to the State of California.

I give and bequeath unto my niece Susan O. Rushing, wife of Myles Rushing of South Carolina a negro Girl Betty now in her possession, this bequest and such other as I may give to her is to be vested in my Executors herein after named in Trust for her sole and separate use for and during her life, with such limitations, powers and restrictions as are set forth and specified in the Third Item of this Will.

I direct my Executors and Trustees that they appropriate and pay One One Hundred and Fifty dollars annually for the support of my child Thomas M. Green until

the time appointed for a Division of my Estate, the same to be paid into the hands of of my nephew John S. Green for the use and purpose aforesaid. And upon the Division of my Estate the Sum of Two thousand Dollars to be Invested in some safe and profitable Investment, the proceeds thereof to be for the support of the Thomas W. and in the manner aforesaid for and during his life and to such lawfull child or children as he may have in life at his death, and if no child or children as aforesaid in life at his death then to my said Nephew John S. Green.

Item 8th

I do hereby authorize and Empower my Executors to sell at public or private Sale all my lands lying within the Said County of Chatham and I request them to invest the proceeds of the Sale of Said Lands, in negroes for my plantation.

Item 9th

I do hereby authorize my Executors, to dispose of the surplus income arising from my plantation in Bank Stock that it may accumulate until the division of my Estate, or they may at their discretion divide the said surplus income equally among the Children of my late brother John and William Green. This not to be done until there shall have been purchased sufficient negroes to keep said plantation in good order and work the same to good advantage.

Item 9th

I direct that my Plantation and negroes, ^{which} ~~which~~ ^{before} bequeath me all the Stock of Horses mules, Cattle and Hogs and plantation tools and implements attached thereto on Antebellum Island in said County be held by my Executors for the Term of fifteen years after my death for the purpose of improving the same and my wish is that the same be and properly made a wharf Canal through said land from River to River, that for the purpose of so doing they are clothed with all the power that may be necessary. To raise the money necessary for the full making said Canal and the necessary appendages thereto they have the authority to mortgage the said Canal for the securing the payment of the principal and interest they may borrow either from the City of Savannah or any other Corporation or person or persons. Any and all necessary power not before stated I vest in my said Executors and Trustees to enable them to have built said Ship Canal - and they are to hold the property devised in this Clause in Express Trust for the purpose aforesaid for the time aforesaid.

Item 10th

When the annual income of said Canal shall be nott one hundred thousand ^{the same had been} ~~dollars~~ ^{estimated} ~~dollars~~ ^{there} I direct my said Executors and Trustees to pay to each of my nephew and nieces the Children of my late sister Elizabeth Ireland of Florida the sum Twenty thousand Dollars for two years, the niece portions to be paid into the hands of a proper trustee to be by him held for the sole and separate use of the said niece for and during her natural life with such limitations, restrictions, remainders as are set forth in the third Clause of this Will.

Item 11th

At the end of fifteen years from my death I direct the said Plantation, Canal, and property mentioned in the ninth Clause of this Will to be sold by my Executors and Trustees, in such manner as

they may think best, and the proceeds of the same to be disposed of as follows - To John S. Green, the sum of Five Thousand dollars, To Benjamin P. Green the sum of Five Thousand dollars. To my said Executors in Trust as specified in the third Clause of this Will, for my niece Amelia Bennett the sum of Five Thousand dollars, for my niece Julia E. Norton five thousand dollars, for my niece Susan A. Rushing Five thousand dollars for my niece Mary E. Stedman ^{Five thousand dollars} and in case the said Mary E. shall depart this life leaving no child or ~~children~~ the issue thereof in life at her, then and in that case the amount bequeathed to her use to go my niece Eugenia Wilgus. To said Eugenia Wilgus the sum of five thousand dollars. These bequests to my said nieces not in any way to be subject to my husband of theirs but for their sole and separate use, under and subject to the same limitations and remainders powers and restrictions as are set out in the third Clause of this Will.

To my nephew William Green in case he returns from California the sum of Five Thousand dollars - To my said niece Martha E. Ten Thousand (~~thousand~~) dollars in trust and upon the same limitations and remainders and powers as are expressed in the third Clause of this Will.

After 15 years all the rest and residue of my said Estate after end of said fifteen years I direct to be equally divided between the children of my late Brothers John & William Green and should one of them have died before said division leaving issue in life at said time the Issue to have the same share its parent would have taken had it been, the same to my said nieces to be placed in the hands of suitable Trustees in the same trust and limitations, and Remainders and powers as are expressed in the third Clause of said Will - that said son my nephew Thomas W. to be held in trust as expressed in the seventh Clause of my will with like Remainders.

Lastly. I nominate and appoint my esteemed friends Elijah Roberts of Jorison County, Seaborn Cordall and John C. Ferrill of Savannah Executors of this my last Will and Testament and Trustees for the purpose of executing the trusts herein expressed with full and ample power to fully carry the same into effect - And in case either of them shall decline to act as said Trustee, or depart this life, the survivors to appoint another under their hands and seals and should they think best to sell any of the negroes or other personal property they are authorized to do so as public or private sale, and to make such investments as they may think proper having full and entire confidence that they will do all things for the best to carry out my wishes as herein expressed.

In testimony whereof I do hereby set my hand and seal and publish this as my last Will and Testament this fourth day of February Eighteen Hundred and fifty three.

Additional Clause - My desire and wish is that the Plantation and (Canal if built) be not sold except the Executors may if they think best to sell the Plantation - but the Canal to be held in trust for the children of my late Brothers John & William - upon the trusts and remainders as to the said plantation as herein before expressed - the

Said trust to continue for and during their lives - Equally among them after the payment of all the specific legacies.

Signed, sealed and published by the Testator as his last Will & Testament, In our presence & at the request of said Testator signed by us in his presence as witnesses.

Thos Green (S)

The words "not" and "the same having been paid for" and the words "five thousand dollars" ^{inserted before signed} and in the 11th clause the sum for Martha E. Goodall was changed to Ten Thousand dollars - before signed.

Subscribed and sworn to before me

Eliza M. Marsh

Mulford Marsh

State of Georgia

Chatham County

Court of Ordinary
March Term 1863.

Present - John M. Miller Esq., Ordinary for the County of Chatham.
Personally appeared Mulford Marsh & Eliza M. Marsh & J. M. Guerd (subscribing) Witnesses to the annexed instrument of writing, purporting to be the last Will and Testament of Thomas Green late of Chatham County deceased, who being duly sworn ~~deposed~~ deposed and sworn that they were present and did see the said instrument of writing duly executed by Thomas Thomas Green.

And deponents further ^{informed} that the said Thomas Green at the time of executing the said instrument of writing was, to the best of deponents knowledge and belief of sound and disposing mind memory and understanding; and that Mulford Marsh (the deponent) and J. M. Guerd and Eliza M. Marsh in the presence of each other and of the said Thomas Green and at his request signed their names as witnesses to the due execution of the same.

Shown to before me in open Court

this 4th day of March 1863.

John M. Miller.

O.C.C. -

Mulford Marsh

John M. Guerd

Eliza M. Marsh

I do solemnly swear that this writing contains the true last Will of the within named Thomas Green deceased, so far as I know or believe; and that I will well and truly execute the same by paying first the debts and then the legacies contained in the said Will, as far as his goods and Chattels will thereunto extend and the law charge me; And that I will make a true and perfect inventory of all such goods and Chattels - So Help me God.

Shown to before me this

7th day of March 1863.

John M. Miller

O.C.C.

John C. Fossil