

Instrument of writing purporting to be the last will and testament of James Josiah Tiffin late of Chatham County planter deceased who being duly sworn deposes and saith that he was present and did see the said James Tiffin deceased sign and heard him pronounce publish and declare the said instrument of writing to be and contain his last will and testament that the said James Tiffin was at the time of executing the same of sound and disposing mind and memory to the best of this deponent's knowledge and belief that he the deponent and Alexander C Shaw of Savannah Carpenter subscribed their names as witnesses to the due execution of the said last will and testament at the request of the testator in his presence and in the presence of each other.

Sworn to in Open Court &
this first day of January 1827

Willm Davies

Sam^l M Bond Clerk of Court.

Recorded 14th February 1827

Sam^l M Bond CCo

State of Georgia County of Chatham

In the name of God Amen, I John W Edwards of the Island of Miltonington in the County and State aforesaid being in good health of body and of sound and disposing mind and memory but knowing the uncertainty of human life and being desirous to settle my worldly affairs whilst I have strength and capacity to do so, do make and publish this my last will and testament hereby revoking and making void all former wills by me made: First of my Will and desire that all my just debts and funeral expences be paid as soon after my decease as conveniently may be: Item it is my will and desire that from and after the payment thereof and subject thereto, all the residue of my real estate and slaves be undivided and undisposed of until my daughters or one of them shall marry or attain the age of twenty years, upon either of which events I desire and direct that my estate do

remaining be equally divided and that one half thereof be immediately thereafter delivered to the one who shall so marry or attain the age of twenty years and that the other half be delivered and surrounded to my other daughter when she shall marry or attain the age of twenty years: and it is my will that in case either of my said daughters shall depart this life before such time as the half or share of her so dying shall become deliverable as aforesaid then and in such case the whole of my estate so remaining do go and be delivered to the survivor of them at the time aforesaid. Considering my wife Ann C Barnard amply provided for by the house and lot in Savannah and the sixteen negroes received from her father Colonel Solomon Shad; and to which I hereby release to her all claims or title that I indirectly have therein I will and desire that so long as she shall remain in life and single she may have the use and occupation of my dwelling house, kitchen and garden and of as much of my land on Wilmington Island aforesaid as her negroes under the superintendence of my executors or a person or persons to be appointed by them can cultivate, which said privileges I hereby declare are intended to be and are so given to her in full satisfaction and in recompence and lieu of and for her dower and third, which she may or can in any wise claim or have out of my estate. Also I give and bequeath my watch which my said wife wears unto her for and during her natural life and widowhood and from and after her death or marriage unto my daughter Catherine L Barnard. To my daughter Mary Ann Barnard I give and bequeath my gold patent lever watch bequeathed to me by my father.

I will and desire that my executors do on no consideration whatever sell dispose of or in any manner convey away my real estate or negroes or any part or portion thereof except as herein provided: It is also my will and desire that my horses which have been faithful and serviceable be together with my waggon, Cart and boat kept for the use of my plantation. It is my desire and I do hereby direct that one third of my cattle be sold, either at public or private sale as shall to my executors seem most advisable within six months after my decease and that the remainder never be allowed to long as my estate shall remain undivided to increase beyond their present number and I do also direct that the raising of hogs be prevented on my estate, they being not only unprofitable but injurious. I give and bequeath my mulatto man Daniel unto my friend Matthew M. Stewart whom I request to allow him every privilege which our friendship and the fidelity of my said servant to me can claim or command

and from and after the death of my said friend I give
and bequeath the said man Daniel unto my nephew Tim-
thy Barnard Junior requesting from, and enjoining upon
him kind and humane treatment to the said Daniel.

And my will is and I do appoint that my brother Timothy
Barnard and James Barnard shall have the guardianship
tutelage and Custody of my daughters Mary Ann and Cath-
arine I for such time as they or either of them respectively con-
tinue unmarried and under the age of twenty one years
and I do earnestly entreat their utmost care and attention in
and about the education and morals of my said Children
And in case my said daughters shall both depart this life
before they shall have married and have attained the age
of twenty years then I give devise and bequeath one third
of my Estate to my brother Timothy Barnard one third thereof
to my brother James Barnard and the remaining third
thereof to my sister Henrietta Williams to be possessed and
enjoyed by her to her sole and separate use free from the con-
trol of her present and any future husband.

I do hereby nominate constitute and appoint the said Tim-
othy Barnard and James Barnard and my friends Lewis
Turner, Matthew W Stewart Doctor James P. Scriven and
Stephen W Williams Executors of this my last will and
testament. and I do hereby give to my said Executors the
sum of Four hundred dollars to be appropriated to such purpose
as the said Lewis and Matthew shall direct and of which I
have in Conversation informed them And I do hereby direct
enjoin upon my said Executors and the guardians of my
Children that my said Children shall not live with or be under
the control of their mothers or be educated out of this State.

In Testimony whereof I have unto set my hand and seal
this twentieth day of November Eighteen hundred and twenty six
signed sealed published and

declared by the said testator as
and for his last will and testament
in presence of us, who in his
presence and in the presence
of each other have hereunto set
our hands as witnesses thereunto

John W Barnard (LS)

John C Nicoll
John A Beaulard
Isaac Russell JP

State of Georgia } In the Court of ordinary
 Chatham County } Chambers 11th December 1826

Present the Honorable Edward Harden and Chief
 Justices of the Inferior Court of Chatham County sitting
 for ordinary purposes. Personally appeared John C. Nicoll
 of Savannah attorney at Law a subscribing witness to the annexed
 instrument of writing purporting to be the last will and testament
 of John W. Barnard late of Chatham County planter deceased, who being
 duly sworn deposes and saith that he was present and did see
 the said John W. Barnard deceased sign and seal and heard
 him pronounce publish and declare the said instrument of writing
 to be and contain his last will and testament that the said
 John W. Barnard deceased was at the time of executing the same
 of sound and disposing mind and memory to the best of the
 deponent's knowledge and belief and that he the deponent and
 John A. Beaulard and Isaac Russell Esquire both of Savannah
 subscribed their names as witnesses to the due execution of the said
 will at the request of the testator in his presence and in the presence
 of each other.

Sworn to before me this
 11th December 1826
 Jacob Chubbourn
 Dep: C.C.O.

John C. Nicoll

Recorded 14th February 1827

✓ Commonwealth of Massachusetts

By his Excellency Levi Lincoln Esq
 Governor and Commander in Chief in and over said Commonwealth:
 To all whom it may Concern: Know ye, that Hon: Joseph Hall is
 Judge of Probate of Wills within and for the County of Suffolk and that
 John Ward Junior Esquire is Register of Probate for the same County in
 the said Commonwealth, duly Constituted and Committed, and
 that to their Acts and Attestations, as such, full faith and Credit
 are and ought to be given in and out of Court In testimony