

State of Georgia } In the Court of ordinary  
Chatham County } Chambers 14th December 1826

Present the Honorable Edward Harden and Chief  
Just Esquires 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 3<sup>rd</sup>  
14th 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 Commissioned, 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

whereof I have caused the public seal of the Commonwealth to be  
hereunto affixed, this twenty first day of October, 1823, and  
in the fifty first year of the Independence of the United  
States of America

Seal  
Genl Lincoln

By his excellency the Governor  
Edward D. Barney Secretary of the

Commonwealth

Commonwealth of Massachusetts

By the Honorable  
Thomas Dawes Esquire Judge of the Probates of Wills and for gran-  
ting Letters of Administration on the Estates of Persons deceased, hav-  
ing goods, Chattels, rights, or credits in the County of Suffolk within the  
Commonwealth aforesaid

To all unto whom the presents shall come Greeting.

Know Ye That upon the day of the date hereof before me at  
Boston in the County aforesaid the will of William Dunn late  
of said Boston Druggist deceased testate to these presents annexed  
was proved, approved, and allowed: Who having while he lived  
and at the time of his death goods, Chattels, rights, and Credits, of  
the County aforesaid: And the probate of the said will and power of  
committing Administration of all and singular the goods, Chattels,  
rights, and Credits of the said deceased, by virtue thereof appertaining  
unto me; the Administration of all and singular the goods, Chattels,  
rights, and Credits of the said deceased and his will in any manner  
concerning is hereby committed unto William D. Fisher of said Boston  
Esquire Executor in the same will named, well and faithfully to exe-  
cute the said will, and to administer the estate of the said deceased  
according therunto; and to make a true and perfect Inventory  
of all and singular the goods, Chattels, rights, and Credits of the  
said deceased and to exhibit the same into the Registry of the  
Court of Probate for the County aforesaid at or before the Twenty first  
day of October next ensuing: And also to render a plain and true  
account of his said Administration upon oath. In Testimony  
whereof I have hereunto set my hand and seal of the said Court of  
Probate. Dated at Boston the twenty first day of July in the year  
of our Lord One thousand eight hundred and twenty three

Thomas Dawes Judge of Probate

Be it remembered that I William Dunn of Boston in the  
County of Suffolk and Commonwealth of Massachusetts Druggist  
make this my last will in manner following. I give and devise

my dwelling house and Land in Boston of messrs and all other real estate, in or to which I have any interest claim or title unto Thomas Hughes merchant and William D. Schen Esquire both of said Boston to hold the same to them and the survivor of them his heirs and assigns in trust only for the performance of the my will. I order and direct that said house and land shall be sold at the discretion of said Trustees or the survivor of them and the proceeds with such further amount of money as may be requisite to make the sum of Eight thousand dollars shall be laid out and invested in the public stocks or funds or in real securities at interest in such manner as said Trustees or the survivor of them shall deem proper and the interest income and produce of this fund I order and direct to be applied to the maintenance and support of my son Edward during his natural life. At the decease of my said son the said trust fund, and such part of the produce thereof as shall be then unexpended I give to my other children they to share and share alike. It is my will that all the remainder of my estate property and effect, whatever shall be divided into five parts according to an appraisement at a fair cash value and that two fifth parts thereof shall, as soon as it shall be expedient, be sold and converted into money, the proceeds of which two fifth parts shall constitute a fund to be held by the Trustees before named or the survivor of them for the use of my two daughters Adelaide and Emily and the income thereof shall be applied to the support of said two daughters in equal parts, during their respective lives, at the decease of either or both of said daughters her or their share and interest in this fund shall be divided and paid to and among my surviving children equally, share and share alike. Another fifth part shall also be converted into money and the proceeds thereof equally divided between my sons Charles and Theodore and paid into the hands of their respective Guardians for their use. The remaining two fifth parts shall be, by said Trustees or the survivor of them, disposed of as follows that is to say the same shall constitute a capital in business or stock for trade to be used, employed and dealt with under their immediate inspection and control for the use of my son William and the said Charles and Theodore one half on account of said William and one quarter on account of each of my other sons and I recommend that my said son William and Joseph Smith whose skill integrity and good conduct merit my confidence should be allowed the management and conducting of said concern for and during the term of Two years, at the expiration of which time my said Trustees or the survivor of them may, if he, or they, deem it expedient and the said William shall with the consent to become partners in business as Druggists and Apothecaries make sale of one half of said capital or stock in trade as it may then exist to said Smith at its fair value, taking such security as may be thought proper and the other half may in such case be placed in the

hands of said William as his own property. The proceeds of the sale to said Smith, if the same shall be made shall be divided equally between said Charles and Theodore. This disposition of said two fifths parts of the residue of my estate and property may be at the discretion of my said Trustees or the survivor of them raised and altered and the property in said stock or capital at anytime before the expiration of said two years or before a transfer to said Smith of one half thereof disposed of and sold. And if a sale should be made because the said Trustees or the survivor of them is or are of opinion that the trading with said portion of my estate is injurious to the interests of those concerned for any cause or reason whatsoever, then it is my will that one half of the proceeds of such sale be invested and laid out in proper securities at interest, the income of which shall from time to time be paid to said William for his use and maintenance, the other half of such proceeds shall be equally divided between my sons Charles & Theodore. In case of the decease of either of my Children the trust fund which may then exist for the use of such deceased Child shall be divided to and among his other brothers and sisters who survive and in all cases the issue of any deceased Child shall in the distribution be considered as representation of the Parent. I hereby authorize and empower the Trustees before named and the survivor of them to execute and deliver any deed or deeds and to do any act whatsoever which may be necessary or expedient to carry this will into effect. And the said trustees and the survivor of them may from time to time alter and change the securities in or upon which trust funds may be invested and to invest the same in other securities. It is also my will that said Trustees shall not be required to give any bond for their fidelity in the performance of the trusts hereby reposed in them, nor shall they or either of them be accountable for or liable to make good any loss or losses which arise in relation to the performance of the said trusts unless the same happen through willful default nor shall either of said Trustees be accountable for the acts, deeds, receipts or disbursements of the other of them but each for his own separate acts and doings, and they may reimburse all necessary costs and expences, they may sustain in and about the the performance of this my will. I hereby constitute the said Hughes and John Executors of this my last will and revoke all other Wills by me heretofore made. In witness whereof I the said William Dunn have hereunto set my hand and seal this Twenty second day of May A.D. Eighteen hundred and twenty three.

Wm Dunn (S)

signed, sealed and published by William Dunn as and for his last will  
in our presence who at his request, in his presence and in the presence of  
each other have hereto set our names as witnesses, the first five lines  
written in the preceding page being crossed with ink  
Benj. Ingersoll. Torrance. Wakefield. Joseph Cutts, Junr.

Additions to my last will and Testament.

I William Dunn being of sound mind do hereby revoke and annul  
all such permission (if any there be) for the trustees in my will made by me  
to act separately and independently of one and the other in any case  
whatsoever. they shall in no case whatsoever buy for the Estate, or make sale  
of any part without first Consulting and getting the Will and Consent of  
both parties to any act, which maybe done and that in all cases, what-  
ever in purchases or sales the Consent of both parties, must be obtained before  
such act can be done. I also request that in making the investments  
for the support of my Children therein mentioned, it shall be made up  
of public Securities or Bank stock that will in all human probability  
yield a certain revenue that I should not wish any investments to  
be made in factory stock or any such securities. I also wish nothing  
prevents by the Control which the trustees have over the direction of my  
son William that he may be added as an Executor. signed & sealed  
this fourth day of June One thousand eight hundred and twenty three  
in Boston. Wm. Dunn (Jr.)

signed sealed and delivered in presence of Elija. Corwell  
Petsey. Corwell Abigail. Corwell

Suffolk, ss Commonwealth of Massachusetts At a Court of Probate  
held at Boston within and for the County of Suffolk on the twenty  
first day of July AD 1823 By the Honorable Thomas Dawes Esquire  
Judge of the Probate of Wills &c The annexed Instrument dated  
22 May 1823 being presented by William DeSobier one of the Executors  
therein named for Probate The other Executors named therein and in  
the Codicil having refused their trusts, Benjamin Ingersoll, Torrance  
Wakefield and Joseph Cutts Junior appear and make oath  
that they saw the said William Dunn sign seal and heard him  
publish the same instrument as his last will and testament and  
that he was then, to the best of their discernment of a sound dis-  
posing mind and memory and that they subscribed their names  
thereto as witnesses in the presence of said testator and of each  
other; and now here in this Court Elija Corwell and Petsey Corwell  
subscribing witnesses to the Codicil hereto annexed dated 24th June  
1823 appear and make oath that they saw the said William Dunn

sign, seal and heard him publish the same Instruments,  
a Codicil to his said last will and testament; and that he  
was then, to the best of their discernment of a sound disposing  
mind and memory and that they with Abigail Cowell who  
absent, subscribed their names thereto as witnesses in the  
presence of said Testator, and of each other; and I do prove  
approve and allow both of said Instruments and order  
them to be recorded. Given under my hand and seal of office  
the day and Year above written

(Seal) Thomas Dawes Judge of Probate  
Examined John Heard Junr. Regt

Commonwealth of Massachusetts  
Suffolk County. The undersigned Register of the Court of Probate  
for the County of Suffolk aforesaid Hereby Certify and Attest that  
the foregoing is a true Copy of the last Will and Testament and  
Probate thereof of William Dunn late of Boston in the County  
aforesaid Druggist deceased testate which said last Will was,  
duly proved approved and allowed on the Twenty first day of  
July in the year of our Lord One thousand eight hundred and  
twenty three to which Letters Testamentary are annexed as on  
reference to the Records and Original on file of that date in said  
Probate Office will fully appear

(Seal) Given under my hand and seal of said Court  
this twenty fourth day of October in the Year  
of our Lord One thousand eight hundred and  
twenty six

John Heard Junr Register of Probate  
for said County of Suffolk

Commonwealth of Massachusetts  
Suffolk County

Joseph Hall Esquire Judge of the Court of Probate  
of Wills &c for said County Hereby Certifies that John Heard Junr  
Esquire is the Register of the Court of Probate for the County of Suffolk  
aforesaid and that full faith and Credit may and ought to be given  
to the Certificate and attestation by him before subscribed and that the  
said attestation is in due form

(Seal) Given under my hand and seal of office at the City of  
Boston this Twenty fourth day of October in the Year of  
our Lord One thousand eight hundred and twenty six

Recorded 15<sup>th</sup> February 1827 Joseph Hall Judge of the said Court of Probate