

State of Georgia } In the name of God, amen
 Clarke County } I Elizabeth Witherspoon of the
 county and state aforesaid being of sound mind
 and disposing memory do make, make, publish
 and declare this to be my last will and testament
 that I commend my soul to God who gave it,
 and my body to my family and friends to be
 buried in a plain and decent manner.

Item 2nd I wish all my just debts paid.

Item 3rd I give and bequeath unto my beloved
 daughter Eleanor E. Witherspoon all my personal
 property of every description and all interest
 in my house and lot in addition to the value of
 Eight Hundred Dollars (\$800⁰⁰), wishing her to remain
 on the lot and in the house with her brother

Item 4th I give and bequeath to my beloved sons
 James A. Witherspoon and Robert F. Witherspoon
 jointly, share and share alike the interest in my
 house and lot in addition not bequeathed to my
 daughter Eleanor E. as aforesaid, and should
 the time ever come that a division of the inter-
 est in said lot should become necessary, then
 the more and manner of said division to my
 said sons and daughter Eleanor E. having
 confidence, that they will do justice to each
 other.

Item 5th I have a lot of land, containing forty
 acres in formerly Franklin County, Georgia which
 I wish my Executor to sell either at private or
 public sale at their discretion and appropriate
 the proceeds of said sale to the payment of my
 burial expenses and of any over to the Exor-
 of their Executorship.

Item 6th I give and bequeath to my beloved daugh-
 ter Caroline Laing the interest on Two Hundred Dollars
 at four percent being fourteen dollars annually,
 which sum I direct my Executors to pay to her
 each year.

Item 7th Should either my daughter Eleanor E.
 or either of my sons die without children I wish
 the interest he or she has in my house and lot to go
 to the survivor or survivors in conjunction with my
 daughter Caroline Laing whose interest shall be
 separate from and not attach to her husband
 but be for her sole and separate benefit and
 at her death, her interest to revert to the sur-
 vivor.

nothing legal or equitable under the bequest with
the exception viz of the son of Most of income
him he shall inherit his father's portion and
also should James have a child or children
his portion to descend to said child or children

Then I Shyby nominate constitute and appoint
my sons James O. Witherspoon and Robert
L. Witherspoon Executors to their my last will
and testament, excepting them from making any in-
ventory and appraisement of my estate and also
of making any returns to the Ordinary unless
it should be absolutely necessary.
In witness whereof I the said Elizabeth Withers-
poon have hereunto set my hand and affixed
this second day of May in the year of our Lord One
thousand Eight hundred and Twenty Six
Signed sealed acknowledged
published and declared
to be the last will and tes-
tament of the Testatrix in our
presence who sign as witnesses
in the presence of each other
and of the Testatrix and
at her request

James M. Sampson
James A. Carlton
John Calvin Johnson

} E. Witherspoon

Then I Shyby
Charles County } I personally came before me, James
and foregoing Will of Elizabeth Witherspoon late
of said County Decd. who on oath swears that he
has said Decd. sign and seal said instrument
and have he published and declared the same
to be his last will and testament that she
done so freely and voluntarily of her own
free will and accord without any persua-
sion or compulsion on the part of any person
or persons whatever that at the time of her so
doing she was of sound and disposing mind
and memory that he, James A. Carlton
and John Calvin Johnson all signed the
same as witnesses in the presence of each
other and of the Testatrix and at her request
subscribed before me
this 1st day of February
1877

Ala M. Jackson Ordinary

} James M. Sampson

Whitcomb. It is ordered that said will of
Elizabeth Whitcomb Decd., & the probate thereof
be removed in time of the next
Regular Term 5th Feb. 1877

Asa M. Jackson
Ordinary