

In the name of God Amen

I Stewart Strall of Athens in the County of Clark and State of Georgia being in good body, health and of sound and disposing mind and memory do make publick and declare this my last Will and Testament reserving all others. I nominate my qualified Executors are hereby authorized in their discretion ~~and~~ and as they may deem best for the interest of my estate to sell in such manner and on such terms as they prefer all my real estate in the State of Georgia and elsewhere except such as is herein after specifically devised for the purpose first of paying my debts, and secondly for a division of the proceeds as is herein after provided

Item

As far as the income of my property may be required for the immediate payment of my debts whether my debts shall be so great that my said income will not suffice I direct the whole of it to be applied to such payment until said debts are extinguished except such property as is herein after bequeathed to my wife and what may be necessary for the decent support and education of my son Francis I should as soon as my debts in part the legacies herein after given to my children are to be provided for

Item

To my beloved wife Francis (I shall I give and bequeath the use of my dwelling house in the town of Athens with the lands adjoining and some twenty sections of well land adjoining I give with all the furniture Books and other personal property usually belonging to the establishment and the dividend on the shares of the Union Bank which for five years from the time of my death. Those articles of furniture belonging to my daughter Ellen are of course excluded from this bequest — At the end of the two years aforesaid or at any previous time if my said wife so elects she may select such articles of furniture as she requires for her personal use together with the carriage and horses, which shall then become her own property and such articles as she and my son Francis Marion Strall may deem necessary for his use shall vest in him all the residue with the real estate specified in this Will, and then to be sold by my qualified Executors as they think for the interest of my estate.

Item

I give and bequeath to my said wife for the time of her natural life the negro woman Ellen Samuels and Georgia Ann the man Jim and the boy Albert Also Twenty shares of Georgia Rail Road Stock and Thirty three shares of Stock of the

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Bank of Athens These Stocks are to remain in the hands
of my Executors herein after named As Trustees for my said
Wife with power to change the investment in their discretion
paying her the entire income during her life On her death
the stocks or the proceeds are to be equally divided
among all my children or their legal representatives and
the above named shares are to be divided with their issue
if any between my above younger children viz Joseph Eliza
George and Francis M.

Item To my son Marcellus A Storall Squire and bequeath
Ten shares of Georgia Rail Road Stock which he is to hold
in trust for the sole and separate use of his wife during
her life and on her death for the use of her children
and legal representatives

Item To my Executors herein after named Squire and bequeath
ten shares of Georgia Rail Road Stock in trust for
the sole and separate use of my daughter Caroline E
Daring for her life and on her death for the use
of her children and their legal representatives

Item To my son George S Storall Squire and bequeath fifteen
shares of Georgia Rail Road Stock and the following
named shares Henry Harrison Lewis and Samuel
In trust for the sole and separate use of my
daughter Louisa C W Coleman for her natural life
and on her death for the use of her children and
their legal representatives

Item To my son Thomas P Storall Squire and bequeath
Twenty Shares of Georgia Rail Road Stock
Thirty seven shares of Augusta Insurance and Banking
Company Stock A Negro man Washington and
the house and lot on Green Street Augusta
between Cumming and Hollock Streets next below
the Blacksmith Shop now occupied by Watkins
said lot being forty feet wide including on half
the alley and running half way through the woods
Ellis Street All of which said Thomas P is to hold
in trust for the sole and separate use of his wife during
her life and on her death for the use of her children
and their legal representatives Provided that
should said Thomas P on the late firm of Thomas
P Storall be indebted to me for advances
or accommodation of any sort the above property
is not to rest on the above trust till all such
debts are paid and if required to pay such debts
such property may be sold for that purpose
and the proceeds of any shall rest on the trusts
aforesaid

Item To my sons Thomas P. Stovall and William A. Stovall, Esq. and bequeath five shares of Georgia Rail Road Stock the negro man James H. H. and her two children to wit Louisa and a small girl named Ellen with the future issue of said females, also a house and lot on the South Side City between Cummings & Railroad Streets in the city of Augusta with the vacant lot to rear of it adjoining through to Spring Street the whole being forty feet wide including half the width of which said Thomas P. Stovall, Esq. is to hold in trust for the benefit and support of the family of my son John P. Stovall through out his life for his wife and for his children and their legal representatives on the death of the parent.

Item To my son William A. Stovall Esq. and bequeath fifteen shares of Georgia Rail Road Stock to be held for the sole and separate use of his wife during her life and on her death to her children and their legal representatives.

Item To my sons Thomas P. Stovall and Joseph H. Stovall Esq. and bequeath twenty shares of Union Bank the twenty shares of Georgia Rail Road Stock and a negro man named Edward on trust for the support and maintenance of my son John P. Stovall but in no way to be used in his life should he marry the fund to be held for the sole and separate use of his wife during her life and on her death to her children and their legal representatives.

Item To my sons Thomas P. Stovall and Joseph H. Stovall Esq. and bequeath the following property in trust for the support of my daughter Ellen M. Stovall during her life should she marry it to be held for her sole and separate use during her life and on her death for her children and their legal representatives that is to say six thousand five hundred dollars at a fair market valuation in any Stocks Bonds or other effects held by me at the time of my death or the same amount in money to be invested in stocks or other property as said trustees and my said daughter may deem most desirable Also my large old family Bible the furniture usually in her room room and the furniture and myself her Mother Marcella's wife and her sister Mrs. Shelman and an old painting designated as "Redeeming Sorrows".

Item To my Son Marcellus A. Stovall Esq. and bequeath the following shares Albert Joe Rosetta and Caroline with the future issue of the females and fifty five shares of stock in the Atlanta West Point

A. Small
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Rail Road in trust for the support of my son George
Small should be married his last is to be con-
vined for the support of his wife and children and
for the children and their legal representatives
on the death of the parents

Item To my sons Joseph H and George A Small there
and bequeath the slaves Yellai George Amanda and
her young daughter and on the death of my wife
Albert Son of Amanda also Twenty Shares Georgia
Rail Road Stock ^{with shares Atlantic and Great South Rail Road Stock} 24 1/2 Shares City Bank 12 Shares
and my large new family Bible in trust for the
support of my son Francis Marion Small should
be married for the support of his wife and children
and for the children and their legal representatives
on the death of their parents

Item Should it not be at the time of my death a
sufficient amount of my estate to carry out the
specific bequests above stated I desire and direct
that the fair market valuation of each stock be
made up from other property to each respective
legatee

Item After payment of all debts and carrying out the
foregoing bequests I bequeath the rest and
residue of my estate real and personal in
possession and in action to be placed by my
Executors by sale or otherwise in their
discretion in a position to be fairly divided
and that it be divided into ten portions as
nearly equal as possible and one share to be
assigned to each of the ten sets of Trustees herein
before appointed for my children respectively, which
share is to be added to each trust fund and hold
like the rest of said fund

Item Should either of my children die without issue
he or she may by will direct the final disposition
of the trust property held for him or her

Item Any vacancy by death or otherwise in any of the trusts
herein before created may be filled by the vesting
trust by written appointment

Item Any of the property held under any of the aforesaid
trusts may be sold by the respective trustees for
the time being by the consent of the vesting
trust but the proceeds must always be
reinvested in the same trust

Finally I appoint my sons Thomas B. Stwall
William A. Stwall and George S. Stwall to be
my Executors of this my last will and testament.

Georgia
Clark County

In testimony whereof I have hereunto set my
hand and seal this thirtieth day of June
eighteen hundred and sixty by the said "Augusta"
being interlined in the name for the benefit of
Thomas B. Stwall and the said "Lincolnton" interlined
was in course in the name for the benefit of
William A. Stwall & the said "and his" and
Signed, sealed & published.

and signed by Thomas B. Stwall
William A. Stwall and George S. Stwall
and before me in presence of
Henry Hall Jr.
J. H. Jackson
Robert Thomas

1st Item

2nd Item

3rd Item

4th Item

Georgia
Clark County

Personally appeared before me Henry Hall Jr.
one of the subscribing Justices of the Peace and
Magistrate of the County of Clark of said
County, Thomas B. Stwall, late of said
County, deceased, who is with myself that Thomas
and George Stwall and seal said will and testament
heard him acknowledge the same to be his last will
& testament that at the time of his so doing he was of
sound mind disposing mind and memory that he
deponent Stephen Thomas and Robert Thomas signed
the same as witnesses in the presence of the Testator
at his request and in the presence of each other

Given under my hand and seal this 15th day of January 1864
Subscribed before me

Also in Jackson
Ordinary

Whereupon It is ordered by the Court that said will
and testament be accorded in terms of the law

Regular Term 11th January 1864
Also in Jackson Ordinary

Recorded 15th January 1864