

State of Georgia In the name of God Amen
Clarke County

I Thomas Moss of said State and County, being of sound and disposing mind and memory, tho' advanced in years, knowing that I must shortly depart this life, and being aware of the many unfortunate family quarrels and tithes that often arise in the disposition of property, where we will it, I deem it my duty to make this my last will and testament that there may be no uncertainty as to the disposition that I desire made of the property with which a kind Providence has been so far to bless me, and which disposition I think fair and equitable among my heirs and relatives and trust they will view it in the same light, & so therefore make and constitute this my last will and testament thereby revoking and annulling all others by me heretofore made, I desire all my just debts which are due, to be paid by my Executor, as soon as he may deem for the best interest of my estate and out of such property as he may think best and in manner as he may think best.

Item First.

Item Sec.

I desire after all my Debts are paid, that my Executor hereinafter appointed pay over to William Clayton who married my Daughter Anna, the sum of twenty dollars and to Robert Hawkins, who married my Daughter Mary the like sum of twenty dollars, and I do hereby give and bequeath to them each, for the use of their families, the said sum respectively, to be paid out of my estate in full of any and all debts, I do not give them more as they have heretofore had much help from me, and I think this will what they have heretofore had will make them more than equal with the rest, this is all I wish them to have, and I desire to be paid to them by Executor, in such manner and at such time as he may think best, and I authorize my said Executor to receive, and receipt my Executor for the same for the uses aforesaid without any formalities of being appointed Guardian &c.

Item Third

It is my will and desire that all the rest and residue of my Estate, both real, personal and in whatever consisting, after paying my Debts and the expenses of Administration and the special bequests above made, be by Executor divided into ten equal portions, and that one part be given to my faithful and beloved wife, and that in addition to her part above stated, that she have the kitchen furniture, a bed and bedding, &c., to be selected by her, I give and bequeath One Share respectively to each of my minor and unmarried children to wit, One Share to my Daughter Mary E. Moss, One Share to my Daughter Martha Moss One to my Daughter Eliza Moss and one share each to my sons David, Joshua, Edmund and Franklin. The part and shares given and going to my said minor children just above named, I wish to be paid over to by beloved wife by my Executor, and I hereby constitute her their guardian, relieving her from all necessity of giving bond and with full power to

for them and to use any or all of their part for their undivided good respectively, as she may think best; she to pay over to each, as they may come of age or sooner if she may think best their part or what may be left of it after deducting what may have been expended by her for them in raising them and any other expenses she may deem necessary, And I specially relieve her from all necessity of giving bonds, making returns &c, and leave all to her judgment - the other two shares I give and bequeath to my son Henry F. Cross and I give him two shares as I think it his due as he has devoted so much of his time in assisting me and attending to my business, often neglecting his own to do so. Should Providence see fit to bless me with any more children, then and in that case, I wish my estate to be ^{divided} into that many more shares and for this child or children to share equally with my seven minor children, Emma C. and so as above stated & for my wife to have the same power as guardian &c, and this my will to remain otherwise unaltered.

I am further, In the division of my estate, as stated in item third I leave it entirely to my executor as to whether to divide it in kind or to sell & then divide the proceeds empowering him fully in case he deems it best to sell any or all, either personally or ready for division or paying debts, to sell the same either at public or private sale as he may think best, and without any Order of Court or a chartering or any other formalities, his simple deed as executor divesting my estate (and legacies & heirs) of any and all further interest, the same as if sold by a Seller of Ordinary.

I am further

I do hereby appoint my son Henry F. Cross, executor of this my last will and Testament, relieving him from any necessity of making any appraisement, giving bond and any other formalities & giving him full power to sell as above set forth, and I do compensate as executor, in lieu of Commission I give him fully \$1000 to be paid out the residuum of my estate.

In Testimony whereof I have hereunto set my hand and seal, this 14th March 1880,

Thomas F. Cross. (Seal)
mark,

Signed, sealed, declared and published to Thomas Cross as his last will and Testament in the presence of us the undersigned, who subscribed our names hereto in the presence of said Testator, at his special instance & request & signed and in the presence of each other, this

E. D. Lumbkin
Dennis Thomas
G. Louis Bellows
Anderson Ricker,

Application of Henry A. Moss Executor of Thomas Moss Decd. County of Wash. D.C. for Probate of Will in solemn form of Testa (The Petitioner, Henry A. Moss, nominated Executor of the said will of Thomas Moss, duly filed, having been supported by proper proof of C.R. Tompkins Dennis Williams Lewis Richards and Charles Parker attesting witnesses to said Will that Thomas Moss died a resident of said County, that each of them saw him sign & heard him recite the alleged will as his last will & testament, that they attested the same as witnesses at his request and in his presence in the presence of each other, and that at the time of said signing or attestation, the said Thomas Moss was of sound and disposing mind, and memory, and did in the execution of said will act freely and voluntarily. And it further having been shown to the Court that William Clayton, Maria Clayton, Harriet Hawkins, and as Guardians of Philip Hawkins, Henry Hawkins, Dub Taylor Hawkins, Henry A. Moss, Oliver Moss, Emma C. Moss, S. H. Moss, Corina Moss, Edward Moss, M. J. Moss, C. Moss, R. Moss & C. H. Moss & Clara Moss their Guardian & Philip Hawkins, Henry Hawkins and Dub Taylor Hawkins all of the heirs at law and legatees, having been duly cited to be and appear at the said April Term where said will would be offered for Probate, & there being no objection raised, or except filed, it is ordered that the said Will be duly recorded & admitted to probate in solemn form the same having been and is hereby adjudged by the Court, proved in solemn form of law,
 As Atty. General,
 Ordinary,

Recorded Office 5th 1852.