

74
Georgia
Decatur County, Georgia
Court of Ords Dec 5th 1864
I do solemnly swear that
this writing contains the true
last Will of the within named Henry M.
Thomas so far as I know or believe and
that I will well study execute the same
by paying first the debts & then the legacies
contained in said Will as far as my goods
& chattels will thereto extend & the law
charge me & that I will make a true
perfect inventory of all such goods and
chattels - so help me God.
Given in open Court
Dec 5th 1864
H M Beck Ordy } C. A. Green

State of Georgia, In the name of God Amen
Thomas County, I David Smith of the said
State and County being of
advanced age and knowing that I must
shortly depart this life deem it right and
proper both as respects my family and myself
that I should make a disposition of the
property with which a kind Providence has
blessed me do therefore make this my last
will and Testament hereby revoking all others
heretofore made by me
1st I desire and direct that my body
be buried in a decent and christianlike
manner suitable to my circumstances and
condition in life - My soul I trust shall
return to rest with God who gave it
2^d I desire and direct that all my just
debts be paid without delay by my Executors

hereinafter appointed as I am unwilling
my creditors should be delayed in their
rights especially as there is no necessity
for delay.

Decatur County, Georgia Wills

1828-1838

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Note: "tight binding"

3rd Item - I give and bequeath unto my beloved
wife Leah one bed and furniture and
some of my cooking utensils during her
natural life only and at her death the
same to return to my estate and be equal-
ly divided between the living heirs of
my beloved brother Aaron Lovett of Decatur
County Georgia

4th Item I give and bequeath to my son Zechariah
Lovett five dollars

5th Item I give to my daughter Lucinda McLeod
five dollars

6th Item I give and bequeath all the remainder
of my estate both real and personal to
the heirs of my beloved brother Aaron Lovett
to be equally divided amongst them share
and share alike

7th Item I make constitute and appoint my
much esteemed friend Joseph Come to be
sole executor of this my last Will and
Testament this the 7th day of May 1859
David Lovett (D)

Signed Sealed delivered and published by
David Lovett as his last Will & Testament
in the presence of us the subscribing who
subscribed our names hereto in the presence
of said Testator at his special instance &
request this the 7th day of May 1859

Mr R. McRae

S. L. Cain

Robt B. C. Burke

Georgia

DeCATUR County

In the Ordinary of said Co.
 I hereby renounce the appoin-
 tment of Executor conferred
 on me by the Will of David Smith late of
 said county and refuse to take any part in
 its probate and pray that you will duly
 file and record this renunciation. And I
 further state that I have not in any manner
 intermeddled with the Estate of said Smith
 This Oct 6th 1862

Joseph Bone

State of Georgia, By H. M. Beach Ordinary of
 DeCATUR County I said county

To Wesley Goodley Joseph S.
 Fullman and A. M. Farlin Executors

Whereas in the Court of Ordinary of said
 county there is pending the last Will &
 Testament of David Smith for probate -

And whereas Robert B. E. Burke is a witness
 to said Will and cannot attend our said
 Court in person without manifest incon-
 venience - Now know ye that we relying
 special trust and confidence in your hon-
 dour and fidelity have appointed you
 and you or any two (or more) of you are
 hereby authorized and required to cause
 the said Robert B. E. Burke personally to
 come before you and after being duly sworn
 to examine him concerning the said Will
 agreeably to the Interrogatories hereto annexed
 And the answers to the same being clearly
 and distinctly written you are to send the
 same closed up under your hands and seals
 to our said Court to be held on the first
 Monday in July next together with this writ
 Witness the Hon. H. M. Beach Ordinary of said Court
 this May 19th 1863 H. M. Beach C. O.

James G. Lovett, Petition to probate Will of
In Parte David Lovett died in common
from

Decatur County, Georgia Wills

1828-1838

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Interrogatories to be propounded to Robert B.
E. Burke a Witness in the above cause and
who resides without Decatur County

Int 1st Look upon the annexed Will and
say if you saw David Lovett sign and
declare & publish the same as his last
Will and Testament?

Int 2^d If you answer the 1st Int in the aff-
irmative say if David Lovett signed the
said last Will freely voluntarily of his
own accord without influence or compul-
sion?

Int 3^d Was the said David Lovett at the
time of the signing said Will of sound
and disposing mind & memory?

Int 4^d Did you sign said Will as a Witness
in the presence of the Testator & at his spe-
cial instance request?

Int 5^d Did you see J. R. McRae and S. L.
Cain sign the same as witnesses, and did
they sign in the presence of the Testator
& at his special instance and request

Attest Beach Ordly

Georgia Brooke County

James G. Lovett } Petition for probate of Will of
In Parte David Lovett died in common
of Ordinary of Decatur County

By virtue of a commission to me directed
from the Court of Ordinary of Decatur County
I have caused Robert B. E. Burke the
Witness in said commission named to
come before us and said Witness being
duly sworn true answers to make to

certain Antinomies to said Commission
answered dytheth & anwereth as follows
to the 1st that he answered I did
to the 2^d that he answered I did
to the 3^d that he answered I did
to the 4^d that he answered I did
to the 5th that he answered in the affirmative

Decatur County Georgia Wills
1828-1838
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Robert B. E. Burke
Answered subscribed and sworn to before us
this June 3^d 1863

Wesley Goolbey Cms
Joseph V. Tillman Cms
Aaron McFarlin Cms

Georgia
Decatur County, I Present H. M. Beach Croy.

The last Will & Testament
of David Snitt was having been proved in
common form on the Antinomies of Robert
B. E. Burke one of the witnesses thereto (there
being no objection) It is Ordered that the
same be recorded

H. M. Beach Croy
Georgia
Decatur County, I do solemnly swear that
this writing contains the
true last Will of the within
named David Snitt and so far as I know
or believe that I will strictly execute the
same by paying first the debts & then the
legacies contained in the said Will so
far as his goods & chattels will extend &
the law charge me & that I will make
a true & perfect inventory of all such goods
and chattels - To help me God.

Given July 6th 1863
H. M. Beach Croy James G. Snitt