

Georgia } Decatur County } 10th July 1839
Declarator County } I J. Smallwood of the County
and State of Georgia being in firm in 1828 1838
is mind and memory ^{www.georgiapioneers.com} do make this my last will
and testament I have all my property for the payment of my last debts &
expenses I leave to my wife Mary Smallwood during
her natural life all the Orange Land on Lot No 36
on the East Side of the Court together with the Buildings
two Negroes by name Adam and Lucy, all of my
Stock of cattle hogs & sheep the Egan Pond & Cott traps
with the wagon and Stump & Lucy Wagon & all
the corn now in the early two Beds & formation with
the household & kitchen formation I give unto my daughter
Margaret Pierce two Negroes by the name Lilly and Dennis
I give unto my son Robert Smallwood three Negroes by name
Adam Wotter & Abram on half of my land on Tena Creek
two Beds & formation —

I give unto my son William A J Smallwood three Negroes
by name Lucy Nathan & Elderly the other half of my land
two Beds & formation —

And at the death of my Wife the property that is not
already willed away. to be equally divided with my
three Children — Butly if to have his support out of
my Estate as long as he lives — I do hereby appoint
my son Robert J Smallwood & W^m A J Smallwood
Executors to this my last will & testament In Witness
Whereof I have set my hand and seal this 10th
April 1838 In the presence of

Josiah Everette
Maria Everette
John C Everette

J. Smallwood

Georgia

Declarator County } Personally appeared in open
Court Josiah Everette who being duly sworn deposes

and oath that he saw the within last will
signed by J. Malwood and that he saw John
C. Everett & Mariah Everett sign the same as
witnesses with himself.

Deer Creek County, Georgia Wills
1828-1838

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Note: "tight binding"

The within last will and testament of J.
Malwood having been duly proven at the term of
the Court upon the oath of Josiah Everett
Ordered that the same be admitted to record

Georgia } In the name of God, amen.
Deer Creek County } I John Malone of the County & State
aforesaid being sick & weak in body but of sound and dispo-
sition of mind and memory & understanding, considering the certai-
nty of death and uncertainty of the time thereof and being desirous
to settle my worldly affairs and thereby be better prepared to leave
this world when it shall please God to call me hence, do
make & publish this my last will and Testament
in manner & form following that is to say
First & principally, I commit my soul to God & my body to the
Earth to be decently interred.

Secondly. After the payment of my funeral expenses and such of
my legal debts as may be subsisting at the time of my death
which my Executors hereinafter named may in said be bound to pay
I give and bequeath unto my beloved wife Delilah Malone, the
house and lot on which I at this present time reside in the
town of Bainbridge & known in the plan of said town as
numbers fifty three & fifty five and two adjoining lots bought of
J. M. Whaley, also all the household and kitchen furniture
all my beds & bedding &c

Thirdly. I give and bequeath the Balance of my Estate both real
and personal including every thing to my five children
namely Robert Malone John Franklin Malone Sally Malone
Elizabeth Malone & Louisa Malone to be equally divided between