

Georgia } Court of Ordinary May Term 1855.
Deatur County } The within last will & Testament having
been duly proven at the regular
Term in open Court upon the oaths of ^{www.georgiapioneers.com} ~~the~~ ^{Note: tight binding} and John
Thomas Harrison ordered that the same be so
admitted to record I Sam. C. C. W.

State of Georgia } I Isaac Ferguson of the State and
Deatur County } County aforesaid do hereby declare this
my Last will and testament.

First I give to my son David Ferguson five negroes
viz Esther and her four Children Peter, Lucy, Katy
and Martha. all the rest residue and remainder
of my real and personal Estate whatsoever goods
and Chattels Lands and tenements that I shall be
possessed of at the time of my decease or in any way
entitled to after all my just debts are paid I dispose
of as follows. one half of the said remainder I
give to my daughter Elizabeth Matilda Whidson
during her life time or during the time she remains
unmarried. but if my said daughter does at any
time marry then immediately her interest in my
said Estate to determine and become void and after
and after the death of my said daughter or her
marriage I desire the portion given to her as above
stated to be equally divided between my two grand
Children Elizabeth Whidson and Matthew Whidson
being Children of my said daughter Elizabeth Matilda
the other half of the said remainder which is the
entire residue of my Estate I give to my two grand
Children (to wit) James Simon Ferguson and George
Pelworth Ferguson being the Children of my son
Isaac Ferguson jr and I hereby appoint my said
son Isaac Ferguson to be trustee of the Estate as

Last above mentioned hereby empowering him
immediately after my decease to enter upon and to
manage the same to the best advantage of his
~~of~~ said Children during the life of my said
son Isaac Ferguson; and in order to preserve that in-
dependence that Children ever ought to have upon their
parents I do further desire that my said son shall
not be compelled to account to his said Children
for the profits of said Estate at any time but the said
trustee shall account to his said Children at such
time as he shall ~~see~~ ^{think} proper and I further desire that
after the five negroes given to my son David Ferguson
are delivered to him the remainder of my Estate both
real and personal be kept together on the plantation
and that the final distribution of my said Estate as
herein before directed shall not take place till the
death (or marriage) of my daughter Elizabeth Matilda
or my son Isaac and I hereby appoint my daughter
Elizabeth Matilda and my son Isaac my true and
lawful executors to this my last will and testament
and I further expressly desire that my said executors
may not be required to give any bond for the
faithful discharge of their duties of Executors of this
my last will and testament and I hereby revoke
all former wills by me made. In testimony whereof
I have hereunto set my hand and seal this 1st day
of February in the year of our Lord one thousand
Eight hundred and fifty two.

Isaac Ferguson

Signed and sealed as his last will and testament
by the testator in our presence who at his request
and in his presence have hereunto set our hands
as witnesses

Witness Edwin Todwin

James M. Hays

Georgia } Decatur Court of Ordinary April Term 1852
Decatur County } Personally appeared in open Court James M. Hays
Decatur County, Georgia Wills 1828-1838
www.georgiapioneers.com
Note: "not binding"
Hays one of the subscribing witnesses to
the foregoing last will & testament of Isaac Ferguson
Deceased who being duly sworn saith that the said
Isaac Ferguson said in his presence & in the presence of
Edwin. Fawcett & Benjamin B. Stephens the other sub-
-scribing witnesses to the same sign declare and put
the foregoing instrument in writing as his last will
& testament - that the said Isaac Ferguson was at
the time of doing the same of sound & disposing
mind & memory - that he the said Hays in the
presence & at the request of the said Isaac Ferguson
signed the same as a witness - that he saw the said
Edwin & Stephens do the same & in the presence of
each other

Sworn to & Subscribed } James M. Hays
in open Court this April
5th 1852 J. P. Law Org

Georgia } Court of Ordinary April Term 1852
Decatur County } The within last will and testament of
Isaac Ferguson of late of said County, deceased
having been admitted to probate in open Court on the
affidavit of James M. Hays one of the subscribing wit-
-nesses to the same, It is ordered that the same be ad-
mitted to record.

J. P. Law Org