

Georgia } I John H. Evans of Decatur
 Morgan County } County now being in the
 Military Service of my
 Government and away from the county where
 I reside and not having opportunity to set-
 tle my affairs before returning to duty with
 my regiment which is now out of these
 States, and knowing the uncertainty of life
 incidental to said service and being of
 sound and disposing mind and memory
 do make this my last Will and Testament
 hereby revoking and annulling all others
 heretofore made by me -

Item First I give bequeath and devise to my
 wife Ann Olivia all property real personal
 or mixed of which I may die possessed
 that I acquired or shall acquire by reac-
 on of my marriage with her -

Item Second - I further will that if at the time
 of my death my said wife should have in
 life or born within a legitimate period after
 my death any child or children by me that
 then in addition to the property mentioned
 in the first clause of this will she shall
 have a child's part of the balance of my
 estate.

Item Third The property devised and bequeathed in
 this will to my wife is in full extinguishment
 of her whole right of dower in my real estate.

Item Fourth I hereby constitute and appoint my
 beloved wife Ann Olivia Executrix of this will
 for that portion of my estate mentioned in the
 first item of this will. In the balance of
 my estate I appoint my dear friend Edward
 Hines my Executor. If there should be any
 legal impediment or irregularity in the qualification

of an Executor or Executrix to carry out the provisions of this part of a will made by them and in that event I constitute and appoint my beloved wife Ann Olivia and my dear friend Dr David P Hines Executors & Executrix of this my last will and testament

Wm H H This Will is to be void if I do not die during the present war and in the military service of the Confederate States In witness whereof Having made my said last Will and Testament embraced in the foregoing five items do hereunto set my hand and seal this the twentieth day of June 1864

Wm H H

Signed Sealed declared & published by John H H as his last Will and Testament in the presence of us the undersigned who subscribed our names hereto as witnesses in the presence of said Testator at his special instance and request and in the presence of each other this the twentieth day of June 1864

Lewis G. Anderson
Thomas L. Nolan
M. B. Snellings

Georgia
Declarative County
You Robert H. Blomberg & James G. Boetnick Esqs Justices of the Peace
You are hereby appointed Commissioners under the Statutes of said State to take the depositions of Lewis G. Anderson Thomas L. Nolan & M. B. Snellings (or either one of them) Witnesses in the probate of the Will of Wm H H now pending in the Court of Ordinary of said County
And you or any two of you are hereby authorized and required to have said Witnesses or one of them personally to come before you and after

being duly sworn to examine them of and
concerning said Will agreeably to the acc.
company, Interrogations and that you compel
them to answer the same and said answers
be plainly & distinctly taken down in writing
and be closed up under your hands and seals
and be forwarded to the said Court to be
held in & of said County on the second Monday
in January next together with this Commission
Witness the Hon H^{on} B^{ea}ch Ordinary for
said County this November 11th 1864
H^{on} B^{ea}ch C^o

SP^{ec}imes of the last
Will & Testament of John
H. Evans &c
Ex Parte

Probate in common
form in Executive
Court of Ordinary

Interrogations to be prop-
ounded to Lewis C. Anderson, Thomas L. Nolan
& M. B. Snellings who are witnesses to the last
Will & Testament of John H. Evans &c &c who
reside out of the said county of DeKalb
1st Did you know John H. Evans when in life?
2^d Look upon the annexed last Will & Testament
say if you saw John H. Evans sign seal declare
publish the same as his last Will & Testament
3 If yea. Was he of sound & disposing mind
and memory at the time of the execution
thereof? Did he execute the same without
any undue influence or compulsion whatever?
4 Did you sign the same as a witness? Did
you do so at the special instance & request
of Testator? Did you see Thomas L. Nolan
sign the same as witness thereto & did they
do so at the like special instance & request of
Testator?

Let me state all you know that will go to show
that the annexed Will is the true last Will
& Testament of John H. Franz decd
Wm Beach Ordry

S P Hines Exr of the last } Probate in common
Will & Testament of John H. Franz decd } from in Creation
In Part } Court of Oregon

By virtue of a commission
to us directed from Probate Court of Oregon
in Creation County, we have caused L. C.
Anderson & M. B. Shelling two of the witnesses
in said commission named to come before us
and being duly sworn they answered to make
to certain Interrogatories to said commission attached
deposited & answered as follows. To wit
To the first Interrogatory, He answers - He did
To Second Interrogatory, He answers - He did
To Third Interrogatory, He answers - He was of sound
and disposing mind & memory and executed with
out any influence or compulsion his last Will
To the Interrogatory, He answers - He did.
To Fifth Interrogatory, He answers - He has stated
all we know in the answers to the foregoing
Interrogatories

Witnessed & subscribed
& sworn to before us this
March 27th 1865-

Robert H. Clements Comr
James G. Post Trunk Comr

Louis G. Anderson.
Madison B. Shelling

Georgia, Court of Ordry, Apr 3rd 1865-
Creation County, It appearing to the Court
that the last Will & Testament of John H. Franz

has been proved in common form in the
cath of L. G. Anderson & Mrs. Snellings two of
the witnesses thereto. It is Ordained (there
being no objection) that the same be read
& that letters do issue to J. P. Harris the executor
therein named.

Attest
George
Deacon County } I do solemnly swear that
this writing contains the
true last Will of the within named John
McNary was so far as I know or believe
and that I will well & truly execute the
same in accordance with the laws of
this State. So help me God.
Given this April 3rd 1865- J. P. Harris
Attest
Attest
Attest

I William Rogers of the State of Georgia Deacon
County being of sound mind and memory & consid-
ering the uncertainty of this frail & transitory
life do therefore make ordain publish and
declare this to be my last Will & testament &
that is to say first I give bequeath to my daughter
Lucy Rogers my farm known as the Georgia place
lying & being in Deacon County Georgia also my
four (4) mules & my big horse & mending also my
stock of Cattle and Hogs also my present crop
of Cotton which I want sold for Gold except
five hundred dollars for the purpose of paying off
the hands the Syrup & sugar is to be divided
between all the children share and share alike
I want Lucy's portion of the Corn of the hands