

County of DeKalb } In the name of God Amen
aforesaid being of advanced age and knowing that I must
shortly depart this life deem it right and proper both as
respects myself and family that I should make a disposition
of the property with which a kind Providence has blessed
me do therefore make this my last will & Testament hereby
revoking all others heretofore made by me
1st Item - I desire that my body be buried in a decent &
Christian like manner my soul I trust shall return
to rest with God who gave it
2nd Item - I desire that all my just debts be paid
3rd Item - I desire that my beloved Grand children to wit
James W. Waits James P. Waits William J. Waits Madison
Waits Franklin Waits Samantha Waits Eleanor Waits
Julian Waits Elizabeth Waits Caroline Waits Mary
Waits & Alfred Waits all children of my beloved
son Absalom Waits be by my Executor hereinafter
mentioned raised & educated and all equally
enjoy the profits of my plantation whereon I now
live it being lot of land number 73 in the 17th
District of originally Henry now DeKalb County
and one hundred & fifty acres of lot number 87 in
the aforesaid District and County all adjoining
that is to clear & cultivate for their own mutual
benefit until the youngest comes of age and also
that my son Absalom Waits have a reasonable
portion of said premises for cultivation for his
support though to be entirely free from his
position and in case any of my grand children
aforesaid should die before the youngest comes or
arrives at lawful age then & in that case such
deceased child if single unmarried and under
age he or she as the case may be to have nothing and
also in case of marriage until the final disposition
and division hereafter stated. It is my will that
all my grand children live together on my
plantation until the youngest arrives at legal
age enjoying the profits of my plantation

And personal estate of whatsoever kind I may die possessed of in common that is share and share alike—
 It is my will that all my real estate and personal property of all kinds be by my Executor sold on a twelve months credit at the arrival of the last and all my grand children coming of lawful age and the proceeds be equally divided between all my aforesaid Grand Children share & share alike. It is further my will that all my Stock to wit Horses cattle Hogs and all my plantation tools house hold and kitchen furniture of whatsoever kind I may die possessed of be kept by my Executor for the benefit of my Grand children and should it become necessary to sell or dispose of any any of my stock at any time that it be sold by my Executor and the money kept at interest for the benefit of my Grand Children aforesaid until the youngest comes of lawful age and then be equally divided as aforesaid between them. It is also my will that my Executor and my Grand Children permit and allow my son Abalom Waits to live on the plantation until all is sold, and enjoy his reasonable support though entirely free from his disposition as well the proceeds as the land & other personal property as may be raised or arise from the proceeds of the plantation or other personal property that I may die seized possessed of in any way whatsoever.

4th Item I hereby constitute ordain and appoint my worthy friend and neighbour William M. Seabell Executor to this my last will & Testament and Guardian to my minor Grand children before named for the purpose of fully executing and carrying into effect this my last will & Testament.

Sarah ^{her} Waits 
 mark

signed sealed declared and published by Sarah Waits as her last will & Testament in the presence of us the subscribers who subscribed our names hereto in the presence of said

Testator at her Special instance and request
this 1st day of February 1849.

William C. Austin
William C. Spirewell
John W. ^{his} Mitchel
mark

DeKalb Court of Ordinary March Term 1849.
personally appeared in open Court Mr. C. Austin
William C. Spirewell & John W. Mitchel and after
being duly sworn said that they saw Sarah
Waits the within named Testatrix sign seal
and publish the within as her last will & Testament
that she was at the time of signing sealing &
publishing the same of sound mind & memory that
they signed the same as witnesses in the presents
of the within named Testatrix and in the presents
of each other and at her Special request
sworn to in open Court
March 5th 1849

Alexr. Johnson C.C.O.

William C. Austin
W. C. Spirewell
John W. ^{his} Mitchel
mark

The within will having been satisfactorily proven
in open Court at this Term by the witnesses above
named Ordered that the within will of Sarah
Waits be admitted to record March 5th 1849.
Recorded 10th March 1849.

Alexr. Johnson C.C.O.