

The Last Will & Testament of Charles H. Higdon decd

Dooly County Will Bk 1847-1901

www.georgiapioneers.com

George
Dooly County
I, Charles H. Higdon of said State and County
being in tolerable health and of sound and disposing
Mind and Memory but Anxiously that death is ever
abroad in the land deem it proper whilst being
with sufficient health and Capacity to make for
the benefit of My Family a disposition of such
of the things of this World as a Merciful Providence
has blessed Me with, I therefore do Make Ordain
and appoint this My Last Will and Testament
Hereby revoking all other heretofore Made by
Me,

Item First. As I trust for Salvation through
the merits of our blessed Saviour I Commit My
Soul to God Who gave it, And desire that my
body be buried in a plain but neat and
Christian like Manner

Item Second, I Will all my Just debts to be
paid out of the proceeds of my Notes and accounts
and from the Sale of such of my lands as may
be necessary for that purpose

Item Third. I Will that my Executor and Execu-
-trix hereinafter named have power and Authority
by both Concurring in the Sale and joining in
making the title thereto to Sell any property
of my Real and personal estate whenever in their
judgment it will be advantageous to do so
Item Fourth I Will and desire that all my property
of any description, which my said Executor may
not think proper to sell as above provided for
remains and be kept together undivided until
the Youngest of my Children born and to be
born within Nine Months after my death which
may be living shall attain to the age of twenty

The Last Will & Testament of Charles S. Higdon

Item Fifth I will and Give to my Executors Power and Authority if they think proper to do so to purchase other property with the proceeds of any of my property as they may think proper to do which property so purchased is common with the rest to be held as aforesaid and distributed and hereinafter directed and that my Children receive a common Education

Item Sixth If my Wife should die my Will is that all my Estate should forthwith be divided and my said Wife have her share as her share thereof a child's part and the said Children be kept together and employed to the best of Advantage until the youngest of which may be living shall attain to the age of twenty years and then to be equally divided amongst them share and share alike and in case any of said Children shall die leaving Children living at the time said youngest of my Children arrives at the age of twenty one years then my Will is that such Grand Child or Grand Children shall receive such share of my Estate as their deceased Father or Mother would have received and if my said Wife or any future husband of her or any person in whose charge he or she may place them (my Children) shall not take due care of the Education and Maintenance of them or shall unkindly treat or neglect them my Will is that my said Executors Amos P. Higdon forthwith apply to the Court of Ordinary and cause suitable Guardian or Guardians to be appointed for them

Item Seventh I will and direct that the respective share of my Children in my said Estate as above given to me and may be directed

The Last Will & Testament of Charles H. Higdon Decedent

Dooly County Will Bk 1847-1901

www.georgiapioneers.com

Shall be held by them as their Sole and Separate property not Subject to the debts or incumbrances of their Husband and at their deaths respectively the divided amongst their Children respectively And also the Shares of My Land to be held used and enjoyed by them during their Natural lives and at their deaths respectively the divided amongst their Children respectively

Item Except if either of My Children Should die leaving no Child or Children or Grand Children living at the time of his or her death the Share of such deceased Child to be divided amongst the rest of My Children as aforesaid

Item I hereby Appoint My beloved Wife Miniford Higdon Executor and trusty Friend Amos C. Higdon Executor of this My Last Will and Testament

Signed Sealed and published as the last Will and Testament of Charles H. Higdon in presence of us this 28th day of January 1868

A. C. McIlwain
W. W. Duntong J.P.

Sealed
P.S.

Court of Ordinary March Term 1868
Georgia
Dooly County
Before us Alexander McIlwain
Amos C. Higdon, Samuel C. Eppels and William McIlwain, Justices of the Superior Court of said County, personally came H. C. McIlwain one of the Witnesses before Whom the Last Will and Testament of Charles Higdon late of said County deceased was duly published and acknowledged who being duly sworn deposes and Says that he heard Charles H. Higdon the Testator declare and publish and acknowledged the instrument now presented in Court to be his Last Will and Testament and

