

✓ The Last Will and Testament of Donald P. Jones
Doyle County Will Bk 1847-1901
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State of Georgia

Doyle County

In the name of God Amen
I Donald P. Jones of said State and
County being of advanced Age and knowing that I must
shortly depart this life deem it right and proper both as
respects my family and myself that I should make a
disposition of the property with which a kind providence
has blessed me do therefore make this my last Will and
Testament hereby revoking all others heretofore made
by me.

Item First - I desire and direct that my body be buried
in a decent and Christian like manner suitable to
my circumstances and condition in life my Soul
I trust shall return to rest with God who gave
it as I hope for eternal salvation through the
merits and atonement of the blessed Lord and Saviour
Jesus Christ, whose Religion I have for many years
professed and as I humbly trust in this my day
of bodily affliction and approaching dissolution
truly enjoy.

Item Second - I desire and direct that my Just
debts be paid by my Executor hereinafter named
as I am unwilling my Creditors should be unjus-
tly delayed in their Rights for the purpose of ena-
bling him to do this without unnecessary delay
to my Creditors or Embarrassment on his part I
desire that he sell my real Estate and if the pro-
ceeds of said sale together with the sale of my
present crop be insufficient my desire is that
he then sell such other of personal and herishable
property (Negroes excepted) as in his opinion can be
best spared by wife Mary P. Jones and such of my
family as shall remain with her and in case
of a want of means to pay my debts arising from
the sale of the above mentioned property I hereby direct

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my said Executor with full power to raise a sufficient amount of Money to pay the residue of my Indebtedness by borrowing the same from any banking Institution or company or from any private Individual and to secure the Repayment of the same by a mortgage on any negro property if the same can be had at lawfull Interest and for the further authority to sell the property herein above referred to my Executor is instructed and empowered to sell the same by private contract if in his opinion such a sale will be most conducive to the interest of my Estate.

Item Third - I give and bequeath to my beloved wife Mary B Jones for and during her natural life all my negro property and such other personal and perishable property of whatever kind and description it may be belonging to my Estate after the payment of my debts and after her death I desire that the property herein above conveyed to her for her life be equally divided by Lot share and share alike between all my children to wit Samuel P Jones, Caroline A Morris, Edwin M Petter, David B Jones, Jacob B Jones, George S Jones, Jane A Jones, Donald B Jones, Elizabeth M Jones, and John William Jones in furtherance of the gift and bequest to my two youngest daughters Jane A Jones and Elizabeth M Jones my desire and intention is that they shall take an Estate for their natural lives only to be held by them free from the ownership and control of any Individual with whom they may perchance hereafter intermarry and in no wise to be subject to the debts and contracts of any Individual with whom they may intermarry should such want take place and at their death I give and bequeath such property of my Estate as may fall to their share or Lot as herein above specified to such

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child or children as may be born of their bodies, but in the event of their intermarriage with any one and of their dying without issue born of their bodies the property herein conveyed is to go to their legal representatives.

Item Fourth - It is my Will and desire and I hereby direct that my two youngest daughters Jane A Jones and Elizabeth M Jones and my sons Donald B Jones and John William Jones remain with my wife Mary Jones untill they shall severally arrive at age or marry and that the expences incurred for their maintenance and Education shall be chargeable upon and payable out of the proceeds arising from the use and labour of the negroes and other property left by me to my wife Mary B Jones for and during her natural life and this expence is not to be deducted from their respective Shares.

Item Fifth - I hereby constitute and appoint my beloved and worthy son Samuel B Jones my Executor to this my last Will and Testament this 7th day of January 1853.

D B Jones Seal

Signed Sealed declared and published by Donald B Jones as his last Will and Testament in the presence of us the Subscribers who subscribed our names hereto in the presence of the testator (at his special instance and request) and of each other this 7th day of January 1853

John B Mooring
Andrew J Shins
Leonard J Hoop

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State of Georgia
Dooly County

Whereas I Donald B Jones of said State and County did on the seventh day of January Instant Sign Seal declare and publish my last Will and Testament in the presence of John C Moringer Andrew S Shinn Leonard S Crook who signed the said Will and Testament as witnesses and whereas on the twelfth day of this Instant I signed sealed declared and published a codicil to my said Will in the presence of Andrew S Shinn Eli Tenn and Daniel B Sullivan who subscribed the same as witnesses which said codicil I hereby revoke cancel destroy and annul and set aside and whereas I am now desirous of changing and altering the second Item of the Will executed by me on the seventh day of this Instant I therefore make sign Seal publish and declare this codicil to said Will.

First. In the second Item of said Will referred to I instructed Samuel P Jones my Executor to sell and dispose of all my Real Estate and such of perishable and personal property except my negroes as might be necessary to the payment of my debts now for the purpose of changing said Item of said Will I desire that my said Executor Samuel P Jones sell all or a part of my real Estate and so many of my said negroes and such of them as may be necessary for the payment of my debts provided the said Samuel P Jones does not before my death sell said negroes under a power of attorney then day executed to him for that and other purposes and I further invest and clothe my said Executor Samuel P Jones in my said Will mentioned and named with the exercise of such discretionary powers in the management of my said Estate as to him shall seem most conducive to the Interest thereof and in making

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sale of the negroes herein referred to he is authorized if he thinks best and most prudent to do the same at private contract January 22nd 1853

D B Jones seal

Signed Sealed declared and published by Donald B Jones as the bodiceil to his will and Testament of the seventh day of January Eighteen hundred and fifty three in the presence of us the subscribers who subscribed our names hereto in the presence of said Testator at his special Instance and Request and in the presence of each other this the twenty second day of January in the year of our Lord Eighteen hundred and fifty three the word Instant between Eighth and ninth lines on the first page and the Eighteenth and nineteenth lines first the word this and the word powers between fourth and fifth line on second page interlined before signing

John b Abounger

Eli Tenn

Wm b Greer

Georgian
Dooly County

Court of Ordinary

April Term 1854

Before me Alexander Meriwether Judge of said County personally came John b Abounger Andrew I Shines and Leonard I Koop subscribing witnesses to the last Will and Testament of Donald B Jones late of said County deceased also at the same time personally came in open Court John b Abounger and Eli Tenn subscribing witnesses to a bodiceil to said Will annexed which witnesses being duly sworn depose and say that they saw Donald B Jones the Testator Sign Seal declare and publish the Instrument now presented as his

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I last Will and Testament and Codicil annexed freely voluntarily and of his own accord and without any compulsion or influence whatever that at the time of the execution of said Will and Codicil said Testator was of sound and disposing mind and memory that deponents signed said Will and that John C Abounger and Eli Fenn signed said Codicil as witnesses in the presence of the Testator and at his special instance and Request and in the presence of each other Sworn to and subscribed before me this April 3rd 1854

John C Abounger
Andrew J Shiner
Leonard J Kemp
as Subscribing Witnesses to Codicil
John C Abounger
Eli Fenn

Alexd^r. Meriwether

Ordinary

Georgia

Dooly County

Court of Ordinary April Term 1854

present the Honorable Alexander Meriwether Judge

of said Court

In open Court personally came Samuel P Jones the Executor of the last Will and Testament of Donald B Jones late of said County deceased who produced in Court the Will of the said Donald B Jones and the same having been duly and legally proven by the oath of John C Abounger Andrew J Shiner and Leonard J Kemp subscribing witnesses to the same and the proof of the Codicil thereto appended having been duly and legally proven by John C Abounger and Eli Fenn subscribing witnesses thereto

It is Ordered considered and adjudged by the Court that the said Will and Codicil be admitted to record and that Letters Testamentary do issue to Samuel P Jones Executor as aforesaid