

Last Will & Testament of John B. Gilbert Deceased

Georgia
Dougherty County
In the name of God Amen
I John B. Gilbert of said County
and state being of sound mind
and disposing memory do make and publish this
my last Will and Testament

Item 1st

My Will is that all my just debts be paid

Item 2nd

I give and bequeath to my beloved wife
Martha Gilbert the following property in
Lieu of Power to wit: My servants women
named Fannie, Saml. ~~James~~ John & his wife
Mary and their children Viola & Kelly & my
Carriage & Horses & Household and Kitchen
furniture

Item 3rd

My Will is that all my property shall
be kept together including the separate
bequests to my wife ~~as long~~ as she remains
a widow for the mutual support and maintenance
of the family, and Education of my children and
and I hereby insist that they be liberally educated
and that an eye be as strictly kept to their moral
as their intellectual Culture

Item 4th

My Will is should my wife intermarry that
all my negroes not included in the above
bequests shall be as Equally Colled off into as
many lots as my wife and children needs
by three or more disinterested men and she
shall draw a share from the lots one interest
in the usual way of drawing the real Estate
shall be valued by the same disinterested men
and other property not susceptible of division
and she shall be paid her share in money or
other effects so as to make up the Value of
her share so in like manner shall each and
every child as he or she shall become of age
or majority shall draw his or her interest from
the Estate.

Item 5th

My Will is when my daughter becomes of age many the property they shall have shall be theirs their own sole and separate use during their lives not subject to the debts, contracts or contracts of any husband they may marry, and when they die of their marriage their respective portion not to and or become the property of such husbands but to remain in them respectively to their sole and separate use notwithstanding such marriages, and at the death of each or either respectively to their absolutely in their respective children or issue of such as may be that is the children or issue of each shall take the share of their respective mother.

Item 6th

I hereby nominate and appoint my beloved wife Martha Gilbert my sole Executor to the above Will.

In Testimony whereof I have hereunto set my hand this Seventeenth day of June Eight Hundred and Sixty Six

Dougherty County Wills 1854-1866

www.georgiapioneers.com

John M. Gilbert

Signed Sealed and published by the Testator in presence of us who have hereunto subscribed our names as witnesses in presence of each other and of Testator day and date above written

Lewis S. McDaniel

J. H. Wright

Joe A. Davis

Wadjet to the Last Will of John M. Gilbert

Item 1st

The Negro woman Fannie bequeathed to my wife in Item second of my foregoing will and since the Execution of my said will I will & desire that my servant woman and her child Josephine be substituted in place of said deceased servant Fannie and become the sole property of my wife Martha Gilbert together with the property enumerated in the same.

Signed and published by John B. Gilbert as
a Codicil to his last Will in our presence as
witnesses thereto by his request January 28th 1864

F. N. Wright
J. S. Crawford
Wm. E. Smith

Dougherty Court of Ordinary March Term 1864

Came into open Court at this regular Term
of said Court Francis N. Wright who being
duly sworn deposes and says that he saw
John B. Gilbert sign seal publish and declare
the within Will & Codicil as his last Will
and Testament while of sound mind & his
passing memory & that he saw Lewis A. Gavin
Joseph A. Davis J. S. Crawford and William
E. Smith the other witnesses to same and
Codicil sign and witness the same for him
at his request and in his presence, and
in the presence of each other and that the
same was executed & published by him
on the day it purports to have been executed
Sworn to & Subscribed before
me in open Court March

Francis N. Wright

12th / 64
W. H. Wilder
Ordinary

The Above Will Admitted to Record as
Satisfactory proven in Remembrance Court
14th March 1864

W. H. Wilder
Ordinary