

Last Will & Testament of John Mayberry Robertson

The Last Will of Mr. John Mayberry Robertson of the City of Albany in County of Dougherty & State of Georgia being of sound mind at the time of making & publishing this my Last Will & Testament.

I give and devise all my stock in the Pensacola and Montgomery Rail Road it being five shares of one hundred dollars each said Road being laid out and lying between Pensacola in the State of Florida to Montgomery in the State of Alabama & further all my Right & Interest to & in two Steam Pumps one of them being six Inches in the bore & the other twelve Inches in the bore with all my interest in the Machinery attached to and working said pumps they being in the possession of Charles Tift at Key West in the State of Florida. Said pumps & the Steam Marine and Drawing pumps patented by said Palmer on the seventeenth day of July 18 in the year Eighteen Hundred & Fifty five. And further all my Interest in & to the right to make use and vend said pumps in the whole State of Florida it being one half of the Exclusive Right to do so to Dr. Samuel L. Barber of the same City of Albany in the County of Dougherty & State of Georgia to have and to hold the same to himself his heirs & assigns forever upon the use and trust following namely in trust to pay all my debts & funeral Expenses & to Erect a plain Monument of Moderate Cost with Masonic Emblems Engraved over my remains. I desire my Executor to sell the above named property either at public or private sale as in his judgement may seem best. I desire him to sell my Interest in the Right to the Pumps, Marine & Drawing Pumps along the Coast Commencing at St. Marks in Georgia

and following the Coast of Florida to the Gulf of Mexico
sole and then my intent in the right of the said
using said Comps in the Section of the State of
Florida for Drawing purposes in one sale & to use
my intent in the two pumps above described in
the possession of Charles Tift at Key West in the
State of Florida to him the said Charles Tift with
the right to use them along the Coast from Key West
in Florida to the line of Georgia for one thousand
Dollars. If he want it but if he will not pay
said price sum of one thousand Dollars for it I
desire it to be sold at Public Auction to the
highest bidder

Secondly

after paying Expenses as above directed
& Lawfull fees being deducted or paid to my
Executor for his services. I desire that a good
substantial Iron fence be put around the grave
of my Wife & the grave of her mother in the land
in the City of Pensacola in Florida. if there
should not be money to put iron fence I desire
a good wood fence be erected around their
graves and well painted with white lead
After the above Expenses being paid if there should
still be any money left in the possession of my Executor
I desire that it should be paid over to my late
Nephew Frank Popola of Milton Florida to
have keep and use as his own right and property
forever

And I hereby nominate Constable of
my said estate Dr Samuel L. Barber Executor of
this my last Will & Testament

In Witness Whereof I have hereunto set my
name and affixed my seal the fourth
day of November in the year of our Lord
one thousand eight hundred and fifty eight

John Mayberry Robertson

The above Written Instrument was read
by the said John Mayberry Robertson in the
presence and acknowledged by him to be

that at the same time published and declared
 the above Instrument so subscribed to be his
 last Will & Testament and we at the Testator
 request and in his presence have signed our
 names as Witnesses hereto and written opposite
 our names our respective places of Residence
 Frederick Burtz Albany Dougherty Co Ga
 Harry P. Grinnell " " "
 Charles William Walker Dougherty " "

Georgia } Court of Ordinary August Term 1852
 Dougherty County }
 To the Honorable the Ordinary of
 said County the Will of John M. Robertson late
 deceased of said County and from the same
 may be Recorded in Consensus form
 Samuel L. Barber

Georgia } Court of Ordinary August Term 1859
 Dougherty County }
 Dougherty County Wills 1854-1866
 www.georgiapioneers.com

The Will of John M. Robertson
 being produced in open Court for probate by the
 Executor who has filed his petition to prove
 the same and Frederick Burtz and Harry
 P. Grinnell two of the witnesses to said will who
 being duly sworn depose and say that they saw
 the said John M. Robertson the said testator sign and
 seal the same and publish & declare the said Instrument
 as his last Will & Testament Voluntarily and freely and
 without and without Compulsion in presence of
 Charles W. Walker the other witness to the same
 and that these deponents signed the said Will
 in the presence of said Testator and each other
 and that the said Walker signed the said Will
 according in the presence of the Testator and
 these deponents

Sworn to & subscribed
 before me this 8th day of
 August in open Court

Wm Cooper
 Ordinary
 Dougherty County

Frederick Burtz
 Harry P. Grinnell

Ordered that the Will of John M. Robertson be
to Record as satisfactorily proven & that the Executors
Samuel L. Barber have leave to qualify and after
his doing so that letters Testamentary issue to him
J.M. Cooper
Ordinary D.C.

Georgia
Dougherty County } I, J. M. Cooper, Ordinary of Dougherty County, do solemnly swear
that this writing contains the true and
Will & Testament of the within named John M. Robertson
deceased as I know or believe & that I will well & truly
execute the same by first paying the debts and
the legacies contained in the said Will as far as the
his goods and chattels will thereby release & the law then
me, and that I will make a true & perfect inventory
of all such goods and chattels so help me God
Sworn to and Subscribed
before me in open Court
this August 9th 1866
J.M. Cooper
Ordinary
Dougherty County

Dougherty County Wills 1854-1866
www.georgiapioneers.com

Samuel L. Barber
Executor