

State of Georgia, Douglas County.

This is to set forth my last will and desire.

First. That after my death and after the death of my wife, that our bodies be buried in a christain like manner and that our graves be marked with stones after the manner of our former living the expense thereof to be met by my heirs.

Second: That my land be divided among seven of my bodily heirs as herein described, commencing on the east side of land lot 56 at the point where the public road enters same, thence westward with said road to a point four rods below the bend of a ditch, said bend being at the foot of the hill near by and just below what is known as the Taylor Spring, thence northward to a point on the north line of said land lot, where a certain large maple tree grew to be marked by a rock, thence back to said road, and with same to a point near the blacksmith shop, to be marked by a rock, thence leaving said road, and running a little north of west to the top of a little mound in pasture field, thence south west so as to cross the branch at the watering place pasture to the foot of the hill near said crossing, thence due west to west line of said land lot, starting again at a point on the south side of said creek at the mouth of what I call the McKown branch, thence with said branch to a point known as the upper end of the deep cut thence leaving said branch and running due west to the west line of said land lot. Starting again in land lot 41 on said branch, at the rock levee a short distance above the original line between said lots, thence from the ends of said levee due east to the east line of what is known

as the McKown section, and due west to the west line of said section. Starting again in what is known as the Hembree section, also in land lot 41, at a certain place known by a number of large rocks, a little south of a ^{certain} ravine, thence due east to creek, and due west to west line of the Hembree section.

The lines as thus described make the above mentioned seven divisions.

And I will that my son Robert Henry have the north West section in land lot 56.

And I will that my son Jackson Monroe have the North East section in land lot 56.

And I will that my daughter Elvira have the remainder of what is known as the McKown section the same being the southern portion of said section, the cut being a narrow strip off of the north side of said section it being in land lot 41.

And I will that my daughter Mary have the remainder of the two sections that I purchased of the Old Isaiah Hembree estate. The cut being a narrow strip off of the north side of what is known as the Will Hembree section, also being in land lot 41.

And I will that my son Samuel Pruett have the South east section of land lot 56 including also the small section of 41 as cut by the creek. The same being bounded on the north by the public road and on the South by the Creek.

And I will that my son Ezekial Madison have the section on the South West side of land lot 56 also the portion cut from the McKown section, also the portion cut from the Will Hembree section. The same being bounded on the South side by the lands as above stated and on the east by the creek, on the north side by the branch and by the line as above stated.

And I will that my youngest son

John B. Gordon have the middle west section of land lot 56 the same including the buildings also that the same in case my wife is left a widow shall be her home and dower. After her death a permanent title shall be made to my youngest son John B. Gordon by the Executors of this will. Also as my other two minor sons Samuel Pruett, and Ezekial Madison become of age they shall have permanent titles made to them the authority aforesaid.

I will that these sons have a good ordinary education. The expense thereof to be met out of the income of the whole estate also such other expenses as shall accrue from unavoidable circumstances such as the expense of sickness, deaths and burial expenses or burning shall be met by the income of the whole estate. Further if the care and comfort of my wife should require more than the income of the dower section the extra expense shall be met by the income of the whole estate.

The difference in the valuation of the of the seven sections shall be paid to the estate together with such an amount of cash for cash as would be just by the heirs as they take possession of their sections or the heirs may give their notes for same. I will that as they receive titles to their respective sections each one shall be bound to comply with this measure of my will.

I will that my daughter Leola shall have Three Hundred Dollars to be met with out of the present perishable property and the income of the whole estate.

I hereby appoint my two eldest sons as Executors of my estate.

In witness whereof I hereby set my hand and Seal
This the 22 day of September the year of our Lord 1899.

Signed in presence of us
W. Y. Vansant
F. A. Milam
J. T. Lee, J. P.

E. M. Banks (S. S.)

State of Georgia } We do solemnly swear that
Douglas County. } this writing contains the true
last will of the within
named E. M. Banks deceased, so far as we
know or believe; and that we will well and
truly execute the same in accordance with
the laws of this State. So help us God.

R. H. Banks } Executors
J. M. Banks. }

Sworn to and subscribed before me, Oct.
4th. 1909.

J. A. Palmer, Ord.