

I Isaac D. Upshaw, of Upshaw, Cobb County, Ga.,
being of sound mind and discriminating judgment, and
considering the uncertainty of this life, do make and publish
this, as my last will.

1. After all my debts are paid, I bequeath the residue
of my estate, both personal and real, to my wife,
Elvira Adeline Upshaw, to be held by her, and used
or disposed of, as her own, without any appraisement
or order of any Court, so long as she shall remain my
widow: but if she should marry, then I desire that
all my estate, personal and real, which she may not
have disposed of prior to her marriage, shall be
equally divided between her and my heirs, share
and share alike, with the following exception,
viz: I desire that there shall be set apart, before
any division is made, to be invested at interest, the
sum of five hundred (\$500) dollars, the interest only
of which shall be used by, or for, my daughter Nellie-
Blanch, so long as she shall remain single and in
ordinary health; but if her health should fail and it
should become necessary to her comfort that she use
more of said sum, she shall have the right to do so,
as far as may be necessary. If, after she shall have
reached her majority, she should desire to do so, she can
divide the said sum equally between herself and her
brother and sister. At her marriage I desire that
the said sum, or such portion of it as she may not
have used as above provided, shall be equally
divided between her and my other heirs, share and
share alike.

2nd I desire that the Widow and "Orphans Benefit Fund":
which I now carry with the "Fragments of Honor" for
my wife, and which she will be entitled to receive
at my death, shall be set apart by her mainly for
my afflicted son, William David. I desire that he shall
use as much of said fund as may be necessary for his
support and comfort as long as his affliction shall
continue; or until he is fully restored to strength and
the ability to provide for himself. If he should
be so restored, then I desire that he shall have
one thousand dollars of said sum if there should
remain so much as that summed, for his own;

if not by much, then all there may be left.
30th I hereby appoint my said wife my executor, and my
two sons, Marshall and Lucius, my executors, to act in
concert with her, either or both of them; with full power
to sell and convey, or exchange, without any order of Court,
on such terms and at such time and in such manner,
as they, or as she, in the absence of said sons, may think
the best interests, or the convenience and comfort of the
family may demand.

In Testimony whereof I have hereunto set my hand
and affixed my Seal, this 15th day of August A.D. 1871.

J. D. Depshaw

In presence of
Mollie Mitchell

J. D. Johnston
Walter M. Ctrath

Filed in office this March 20th 1877.

J. H. Cooper Ordinary

Georgia } We Charity A. Depshaw and L. C. Depshaw,
Douglas County } do solemnly swear that this writing
contains the true last will of the
within named J. D. Depshaw 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.
Sworn to and subscribed before
me this the day of