

Benjamin Thornton's Will 1854

Elbert County, Georgia Wills 1836 to 1860

State of Georgia In the name of the State and County of Elbert
 I, Benjamin Thornton, husband of the State and County of Elbert
 being old and lame what afflicted in body but of sound mind
 do make and ordain this my last Will and Testament in manner and
 form following, To wit: 1st wife was Sarah Upshur, 2nd
 Rebecca Upshur

Item 1st I lend unto my beloved wife Rebecca during her life or so long
 as she may remain where we now live the tract of land whereon
 I now live containing four hundred and thirteen acres more or
 less known as the Middlebrook b. Upshur place and at her death
 or when she moves off and leaves it then I dispose it the same
 among my children as hereafter directed. I also lend my wife
 the one half of my cows & hogs, plantation tools; the half during her
 life. I lend her my buggy, or cart, one couple of oxen, three head of horses
 of her choice and kitchen furniture during her life and the one half of stock
 of sheep during her life, and my said wife is to have her years support
 out of my estate in terms of the law, and it is further my will that
 my wife will not have any more land cleared on this tract of land
 and only have sufficient timber cut to keep up the plantation
 and as for fire wood they can cut that off of tract of land belong
 ing to my wife.

Item 2^d. I having given to my son Thomas considerable property and have
 paid considerable money for him and I therefore give to my son
 Dorris Thornton in trust for my son Thomas four hundred dollars which
 is all I intend for my son Thomas.

Item 3^d I give and bequeath unto the children of my daughter Pricilla
 Hunt deceased nine hundred dollars to be equally divided between
 them.

Item 4th. All the remainder of my estate both real and personal I
 will shall be divided into nine shares equally, one of said shares
 I give to my son Reuben Thornton; one of said shares I give to my
 daughter Elizabeth Dickerson; one of said shares I give to my son
 Benjamin Thornton; one of said shares I give to the children of my
 daughter Pricilla Hunt dec'd, to be equally divided between them;
 one of said shares I give to the children of my son John Thornton
 deceased to be equally divided between them; one of said shares I
 give to the children of my daughter Sarah Higginsthain to be
 equally divided between them; one of said shares I give to my
 daughter Mary Almond; one of said shares I give to my son
 Dorris Thornton; the one fifth part of the other share I give to
 my son Dorris Thornton in trust for the sole and separate use
 of my grand daughter Elizabeth Alice McMulland formerly by Thornton
 the other four fifths of said share I give to be equally divided

Elbert County, Georgia Wills 1866 to 1868
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between the other children of my son Daniel Thornton deceased, and if there is children of this son, then of my son Daniel. the wife or children to draw the part or share which their mother would have been entitled of this share.

Item 5th I will at the death of my wife that all the estate both real and personal be sold & the money shall go to and be divided in the same way and to the same person as directed in the fourth Item of this will and I do hereby authorize my Executors to sell the lands in order to make divisions of my estate.

I do direct and will that my Executors shall give up to my son Thomas all notes Executions or other demands which I hold against him and not to collect the money from him as I do release him from the payment thereof by this will.

I do hereby appoint my son Dozier Thornton Executor to execute this my will and Testament. In witness whereof I hereunto set my hand & seal this 18th day of March November 1853
Entered before signed in this place on the first and second pages

Benjamin X Thornton Seal
March

Signed, sealed and acknowledged by Benjamin Thornton last as his last will and Testament in our presence, this 18th of November 1853

W. J. Clark
James S. McAlister
William Johnston

Georgia Court of Ordinary
Elbert County March Term 1854.

Personally came into open Court William J. Clark, and James S. McAlister two of the subscribing witnesses to the foregoing will and being sworn said that they saw Benjamin Thornton last sign the within instrument of writing as his last will and Testament and that they together with William Johnston signed the same as witnesses in the presence and at the request of the Testator and in the presence of each other, and these deponents believe the Testator to have been of sound mind at the time he executed the same.

Sworn to in open Court
this 5th of March 1854
Attest Jm B Nelson
Ordinary

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Sam. S. McAlister  
Wm J. Clark

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Georgia Court of Ordinary
 Elbert County March Term 1854
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The within will of Benjamin Thornton deceased having been proven at this Regular Term of the Court on the oaths of William J. Clark & James J. McAlister two of the subscribing witnesses: It is ordered by the Court that the said Will be recorded.

Recorded March 9th 1854

William Pulliam's Will 1854

State of Georgia Elbert County

In the name of God Amen!

I, William Pulliam of said State and County being of sound and disposing mind make this my last Will and Testament hereby revoking all others heretofore made by me.

Item 1st - I devise & direct that my body be buried in a Christian like manner; my soul I trust will return to God who gave it.

Item 2^d - I devise and direct that all my just debts be paid without delay.

Item 3^d - I give and bequeath to my dear father all my lands during his natural life, also all my negroes are to belong to my father so long as he shall live.

Item 4th - It is my will that at the death of my dear father that all my estate both real and personal (except John Raymond) be equally divided between my five brothers namely James, George, Mathew E., Joseph S. & Francis M. Pulliam.

Item 5th - I give and bequeath (at the death of my dear father) my negro boy John Raymond to brother George's son William Mayfield.

Item 6th - I will that Mrs H Adams & Thos J. Maxwell my legal Executors to carry out this my last Will and Testament this 1st day of February 1854

Signed, sealed, and delivered in presence and published by William Pulliam as his last Will and Testament in the presence of us the subscribers who subscribed our names here in the presence of said Testator.

Calvin F. Whitto

Wm L King

Burgess Smith

William Pulliam

Georgia Court of Ordinary
 Elbert County March Term 1854

Personally came into office