

Will of Jane Dye decd 1839

Elbert County, Georgia Wills 1836 to 1860

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In the name of God Amen

I Jane Dye of the County of Elbert & State of Georgia knowing the uncertainty of life and the certainty of Death and being now in health and of sound and disposing mind and Memory and having a wish for the disposing of my little worldly Goods with which the Lord has been pleased to bless me do now make constitute & ordain this my last will & Testament in manner and form^{as} following

Item I will first of all that out of my Estate in the best way for the preservation of the same that all my just Debts be paid as to Item the Second as to Six of my Children to wit, George J Dye Thompson B Dye Frances Rich Elizabeth Jones Sarah Jones & Mary Jones they having hitherto had from my Estate and the Estate of their Father Thompson Dye deceased their full dividend I will to neither nor any of them any thing more for ever hoping they will be content as having had their full share Item the Third I will that after the payment of my just Debts as named in Item the first that the whole of my Estate consisting of Land Negroes Horses Cattle Hogs Sheep Geese Hens Stock of any and all kinds bonds notes monies due & demands House hold and Kitchen Furniture Farming & plantation Tools Waggon Carts Geese or any or all^{sorts} kinds of property which I have or may hereafter possess with all future increase or income be solely given to Two of my Children to wit, Washington Wiley Dye & Rebecca Ann Dye to them their heirs and assigns for ever the same to be Equally divided between them For as may seem best by them to have it or by those who may have the manage ment for them Should I die before they should arrive at the age of Twenty one years but Should either of the Two last mentioned Children to wit Washington W Dye or Rebecca Ann Dye die before they should arrive at the age of Twenty one years or Marry my wish is that the other should have what would have been coming to them but Should they live to come of age I will the whole to them as laid down under the Third Item to them their heirs and assigns for ever

and I do by these presents appoint my Son George J Dye, my
sole Executor to this my last Will and Testament revoking all
former Wills, by me made writing and confirming this and this
an by my last Will and Testament in testimony whereof
I have hereunto set my hand and Seal this 20th Twentieth
of August 1842

entered in before assigned

(Same) or Mary
attest

James Dye
mark

David Bell

Enoch Bell

Lindsay H Smith J.P.

Georgia } Court of ordinary May Term 1839
Elbert County } Personally came into open court David Bell
one of the subscribing witnesses to the within Will and being
duly sworn saith that he saw James Dye sign the within
Instrument of Writing by making his mark as his
last Will and Testament and that he together with
Enoch Bell and Lindsay H Smith J.P. signed the same
as witnesses in the presence of the Testatrix and at her
request and in the presence of each other and this declaration
believes the Testatrix to have been of sound mind and
disposing memory at the time she executed the same
Subscribed in open court }
This 3^d day of May 1839 } David Bell
Attest W H Edwards ordinary }

Georgia } Court of ordinary May Term 1839
Elbert County } The within Will and Testament of James Dye died
having been proven on the oath of David Bell one of the subscribing
to said Will at this regular Term of the Court it is therefore
Ordered by the Court that said Will be recorded this 3^d day
of May 1839
Recorded the 3^d day of May 1839
W H Edwards ordinary

Examined by a Court of the Grand Jury at
The Sept Term 1839

W H Andrews

Enoch Bell

John Wetland