

and that this deponent together with William A. Swift and Robert
McMellam signed the same as witnesses in the presence of the testator and
at his request and in the presence of each other and this deponent
believes the testator to have been of sound mind & memory at the
time of executing the same
sworn to in open Court this 10th
of January 1848.

Attest Wm B. Nelson, C.C.O.

John F. Edwards

Georgia 3 Count of ordinary Jan. Term 1848.
Elbert County 3, ordered by the Court that the within will be
set up so far as the personal estate

Attest Wm B. Nelson, C.C.O.

Records do the 14th day of January 1848. Wm B. Nelson, C.C.O.

Margarett Smith's Will 1848.

Georgia 3 In the name of God Amen.

Elbert County 3, I, Margaret Smith of the State and County aforesaid,
being weak in body but of sound mind and memory
and being desirous to make some disposition of my worldly estate do
make order and publish this my last will and Testament. To wit,
I give and bequeath unto my son William A. Smith all the tract of
land whereon I now live (except that part which I have decided to
my son George C. Smith) adjoining lands of Tinsley W. Tucker,
William A. Bowen, Henry Carleton and others, one negro man named
Hitt about 23 years old, and also, one half of all the perishable
property of my estate after paying all my just debts (which debts are to
be paid by the sale of my perishable property and a negro woman
named Delphi) also two beds and furniture, with the express
understanding that my said son Wm A. Smith will furnish his brother
Thomas A. Smith with a bed and furniture when he becomes of age
or when the said Wm A. shall deem it necessary.

Second, I give and bequeath to my son George C. Smith one hundred
and thirty acres of land more or less adjoining lands of H. Lovinood,
Ira Christian and others, thirty acres of land more or less adjoining
T. W. Tucker on the east and the land hereby devised to Wm A. Smith
on all other sides (which lands I have decided to my said son George
C. Smith) one negro man named Dick about 23 years of age, one
half of my perishable property after paying my just debts (which are
to be paid by sale of said property and a negro woman named
Delphi) and also two beds and furniture with the express understanding
that the said George C. Smith is to furnish his brother Luther Green
Smith with a bed and furniture when he becomes of age or the said

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George C. Shall leave the necessary
 Third. I Give and bequeath to my son G. Smith one negro man named
 Jim about 24 years old & one negro boy named Coga about 5 years old
 Fourth. I Give and bequeath to my daughter Mary C. Smith my son Lutton
 G. Smith and my son Thomas H. Smith. Eight negroes, to wit, Gabriel
 Sally, Billy, Edmund, Penben, Randall, Larkin and Willis to be
 equally divided between them as they become of age (with the exception
 that two hundred dollar out of the share of Mary C. Smith
 be paid to Thomas H. Smith) I also give to my daughter Mary C.
 Smith Two Beds and furniture one large iron bound trunk
 filled with fine bed clothes & one wooden block one heifer two years
 old and one side saddle and all my wearing apparel jewelry & contents
 of my wardrobe -
 Fifth I Give and bequeath to my two sons William C. Smith and
 George C. Smith all the balance of my bed clothes to be equally
 divided between them -
 Sixth. I hereby nominate and appoint Lindsay H. Smith executor
 to carry into effect this my last will and Testament -
 In witness whereof I have hereunto set my hand and seal this
 Seventh day of October Eighteen Hundred and Forty Six
 Signed, sealed and acknowledged before us
 Ira Christian
 Henry Carlton
 Calvin F. Wilhight
 Margaret Smith

Georgia } Court of ordinary March Term 1848.
 Elbert County } Personally came into open Court Ira Christian and
 Calvin F. Wilhight two of the subscribing witnesses
 to the foregoing will and being sworn saith that they saw Margaret
 Smith sign & seal the foregoing instrument of writing as her last will
 and Testament and that these deponents together with Henry Carlton
 signed the same as witnesses in the presence of the testatrix and at her
 request & in the presence of each other, and these deponents believe the
 testatrix to have been of sound mind and disposing memory at the
 time she executed the same
 Sworn to in open Court this 6th of March 1848.
 Attest Wm J. Nelson, c.c.o. Ira Christian
 Calvin F. Wilhight

Georgia } Court of ordinary March Term 1848.
 Elbert County } It is ordered by the Court that the within will of
 Margaret Smith be Recorded
 Attest Wm J. Nelson, c.c.o.

Recorded the 6th day of March 1848 Wm J. Nelson, c.c.o.