

1521 Georgia Court of ordinary September Term 1855.  
Elbert County Personall Elbert County, Georgia WMS 1856 (1855). Benjamin Smith and  
George W. Allen two of the witnesses and being sworn  
such that they saw Reuben Thornton sign the above and  
foregoing instrument of writing as his last will and Testament  
and that they together with William H. Harper signed the  
same as witnesses in the presence and at the request of  
the testator and in the presence of each other, and that  
they believe the testator to have been of sound mind  
and disposing memory at the time he executed the same  
Sworn to in open Court this 3<sup>rd</sup> of September 1855.

Wm B. Nelson, ordinary George W. Allen  
Benjamin Smith

Georgia Court of ordinary September Term 1855.  
Elbert County The within will & Testament of Reuben Thornton  
deceased having been proved at this Regular  
Term of the Court on the oaths of Benjamin Smith &  
George W. Allen two of the subscribing witnesses to said  
will & Testament. It is ordered by the Court that the  
same be Recorded Attest Wm B. Nelson, ordinary  
Recorded the 4<sup>th</sup> day of September 1855.  
Wm B. Nelson, ordinary

## Sarah Higginbotham Will 1855.

Georgia In the name of God Amen  
Elbert County I Sarah Higginbotham of the County and  
State aforesaid being of sound mind and  
disposing memory and wishing to make some disposal of  
the worldly estate with which it has pleased a kind  
providence to bless me with in common health do now  
and ordain this my last will and Testament hereby  
revoking all and every other will and Testament heretofore  
made by me.

First I give my body to the dust from whence it came  
and my soul into the hands of God who gave it  
Secondly. It is my will that all my just debts be paid  
Thirdly I will my Negroe man ~~Wright~~ to my step son David  
B. Higginbotham with a request that he be not separated  
from his wife.

Fourthly I will to my step daughter Jariusia Campbell  
one feather bed two cows and slaves four head of  
sheep & one large desk.

Fifthly I will to Eliza Andrew wife of Robert S. Andrews one feather Bed -

Elbert County, Georgia Wills 1836 to 1860  
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Sixthly I will to Henry W. Bond & wife my interest in the land wherein I now live and also my negro woman with her increase name Mariah during of their natural life and after the death of said Bond and wife to be equally divided among said Henry W. Bond, children and I will also that all the balance of my estate be received & enjoyed by the said Henry W. Bond consisting of horses, Cows Sheep and Hogs Household & Kitchen furniture by the said Henry W. Bond pay in all the debts of the Estate at my decease -

Seventh I do hereby appoint my friend Joseph Sewell my Executor to this my last will & Testament in witness whereof I have hereunto set my hand and seal this 18 day of July 1855.

Assigned and sealed

in presence of us the words } Sarah Higginbotham <sup>her</sup> mark  
and wife in two places interlined } mark  
before Signed

Burley Andrew  
Cornelia H. Sewell  
Joseph Sewell

Georgia Court of ordinary September Term 1855.  
Elbert County Personally came Burley Andrew one of the witnesses to the above and foregoing will and being sworn says that he saw Sarah Higginbotham sign the above and seal the foregoing instrument of writing as her last will and Testament and that he together with Cornelia H. Sewell and Joseph Sewell sign the same as witnesses to the same in the presence and at the request of the testatrix and in the presence of each other and that he believes the testatrix was of sound mind and disposing memory at the time she executed the same. Sworn to in open Court

This 3<sup>rd</sup> of September 1855 } Burley Andrew  
Attest Wm. D. Nelson, ordinary

Georgia Court of ordinary September Term 1855.  
Elbert County The within will of Sarah Higginbotham deceased having been proven at this regular term of the Court on the oath of Burley Andrew one of the subscribing witnesses to said will. It is ordered that said will be Recorded

Recorded the 4<sup>th</sup> day of September 1855. Wm. D. Nelson, ordinary

1531 Examined by the Grand jury at the September  
Term of the Elbert County Georgia Wills 1830 to 1860 1855.  
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B. Goffe  
Jno. M. Barrett,  
C. H. Andrew

## Calvin F. Wilhite's Will 1855.

State of Georgia } In the name of God Amen,  
Elbert County } I Calvin F. Wilhite of said State & County  
desiring it right & proper both as  
respects myself & family to make a disposition of my  
property do make this my Last Will & Testament.

Item 1<sup>st</sup>. I desire & direct that all my just debts be  
paid as soon as practicable.

Item 2<sup>nd</sup>. I give bequeath & devise to my beloved wife  
Mary A. for & during her natural life or widowhood  
only all my property both real & personal wherever &  
whatever it may be and at the death of my said  
wife in case she should never marry then the whole of  
my said property to be equally divided among all my  
children each one taking share & share alike in  
accordance with the principles laid down in the  
statutes of distributions of this state and if during  
the widowhood of my said wife any of my children  
should arrive at the age of twenty one years or get  
married it is my will & desire that she (my wife)  
shall have full power to make such advancements  
to them as she in her judgement may think proper &  
right so that she give no one of my children more  
than an equal share of my property.

Item 3<sup>rd</sup>. In case my wife should marry again after my  
death it is my will & desire that she shall then  
have a child's part & a child's part only of all my  
estate both real & personal & such part is to be  
vested absolutely & unconditionally in her and all  
my children are to have each one an equal share  
with her my wife & my children taking share & share  
alike according to the principles contained in the Statute  
of distributions of this state.

Item 4<sup>th</sup>. I hereby constitute & appoint my wife Mary A.  
Executive of this my last will & Testament.