

Smith Cook's will 1840.

(43)

Libert County, Georgia Wills 1836 to 1866

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Georgia

Libert County

In the name of God Amen I, Smith Cook of said County and State being weak in Body, but of sound mind and disposing memory, do make this my last Will and Testament, revoking all others by me heretofore made - In the first place I resign my body to its mother dust and my immortal part to God who gave it -

Item 1st I will that all my just debt be paid by my Executors hereinafter named

Item 2^d I will that my beloved wife Sarah Cook shall have the whole tract of Land whereon I now live containing Eight hundred acres more or Less, with the appurtenances thereunto in any manner belonging, to be held by her during her natural life I also give her one negro woman by the name of Matilda about twenty six years of age, one Gray mare & her increase, one Bay bank mare, also one negro woman by the name of Lucinda about thirty five years of age, one negro girl by the name of Patsy about twelve years of age, and one negro boy, by the name of Dick between fifteen & sixteen years of age all of which she is to have and enjoy with their increase, during her natural life, also I give unto my beloved wife all my Household and Kitchen furniture with two Beds & furniture, also four head of Cows, one yoke of work steers & cart, one choice sow & pigs Ten head of young Hogs of first choice, all my stock of Cheese, four choice ploughs, & singletrees & chives &c. and two pair of plough gear, also all my corn, fodder & Pork &c which is now on hand, all of the property named in this the 2^d Item of this my will which shall be left at the death of my said wife, is to be equally divided among all my said Children Eight in number equally, or their legal representatives forever -

Item 3^d I will that my daughter Judith shall have my Diamond Bay mare & saddle & bridle, also one Bed & furniture one Trunk, and all her Bed Cloths - and fifteen dollars in money to be held enjoyed by her & her heirs forever.

Item 4th I will that my son John R. Cook, shall have my young horse Tobe a yellow roan - also one good Bed and furniture

Item 5th I give unto my son in law Joseph Mosley, the Husband of my daughter Sarah, fifteen dollars in money to make up the deficiency in value of the horse which I have given him

(Continue do.)

44)
Item the 6th I will ^{Elbert County, Georgia Wills 1836 to 1880} ^{www.georgiapioneers.com} and my friend Robert Hester of Elberton do have as Trustee for my daughter Nancy Cook & her heirs &c. one thousand dollars in money of my Estate. the Interest of the same to be by the said Robert Trustee delivered to my said daughter Nancy. or her heirs annually. and the Interest only. and on the death of my said daughter Nancy. the said one thousand dollars principal is to go to her heirs. or their legal representatives forever. in equal division.

Item 7th I do hereby nominate and appoint my said beloved friend Robert Hester of Elberton. the sole Trustee for the purpose of carrying into effect the above sixth Item of this my will & Testament. with hopes that he will accept it

Item 8th I will and desire that all the rest of my Estate both real & personal of every description which has not been heretofore named be equally divided between all my Children (my daughter Nancy Cook only excepted to wit Thomas S. Cook. Julia W. Cook. Theodosius Cook. Oliver Crawford husband of my daughter Barbary. John K. Cook. Joseph B. Mosely husband of my daughter Sarah. William Matthews husband of my daughter Jane. to be held and enjoyed by them & their legal representatives forever.

Item 9th I hereby nominate and appoint my beloved son Theodosius Cook & my son in law William Matthews my true & legal Executors of this my last will & Testament. Given under my hand and seal this the fifteenth day of March. In the year of our Lord one thousand eight hundred and forty.

Benjamin Smith
Benjamin Burch
James Bawner

Smith Cook *Seal*

Georgia Court of ordinary May Term 1845
Elbert County Personally came into open Court Benjamin Smith & James Bawner two of the subscribing witnesses to the last will & Testament of Smith Cook deceased. which is herewith attached & being duly sworn say that they saw Smith Cook the Testator sign & seal the same & heard him acknowledge the same to be his last will & Testament. that the said Testator was of sound & disposing mind & memory at the time of so doing that they believed the same as witnesses in the presence & at the

request of the testator & the same as a witness in the presence of the testator & at his request
 sworn to and subscribed in
 open Court this 5th day of May 1840
 Attest Wm B Nelson c.c.o.

Benjamin Burch sign
 Benjin Smith
 James Brawner

Georgia Court of ordinary May Term 1840.
 Elbert County It is ordered by the Court that the within will and
 Testament of Smith Cook be Recorded
 Attest Wm B Nelson c.c.o.
 Recorded the 5th of May 1840. Wm B Nelson s.c.c.o.

Examined by the Grand Jury at the Sept Term
 1840— Jacob H. Cleaveland
 For in Willey
 R. W. Linnell

James Ridgway's Will 1840.
 Georgia In the name of God Amen
 Elbert County I, James Ridgway of the state and county aforesaid
 being aged and infirm in body but of sound and
 disposing mind and memory do make and ordain this my
 last will and Testament, to wit:
 1st I resign my body to the dust from whence it came, to be
 decently buried and my soul into the hands of God
 who gave it
 2nd It is my will that all my just debts be paid
 3rd I give and bequeath unto my beloved wife Elizabeth
 all my estate both real and personal, during her
 natural lifetime, and in the event that there
 should be more than is necessary for her support,
 she may give off to any one of my children what she
 can spare, provided she does give to such an one more
 than an equal share of my estate, and after the death of my said wife,
 it is my wish that the whole of my estate be equally divided
 between all my children (or their legal representatives)
 each one accounting for the amount he or she may have
 previously received
 4th It is my wish and desire that my beloved daughter
 Mary M. Ridgway (who is too infirm to support herself
 should be allowed remain with my said wife, and be