

The Testator to have been of sound mind and memory at the time he executed  
The same

Elbert County, Georgia Wills 1836 to 1860

Sworn to in open Court this 11th day of March 1838

Attest

Wm Edwards ordinary

William Brown

Stephen W Jordan

Georgia } Court of ordinary March Term 1838 the foregoing  
Elbert County } Will of Archibald Newburn Deceased having been  
proven at this regular Term of the Court on the Oaths of William Brown  
and Stephen W Jordan Two of the Subscribing witnesses to said  
Will It is ordered by the Court that said Will be recorded

Attest Wm Edwards ordinary,  
Records the 2<sup>d</sup> day March 1838

Examined by a Committee of the Grand Jury at the  
March Term 1838

James D. T. Hooper  
John Th. Black  
George M. Terison

## Will of William Patterson 1838

State of Georgia } In the Name of God Amen  
Elbert County } I William Patterson of the State and  
County a free said do make or dain Establish this my  
Last Will and Testament

First I will that all my Just Debts be paid Should it  
be necessary for my Executor to sell any portion of my  
Estate to Carry into Effect this the first Item of my Will  
I desire and direct that they sell either publicly or  
privately without and order of Court such Property as my  
Wife Elizabeth Patterson may point out for this purpose

Second I give and bequeth to my beloved wife Elizabeth Patterson  
my Tract of Land containing fifty acres more or less bounded  
by my old line of the Tract of Land on which I now reside  
at her disposal for and during her natural life all my  
Estate or the remainder real and personal and mixed of every  
Kind what ever and at her death I will and direct  
that the same be Equally divided between all my children  
those living and the children of those which are dead or may  
then be dead the child or children of those which are now

or may then <sup>Elbert County, Georgia Wills 1836 to 1860</sup> ~~be~~ <sup>www.georgiapioneers.com</sup> so much as their  
 parents would be entitled to were they alive

Third I give and bequeath to Jeremiah S Warren in Trust for  
 the use and benefit of my Son Wiley Patterson the Share or  
 Portion which may be going to my said Son Wiley under the  
 Second Item of this Will to be by him the said Jeremiah S  
 Warren Managed and Controlled for the benefit of my said  
 Son Wiley Patterson I also give to the said Jeremiah S  
 Warren as Trustee as aforesaid the Sum of one hundred  
 Dollars over and above the distributive Share or Portion  
 which may be going to my said Son Wiley under the  
 Second or any other Item of this Will to be by him the said  
 Jeremiah S Warren managed and Controlled for the use  
 of my said Son Wiley Patterson this last named as well  
 as the foregoing Legacy I Will to the said Jeremiah S  
 Warren as Trustee as aforesaid at the death of my wife  
 for the purposes named at the death of my Son Wiley  
 Patterson I Will this property and money with its increase  
 to the legal Heirs of my Son Wiley absolutely and in  
 no case is this said property or money to be subject to  
 debts or liable for the contracts of my Son Wiley

Fourth I give and bequeath to Jeremiah S Warren in  
 Trust for the use and benefit of my daughter Mary  
 Griffin and her Children the Share or Portion which  
 may be going to my said daughter under the Second  
 or any other Item of this Will to be by him the said  
 Jeremiah S Warren kept together and managed  
 and Controlled for the benefit of my said daughter  
 and her Children at the death of my daughter Mary  
 I Will what may remain of the property here in Trust  
 in Trust for her and her Children use to her Children  
 and their legal Heirs and in no case is the said  
 property or portion or any part thereof so given in Trust  
 to be subject to the debts or liable for the contracts of  
 Robert Griffin the Husband of my said daughter  
 Mary Griffin

Fifth I give and bequeath to Jeremiah S Warren in Trust  
 for the use and benefit of daughter Lucy Bailey and her  
 Children the Share or Portion which may be going to my  
 said daughter under the Second or any other Item of this  
 Will to be by him the said Jeremiah S Warren

Elbert County, Georgia Wills 1836 to 1860  
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Went to gather ~~and~~ managed and controlled for the benefit of my said Daughter Lucy Bailey ~~at the death of my said Daughter Lucy I will~~ what may remain of the property herein given for the use of her and her children to her children and their legal heirs and in no case is the said property or portion or any part thereof so given in Trust to be subject to Debt or liable for the Contracts of Henry Bailey the Husband of my said Daughter Lucy Bailey

Sixth I give and bequeath to my <sup>son</sup> Willis E. Patterson and a son the Equal share herein before Willed him the Tract of Land whereon I now live in Elbert County Containing Two hundred and Twenty Acres More or less it being the balance of my land not otherwise disposed of at the death of my wife Eliza with Patterson my Son Willis E. Patterson is to become entitled to and have possession of the Land herein given him at the Death of my wife not before (Seventh) in order to Effect this distribution of my Estate on the Death of my wife Contemplated and directed in the Second Part of this Will I desire that those of my Children or grand Children who have received either property or money or both from me in my lifetime by way of Advancement account for the amount of money or the Value of the property at the time it was given which may have been advanced to them so that upon a final distribution one of my legatus will not have received more than another except where the difference may arise from the provisions of this Will if any of my Children ~~are now dead or if any hereafter die I will and~~ desire that their Children shall receive their share or portion of my Estate which they would be entitled were they a live and no more

Eighth I will and desire that my Daughter Mary Griffin or her Children in case they be dead shall not be required to account under the foregoing Terms of this Will for any advancements which may have been made to her or her Husband either in Money or property or otherwise but that she and her Children be allowed to share with my other legatus agreeable to the foregoing provisions of this Will without rendering any Account of Advancements as is required of the others

Ninth I hereby Nominate and appoint my beloved Wife Elizabeth Patterson and my Friend Jeremiah S. Warren my Executors to Execute and my Executors to carry in to Effect this my

Last Will and Testament of William Patterson of Elbert County Georgia Wills 1836 to 1880  
I have hereunto set my hand and affixed my Seal this 30<sup>th</sup> day of April Eighteen Hundred and fifty Seven  
William Patterson Seal

The above and foregoing Instrument of Writing was signed Sealed and acknowledged by William Patterson as his last Will and Testament in our presence on the day and year last above written and we signed our names <sup>here to</sup> as witnesses in the presence and at the request of the said William Patterson and in the presence of each other on the day and year aforesaid

Joseph Rucker  
James H Alexander  
L S Clark  
William M Haslett

Georgia } Court of ordinary June Term 1858  
Elbert County } Personally came into Open Court Joseph Rucker James H Alexander L S Clark and William M Haslett four of the subscribing witnesses to said will and being sworn said that they were present and saw William Patterson sign the within instrument of writing as his last Will and Testament and that they signed the same as witnesses at the request of the Testator and in his presence and in the presence of each other and they do hereby believe the Testator to have been of sound mind and disposing memory at the time he executed the same  
Subscribed in Open Court }  
The 7<sup>th</sup> day of June 1858 }  
attest }  
W H Edwards ordinary }  
Joseph Rucker  
James H Alexander  
L S Clark  
William M Haslett

Georgia } Court of ordinary June Term 1858  
Elbert County } The within will of William Patterson deceased having been proven at this regular Term of the Court on the oaths of Joseph Rucker James H Alexander L S Clark and William M Haslett the four subscribing witnesses to said will it is ordered by the Court that said will be recorded  
This 7<sup>th</sup> day of June 1858  
Recorded the 8<sup>th</sup> day of June 1858  
W H Edwards ordinary  
W H Edwards ordinary