

Will of (Livi Webb) Martin Kinard.

Know all men by these presents that I Martin Kinard of the state and County of Floyd County, Georgia, being mindful of Mortality and being now of sound disposing mind and memory, blessed be almighty God for the same, do hereby make, publish and declare this to be my last Will and Testament in manner and form following that is to say.

Item 1st I will and desire that after my death my body be buried in a decent christian like manner.

Item 2nd I will and desire that all my just debts be paid.

Item 3rd I will and bequeath to my Daughter Sarah J. Kinard fifty Dollars to make her equal to what I have hitherto given the rest of my children to be paid to her within one year after my decease.

Item 4th I give and bequeath to my son George W. Kinard a good part to make him equal to what I have hitherto given the rest of my children, to be paid to him within one year after my decease.

Item 5th I give and bequeath to my beloved wife Sarah Kinard all the rest of my property Goods, Chattels, Notes ready money, Debts and effects of every kind and description whatever for her support, use and enjoyment during her lifetime and at her death to be equally divided amongst all my following named children to wit:

Mary W. Purify John W. Kinard Martin J. Kinard Charles W. Kinard Catherine W. Kinard Helen Ann Kinard Livi W. Kinard Sarah J. Kinard Susan E. Kinard and George W. Kinard.

Item 6th I hereby nominate and appoint my beloved wife Sarah Kinard my Executor to this my last Will and Testament hereby authorizing all former Wills by me made, and I hereby authorize my said Executor to make execute and deliver good and sufficient letters according to the provisions of the law for letters I have hereby given to Harriett F. Fung.

In Witness Whereof I have hereunto set my hand and seal this 22nd day of September 1881.

Signed, sealed and acknowledged by the Testator named Martin Kinard to be his last Will and Testament in presence of us who at his request and in his presence have signed the same as Witnesses.

Archibald Hunter.

Livi Webb.

H. M. Sew.

Martin Kinard.

Georgia Floyd County

Before us James M. Spillock and Francis J. Sullivan two of the Justices of the Superior Court of said County in vacation personally came the said Martin Kinard one of the Testators of the last will and Testament of Martin Kinard late of said County deceased and presented before us the said last will and Testament of said Martin Kinard deceased and the Witnesses of said Will to wit Livi Webb which Witnesses only were present and say that he said Martin Kinard did make, sign, seal, declare and publish the instrument now presented to us as his last Will and Testament.

as his last will and testament fully voluntarily and of his own
accord without any compulsion or influence whatever that at the time
of the execution of the said Will said Testator was of sound and disposing
mind and memory that defendant signed said Will as a Witness in
the presence of the Testator and at his special instance and request and in
the presence of the other two Witnesses to said Will sworn to and subscribed
before us 10th January 1863

Test. Sullivan J.D.C.
J. M. Spaulding J.D.C.

Said Will

Georgia Floyd County

I Sarah Wier and do solemnly swear that this writing contains the
true last Will of the within named Martin Wier deceased so far
as I know or believe and that I will tell and truly execute the same
by paying first the debts and then the legacies contained in the
said Will as far as his goods and estate will thereunto suffice
and the Law charge in said Will shall be paid and perfect
Secretary of all such proceedings in my office 10th January 1863

1862

Sarah Wier

Attest John Lamberton C.C.C.

The wife of Martin Wier deceased
of said County having now no executor and no legacies
being made and motion being made to admit said Will to
record it is therefore concluded that said probate is sufficient and
it is ordered that said Will be recorded

John Lamberton
Clerk

Recorded May 1862

John Lamberton Clerk