

Last Will and Testament of Josiah H. Woodliff
State of Georgia } In the name of God - Amen.
County of }
Dwight

I, Josiah H. Woodliff of said County and State, being of advanced age and being desirous of settling my worldly affairs, while I have strength to do so and being of sound and disposing mind and memory knowing that I must shortly depart this life, deem it right and proper, both as respects my family and myself, that I should make a disposition of the property with which a kind Providence has blessed me.

I do therefore make this my last will and Testament, hereby settling and annulling all others by me heretofore made.

First

I desire and direct that my body be buried in a decent and Christian like manner, suitable to my circumstances and condition in life. My soul I trust shall return to rest with God who gave it, as I hope for salvation through the merits and atonement of the blood of our Lord and Saviour Jesus Christ.

Secondly, I desire and direct that all my just debts be paid without delay by my Executor hereinafter named and appointed.

Thirdly, I desire and direct that from the proceeds of my surplus property and Wild Lands, my Executor, hereinafter named, place or cause to be placed over my grave, a plain marble box Tombstone, like unto the one now over the grave of my mother, upon which thereon the date of birth and death, name.

Fourthly, I desire and direct that from the proceeds of my surplus property and Wild Lands, that my Executor place or cause to be placed, over the grave of my beloved wife Mary Jane Woodliff in a marble slab or a plain marble box Tombstone, similar to one described in last item for myself, with her name date of birth and death thereon.

Justly, I desire that after all my just debts are paid and the aforesaid expenses are paid and assessed the remainder of my estate both real and personal be disposed of as herein after directed.

Firstly I will and bequeath to my beloved wife Mary Jane Woodliff one third (1/3) of all my ready money in Banks or otherwise if any together with one third (1/3) of all my ^{2-1/2%} ~~debts~~ ^{debts} if any when collected. The remainder of my ready money I desire that be equally divided between my four sons - viz Augustus H. Woodliff Josiah Woodliff Warren P. Woodliff and George W. B. Woodliff together with the remainder of all my solvent debts if any when collected.

Secondly - I will and bequeath to my brother Oliver P. Woodliff lot of Land No four hundred and thirty eight (438) in the 1st Dist and 2nd Section of originally Cherokee now Douglas County Georgia.

Thirdly - I will and bequeath to my two sons Augustus H. Woodliff & Josiah Woodliff all of my undivided half interest in lot of Land No eleven hundred and three (1103) in the 3rd Dist and first Section of originally Cherokee now Douglas County Ga.

Fourthly - I will and bequeath to my brother Augustus S. Woodliff one half of all the mineral interest reserved by me in a Deed to John H. James to Town lots lying on the Atlantic road on the South side of the Town of Cumming in Douglas County Ga.

Fifthly - I will and bequeath to my two sons Warren P. Woodliff and George W. B. Woodliff all of my Town lots in the Town of Henry Branch in Hall Co Ga. with all improvements thereon to be equally divided between the two said sons Warren P. Woodliff and George W. B. Woodliff. in consideration of their affectionate services and care of me during my declining days and illness and in consideration of promises made to their Mother for the same kind services and affection in the future for her.

Sixthly - I desire that direct that my executors hereinafter mentioned sell all my wild Lands either by private or Public sale at any time they may think is to the best advantage of my estate as well as to make Deeds to purchasers for said

done by me when the purchase money is not paid and in accordance with the reading of said bonds.

Finally I desire and direct that my Executors, hereinafter mentioned, shall sell any of my personal property at any time at Public or private sale, by consent of my wife Mary Jane Woodliff and when it may be to the best interest of my estate.

Then I direct,

I will and bequeath, to my beloved wife Mary Jane Woodliff all the proceeds of sales of my personal property together with the remainder of proceeds on Wild. Bonds, with the exception of the sum of Seventy five Dollars (\$75.00) which I desire to remain in the hands of my Executors, until, my son George W. B. Woodliff arrives at the age of twenty years and then said sum without interest to be applied to the purchase of a house for my said son George W. B. Woodliff for his own use and benefit.

Then I direct =

I will and bequeath the remainder of my estate, after deducting the former mentioned expenses and bequests to my Personal and Real wherever and whatever it may be, to my beloved wife, Mary Jane Woodliff, for and during her natural life and after the death of my beloved wife Mary Jane Woodliff, said remainder of Personal and Real property, I desire and direct to be divided as follows: My said Son known as the Beiman Plantation and lying on the Federal road in said County and State and all my lands adjoining said Beiman Plantation to be equally divided according to value, quantity and quality, between my two sons Augustus W. Woodliff and Josiah W. Woodliff; Augustus W. Woodliff getting his part of said Land on the South East side of said Tract and Josiah Woodliff getting his part of said Land on the North West side of said Tract - in the event my said two sons fail to agree on a dividing line of said Land, then I appoint George W. Woodliff, M. C. Stuart, and Oliver Clark to divide said Land according to the terms of these bequests, in case of failure of either or more of said parties to attend the division of said Land then

I appoint my Brother-in-law, Thomas W. Hunt, Executor of my
said two sons, Augustus H. Woodliff and Josiah Woodliff
are required to pay all State and County Tax on said lands
until the death of my wife Mary Jane Woodliff.
Then I direct:

I desire and direct that my plantation situated
as my home place, situated and siting in said County and State
be divided equally between my two sons Warren J. Woodliff and George
W.B. Woodliff, in case my two said sons fail to agree on a dividing
line of said lands then I appoint George J. Woodliff, Berrius
H. Brown and Oliver Clark, to divide said land according to
the terms of these presents. I require my wife Mary Jane
Woodliff, and Warren J. Woodliff, to pay all State and County
Tax on the above one hundred and until George W.B. Woodliff
arrive at the age of twenty-one years, then Warren J. Woodliff
and George W.B. Woodliff are required, to pay all State and County
Tax on said land, until the death of my wife Mary Jane Woodliff
Then I direct:

The remainder of my personal and real estate
I give after the death of my wife Mary Jane Woodliff I will
and I want to my two sons Warren J. Woodliff and George W.B. Woodliff
then I constitute, and appoint Berrius H. Brown
Executor for my son George W.B. Woodliff, he being
qualified to give bond as the Law directs.

Then I constitute = I do hereby constitute and appoint Oliver Clark
and my son Warren J. Woodliff Executors of this my last
will and testaments, who agree to serve without commission
This January 22nd 1882 (Signed) Josiah H. Woodliff (Jr.)
I do hereby declare and published by Josiah H. Woodliff
as his last will and Testament which consist of two pages
Signed of papers in presence of us the Subscribers, who subscribe
our names thereto in pursuance of said Testator at his final desire
and request and in each other.

This January 22nd 1882
Witness W. S. Strahl
Witness John W. S. Strahl
Witness G. W. Brown
Witness H. R. Bell
This of Josiah H. Woodliff final will
officiated and attested by Oliver Clark
and Josiah H. Woodliff
Tax officer Josiah

Georgia }
 Probate Court }
 County of }
 Court of Ordinary April Term 1877

That now in open court comes William H. Small, George McBurnett and John W. Small and being duly sworn say in order, that they saw Josiah H. Woodliff's deceased sign and publish the attached will dated January 2nd 1877, as his last will and Testament while Josiah H. Woodliff's disposing mind, that they witnessed the same for him at his request and in his presence, and that the same was executed voluntarily by him on the day it purports to have been executed, and that A. P. Bell signed the same as witness in presence of Josiah H. Woodliff and at his request and in their presence at the time it purports to have been executed.

(Signed) William H. Small
 (Signed) George McBurnett
 (Signed) John W. Small

Given to and subscribed in open court April 2nd 1877
 (Signed) Wm H. Small
 Ordinary