

Georgia

Gordon County, {cl. L. L. Reeve, do swear that
I, as well as H. F. Ferguson and
Geo. W. Reed saw the within named Modama Murphree
sign and publish the within paper as her last
will and Testament; That I subscribe the same
as a witness thereto, at the Special instance
and request of the said Modama Murphree,
and in her presence, as did also H. F. Ferguson
and Geo. W. Reed; That the said Modama Murphree
signed the same freely and voluntarily, and
was, at the time of such signing of sound
and disposing mind and memory.

L. L. Reeve
Sworn to and subscribed before me, this
August 4th 1887. W. H. Black Ordinary.

Recorded this August 14th 1887.

W. H. Black Ordinary.

J. G. and Marion Pite Executors

of
C. M. Pite

Will: 3rd Bodice

State of Georgia

Gordon County:

I, C. M. Pite of said State and County being of
sound and disposing mind and memory, do make
this my last will and testament, hereby revoking
all wills heretofore made by me.

Item 1st

I will and desire that my plantation known
as the Home Place containing about five hundred
of acres of land more or less, situated on the south
side of Coosawattee River about eight and a half
miles north east of the town of Calhoun in said
County, and all the stock and farming tools of
every kind thereon, also my interest in the
Crane Cater property situated in and around the
Village of Crane Cater in said County, known as
the property of the firm of Pite and Mayfield,
my interest being a half interest, and said property
consisting of about one hundred and forty acres
of land together with all the improvements thereon
and improvements consisting of a house and barn

mills, Stone, and together and managed and operated by my executors herein after named, for the use and benefit of my wife Mary Ann Fite, my three minor children, to wit: Mary M. Fite, James L. Fite and Robert M. Fite, and my grandchild Pearl Fite, with full power to sell or exchange the personal property and reinvest without any order from the court of Ordinary, applying the net yearly proceeds to the support and maintenance of my said wife and to the support, maintenance and education of said three minor children and said grandchild. And the residue is to be kept together till my said grandchild becomes of age and until the death of my said wife. - At the death of my said wife and when my said grandchild becomes of age, my executors are to divide the property heretofore described in this item of my will as follows, to wit: I will and desire that the plantation known as the Keome Place and here before described, be given to my three sons, Marion Fite, James L. Fite and Robert M. Fite, each one of said sons to have an equal interest in said plantation. The property heretofore described as the Crane Cater property I desire to be given to my four other children and my said grandchild, to wit: J. G. Fite, Nancy A. Crawell, Sarah K. Jennie, Mary M. Fite and Pearl Fite. And if any of my said children or my said grandchild then be dead, leaving a child or children then alive such issue to take in place of such deceased child or children. And if it should be necessary, to effect an equal division of the property known as the Crane Cater property among the legates to whom said property is given, my Executors may make sales of whatsoever portions of said property is necessary to accomplish the purpose. And in order to equalize any inequality in the value of the property given to in this item of my will to my sons, Marion Fite, James L. Fite and Robert M. Fite, and the property thus given to J. G. Fite, Nancy A. Crawell, Sarah K. Jennie, Mary M. Fite and Pearl Fite, it is my will and desire that my said three sons, to wit, Marion, James L. and Robert M. Fite, each one pay to the said J. G. Fite, Nancy A. Crawell, Sarah K. Jennie, Mary M. Fite and Pearl Fite

Beant Fite collectively the sum of Four thousand Dollars, to be equally divided between them, the said J. G. Fite, Nancy A. Crowell, Sarah K. Lewis, Mary M. Fite and Beant Fite, whenever the time arrives for a division of the property mentioned in this item of my will and I hereby make the payment of said sums of money by said the sons to the other five Legates, a special charge on that portion of my estate willed to them in this item of my will, and if any one or more of the said five Legates should be dead at the time of the payment of said money leaving a child or children then alive such issue shall take in place of such deceased Legate.

Item 2nd I will and direct that as my three minor children and grandchild become of age or marry that the provisions made for their support and maintenance out of the net yearly proceeds of the property mentioned in the first item of this will shall cease and that so much of said net proceeds as may accumulate in consequence thereof shall be equally divided among all my children and my said Grandchild, the issue of any deceased child taking in place of such deceased child.

Item 3rd If my said wife should marry after my death I desire that my Executors hereinafter named set apart to her yearly, a share equal to that of each child, and of the net proceeds of the property mentioned in said first item of this my will, and I hereby declare that the provisions made in this and the first item of this will for the support and maintenance of my said wife, is made expressly in lieu of her whole dower.

Item 4th I will and direct that my interest in the firm of Boaz and Fite be settled and closed out by my executors hereinafter named with as little delay as they can without detriment to the best interest of my estate, and in order to do so more effectually I hereby confer on my executors full power and Authority (with the advice and assistance of my partner B. G. Boaz) to sell either privately or publicly as they may think best, without any order from the Court of Ordinary, my interest both real and personal in the property

Known as the Cathacloga mill property situated on the east side of the Cathacloga Creek and about three fourths of a mile west of the Town of Calhoun in said County, consisting of about forty acres of land together with the mill, machinery and all the appurtenances belonging to the same, and all other improvements located on said land also whatever stock of meal Grain flour &c may be on hand, my interest in said property being a one half interest. I also desire that my executors settle up and close out my interest in the firm of Fite and Boston at Resacca Ga as early as practicable without damage to my estate. I also will and desire that the money arising from the sale of my interest in the Cathacloga mill property, and from the proceeds of my entire interest in the former firms of Boaz & Fite and from the proceeds of the interest I have in the firm of Fite and Boston at Resacca Ga be equally divided among all my children now living and my grandchild Pearl Fite, and in the event of the death of any such child or children or of said grandchild, leaving a child or children at line such issue to take in place of such deceased child or children.

Item 5th The residue of my property, both real and personal, wherever and whatever it may be, I will and bequeath unto my children now in life and my grandchild Pearl Fite, to be equally divided among my said children and grandchild. And if any of such children or grandchild be dead, leaving a child or children, such issue shall take in place of such deceased child or children, and my executors are hereby Authorized to sell any of the property referred to in this item of my will either publicly or privately as they may think best, whenever it becomes necessary to do so in order to make a division among the above named legacies, without any order from the Court of Ordinary.

Item 6th It is my will and desire that the property or Legacy hereby given to my three minor children to wit: Mary, W. James, L. and Robert, W. Fite and to my grandchild Pearl Fite, be managed and controlled by Marion Fite and J. G. Fite as Guardians for said minor children and grandchild, and all said children and grandchild severally hereinafter

when, when they shall set off to said child so becoming of age their share of the property herein conveyed, or in the event of the marriage of my daughter Mary M. Pike or my grandchild Pearl Pike before they become of age, then they shall set apart to such child so marrying, her share in the property herein conveyed, and it is my desire that the said Marion and J. G. Pike account annually to the Court of Ordinary for the rents issues and profits arising out of the legacies herein willed to the above named minor children and grandchild.

Item 7th I desire and direct that my executors invest the share of my daughter Nancy, A. Crawell arising from the sale of property conveyed to her in this will in land in Texas, her present home, or elsewhere as she may elect, the title deeds to said property to be made to her in her own name.

Item 8th I desire and direct that my executors hereinafter named invest the distributive share or Legacy of my daughter Sarah K. Jervis arising from the sale of property given to her in the several items of this my will in good farm lands in Gordon County Georgia to be controlled by her, and for her sole and separate use during her natural life and at her death the fee to vest in the children of her body begotten.

Item 9th It is my will that the executors herein appointed shall not, as required by law, make annual returns to the Court of Ordinary but shall make returns at such times as they think proper.

Item 10th In the event the property known as the Outhalooza mill property cannot be sold as early as may be desired, and it becomes necessary to postpone the sale of said property in order to keep from selling it at a sacrifice, I hereby authorize my executors to rent out said mill property on the best terms they can until they can effect a fair sale of said property.

Item 11th I do hereby appoint Marion Pike and J. G. Pike, any two of us, as Executors of this my last will and testament, and as compensation for their services, and in lieu of commissions

for the same, to my son J. G. Fite, my Store House in the town of Resaca Ga, also my half interest in the store house lying immediately east of my said store house, the same being the two storehouses now occupied by Fite & Boston, upon the payment by the said J. G. Fite of the sum of One Hundred and Fifty Dollars to my estate. It is also my will and desire that Marion Fite one of my said executors live upon, and take direct supervision and management of my plantation known as the Soul Place as long as the same is kept together under the provisions of the first item of this my will, and as compensation for such service and his other services as such executor, and in lieu of commissions, I hereby direct that he be given the sum of Three Hundred Dollars, and further I desire that as long as the said Marion Fite shall live upon and supervise and manage my said Plantation it is my will and desire that he be given to cultivate a two horse crop each year, rent free, on the upper end of my said plantation.

The following interlineations were made in said will before signing, to wit: "Collectively" appears between 3rd & 4th line from bottom of Page on 3rd page, the words "or more" appear on 10th line on 4th page and the word "Among" in the 25th line of 4th page and the word "to cultivate" on 7th line of this page and the words "or firms" appears on 19th line and 6th page.

{ J. M. Fite

Signed sealed and published by J. M. Fite as his last will and Testament, in our presence, as witnesses thereto by his request, August 27th 1887. we signing as witnesses in his presence

W. J. Reeves

B. L. Braz

J. H. Dinsley A.P. & J.P.

Co. civil.

State of Georgia
Gordon County

{ Whereas, J. M. Fite, do on the twenty seventh day of August 1887 sign, declare and publish my last will and

testament in the presence of W. J. Reeves, B. G. Boaz and J. C. Tinsley, who signed the said will as witnesses. And whereas I am desirous of giving further directions in relation to that portion of my property bequeathed to my Grand Child Pearl Pike in the several items of said will, I therefore, make and publish this Codicil to said will and testament.

In relation to the property bequeathed by me in the several items of my said will to my Grand Child Pearl Pike, I hereby will and direct, that in the event my said Grand child should depart this life without marriage, and leaving no husband or issue, that the said property bequeathed to her in the several items of my said will, shall be equally divided among all my children then in life, and if any such child or children then be dead, leaving a child or children then alive, such issue shall take in place of such deceased child or children.

In witness whereof, I have hereto set my hand this 31st day of August 1887. -

I. M. Pike

Signed and published by I. M. Pike as a codicil to his last will, in our presence, as witnesses thereto by his request August 31st 1887 we signing as witnesses in his presence.

B. G. Boaz

W. J. Reeves

J. C. Tinsley A. P. & J. S.

Filed in office October 10th 1887

W. H. Black Ordinary.

Probate of Will.

Georgia - Gordon County.

Before me came, W. J. Reeves, B. G. Boaz and J. C. Tinsley, as witnesses to the within writing purporting to be I. M. Pike's last will and being duly sworn said that they, at the request of I. M. Pike and in his presence did attest as witnesses the within writing as his I. M. Pike's will, that the same was signed and published by I. M. Pike in their presence as his last will, that he was at the time of said attestation and signing by

himself of www.georgiapioneers.com mind and memory and that he executed the within paper voluntarily
 sworn to and subscribed { J. H. Pinsley
 before me November 7th { B. G. Boaz
 1887. W. H. Black { W. J. Reeves.

Ordinary.

Probate of Codicil

Georgia - Gordon County.

Before me came B. G. Boaz, W. J. Reeves and J. H. Pinsley, as witnesses to the within writing purporting to be a codicil to C. M. Fite's last will and being sworn saith that they at the request of C. M. Fite and in his presence did attest as witnesses the within writing as a codicil to his, C. M. Fite's will, that the same was signed and published by C. M. Fite in their presence as a codicil to his last will; that he was, at the time of said attestation and signing by himself of sound and disposing mind and memory; that he executed the within paper voluntarily - { J. H. Pinsley
 sworn to and subscribed before { W. J. Reeves
 me this the 7th day of November { B. G. Boaz
 1887. W. H. Black Ordinary.

Recorded this Novr 11th 1887.

W. H. Black

Ordinary