

Will of the Court of Ordinary July Term 1843

State of Georgia } In the name of God. Amen -

Habersham County } I Howard Cash, Senior, of the State and
County aforesaid, being once what, diseased in

Body, but of sound mind, memory and understanding (Praised
God for it) knowing the certainty of Death, and the uncertainty of the
time thereof, and that I might be the better prepared to leave this world
when ever it may please the Almighty God, to call me hence
I do therefore make, publish, and declare, this to be my Last Will
and Testament, In the first place I commend my Soul to God, who
gave it, hoping for pardon of all my Sins, and Advancement into
His Heavenly Kingdom, through Jesus Christ my Saviour
My Body I resign to the Earth, to be Buried, at the Discretion of
my Executors herein after named - The residue of the Property
with which it has pleased God, to entrust me with, now chiefly
consisting of live Stock, such as Cattle, Hogs &c, Farming, Utensils
Household and Kitchen, Furniture &c, the balance of my property
having by me been, given away to my Wife Ester Cash, and to my
Children by Deeds of Gift to them each seperately - First my Will
is that all my Just Debts, that may by me be owing at my Death
be fully paid and satisfied, also my Funeral expences and the
proving, and all other expences touching this my will, be fully
paid of. Then my will is that all the property I may be
possessed of, not otherwise disposed of, may be sold to the highest bidder
and after paying all expences & charges, the balance of the proceeds
thereof to be equally divided amongst my wife Ester Cash
and all my Children equally Share and Share alike, and I do
also hereby, constitute and appoint Nelson Cash and Ebenezer
Cash (my two sons) to execute this my last, Will & Testament
In Witness whereof I the said Howard Cash Senior having hereunto
set my hand and affixed my seal (Declaring it to be my last
will and Testament, and hereby revoking all former wills
by me made) this Nineteenth day of May - in the year of our Lord
one thousand ^{eight hundred} and forty two, signed sealed & acknowledged
in presence of Alexander Brown

Eschiel McBrayer
Wm. A. Smith

Howard Cash, Senior

Records of the Court of Ordinary July Term 1843
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Personally came in open Court
Alexander Erwin, W. J. Bush, & Ezekiel McBravey the
witnesses signed to the within and being duly sworn
saith that they saw Howard Cash Senior, sign, seal, publish
and declare the within writing to be and contain his last will
and testament, and that they signed the same in the presence of
the said Howard, as witnesses and that they considered him
the said Howard to be at that time of sound disposing mind
and memory, and that he executed the same freely, without
compulsion so far as they know or believe.

Sworn to and subscribed in A. Erwin
open Court this 3rd July 1843 } W. J. Bush
Philip Martin D.C.C.O. } Ezekiel McBravey

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We do solemnly swear that this
writing contains the true last will and testament of
the within named Howard Cash Senr. so far as we
know or believe, and that we will well and truly
execute the same by paying first the debts and then the
legacies contained in the said will, so far as his goods and
chattels will thereunto extend, and the law charge us, and
that we will make a true and perfect Inventory of all
such goods and chattels, to help us God

Sworn to and subscribed in open
Court July 3rd 1843 } Nelson Cash
Philip Martin, D.C.C.O. } Ruben Cash

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The within last will and Testament of
Howard Cash Senior, having been duly proven at the regular
Term of the Court, upon the Oaths of Alexander Erwin
W. J. Bush & Ezekiel McBravey— Ordered that the same
be admitted to Record