

Minutes of the Inferior Court of Habersham County Georgia Ordinary May Term 1845

Georgia — Court of Ordinary May Term 1845
 Habersham County } We do solemnly swear that the annexed & foregoing
 writing contains the true last will of the said William T. Allan deceased.
 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 thereto extend and the law
 charge us, and that we will make a true and perfect Inventory of all such
 goods and chattels so help us God. Thompson Allan
 Sworn to & Subscribed in open Robert Allan

Done at this 5th May 1845
 Philip Martin D.C.C.O

Georgia — Court of Ordinary May Term 1845
 Habersham County } The within and annexed last will and testament
 of William T. Allan having been duly proven at this term of the Court
 upon the oaths of John Bond, Simon H. Terrell, & James A. Terrell
 as witnesses to said will - Ordered by the Court that the same be
 admitted to Record, and it is further ordered by the Court that
 John Bond, Abigail Stevens Senr, Preben Jordan, William Gray
 & William Chambers be and they are hereby appointed appraisers
 on the estate of the said Wm T. Allan decd, - Recorded 5th May 1845
 Philip Martin D.C.C.O

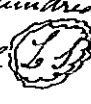
In the name of God Amen I Miriam Powell of the County of Habersham
 and State of Georgia, considering the uncertainty of life, and the certainty
 of death, and being of sound and disposing mind and memory, make and
 ordain this my last will and testament. I resign my soul into the hands
 of Almighty God, hoping in a redemption of my sins by the merits and
 mediation of Jesus Christ, and by body to the earth to be buried at the
 discretion of my executors herein after named - My Worldly Estate
 I wish disposed of as follows - First my will and desire is that
 my executors herein after named, sell and dispose of all my estate
 real and personal, to the best possible advantage (except my negro
 Girl Peggy (which is hereof disposed of) and that they collect as
 soon as possible after my decease all debts and demands due me
 and also that they pay all just and legal claims that may be against
 me - Item second I will, devise and bequeath the following
 Specific Legacies be first paid out of the proceeds of the sale of the
 aforementioned property to wit, one hundred dollars in

one hundred dollars to my son William R. Powell
 Gold coin to my son John M. Powell, one hundred dollars to Thomas
 R. Walker in trust for my daughter Mary R. Walker and for the
 sole and separate use of the said Mary R. and her children, one hundred
 dollars to Frederick Brown in trust for my daughter Elvira Brown
 and for the sole and separate use of the said Elvira and her children
 in life or that may hereafter be, one hundred dollars to Thomas Fayette
 in trust for my daughter Amanda Fayette and for the sole and
 separate use of the said Amanda and her ^{children} one hundred dollars
 to Thomas B. Cooper in trust for my daughter Nancy Cooper, and
 for the sole and separate use of the said Nancy, and one hundred
 dollars to Thomas Goodrum in trust for my daughter Caroline
 Goodrum, and for the sole and separate use of the said Caroline and her
 children now in life or may be born hereafter of her. Item third
 I will devise and bequeath to William Goodrum in trust for my
 daughter Dorothy Goodrum, and for the sole and separate use
 and behoof of the said Dorothy and her children, that now are
 or may hereafter be in being, my negro girl slave, named Peggy
 aged about ^{and} fifteen years with her increase. Item fourth I will
 devise, bequeath after the payment of the monies aforesaid to the legates
 aforesaid, in manner and form as aforesaid, and also the specific legacy
 last mentioned, that the balance of the proceeds of the sale of property
 real and personal, be equally divided, share and share alike
 between my son William R. Powell and Thomas R. Walker in
 trust for my daughter Mary R. Walker, and for the sole and
 separate use of the said Mary R. and her children, and Francis
 Logan in trust for my daughter Hulda Logan and for the sole
 and separate use of the said Hulda and her children, that are or
 may be in being, and Thomas B. Cooper in trust for my daughter
 Milly Hogue, and for the sole and separate use of the said Milly
 and her children, and Frederick Brown in trust for my
 daughter Elvira Brown, and for the sole and separate use of the
 said Elvira and her children, and Thomas Fayette in trust for my
 daughter Amanda Fayette and for the sole and separate use
 of the said Amanda and her child or children, and Lewis Coffey
 in trust for my daughter Harriett B. Coffey, and for the sole and
 separate use of the said Harriett B. and her children, and Thomas B.
 Cooper in trust for my daughter Nancy Cooper and for the separate

one hundred dollars to my son William R. Powell
 Gold coin to my son John M. Powell, one hundred dollars to Thomas
 R. Walker in trust for my daughter Mary R. Walker and for the
 sole and separate use of the said Mary R. and her children, one hundred
 dollars to Frederick Brown in trust for my daughter Elvira Brown
 and for the sole and separate use of the said Elvira and her children
 in life or that may hereafter be, one hundred dollars to Thomas Fayette
 in trust for my daughter Amanda Fayette and for the sole and
 separate use of the said Amanda and her ^{children} one hundred dollars
 to Thomas Boofer in trust for my daughter Nancy Boofer, and
 for the sole and separate use of the said Nancy, and one hundred
 dollars to Thomas Goodrum in trust for my daughter Caroline
 Goodrum, and for the sole and separate use of the said Caroline and her
 children now in life or may be born hereafter of her. Item third
 I will devise and bequeath to William Goodrum in trust for my
 daughter Dorothy Goodrum, and for the sole and separate use
 and behoof of the said Dorothy and her children, that now are
 or may hereafter be in being, my negro Girl Slave, named Peggy
 aged about ^{and} fifteen years with her increase. Item fourth I will
 devise, bequeath after the payment of the monies aforesaid to the legates
 aforesaid, in manner and form as aforesaid, and also the specific legacy
 last mentioned, that the balance of the proceeds of the sale of property
 real and personal, be equally divided, share and share alike
 between my son William R. Powell and Thomas R. Walker in
 trust for my daughter Mary R. Walker, and for the sole and
 separate use of the said Mary R. and her children, and Francis
 Logan in trust for my daughter Hulda Logan and for the sole
 and separate use of the said Hulda and her children, that are or
 may be in being, and Thomas Boofer in trust for my daughter
 Milly Hogue, and for the sole and separate use of the said Milly
 and her children, and Frederick Brown in trust for my
 daughter Elvira Brown, and for the sole and separate use of the
 said Elvira and her children, and Thomas Fayette in trust for my
 daughter Amanda Fayette and for the sole and separate use
 of the said Amanda and her child or children, and Lewis Coffey
 in trust for my daughter Harriett C. Coffey, and for the sole and
 separate use of the said Harriett C. and her children, and Thomas R.
 Boofer in trust for my daughter Nancy Boofer and for the separate

and sole use of the said Nancy, and Thomas Goodrum in trust for my daughter Caroline Goodrum and for the sole and separate use of the said Caroline and her children that are or may be in being.

Item Fifth I will and Ordain William Goodrum and Thomas Hayette Executors of this my last will and testament, and require of them to have it executed that the plain design and intent of the Testatrix may be effected, and in case it may be necessary, require bond and security of the Trustee named, to carry out the trust reposed in them, and in case of refusal to give bond & security then to vest the legal estate in some other Trustee or Trustees, that the use or uses of it may be truly and properly applied to the purpose or purposes hereinbefore named -

Signed sealed published and } In witness whereof I have hereunto
declared by the said Testatrix to be } set my hand and seal this 29th day
her last will and testament, in } of January one thousand eight hundred
presence of us, who at her request and forty five = Miriam Powell 
in her presence, and in the presence
of each other have subscribed

our names as witnesses therunto
this 29th day of January in the year of our
Lord Eighteen hundred and forty five

Albert G. Pitzer

Jos. S. Lobbins

Chas. S. Barclay, J. J. C.

Whereas I Miriam Powell of the County of Habersham and State of Georgia have made my last will and testament in writing, bearing date the 29th day of January Eighteen hundred and Forty five and have thereby appointed William Goodrum and Thomas Hayette executors of the same. Now I do by this writing, which I hereby declare to be a Codicil to my said will, to be taken as a part thereof desire that my said Executors take no commissions for collecting and paying over the money on my cash notes. And whereas in my said last will I bequeath to my son William R. Powell, one hundred dollars as a Special legacy - now my will and desire is that the said Special legacy be rescinded and that the said William R. Powell only receive as a general distributee under my said will, and lastly my desire is that this my present Codicil be annexed to & made a part of my last will and testament, to all intents and

purpose = In witness whereof I have hereunto set my hand
and seal 4th day of March Eighteen hundred and forty five
Signed sealed published and Meriam Powell
declared by the above Meriam Powell
as a codicil to be annexed to her last
will and testament in presence of

J. W. Sitton
John Sprague
E. S. Barclay

Georgia — Court of Ordinary May Term 1845
Habersham County } Personally came in open Court. Albert
G. Pitner & Oliver S. Barclay, witnesses signed to the within will
and being duly sworn saith that they saw Meriam Powell sign
seal publish and declare the ^{within} writing to be and contain her last
will and testament and that they approved the same in the presence
of the said Meriam Powell as witnesses and that they considered
her the said Meriam Powell to be at that time of sound disposing
mind and memory, and that she executed the same freely
without compulsion so far as they know or believe
Sworn to and subscribed in open } A. G. Pitner
Court this 5th day of May 1845 } E. S. Barclay
Philip Martin D.C.C.

Georgia — Court of Ordinary May Term 1845
Habersham County } Personally came in open Court. J. W.
Sitton, John Sprague & Oliver S. Barclay, witnesses signed
to the within Codicil of the last will and testament of Meriam
Powell deceased, and being duly sworn saith that they saw
Meriam Powell sign publish and declare the within writing
to be and contain her codicil to her last will and testament, and
that they approved the same in the presence of the said Meriam
Powell as witnesses, and that they considered her to be at that
time of sound disposing mind and memory and that she executed
the same freely without compulsion so far as they know
or believe
Sworn to & subscribed in open } J. W. Sitton
Court this 5th May 1845 } John Sprague
Philip Martin D.C.C. } E. S. Barclay