

The Court met according to law on Monday
May 1st 1848. Present James Briggs, James
Brooker and Thomas McEwa Justices of
the Court

Habersham Inferior Court Sitting as a Court of Ordinary
May Term 1848

It appearing to the Court that Stephen Cantrell
administrator of the Estate of Moses Cantrell deceased, has
heretofore given (in a public gazette, the legal notice of his
intention to apply to this Court for leave to sell the real
estate belonging to said deceased, and it further appearing to the
Court that such sale will be for the benefit of the heirs
and creditors of said deceased, and no objections being made
It is therefore Ordered by the Court that Stephen Cantrell
Administrator as aforesaid, have leave and do proceed to sell
all the real estate of lands and tenements, belonging to the
Estate of said deceased in Terms of the law in such cases
made and provided

State of Georgia }
Habersham County } In the name of God Amen I

Robert Hackett of said State and County
being of advanced age, knowing the uncertainty of life, and now
being of sound ~~mind~~ disposing memory and deeming it right
and proper both as respects myself and family, that I should
make a disposition of the property, with which a kind Providence
has blessed me, do therefore, make declare and publish the
following as my last will and testament

Item first. I give devise and bequeath to my beloved
Wife Dorsilla Hackett, during her Widowhood the following
property, but should she marry again the said property is
to revert to my estate, and my Executors hereinafter named
are hereby directed to sell the same and distribute the proceeds
among my several Children, but should the above contingency

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not happen then my wife may dispose of and distribute said property among her children as she may think most advisable. viz my plantation near the village of Clarksville containing five hundred and fifty acres. composed of lot number twenty six, twenty seven and a part of Lot number twenty two all in the twelfth district of said County. together with all the Stock. Consisting of Horses. Cattle. Sheep. hogs &c. Crops. Stores. Supplies and plantation tools on said place. also my house and lot in the village of Clarksville. composed of Lot number fourteen and South East half of lot number Eighteen. according to the plan of said village. together with all my household and kitchen furniture. also my Carriage and horses. also the following negroes. Lawyer and his wife Polly. and their four children. Tom and his wife Sarah. yellow Frank, Sam, Will. Emanuel, Jack. Milley and Nancy. Also the use of Mary. a house servant during her Widowhood or lifetime the said Woman Mary and her increase. at the death of my wife or her marriage if such thing should happen to go to the use of my daughter Susan in manner herein after provided for.

Item Second I give and bequeath to my wife Drusilla Hackett in trust for my beloved daughter Susan. and for the sole use of her my said daughter Susan. and her children if she should have issue the following negroes to wit. Mary & her five children with the exception of the services of Mary in favour of my wife as aforesaid.

Item Third I give and bequeath to William Sloan in trust for my beloved daughter Sarah. for the sole use of herself and her children. if she should have issue the following negroes to wit. Sela and her children. Caroline, Andrew, Perry, Henry, Milley and Ellen.

Item Fourth. I give devise and bequeath to my beloved son John T. Hackett the following negroes to wit. Adam, Jim, Squire and Lewis. Also one thousand dollars to be paid out of the unappropriated proceeds of my estate

Item Fifth I give and devise to my beloved son William T. Hackett one negro boy by the name of Isaac

Item Sixth. I give and devise to my beloved daughter Josephine one negro boy by the name of Nathan

Item Seventh. I give and devise to my beloved daughter Maria one negro girl by the name of Teena

Item Eighth. Should my son John, or my daughters Susan and Sarah or either of them depart this life without having married, or without issue, it is my wish that the property hereinbefore bequeathed to them shall revert to my estate & my Executrix and Executors herein after named, are directed to divide or distribute the said property Equally among all my children excepting my daughters Eliza, Ellen and Maria

Item Ninth Should my son Robert Hackett return to this Country. I give and devise to him a negro man by the name of Ned, provided my beloved wife Dousilla should not think best to keep the said man Ned herself. If she should I desire that she keep the said man Ned & pay my son Robert the value of the said boy in money

Item Tenth My Executrix and Executors are hereby directed to sell the residue of my property of every description, to collect all bonds, notes and accounts and to close my Estate as soon as shall seem to them expedient, and to

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divide the proceeds among all my children in Equal Shares

Item Eleventh I constitute and appoint my beloved
Wife Dussilla Hackett Executor and my friends
William Sloan and Julius M. Patton Executors to the
my last will and testament. this 26th day of
February 1848

Robert Hackett. (L.B.)

Signed Sealed, declared and published by Robert
Hackett as his last will and testament in the
presence of us the subscribers who subscribed our
names hereto in the presence of said testator
and of each other this 26th day of February 1848
John S Dobbin

Alexander Erwin

Jos R. Stanford

Georgia
Habersham County } Court of Ordinary May Term 1848

John S Dobbin In open Court personally came John
S. Dobbin, Alexander Erwin & each being duly sworn saith
that they each saw Robert Hackett Sign Seal
publish and declare this writing to be and contain
his last will & testament and that they each affigned
the same as witnesses to the same in the presence of the
testator. and that the said Robert Hackett. was
at that time as they considered him of sound disposing
mind & memory. & that he executed the same freely
without compulsion. So far as they know or
believe & that they each saw Jos R. Stanford
Sign the same as a witness with themselves
Sworn to

& Subscribed in open Court this
1st May 1848 John S. Dobbin
Philip Martin & Co Alexander Erwin

Georgia
Habersham County } I Dorsilla Hackett do solemnly
~~swear~~ swear that this writing contains the true last
will of the writing named Robert Hackett deceased
so far as I know or believe and that I will well 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 chattels, lands & tenements will thereto extend
and the law charge me, and that I will make a
true & perfect inventory of all such goods & chattels
and Estate so help me God
Sworn to & subscribed in open
Court this 1st May 1848 Dorsilla Hackett
Philip Martin & Co

Georgia
Habersham County } Court of Ordinary May Term 1848
The above and annexed
last will and testament of Robert
Hackett, ^{deceased} having been ~~debated~~ proven at this regular
term of the Court, in open Court upon the oaths of
John S. Dobbin and Alexander Erwin witnesses and
Dorsilla Hackett, Executrix of said Will - Ordered by
the Court that the same be admitted to record
And it is further ordered that the Clerk of this Court
do issue forthwith, letters Testamentary alone to
the said Dorsilla Hackett executrix, as aforesaid as neither
of the other two Executors named in said will having been
qualified to the same as such
And it also further ordered by the Court

that ~~James~~ Van Buren, George D. Phillips, Philip Martin
John Starrith and Leonard Towns be and they are hereby
^{appointed}
Appraisers on the Estate of said Robert Hackell deceased

Recorded ~~4th~~ according to the above Order
the 1st day of May 1848

Philip Martin C.C.O

Return & account current of Isaac Holcombe
Executor of Sherwood Holcombe deceased. Examined
and ordered to be Recorded

The Return and account current of Francis
Echols Adm^r of Label Echols deceased Examined
and ordered to be Recorded

The Court then adjourned
until Court in course