

Georgia Hancock County.

Inferior Court sitting for Ordinary purposes 4th July 1825.
Present their Honors

Hartwell Gary } Justices
Wm. A. Cobb }
John G. Gilbert }

60.00
50.00
40.00
12.00
40.00
12.00
12.50
\$226.50

the estate of

65.00
50.00
\$115.00

Roberts a Justice
swoorn
fast and true
liber before
Hathorn

The last will and testament of John Henderson late of said County deceased being produced by Joseph Roberts one of the subscribing witnesses with whom the said will has been deposited, and offered for registry. The said Joseph Roberts and Birch Roberts another of the subscribing witnesses, were sworn - and the execution of said will having been fully & duly proved by them - and that the said will so offered was & is the last will and testament of the said John Henderson, executed by him within his knowledge.

David Pargyman in right of his wife Nancy Pargyman one of the heirs & legal representatives of John Henderson late of said County dec'd. and Sally Henderson his widow come into Court by Sophon Staphs their Attorney and caveat the probate of a paper purporting to be the last and testament of the said John Henderson, upon the following grounds viz

First. That the said John Henderson at the time making said will was not of sound mind.

Second. That the will is indefinite from the circumstances that all the bequests & legacies contained in said will or at least the one to Sally Henderson & the one to Martha Henderson refer to deeds of gift alleged to have been made by the said John Henderson & which ought to be produced in Court before probate of the will.

Third. That after the making & executing of the will now before the Court, the said John Henderson did make another will which has not yet been found, & which as a matter of course revoked the will now tendered for probate.

Fourthly. Said testator in his lifetime and when he made & executed said pretended will owned and possessed large real estate to the value of six or seven thousand dollars all which before his death and before said will or devise took effect he sold and disposed of to one John Hudsell contrary to the direct provisions of said will or devise all which is an implied revocation thereof.

For these & divers other causes the said David Pargyman

& Sally Henderson caveats & objects to the probate of said will.
Joseph Staples

Caveator; Attorney.

Whereupon the further consideration of said caveat was by consent of the parties, deferred until the third Saturday to. Ins.?

Saturday 16th July 1825. The Court met pursuant to Adjournment.
 Present their Honors.

Hartwell Gargy
John Turner
William A. Cobb
John G. Gilbride } Justices

David Perryman in right of his wife
 & Sally Henderson, widow, Caveators

vs

Caveat

The Executor & Legatee of
 Doct John Henderson dec^d.

Ordered by consent of the parties that the caveat in this case and the matter ^{therein} be deferred to the first Monday in August next.

Georgia, Hancock County.

Inferior Court sitting for Ordinary purposes, 5th Sept 1825.
 Present their Honors.

Hartwell Gargy
John Turner
Ephraim Holsey } Justices.

In the Matter of the Caveat of the Will of Doct. John Henderson dec^d. Ordered on the personal application of Mrs Sally Henderson that her name be struck out of the caveat in this case now depending before the Court.

The last will and testament of Doct. John Henderson late of said County dec^d. being again produced in Court & offered for Probate. and Joseph Roberts one of the subscribing witnesses being sworn - and showing the due & lawful execution of said will - and the sanity of the testator to the satisfaction of the Court David Perryman, comes in

and objects to the probate and recording of said will on the following ground: to wit,
 First, That the said John Henderson at the time of making

said will was not of same mind.

Second. That the will is indefinite from the circumstance that all the bequests & legacies contained in said will or at least the one to Sally Henderson & the one to Martha Henderson refer to a gift alleged to have been made by the said John Henderson, & which ought to be produced in Court before probate of the will -

Third. That after the making & executing of the will now before the Court, the said John Henderson did make another will (which has not yet been found) & which as a matter of course revoked the will now tendered for Probate -

Fourthly. Said testator in his lifetime and when he made and executed said pretended will owned and possessed large real estate to the value of six or seven thousand dollars - all which before his death and before said will or devise took effect he sold and disposed to one John Russell contrary to the direct provisions of said will or devise - all which is an implied revocation thereof.

Whereupon on hearing the proofs and allegations of the parties - It is considered by the Court that the first and third grounds of said Caveat are unsupported by evidence - And that the said second and fourth grounds of said Caveat are overruled - And it is ordered that said last will and testament be recorded and filed in the office of this Court -

And the said David Perryman being dissatisfied with the decision of the Court, came forward, paid all costs and prayed an appeal which is granted - And John A. Farnwell & Henry Jones appeared in open Court and acknowledged themselves with being bound for all future costs that may accrue in said case -

Georgia Hancock County.
 Superior Court sitting for Ordinary purposes, Feb. 1825.
 Present their Honors
 Nathaniel Gary }
 John G. Gilbert }
 John Turner }

The Clerk of the Superior Court having returned the record and proceedings on appeal in the matter of the Caveat of the will of said John Henderson due together with the decision made by said Superior Court, whereby it appears that the judgment

of this Court has been affirmed.

Therefore Ordered that said paper be filed - and said judgment be enforced

Bennet Hillman nominated executor of the last will and testament of Doct John Henderson dec; having renounced the executorship of said will by his instrument in writing - Ordered that said writing be filed - And Archibald R. S. Hunter having applied for letters of administration on said estate, with the last will of said dec annexed - Ordered that a citation do issue in that behalf, -

Monday Jth December 1825. The Court met pursuant to Adjournment

Present their Honors, Hartwell Gary }
John Turner } Justices
John G. Gilchrist }

Ordered that the letters issued by the clerk of this Court to Arch^r R. S. Hunter to collect and take care of the estate of Doct John Henderson dec be confirmed - and the same be continued until the next term of this Court, or until the further order of this Court -

Georgia Hancock County

Inferior Court sitting for Ordinary purposes, 2^d January 1826

Present their Honors, John Turner }
Wm A. Cobb } Justices
Gideon Holsey }
John G. Gilchrist }

It appearing to the Court that a citation has been duly published - Ordered that letters of administration on the estate of John Henderson dec be granted to Archibald R. S. Hunter (with the last will and testament of the said John Henderson annexed) on his giving bond and security in the sum of Twenty five thousand dollars - whereupon the said Archibald R. S. Hunter executed the bond directed by the Court with

Thomas Hudson & Nicholas Childers his securities approved by the Court & was duly qualified & in? letters in the premises - And it is further ordered that Thomas Crowder, John Riddell, Wm. Lancaster, Abram Rawls and Thomas Hudson or any three of them be and they are hereby appointed to appraise on oath the personal estate of said dec?.

Georgia, Hancock County.

In the name of God. I John Henderson of the said County State being in mind and memory sound and desirous to settle my worldly affairs in my life time dum this my last will & testament; distributing as followeth -

Item 1st. I confirm unto my wife Sally Henderson the negroes Amy and her four ^{last} children according to the intent of an instrument of writing given by me and now in the possession of Sampson Duggar -

Item 2nd. I confirm unto my daughter Elizabeth Fretwell three Negroes now in the possession of Collin Fretwell, to wit, Mina and her child and Lena a girl them and their increase -

Item 3rd. I confirm unto John H. Fretwell one Negro boy by the name of Abner given by me and now in the possession of Collin Fretwell

Item 4th. I give unto my daughter Nancy Periman five dollars to be paid by my executor. I give unto Nancy Periman's first child one negro girl by the name of Biddy now in the possession of a Nancy Periman -

Item 5th. I confirm unto my daughter Martha Henderson the land and Negroes given her by me in a deed of gift bearing date the 29th of July 1823. and vest in her the right of said Negroes & Land.

Item 6th. I will that Hutching & Nathan with all my stock of every kind, house-hold and kitchen furniture and whatever is not named in this will, be sold and the money arising from said sale be for the discharge of all my just debts and give unto John Childers one hundred dollars and one hundred to Joseph Roberts and fifty to the Baptist church at Savannah to my wife my debt to the bank -

I Item 7th I constitute and appoint my trusty friend Bennett Hillsman my executor to execute and carry into effect this my last will and testament. In Witness my hand and seal this 8th day of January 1824.

John Henderson (Seal)

J. Roberts

C. M. Roberts

B. Roberts.

(Registered 3rd Feb 1826
James H. Jones cco)

Schedule of the property of the estate of John Henderson dec. as shown & pointed out by the legatus, adm. & appraised 3rd Jan'y 1826.

1 folding Table & 2 Round	\$20.	1 Desk	\$15	35.00				
1 Chest of Drawers	\$10.	1 Cupboard	\$6	3 Chairs 1.50.	17.50			
3 Beds, Pillows & Bolsters	\$31.	4 Stools	\$6.	37.00				
2 Quilts	\$4.	1 Bedstead & Cord	150.	1 do do 1 Head	\$2	7.50		
1 Bedstead & Cord	4.00.	1 Sugar Box	100	5.00				
5 Sauces & 5 Plates	50.	3 Knives & 5 Forks	50	1.00				
1 plain flat Irons	75.	1 fine Tender	\$3	3.75				
1 Table cloth	75.	1 Towel	12 $\frac{1}{2}$.	1 ft. Fine Irons	2.00	2.87 $\frac{1}{2}$		
2 Bowls	12 $\frac{1}{2}$.	1 Wine glass	25.	1 Butter Boat	00	37 $\frac{1}{2}$		
1 large Looking glass	2.00.	1 Candlestick	100	3.00				
1 pair Snuffers	12 $\frac{1}{2}$.	1 small Trunk	12 $\frac{1}{2}$	25.				
1 Dropping glass	1.50.	1 Decanter	100	2.50				
1 - 3 gal Jug				1.12 $\frac{1}{2}$				
3 Vol. 1 book by N. Titumink.	5. do do	Old 50	25.00					
1 old Bible	00.	1 Gills Exposition	100	1.00				
1 Walker Dictionary	25.	3 Vol. Marshall Washington	3.00	3.25				
1 History of the Baptists	50.	1 Old Trunk & Books	50.	1.00				
1 Chest	25.	3 Spinning Wheels	2.00.	1 Mans Saddle	3.00	5.25		
1 Stave	25.	1 Coffee Pot	00	1 Pot Black	100	1.25		
1 Old Counter	75.	1 Lot of Wares	50.	1 oven	50.	1 Pot	1.75	
1 Pan	100.	1 Lard iron	50.	1 Lard Stone	3.00	4.50		
1 Pail	1	1 Dittie	1	1 Churn	1.50.	1 Bucket	67 $\frac{1}{4}$	1.56 $\frac{1}{4}$
2 ft. Hooks				25				
2 wooden Ploughs, 1 barrow, 2 Shovel Ploughs				2.50				
2 cutting Hoes, 2 Swingates & Irons				50				
and forwards.				164.687 $\frac{1}{2}$				

Hillman
and testa.
January
(Seal)

371.

Am. br. forward 164 68 3/4
 1 ox cart \$15. 1 Stud Horse Whip \$150. 1 Colt \$10 175.00
 1 Colt \$10. 1 Horse \$50. 3 Raw Hides 1.50 61.50
 1 Grabbing Hoe Lot of Irons 50. 1 yoke of Oxen \$40 - 40.00
 1 Cow & calf \$10. 1500 \$10. 1 do do \$10 1 do do \$10 - 10.00
 4 Little Steers \$20. 3 yearlings \$6. 1 Bull \$10 36.00
 6 Barren Cows \$48. 2 Shoats 100 49.00
\$566 68 3/4

Dec. as
 2 Jan'y 1826
 35.00
 17.50
 37.00
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 5.00
 1.00
 3.75
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 37 1/2
 3.00
 25
 2.50
 1.12 1/2
 25.00
 1.00
 3.25
 1.00
 5.25
 1.25
 1 7/5
 1.50
 1.56 1/2
 25
 2.50
 50
 164.68 3/4

1 ft. Hames 1 old axe
 Sud Cotton at 3. dolls p hundred
 1 cutting Knife & Irons of B. Shear Plough 3.00
 1 Rain Studyard 3.00 3.00
 1 Bar Shear Plough, Hoe &c 1.25 1 Scythe & Cradle 3.00 4.25
 1 Negro Man Hutchins \$600. Boy Levi \$325 925.00
 Boy Tom \$450. Boy Diaper \$350. Boy Mingate \$350 1150.00
 Woman Judy \$400. Girl Setha \$400. Girl Abigail \$325 1125.00
 Boy Joe \$300. Susan \$200. Woman Amy & child \$500 1000.00
 Girl Adeline \$350. do Hannah \$350 do Eliza \$225 925.00
 Boy Jim 150.00
2385.25

We do certify upon oath that as far as was presented to us by the Adm^r. the above & foregoing contains a true appraisement of the goods & chattels & credits of the estate of John Henderson dec^d. to the best of our judgment & understanding

John Rudisill
 A. Rawls
 William Lancaster

I do hereby certify that the above appraisers were sworn to perform their duty as appraisers according to Law
 J. Crowder J.P.

Received this fourth day of January 1826. of Arch^d R. S. Hunter Admin^r of the estate of John Henderson dec^d. with the aid and assistance of the family of negroes claimed to the widow of the dec^d. by him her husband by the following names, viz, Mary (Child deceased soon after the will was made) Adeline, Hannah, Eliza

Item 7th I constitute and appoint my trusty friend Daniel Hillman
my executor to execute and carry into effect this my last will and testa-
ment. In Witness my hand and seal this 8th day of January
1824.

John Henderson (Seal)

J. Roberts

C. M. Roberts

B. Roberts.

(Registered 3rd Feb. 1826
James H. Sours & Co)

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3 Beds, Pillows & Bolsters	\$31.	4 Sheets	\$6.	37.00			
2 Quilts	\$4.	1 Bedstead	Hard 150.	1 do do	1 Hard	2	7.50
1 Bedstead	Hard 4.00	1 Sugar Box	100	5.00			
5 Saucers & 5 Plates	50.	3 Knives & 5 Forks	50	1.00			
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1 Table cloth	75.	1 Towel	12 $\frac{1}{2}$.	1 pr. Fine Irons	2.00	2.87 $\frac{1}{2}$	
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1 pair Snuffers	12 $\frac{1}{2}$.	1 small Trunk	12 $\frac{1}{2}$	25.			
1 Dressing Glass	1.50	1 Decanter	100	2.50			
1 - 3 gal. Jug				1.12 $\frac{1}{2}$			
3 Vol. Book Gill A. Testament.	5. do do	Old 50	25.00				
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2 pr. Pot Hooks				25			
2 shovels				2.50			
2 ceiling Hov, 2 Swingframes & Irons				50			
and forwards				164.65 $\frac{1}{2}$			

Hillman
testa-
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deed

371.

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Boy Joe \$300. Susan \$200. Woman Amy & Child \$500	1000.00
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Boy Jim	150.00
	<u>2385.25</u>

We do certify upon oath that as far as was presented to us by the Abmts the above & foregoing contains a true appraisement of the goods & chattels & credits of the estate of John Henderson dec. to the best of our judgment & understanding

John Radesill

A. Rarols

William Lancaster

I do hereby certify that the above appraisers were sworn to perform their duty as appraisers according to Law

T. Crowder J.P.

Revised the fourth day of January 1826. of Arch R. S. Hunter Admin-
istrator of the estate of John Henderson dec. with the aid and
the family of negroes, united to the executor of the dec. by him
his husband by the following names, viz, James (Child
after the will was made) Adeline, Hannah, Eliza.