

Georgia Hancock County

Inferior Court sitting for Ordinary Purposes, Monday
2nd day of July 1832. Present their Honors.

John G. Gilbert }
Eldon Holsey } Justices
James B. Ransom }
Barnaby Shivers }

The last will and testament of Jeremiah Warren dec^d. being produced in Court by the nominated executors thereof:— Joseph Johnson for himself wife appeared in Court and filed his caveat against the proving and recording of said Will

Joseph Johnson wife

vs

John Graybill P
Jesse G. Butts

Caveat to proving the will of Jeremiah
Warren dec^d.

Joseph Johnson the husband of Susan Johnson, formerly Susan Warren comes forward and cautions the establishment of the will of Jeremiah Warren dec^d upon the following grounds—

- First. The said Jeremiah was incompetent to make a Will on the day the said will purports to have been made, and was totally incompetent at the execution of the same, on account of mental derangement.
- Second. Said Will has been revoked by a ^{will} subsequently made.
- Third. Said Will has been revoked by subsequent alterations.
- Fourth. Said Will is void on account of interlineations.
- Fifth. Said Will is void on account of undue influence used by other persons, and not made in accordance with the intention of testator at the time.
- Sixth. Said Will is void because it was not known at the time of the signature of the said Will by said testator what were its contents, and because said bequests in said pretended Will is totally unlawful and no bequests at all. Thomas Lyndon Atty for ca

And the due execution of said Will and of the Codicil thereto

being fully proven by the oaths of the three subscribing witnesses to said Will - and the Court being satisfied of the competency and sanity of said testator at the time of executing said Will and Codicil by the evidence of Jesse Simmons and William Smith two of said witnesses sworn in Court; the Court of the said Joseph Johnson is overruled - and it is further ordered and considered by the Court that said Will and Codicil is legally proven - and that the same be admitted to record.

In the name of God Amen I Jeremiah Warren of the County of Hancock and State of Georgia weak of body but of sound mind and memory calling to mind that all men have to die I do make and publish this my last will and testament

Item 1st I leave Sarah Hinton during her lifetime a negro woman named Hannah and her increase and at the death of the said Sarah the negroes to be divided between her three sons also I give unto the ^{same} Sarah twenty five dollars which is in full of her part of my estate.

Item 2nd I leave Mary Warren my sister all my lands whereon my Mother now lives and the negroes that are living with my Mother during her lifetime and at her death the negroes Buck, Judy and her children Lands sold and divided between Robert Warrens children except Opps Warren and James Warren they have no part in the division.

Item 3rd I leave Robert Warren the plantation I bought of Joseph Johnson also the negroes Clara and her children Sophia and Mina and Stephens her husband and my fine Horse one bed and furniture for him to use during his life but not to be subject to be sold for any debt of his contracting nor is he hereby empowered to hire or rent any part of said property after his death the same property Land and negroes to belong to his (Robert Warrens) daughter Sarah and the heirs of her body.

Item 4th I give my brother William Warren plantation whereon I now live and all the money ^{that} he now owes me and a negro man named Pompe and a negro girl named Vilar that now is with my Mother.

Item 5th I give Elizabeth Smith twenty five dollars and the money due

me by William Smith

Item 6th I give to Martha W and to William Warren boy named Robbin.

Item 7th I give to Jesse Warren boy named Matt which until he arrives of full

Item 8th I give to Susan Johnson now due me by Joseph

Item 9th Give to my Stephen Dennis to go into his

Item 10th I give to Jesse G. Coleman Mary and to one Choice Horse for two and all my home Spinning Wheels two in money if the money notes the above also which land is not to stay or either of them or subject to pay any to be loaned out at and if they can at Country it is my

All the residue of my estate by Executors for five years to humanity in any person who will them freed by the Law to be equally divided their heirs except Opps both Smiths and Susan to have any part in

And I do hereby Graybill Executor executing all other day of Decem

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me by William Smith her husband for rent.
Item 6th I give to Martha Warren one Negro boy named William
and to William Warren son of James Warren die one negro
boy named Robbin.

Item 7th I give to Jesse Warren son of Jesse Warren die one negro
boy named Matt which negro is not to go into his possession
untill he arrives of full age twenty one

Item 8th I give to Susan Johnson twenty five dollars and the money
now due me by Joseph Johnson her husband.

Item 9th Give to my Nephew Jesse W. Norton one negro boy named
Dennis to go into his possession at my death.

Item 10th I give to Jesse G. Bulls and John Graybill jointly negroes
Colonaw Mary and her three children and Pat and John
one Choice Horse four Cows and Calves two beds and furna-
ture and all my house hold furniture except my clock two
Spinning Wheels two pare of Cards and four thousand dolla-
in money if the money is in hand if not the amount in
notes the above also the Tract of land I purchased of Parker
which land is not to be subject to be sold for the debts of
they is either of them nor shall the negroes be sold by them
or subject to pay any debt of there contracting the money
to be loaned out at Interest for the support of the negroes
and if they can at any time be freed by the laws of the
Country it is my Will it shall be done

All the residue of my property I will to be managed
by Executors for five years in a profitable manner having
regard to humanity in there treatment not hiring them to
any person who will abuse them if they cannot have
them freed by the Laws of our Country in that time are
to be equally divided between my Brothers and sisters or
their heirs except Opps Warren and James Warren and Olga
beth Smith and Susan Johnson as I do not wish them
to have any part in said division.

And I do hereby constitute Jesse G. Bulls and John
Graybill Executors to this my last Will and Testament
revoking all other Wills by me heretofore made this
day of December 1831.

In witness whereof I have signed

being fully proven by the oaths of the three subscribing witnesses to said Will - and the Court being satisfied of the competency and sanity of said testator at the time of executing said Will and Codicil by the evidence of Jesse Simmons and Wilkins Smith two of said witnesses sworn in Court; the Court of the said Joseph Johnson is overruled - and it is further ordered and considered by the Court that said Will and Codicil is legally proven and that the same be admitted to record.

In the name of God Amen I Jeremiah Warren of the County of Hancock and State of Georgia weak of body but of sound mind and memory calling to mind that all men have to die I do make and publish this my last will and testament

Item 1st I leave Sarah Hinton during her lifetime a negro woman named Hannah and her increase and at the death of the said Sarah the negroes to be divided between her three sons also I give unto the said Sarah twenty five dollars which is in full of her part of my estate.

Item 2nd I leave Mary Warren my sister all my lands whereon my Mother now lives and the negroes that are living with my Mother during her lifetime and at her death the negroes Buck, Judy and her children Lands sold and divided between Robert Warrens children except Epps Warren and James Warren they have no part in the division.

Item 3rd I leave Robert Warren the plantation I bought of Joseph Johnson also the negroes Clara and her children Sophia and Mina and Stephen her husband and my fine Horse one bed and furniture for him to use during his life but not to be subject to be sold for any debt of his contracting nor is he hereby empowered to hire or rent any part of said property after his death the same property Land and negroes to belong to his (Robert Warrens) daughter Sarah and the heirs of her body

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Item 9th Give to my son
Dennis to go into

Item 10th I give to Jesse
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one Choice Horse

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Spinning Wheels

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me by William Smith her husband for rent.

Item 6th I give to Martha Warren one Negro boy named William and to William Warren son of James Warren one Negro boy named Robbin.

Item 7th I give to Jesse Warren son of Jesse Warren one Negro boy named Matt which Negro is not to go into his possession untill he arrives of full age twenty one

Item 8th I give to Susan Johnson twenty five dollars and the money now due me by Joseph Johnson her husband.

Item 9th Give to my Nephew Jesse W. Harton one Negro boy named Dennis to go into his possession at my death.

Item 10th I give to Jesse G. Bulles and John Graybill jointly Negroes Coleman Mary and her three Children and Pat and John one Choice Horse four Cows and Calves two beds and furniture and all my household furniture except my Clock two Spinning Wheels two pair of Cards and four thousand dollars in money if the money is in hand if not the amount in notes the above also the Tract of land I purchased of Parker which land is not to be subject to be sold for the debts of they or either of them nor shall the Negroes be sold by them or subject to pay any debt of there contracting the money to be loaned out at Interest for the support of the Negroes and if they can at any time be freed by the laws of the Country it is my Will it shall be done

All the residue of my property I will to be managed by Executors for five years in a profitable manner having regard to humanity in there treatment not hiring them to any person who will abuse them if they cannot have them freed by the Laws of our Country in that time are to be equally divided between my Brothers and Sisters or their heirs except Ezra Warren and James Warren and Elizabeth Smith and Susan Johnson as I do not wish them to have any part in said division.

And I do hereby constitute Jesse G. Bulles and John Graybill Executors to this my last Will and Testament revoking all other Wills by me heretofore made this day of December 1831.

set my hand and seal.
Signed and published in
the presence of
Jesse Simmons
William Smith
Asa J. Bishop

Jeremiah Warren 

And lastly it is express will and desire and I do hereby order and appoint that if any dispute difference question or controversy be moved or arise concerning any gift or bequest or thing in this my last will given and bequeathed expressed or contained that no suit in law or equity or otherwise shall be brought for and concerning the said but that it be referred to my friends Joel Crofford and James Thomas of Sparta and what determined shall be binding and conclusive to all intents and every person therein concerned also it is my wish that my mother Elizabeth Warren S. shall have one choiced mule

Also it is my wish the supports for the first year to be reserved at the Parker place for said negroes - also it is my wish that my negro woman Amy shall have fifty dollars to be paid when the final division takes place also two sons and bays to be applied for the use of the above Negroes at Parker place.

Jeremiah Warren

And it is further ordered that letters of administration on the estate of said Jeremiah Warren dec^d be granted to John Graybill, Jesse G. Butts and Lot Marton to serve and subsist during the contest upon the caveat filed to the will of said deceased on their executing bond with securities to be approved by this Court in the sum of \$10,000 - Whereupon the said Graybill, Butts and Marton appeared personally with Thomas Clayton, George Amos, William Warren and Edmund Abernethy as their securities approved by this Court and executed their bond as directed and letters of administration were duly granted to them

On the application
administrators of
William Smith,
Wynell Harper he
of said dec^d and
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Georgia Hancock
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It appearing to
this Court, allow
Warren dec^d and
and the nominal
and Jesse G. Butts
to surrender the
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Whereupon the
named executors
Warren dec^d app-
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On the application of John Graybill, Jesse G. Butts & Lot Norton administrators of the estate of Jeremiah Warren dec'd. It is ordered that William Smith, Thomas Clayton, Jesse Simmons, John J. Berry, & Myall Harper be appointed appraisers of the personal estates of said dec'd. and that they or any three of them do appraise the same being first duly sworn.

Georgia Hancock County.

Inferior Court sitting for Ordinary purposes, Monday
September 3rd 1832. Present their Honors

York Crawford
Gideon Holsey } Justices
James B. Ransom }

It appearing to the Court that no appeal from the decision of this Court, allowing the recording of the will of Jeremiah Warren dec'd. and of the probate thereof, has been entered - and the nominated executors of said Will John Graybill and Jesse G. Butts now here personally appearing and offering to surrender the temporary letters granted to them on said estate and praying to be qualified as executors of said last will and testament. It is ordered that they have leave to surrender said letters of administration, and that they be qualified as such executors, and that letters testamentary be issued to them in the premises.

Whereupon the said John Graybill and Jesse G. Butts nominated executors of the last will and testament of Jeremiah Warren dec'd. appeared in open Court - were duly qualified as executors and received letters testamentary in the premises.