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State of Georgia } In the name of God Amen
Harris County } I Osborn Ely of said State and
County being of advanced age but of sound and disposing
mind and memory knowing that I must shortly depart
this life, deem it right and proper both as respects my
family and myself that I should make a disposition
of the property with which a kind providence has blessed
me, I do therefore make this my last will & Testament
hereby revoking and annulling all others by me heretofore
made.

Item 1st - I hereby name and appoint my wife Mrs. Rebecca and her
brother James M. Russell my Executors.

Item 2nd - I desire and direct that my body be buried in a decent
and Christian like manner suitable to my circumstances and
condition in life.

Item 3rd - Having a ready grown & my children John H. Garner,
Marcus B. Ely, James S. Ely, and J. S. Ely their full and
just proportion of my Estate I therefore desire and
direct that my Executors or Executor give to my daughter
Ann H. Garner the sum of Fifty Dollars.

Item 4th - I desire and direct that my Executors or Executor give to
each one of my children Sallie L. Ely, George W. Ely
and Robert H. Ely the sum of Five hundred Dollars
and my daughter Sallie L. one year support.

Item 5th - I desire and direct that my Executors and Executor
shall take all the residue of my property both real and
personal of every kind and description whatever with full
power and authority in and to them to sell any portion
or all of the same at private or public sale or to exchange
any portion of the same for other property and with
full power and authority in and to them without any re-
sort to the Courts of Law or Equity to settle compound or
compromise any and all debts due to or by me of every
kind whatever and in all respects to manage said prop-
erty and effects and the settlement of said debt in such
manner as my said Executors or Executor in their discretion
shall deem best for the interest of the residue of my Estate,
and with a full power and discretion in the management of
of the residue of my Estate and the settlement of the same
as I could exercise were I living and if by my express wish
that my Executors or Executor shall not give bond and
security as I have sufficient confidence in their integrity
and faithfulness to execute my will without giving security.

Item 6th - I desire and direct that the aforesaid residue of my Estate
be applied for the support of my beloved wife and my four
younger children, also for the education of my four younger
children, and as each one of my four younger children
shall marry or become to the age of majority, I desire and
direct that my Executors or Executor give to such one of
my four younger children thus marrying or becoming of
age the sum of five hundred Dollars, and when my young-
est shall marry or become of age and after his five hundred
Dollars is given to him I desire for the residue of my Estate

to be for the support of my wife during her natural life and at her death to go to each of my children as they may desire -

Hen^d I desire the legacies to my daughter be for their sole use and benefit not subject to debts or contracts of any husband they may have -

Item 8th - I desire that my youngest son Barton shall have seven hundred dollars, my son Osborn six hundred and fifty and my two younger daughters six hundred and fifty at their marriage or years of maturity instead of five hundred dollars each. That Fannie shall have as much more than Ida as one year schooling & board will cost. Osborn Ch. {S. 8}

Signed, Sealed, declared and published by Osborn Ch. at his last will and Testament in the presence of us and in the presence of each other who subscribed our names hereto in the presence of each and the Testator at his special instance and request.

May 21st 1869

M. D. S. Hodo
J. B. Pate
J. F. Brewster

Georgia } Court of Ordinary July Term 1869
Harris County } Personally appeared in open Court Tomlinson
F. Brewster and M. D. S. Hodo two of the subscribing witnesses
to the last will and Testament of Osborn Ch. deceased dated
and executed on the 21st day of May, 1869, who being duly
sworn depose and say that they saw Osborn Ch. sign
read, publish and declare the said paper writing now pre-
sented and acted as aforesaid as his last will and Testament
freely, voluntarily of his own accord without any compulsion
or undue influence whatever that at the time of the execution
of the same said Testator was of sound disposing mind
and memory, that aforesaid signed said will as witnesses
in the presence of the Testator at his request in the presence
of each other and that they saw Joseph B. Pate the other
Testator being asked sign the same in the presence of the
Testator came at his request and that the same was
then and there actually read over to said deceased before
the signing

Sworn to and subscribed before me
in open Court this 5th day of July 1869
J. F. Williams, Ord.

J. F. Brewster
M. D. S. Hodo

I do solemnly swear that this writing contains the last will of Osborn Ch. and so far as I know or believe that I will well and truly execute the same in accordance with the terms of this will as help me God.
Sworn to and subscribed before me
July 5th 1869. J. F. Williams Ord.