

Last Will & Testament of Thomas Pearce, Jr. Record.

State of Georgia } In the name of God - Amen.
Harris County } I, Thomas Pearce of the State and County
being of advanced age and in feeble health, 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 and Testament hereby revoking and annulling
all others by me heretofore made.

- First- I desire and direct that my body be buried in a decent and
Christian like manner suitable to my circumstances and condition
in life, my Soul I trust shall return to rest with God who gave
it, as I hope for salvation through the merits and atonement
of the blessed Lord and Saviour Jesus Christ.
- Secondly I desire and direct that all my just debts be paid without de-
lay by my Executors hereinafter mentioned and appointed.
- Thirdly I give and bequeath to my beloved wife Cynthia Pearce all
my Household and Kitchen furniture - except three beds, Steads,
and furniture; Also all my Stock of Cattle, except three Cows
and Calves - All my Stock of Hogs, and three Mules, and one
old mare, one bag genuine Cotton - Also my plantation tools
Cart and Steers, and old buggy - together with all my Real
Estate, and the growing crop on the farm, consisting of five
hundred acres of land lying in the 21st Dist of said County
Not recollecting, but known as my home place, and the
Embry place, three Negroes, to wit: Daniel a man 25 years old
Cauden 37 years old, Cornelia about 18 years of age. The above
named Mules, Land and Negroes, is only given to my wife dur-
ing her natural life, and at her death, to revert back to my
Estate, and be equally divided amongst all my then living
children or their legal representatives share and share alike
- the other property above named given in fee simple.
- Fourthly I give and bequeath to my Daughters, Milly, Frances and Em-
ma E. Pearce, one Bed, Stead and furniture each, also one
Cow and Calf each, and money enough to purchase each of my
above named Daughters a good horse, saddle and bridle to
make them equal with my other children.
- Fifthly I give and bequeath to my son William E. Pearce one Bed, Stead
and furniture, also one Cow and Calf, and one Saddle Horse
and Colt to make him equal with my other children.
- Sixthly All the balance of my Estate Not herein specifically given
away in items 3-4 & 5 I bequeath to all my children living at
my death, or their living representatives to be equally divided be-
tween them share and share alike, except that portion going to my
Daughter Martha Bagby wife of David H. Bagby which is given to
her, for her sole and separate use, free from the debts, liabilities
or control of her present or a future husband, and at her death if
any of her portion should be expended to be divided equally
amongst her then living children, I hereby appoint back J.
Johnson Trustee for my Daughter Martha Bagby.

Last Will & Testament of Thomas Pearce Sen.^r Continua

Pearce Executors & My wife Cynthia Pearce my Ex^{rs} of this my
Last Will and Testament This May 13th 1865
Thomas Pearce

Signified, delivered and published by Thomas Pearce as his
last Will and Testament in the presence of us the undersigned
who subscribed our names hereto in the presence of said Testator
at his special instance and request and in the presence of each
other

This May 13th 1865

A. H. Barden.

Wm. D. White

Willis Jones

I do solemnly swear that this writing contains the true last
Will of the within named Thomas Pearce deceased, so far
as I know or believe, and that I will well & truly execute the
same in accordance with the laws of this State So help me God
Sworn to & subscribed before me Nov 6-1865
Geo. W. Mullins Ordly.

Cynthia Pearce

I do solemnly swear that this writing contains the true last Will of
the within named Thomas Pearce deceased, so far as I know or
believe, and that I will well & truly execute the same in ac-
cordance with the laws of this State So help me God.
Sworn to & subscribed before me Nov 8th 1865
Geo. W. Mullins Ordly.

Joel T. Johnson

State of Georgia } Court of Ordinary November Term
Harris County 1865

Personally appeared in open Court Cynthia Pearce duly Con-
stituted & appointed in a paper writing purporting to be the
last Will & Testament of Thomas Pearce deceased late of
said County as Executrix of said deceased, and produced said
paper writing, And also personally came A. H. Barden & William
D. White two of the witnesses to said paper writing, who after
being duly sworn, depone & say, that they saw the said Thomas
Pearce, Sen., deal, publish and declare the said paper writing
now presented in open Court as his last Will & Testament
freely, voluntarily of his own accord, without any compulsion
or any undue influence whatever, that at the time of the
execution of said Will said Testator was of sound disposing
mind and memory - that depone & sign said Will as
witnesses in the presence of the Testator and at his request
in the presence of each other, and that they saw Willis
Jones, the other witness sign said Will in the presence of
the Testator and at his request -
Sworn to & subscribed before
me in open Court
this November 6-1865
Geo. W. Mullins
Ordly.

A. H. Barden

Wm. D. White