

Will of John D. Hightower, Deceased

Georgia, Heard County.

I John D. Hightower of said state and County being of sound and disposing mind and memory do make this my last will and Testament.

I give first Naming heretofore given to my wife Mary D. Hightower Twenty five acres of land off of the North half of lot of land number two hundred and seventy nine in the North district of originally Carroll but now Heard County Ga as evidenced by a deed of gift which I made and delivered to her on the sixteenth day of January in the year of our Lord one thousand eight hundred and twenty two which deed was attested by H. F. Shet and H. D. Harrington & I now in addition thereto give bequeath and devise to her the said Mary D. Hightower the following property to wit all of my household such as horses, cows, hogs, sheep or goats and all fowls which I may own or possess at my death and also all of my household and kitchen furniture and also all my wagons, buggies or vehicles of any kind and to be more explicit I give and bequeath unto her all of my personal property of every kind in part or whole and also all money that I may own at my death Except that should I own any real estate at my death she shall must pay one half of them out of the above described property, then the remainder to be her property free from all charge or limitation whatever to her own proper use benefit and behoof during her natural life or widowhood and at her death on the termination of her widowhood any of the property that she may own which I leave to her I direct to be sold and equally divided between the heirs of my son J. F. Hightower and J. B. Hightower

I give second I give bequeath and devise to my sons J. F. Hightower and J. B. Hightower and their bodily heirs now born and to be born each our half interest in forty acres more or less of land of lot of land number two hundred and seventy nine in the North district of originally Carroll but now Heard County Georgia bounded as follows on the West and North by the original lines of said lot and on the East and South by the lands of said lot now owned by Mary D. Hightower, J. B. Williams and Quincy Wells on his wife S. Wells said forty acres more or less of land to be divided by three disinterested and impartial men one of whom must be chosen by J. F. Hightower or his heirs, and one chosen by J. B. Hightower or his heirs the third to be chosen by these two first chosen who shall proceed to divide said land as equally and fairly as possible between J. F. Hightower and his heirs as aforesaid I further direct that when at my death in writing any just debts that I shall owe

must pay one fourth of the said and that J. B. Hightower also pay one fourth of said debts after which the title to the above described property shall be complete in J. B. Hightower and his heirs and J. B. Hightower and his heirs.

I, J. B. Hightower, do hereby constitute and appoint my wife Mary C. Hightower executor of this my last will and testament this the fifth day of July 1892.

Signed, declared and published by John D. Hightower ^{his} ~~husband~~ as his last will and testament in the presence of us the subscribers who subscribe our names hereto in the presence of said testator (at his instance and request) and of each other by signing in our presence and in signing in his presence. E. M. Holloway Sr.

W. B. Darrington

W. B. Cruik

W. B. Darrington Jr.

Filed in Office this October 20, 1892.

Robt L. Prain Ordinary

Georgia in Heard County

Before me, **Heard County Wills 1894-1900** Darrington, E. M.

Holloway and ^{www.georgiapioneers.com} witnesses to the within writing purporting to be the last will of J. B. Hightower who being duly sworn deposes and says that they with W. B. Darrington did on the 5th day of July 1892 attest as witnesses the within writing in the presence of J. B. Hightower who in their presence voluntarily signed and published the same as his last will and that the said J. B. Hightower was at the time of said attestation and signing of said and disposing mind and memory.

Given to and subscribed before me.

Nov. 15th 1892. Robt L. Prain Ord.

W. B. Darrington

E. M. Holloway

W. B. Cruik