

Georgia
Henry County

In the name of God Amen
I Benjamin Mosley of the County
State aforesaid being of sound and disposing mind
And being desirous to dispose of the property that it hath pleased
God to bless me with and do hereby publish this my last will and
Testament revoking all others and making void all other former
wills by me at any time heretofore made

1st I will that at my death that my body be buried in a decent and
Christianlike manner

2nd That my burying expences be paid out of my estate

3rd I will to my beloved wife Mary Mosley the herein after named
parcel of Land commencing on the line at the branch between me and
John Thompson running a North East course until it will embrace
the gin house field the dwelling house field and two other fields lying
North of the dwelling house field and then for said line to run a due west course
taking the line between lots of land No Forty five and Fifty two until it
strikes the line of forty four and then take the line that runs a due south
course until it strikes the corner of the fence and then take a line a west
course until it strikes the line of lot No Forty three supposing there to be at
least two hundred and fifty acres said land embracing all the dwelling houses
gin house lots stables barn ones coles peach orchard and apple orchard

Also I will to my wife Mary Mosley the herein after named negroes
Big Mamma Mariah Mary Mamma a girl Pleasant Albert Sam
Barn and Bob making in all nine Also one hundred and forty barrels
of corn if there is that much on hand at the time of my death ten stacks
of fodder Fifty Bushels of wheat and as many oats as she wants if there is
that much on hand Also Four horses or mules out of my stock of horses
such as she may choose Also any or all the provisions that is on hand at my
death if she needs that much Also any amount of the cattle hogs and sheep
that she may wish to keep Also my youngest yoke of Oxen and choice of
Carts Also my pleasure carriage Also my oldest waggon Also my Blacksmith
Tools and as many of the plantation tools as she may wish to keep Also all
the house hold & Kitchen furniture all the above named property which I
have willed to my wife belongs to her during her life time and at her death
to be sold to the highest bidder and be equally divided among my children
Big Mary Kelley Marthalin W Briers Mary C Goodwin Rebecca D
Mathins and Elizabeth C Fielder Also my five grand children the children
of Nancy Hough my daughter that is Henry H Hough Mary Jane Hough
Benjamin H Hough Susannah Hough Nancy M Hough the above named
Grand children to draw a childs part out of the above named property
when sold at the death of my wife

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14 I will to my daughter Mary Kelley two negro Men Loyd & Henderson also three negro women Dice Rose and Hannah also two negro boys Adam & Budge also all the notes that I hold against Rubin Kelley my son in law I will to Mary Kelley my daughter accept one note for two hundred Dollars made payable to Benjamin Mosely or bearer due the twenty fifth day of Decembe. Next one hundred Dollars of said note is to go to Mary G Goodwin and the other hundred Dollars to my five grand children the children of Nancy Kelghy

15 I will to Marthalin W Byers my daughter two negroes viz. George & Julia having previous to the making of this will given my daughter Martha W Byers Money sufficient to make her amount equal to what I have given to my daughter Mary Kelley

16 I will to my daughter Clary G Goodwin six negroes viz. Eliza Peggy Silvia Joshua Jane and Rachel also two hundred and ninety acres of Land the place whereon John Goodwin now lives the place I bought from James Reagan the above named negroes and Land which I have willed to my daughter Clary G Goodwin is to remain free from the payment of the debts of John Goodwin her Husband and free from his disposition in any way whatever but said Land and negroes is to remain in the hands of my daughter Clary G Goodwin for her support and maintenance during her lifetime and at her death said Land and negroes to be sold to the highest bidder and divided equally among her children Also I appoint my worthy Cousin Law William Watkins Trustee to take charge of the property willed to my daughter Clary G Goodwin and so that it is appropriated according to this my last will and testament If William Watkins who I have appointed trustee should dye before my daughter Clary G Goodwin or decline at any time acting as trustee then it shall be the duty of the court to appoint one to fill his place

at any time. If the above named property should increase in value and the children of my daughter become of age or marry and my daughter Mary E Goodwin and her trustee think best to assist her children some as as they may think best they shall have the right to do so out of said property

7th I will to my daughter Rebecca D Watkins the lot of Land whereon William Watkins now lives known by lot number Forty Three also a certain parcel of land off of lot number Forty four commencing at the South west corner and running due East to the corner of the fence where the fence turns to run a due North course half across the lot of land and then make a corner and run it out to the line next to road making of it thirty five feet wide when it strikes the line. Also the herein named negroes viz. Ann Rachel Martin & Neal Also two hundred Dollars and all other demands that I hold against William Watkins I will to my daughter Rebecca D Watkins

8th I will to Elizabeth S Fielder my daughter the herein after named negroes viz Jackson Hamlet Jordan & Lempy and also Hamlet's children having given my daughter Elizabeth S Fielder money sufficient to make her part equal to the rest of my other children

9th I will to my five Grand children the children of my daughter Nancy Hughley viz Henry H Hughley Mary Jane Hughley Benjamin H Hughley Susannah Hughley and Nancy M Hughley the herein after named property the lot of land whereon Thomas Hughley now lives the Land I bought from Asa Mann and also three negroes Daniel Amanda and her child Andrew Jackson said negroes now in the possession of Thomas Hughley I will that Thomas Hughley keep said negroes for the term of six years for the purpose of raising and supporting my Grand children said Land and negroes to be under the control of the Guardian of the above named Grand children so as not to be abused or endangered nor damaged and at the expiration of six years from the date of this will for said Guardian to get an order of court to sell the above named Land and negroes and to advertise the same according to Law and sell it to

50
The highest bidder and the above named Grand
Children as they become of age or get married that they
draw their proportionable part out of said money for
which the property sold also their Guardian must
keep the money at interest until it is drawn out
of his hands also I will to each one of my Grand
Children named above in this Ninth Item Two hundred
Dollars a piece to be kept at interest until they
become of age or marry then to receive it from
their Guardian also I appoint my son in law
William Watkins for the above named Grand
Children Henry H. Hughey, Mary Jane Hughey,
Benjamin H. Hughey, Susannah Hughey and
Nancy M. Hughey also I give to Stanley M. Hughey
my youngest grand child of the children of my daughter
Nancy Hughey one negro girl named Fanny over
and above what I have given to my other Grand Children
on the account of her being afflicted

Item 10th I will that all my property not given a
way in this my last will and testament be sold
under an order of the court in the terms of the Law
with the Legal Advertisements and instead of selling my
Land and negroes at the court house door in the usual
way that it be advertised and sold at my late Residence
together with all my perishable property and that the
proceeds arising from the sale of said property be
divided among my Children and Grand Children
in the following manner viz To the Children of my
Daughter Mary & Goodwin I will fifteen hundred
Dollars to be placed in the hands of a Guardian
and kept at interest for the benefit of said
Children and as they become of age according to
Law or Marry they shall draw an equal part of
said legacy and if my Daughter Mary & Goodwin
should have any Children after the date of this
My last will and Testament I will that they
draw an equal part of the fifteen hundred Dollars
And its Interest with the other Children of Mary
& Goodwin My Daughter I also appoint William
Watkins Guardian for the Children of Mary & Goodwin
My Daughter and to take Charge of the effects I have
willed to them and manage it according to this my

last will and Testament Also the ballance of the proceeds arising from the sale of my property after deducting the Fifteen hundred Dollars out which I have willed to Elory & Goodwin Children to be Equally divided between My Children viz Mary Kelley Martha Ann M Bryers Rebecca D. Watkins & Elizabeth & Fiddler and My Grand Children the Children of Nancy Houghy viz Henry H Houghy Elory Jane Houghy Benjamin H Houghy Susannah Houghy and Nancy M Houghy be entitled to an Equal part of the above named proceeds viz. that the five Grand Children one Share or part Equal to what each of the above named Children Draw or the five to draw one fifth part

Item 11th I will also to my beloved wife Elory G. Mosely all the money that is on hand at my death

Item 12th I Appoint my worthy and trusty Son in law William Watkins & William H Bryers Executors to this my last will and Testament

Item 13th I will also that my beloved wife Elory G. Mosely have one Barrel of sugar & one Sack of coffee and all other necessaries such as she may need or want for her first years support also the hundred and forty Barrels of corn and the fifty Bushels of wheat and ten Stacks of fodder and also all to come out of my estate for her first years support

Item 14th I will that out of Estate all my just debts be paid In witness whereof I have hereunto set my hand and seal this the twenty sixth day of April in the Year of our Lord and Saviour Jesus Christ one thousand Eight hundred and fifty one

Benjamin Mosely

on line no 14. the word north
on line 17 the letters ing on line 38 the
words & mules on line 47 the word the
children on line 49 the name Houghy
on 54. the name Rose on 81 the word su
on 108. the character & on 120 the word the
on 125 the word order on 134 the word dollars
Watkins in all Eleven times interlined before
assigned

Allen Cleveland
William Simpkins
John Thompson

Georgia } Before us Jazis Russell John T. Bentley
Henry County } Peter G. Ward & John A. Smith four of the
Justices of the Inferior court in and for said County in
open court personally came William Watkins one of the
Executors of the last will and testament of Benjamin
Mosely late of said County deceased and produced

Before us the last will and Testament of the said
Benjamin Mosely deceased and the witnesses of
said will to wit Allen Cleveland and John
Thompson which witnesses being duly sworn depose
and say that they saw Benjamin Mosely the Testator
Sign Seal declare and publish the instrument here
presented as his last will and Testament freely
voluntarily and of his own accord and without
any compulsion or influence whatever that at the
time of the Execution of said will said Testator
was of sound and disposing mind and memory

that deponents signed said will as witnesses in
the presence of the testator and at his special instance
and request in the presence of each other and in
William Simpkins as witness
Sworn to and subscribed in
open court this 7 day of July 1851 Allen Cleveland
John Thompson
E. D. Watkins C.C.O.

Georgia } William Watkins
Henry County } I do solemnly swear that this writing
contains the true last will and testament
of the within named Benjamin Mosely deceased so
far as I know or believe and that I will well and
truly execute the same by paying first the debts
and then the legacies contained in said will as far as
his goods and chattels will therunto extend and the
law charge me and that I will make a true
and perfect inventory of all such goods and
chattels so help me God
Sworn to and subscribed William Watkins
in open court this 7th July 1851.
E. D. Watkins C.C.O.