

Georgia } Court of Ordinary
Henry County } Nov Term 1846

Personally appeared in open Court James E. Manson & David Dailey who after being duly sworn Deposition & saith that they saw Ann Hegar Signs Seal publish & declare the annexed writing to be and contain her last will and Testament and that they signed the same as Witnesses in presence of the Testator and of one another and that she was at the time of sound disposing mind and memory and that she did the same freely & without compulsion so far as they perceive or believe Sworn to and Subscribe in open Court Nov 20 1846
J E Manson
David Dailey
J H Low c. c. &

In the name of God amen I Elyah Stilwell of the State of Georgia & County of Henry being weak in body, but of perfectly sound disposing mind & memory and taking into consideration the mortality of the body and being disposed to make some disposition of my earthly property do make this my last Will and Testament in the manner and form following (to wit) but first of all I resign my soul to God who gave it and my body to the dust to be buried in a christianlike manner at the discretion of my Executors and as to my property in the first place I will and bequeath that all my Just debts be paid and secondly I will and bequeath to my beloved wife Elizabeth Stilwell the plantation whereon I now live during her natural life in the third place I also will and bequeath to my beloved wife Elizabeth Stilwell my negro man Ephraim my negro woman Nancy & her child Nancy together with their Increase and all the other property which I may be possessed of at my death during her natural life except such as may be hereafter named.

and fourthly I will and bequeath to my daughter
Olivia Stilwell and my daughter Eliza Stilwell
each seventy five dollars or a horse a free worth
that amount and a saddle & Bredle one cow
& calf one beaver & one bed & furniture and as much
Kitchen furniture as my daughter got that is married
Fifthly I will that at the death of my beloved wife
Elizabeth Stilwell that my Executors hereafter
named shall sell all the above property and
after paying my sons John Stilwell and Richard
Stilwell one hundred and twenty five dollars
each for two years work they done for me more
than my other sons the ~~that~~ of the proceeds to be
equally divided among all my ~~children~~ children (viz)
the heirs of William H Stilwell deceased one
Cynthia McLean Margaret Black Olivia Stilwell
Equire Stilwell John Stilwell Richard Stilwell
Hannah Kea Esther Stilwell Polly Polk and lastly
I nominate and appoint my two sons Equire Stilwell
and John Stilwell Executors of this my last will
and testament given under my hand & seal
this the Third day of June 1839
Signed Sealed & delivered in Elyah Stilwell

Witnesses of
William L Gordon
Jonathan M Peck
Alexander G Murray

Georgia } Personally appeared before us
Henry County } Bushrod Pettit and Humphrey
Lomberson two acting Justices of the Superior
Court in and for said county in vacation William L
Gordon and Alexander G Murray who after being
duly sworn depose and say that they saw the above Elyah
Stilwell sign seal publish and declare this instrument to be
and contain his last will & testament and that they
signed the same as witnesses in the presence of the testa-
tor and each other and that he was at the time of sound disposing
mind & memory and that he did the same freely & without compulsion
so far as they know or believe this 26th day of Decr 1846
B. Pettit J. C.
W. Lomberson J. C.
Wm L Gordon
Alexander G Murray

Georgia } I John Stilwell do solemnly swear
Henry County } that this writing contains
the true last will of the within named Elyah Stilwell
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 the said
will so far as his goods and chattles will thereto
extend and the law charge me so helps me
God I sworn to in open Court Nov 1st 1847
John Stilwell

Last Will & Testament of Betsey Pettit
Being feeble in body & advanced in years but of sound
mind & memory I make this my last will & testament
Item first I desire that my negro girl Capandora
may be sold and the money arising from the sale
divided equally between my two sons Pierson Pettit
and John W. A. Pettit & I would prefer that Capandora
be bought by some of the family
Item 2^d I desire that my son in law William West
& Charles West take the negro girl Milly and which
ever one takes her pay one half her value to the other
Item 3^d I will and bequeath the negro girl Evelina
to my Grand daughter Lavinia B. Baber and to the
heirs of her body
Item 4th I will and bequeath the money due me
by H. P. Hampton two hundred & sixteen dollars
equally between my two sons B. Pettit & M. W. Pettit
and I bequeath to my son M. W. Pettit whatever
money he owes me at this time
Item 5th I bequeath to my son B. Pettit negro Polly
during his natural life and I desire after his death
she be allowed to live with her children and the
profits of her labor after supporting herself -
be given to my Grand daughter Lavinia B. Baber
Item 6th I give one bed and furniture to Lavinia B.
Baber and one bed & furniture to M. W. Pettit
Item 7th I give my tract of land in Muscogee County
to my Grand daughter Palmera B. Baber
Item 8th I give to my Grand daughter Lavinia B. Baber all
that I may be possessed of or otherwise dispose
of by this will

Item 9th out of the money due me by H P Hampton I desire
that all my debts may be paid before it is divided between
my two sons as above written
Item 10th I appoint my son Bushrod Pettit my
lawful Executor

Georgia } March term Court of Ordinary 1847
Henry County } I Bushrod Pettit do solemnly
swear that this writing contains the true last
will of the within named Betsey Pettit 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 the said
will as far as her goods and chattles will
thereunto extend and the law charge me
and that I will make a true & perfect inventory
of all such goods & chattles so help me God
Sworn to & subscribed in open Court
B B Pettit

Georgia Henry County
Court of Ordinary March Term 1847
The within last will & Testament of Betsey
Pettit having been duly proven at this regular
term in open court by the oath of Bushrod
Pettit the Executor it is therefore ordered by
the court that the same be admitted to
record and an Intestacy declared with regard
to the land