

Georgia Henry County:

In the name of God,
amen. I James Pattee of said State & County being
of advanced age, & being duly impressed with the
uncertainty of life, deem it right and proper
both as respects myself & family, that I should
make a disposition of the property with which a
kind Providence has blessed me. I therefore make
this my last Will & Testament, hereby revoking and
annulling all others by me heretofore made.

Item 1st. I desire & direct that my body be buried
in a decent & christian like manner, suitable to my
circumstances & condition in life.

Item 2nd. I desire and direct that all my just
debts be paid without delay by my Executors here-
inafter named, as I am unwilling my creditors should
be delayed of their rights, especially as there is no
necessity of delay.

Item 3rd I desire & direct that Paschal Kanes
who was married to my oldest daughter Clara
Ann, shall enjoy no more of my estate.

Item 4th I desire an equal distribution of
my property after my decease, among Benja-
min F., James E. F. John & Pattee, they being my
children, & the children of John & Martha Par-
ker viz William A. James M. and John F.
That is Benjamin F. is to draw one fourth
part, subject to a deduction of Fourteen
Hundred & five Dollars. The amount I have
already paid him: James E. F. one fourth
part, subject to a deduction of Eleven
Hundred Dollars, which amount I have
paid him and John F. one fourth part
with a deduction of Fifteen Hundred
Dollars, which amount I have paid
him, & William A. James M. & John F.
Parker the children of John & Martha
Parker, jointly are to draw one fourth
part, subject to a deduction of Thirteen
Hundred Dollars which amount I have
paid for said John Parker.

Item 5th It is my desire in the first

place, that my said children & legates divide my
Negroes among them if said division can be
made equal & satisfactory - if not, that then
they be sold for the purpose of division
& if sold that they be sold on the premises
where I may reside at the time of my de-
cease, & on the same day of the sale of my
Land & perishable property

Item 6th I constitute & appoint my
two sons viz Benjamin F & James E T
Pattillo in whom I have much confidence
Executors to this my last Will & Testament
this 11th December 1858

James Pattillo

signed sealed, declared & published by
James Pattillo as his last Will & Testament
in the presence of us the subscribers, who sub-
scribed our names here in the presence of
said Testator, & of each other this 11th of
December 1858

J J Walker
J P Austin
W M Cook
Joseph N Dodson

Georgia Henry County:
To the Honorable Court of Ordinary
of said County.

The petition of Benjamin
F Pattillo & James E T Pattillo respectfully
sheweth that James Pattillo, a resident of
said County departed this life on the 22nd
day of August 1860, leaving a will in which
your Petitioners are named as Executors
& also leaving a large estate of Real & personal
property worth between fourteen & fifteen
thousand Dollars

Wherefore your Petitioners pray the
Court to grant an order admitting said last
Will & Testament to probate in vacation
And your Petitioners will ever pray &c
Benjamin F Pattillo
James E T Pattillo

Georgia 3 Court of Ordinary in vacation.
Henry County 3 27th day of August 1860
Present P. H. Campbell, Deputy Ordinary
in & for said County

Into Court in vacation came John P Austin William M Cook Jeremiah J Waller in person, who being duly sworn said that they saw James Pattillo sign seal publish and declare the above & foregoing instrument as his last Will & Testament freely voluntarily & of his own accord & without any restraint whatever. That at the time of the execution of the said last Will & Testament said Testator was of sound disposing mind and memory - That defendants signed said Will as witnesses in the presence of Testator & at his special instance & request, & in the presence of each other, & saw Joseph N Duane the other witness likewise sign sworn to & subscribed before me upon oath

P H Campbell
Deputy Ordg. Clk.
John P Austin
William M Cook
Jeremiah J Waller

Georgia Henry County
We Benjamin F Pattillo & James E T Pattillo do solemnly swear that this writing contains the true last Will & Testament of the within named James Pattillo so far as we know or believe & that we will make & truly execute the same by paying first the debts & then the legacies contained in said Will so far as his goods & chattels will thereto extend & the law charge on & that we will make a true & perfect inventory of all such goods & chattels, so help us God,
sworn to & subscribed before me, in open Court this third day of September 1860
J R Nolin Ordg.

Benj F Pattillo
James E T Pattillo