

114 Georgia In the name of God Amen  
Henry County I John Foster of the  
estate and county aforesaid  
being old and infirm but of sound mind  
and memory; knowing it is appointed for  
all men once to die, do make and confirm this  
my last will and testament hereby revoking  
and annulling all former ones by me made  
(viz) First of all Give and recommend  
my soul to God who gave it and my body  
to the earth to be buried in a Christian  
like and decent;—

Item 1<sup>st</sup> It is my desire that my Executor  
hereinafter named pay all my just debts out  
of my estate;—

Item 2<sup>nd</sup> I give and bequeath to my son  
Levi Foster one negro man Bill and  
also a negro man by the name of Isaac  
and the said two negroes to be his full  
portion of my estate;—

Item 3<sup>rd</sup> I give and bequeath to my daughter  
Mattha Singleton a negro Boy by the  
name of Charles and a girl named  
Maria;—

Item 4<sup>th</sup> I give and bequeath to my daughter  
Nancy Heath a negro woman Rachael  
and her child called Miles;—

Item 5<sup>th</sup> I have given and bequeath to my daughter  
Peggy Heath by a deed of Gift a negro  
girl Anna & small Dinah;—

Item 6<sup>th</sup> I give and bequeath to my son  
Frederick Foster a negro Boy by the  
name of Tom and three hundred  
dollars in money

Item 7<sup>th</sup> <sup>300</sup> I give and bequeath to my son John Foster a negro Boy by the name of Bunn and three hundred dollars in money.

Item 8<sup>th</sup> <sup>300</sup> I give to my Daughter Elizabeth Rogers a negro woman named Mary and her increase the said negro negro to have her natural life and after her death to be equally divided to and between the lawful issue of her Body:—

Item 9<sup>th</sup> <sup>300</sup> It is my desire that all the balance of my estate not willed away be sold by my Executor and after my just debts are paid out of the same the remainder to be equally divided among all the heirs with the exception of Levi:—

One promissory note given by Ephraim Rogers due the 25<sup>th</sup> December in eighteen hundred and thirty if the said note should be found in the possession of his father in law John Foster after his death the said note should be considered as paid off:—

I do hereby nominate and appoint David Clements of said county and State aforesaid Executor to this my last will and Testament; In witness whereof I have hereunto set my hand and affixed my Seal this First day of May 1829

Test

John Foster (Seal)

Joy J. Stogall

Richard Jones

William C. Emmons

1163 Georgia Court of Ordinary  
3 Henry County 3 First Monday Sept. 1829

Personally appeared in open court  
Jory, F. Stegall and Richard Jones two of the  
subscribing witnesses to the within will who  
being duly sworn depose and say that they  
saw John Foster sign seal and publish  
and declare this writing to be and contain his  
last will and Testament that at the time  
thereof he was of sound and disposing mind and  
memory and that he did it freely and without  
compulsion to the best of our knowledge and  
belief - And we further swear that we saw  
William Simmons sign the within will as a  
subscribing witness so help us God

Sworn to and subscribed in presence of  
John M. Russell C.C.O. Richard Jones  
Jory F. Stegall

Georgia 3 You do solemnly swear that  
Henry County 3 This writing contains the true last  
will of the within named John -  
Foster 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 legacies  
contained in the 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 Inven-  
tory of all such goods and chattels so help me  
God - Sworn to and subscribed before me in  
open court this 7th day September 1829  
Hendley Varner J.P.C. David Clements  
Duly Recorded 9th November 1830