

Georgia }
Henry County } Court of Ordinary. April Term. April 4th 1859

Into open court, personally came James E. Mitchell, and Alexander W. Mitchell, and propounded the last Will and testament, of William Mitchell for probate in common form of law, who being duly sworn, depose and say, that the within writing contains the true and last will and testament of the within named William Mitchell, so far as they know or believe, and that they will well and truly execute the same, by paying first his debts, and then the legacies contained in said will as far as his goods and chattels will thereunto extend, and the law charge them, and that we will make a true inventory of all such goods and chattels - Sworn to in open Court this 4th April 1859

J. C. Tolaw Ord.

James Mitchell
A. W. Mitchell

Georgia }
Henry County } 3 Knowing that life is uncertain, and death sure, and believing it to be the duty of all persons to make such disposition of their worldly estate, as it has pleased the dispenser of all blessings to give, and being at this time, of sound and disposing memory, I do make this my last will and testament.

Item 1st It is my will, that at my death, my body be decently, according to the rites of Christian burial, and that my soul enter upon the happiness of the blessed through the merits of Christ.

Item 2nd. It is my will and desire that what little personal property I may own at my death, be sold at my death, by my executor, as he may think best either publicly or privately, out of the proceeds of which I desire my just debts to be paid, and the balance, if any, be equally divided amongst my son George Rape, and my daughter Margaret Rape who have labored with me

to make it.

I will and bequeath unto my said son, Henry Cape, and Margaret Cape, the parcel of land whereon I now live, containing fifty acres, more or less, adjacent to lands belonging to William Knott. John Roda has it all, because my said two children have labored to pay for said land, and because I have taken the proceeds of their labor, and paid my son, Henry Cape every dollar which was due him for it. He having purchased it for me, taking a deed in his own name, and refusing to make me a title, now that he has been paid for it by me, and also all other real estate of which I may have possessed. — the above lot or parcel of land being number 233 —

I hereby constitute and appoint my friend James Knott, my executor, to execute, and carry out this my last will and testament.

Signed, sealed, published, and declared to be my last will and testament, on this the twenty fourth day of May 1853 — in presence of the following witnesses to wit

Leonard T Doyal
Mary Knott
Ann T Stilwell.

Margaret Cape
mark —



State of Georgia } Before me Quince D. Colan, ordinary
Henry County. } my in and for said County, personally came before me James Knott
this Executor of the last will and testament of Margaret Cape late of said County deceased, and the two witnesses to said Will to wit Mary Knott, and Ann T. Stilwell, which witnesses being duly sworn, depose and that they saw Margaret Cape the Testator, sign seal, publish and declare, with her mark the instrument now presented, as her last will and testament, freely voluntarily, and of her own accord, and without any compulsion or influence whatever, and at the time of the execution of said Will said

Testator was of sound disposing mind and memory
that deponents signed said will as witnessed on the
presence of the Testator, and at his special instance
and request, and in the presence of each other
to help me God. I do so to and subscribe
before me this 4th February 1859, in open court
D. R. Nolan Ord.

Ann F. Stoddell
Mary Knott.

Georgia
Henry County I, James Knott, do solemnly swear
that this writing contains the last
will and Testament, of the within named
Margaret Knott, as far as he knows or believes
and that I will well and truly execute the
same, by paying first the debts and then the leg-
acies, contained in said will so far as her
goods and chattels will thereunto extend
and the law charge me, and that I will make
a true and perfect inventory of all such
goods and chattels. To help me God. I do so
to and subscribed before me this 4th Feb
1859, in open court
D. R. Nolan Ord. James Knott Sw.

State of Georgia
Henry County In the name of God Amen
I Silas Mauley of said State
and County being of advancing age and
knowing that I must shortly depart this
life deem it right and proper both as respects
my family and myself that I should make
a disposition of the property with which
Kind providence has blessed me do therefore
make this my last Will and Testament
legally avowing all others heretofore made
by me -
I do set I will and bequeath to the children
of Robert Mauley my son (viz) William
Marian Nancy Anne Henry. On this