

George & Henry Cointing & Joske W Smith of the afore said State & Country being well in body but of sound mind and Memory & knowing that it is allotted for all men once to die do Make & ordain this my last will & Testament beokning all former Wills what ever

1st I be comend my soul into the Hands of almighty God who give it Me & My body when it shall please God to call me to be hurried in a decent Buriall Manner by My Executors

2d As it has pleased God to Bless me with worldly affairs I decree that all my Just debts shall be paid out of my Estate first 3d for the love & affection I bear to words my beloved Wife Catharine Smith I Give & bequeath the lot of land that I now live on Viz) No. one hundred & Seventy Two in the Second Dist of Henry County & one Mare named Snips & one Horse named Doctan six Cows & Calves of her own Choos- ing of out of my stock of Cattle one Negro man by the Name of Perry & his two children by the Name of Emeline & the other Puding & a Negro man named Joe I Give her 20 head of hogs of her own Choosiny & all the house hold & Kitchen furniture & plantation Tools & ten head of sheep of her own Choosiny & fifteen head of Geese I Give her all the above named property during her lifetime or we dew hood & if she should Marry again I Give her an equal share of the same with my legal heirs & all the rest of my property that is not herein enumerated I desire to be sold as my Executors may think meet & reasonable & after all my Just debts is paid out of the same I wish the remainder to be equally divided among my legal heirs as they become of age or Marry & at the death or Marryage of my beloved wife I wish all the property she may then have to be debt with & distributed in the same manner as heretofore named if she dies a widow & all but her legal share if she should Marry I Give to my beloved wife the privilege of choosiny fifteen acres of land of of lot 1 one hundred & twenty five when she may think best I also Give to my Much respected Mother during her lifetime one hundred acres of land off of lot one hundred & thirty six Including the place where she now lives

I Give my Brother Joseph Smith the privilege of using 2 Lows & a y^e or three acres of land or so much as will be used for enough to Give him the use of the Spring that he now uses water out of - & to have said land as long as he lives convenient to the Spring & after that to revert back to my legal heirs I

16.
I further wish my wife & all my family to be
supported out of the present Crop. That is Gravy I also
nominate and ordain my beloved wife Caroline Smith
My Executors & Benjamin Sanling My Executor in
will wherof I have hereunto set my hand & affixed
my seal this fifteenth Day of August Eighteen Hundred
& thirty five in the presence of

Stephen Bailey
Ezekiel ^{his} Gasdon
mark

Perks ^{his} M^r Smith
mark

Moses Roper

Georgia } personally appeared in open Court Ezekiel Gasdon
Henry County } Moses Roper Two of the subscribing Witnesses to the
within will who after being duly sworn depose & say that
that they saw Perks M^r Smith sign seal & publish & declare
the within writing to be & contain his last will & Testament at
the time that he was of sound Mind & Memory & that he did it
freely & without Compulsion to best of our Knowledge & belief
& that they also saw Stephen Bailey subscribe his name as a
Witness to the same. So help us God. Moses Roper
Ezekiel Gasdon

Chas^r Byrne s.c.c.o

Georgia } I Caroline Smith
Henry County } Benjamin Sanling do solemnly swear that
the within named Perks M^r Smith before as I know or
believe & that I will well & truly Execute the within will
by first paying the debts & then the Legacies Contained
in said Will so far as his Goods & Chattels will permit
and the law Charge ⁱⁿ me & that I will make a true and
perfect Inventory of all said Goods & Chattels So help me
God Sworn to in open Court Sept 1835-

Chas^r Byrne s.c.c.o

Benjamin Sanling

Caroline Smith