

Georgid ^{County} I Sarah Cardin, do solemnly
Henry County swear that this writing the true last
Will & Testament of the within named James
Cardin, deceased, so far as I know or believe
& that I will well & truly execute the same by
first paying the debts & then the Legacies con-
tained in said Will so far as his goods & chat-
tels will thereto extend & the law charge me
And that I will make a true & perfect Inven-
tory of all such goods & chattels so help me God
Shown to & subscribed before
me this 1st Feb'y 1859
C R Nolan Clerk Sarah ^{her} X Cardin
mark

State of Georgia
County of Henry. I, William Mitchell of said County,
being of sound mind and memory,
but being weak of body, knowing the uncertainty of life,
do make this my last will and Testament hereby revo-
king all former wills, and Codicils heretofore made by me
Test. I will my soul to God, who gave it, and that
my body be buried in a decent Christian like
manner, without pomp or show.

Item 2nd: I will and desire that all my property
both real and personal shall be sold, (by my
Executors, hereafter appointed) at public outcry, at
such time, and on such terms, as they may appoint.

Item 3rd I will and desire that out of the sale of
my property, so made in the second item, that
all my just debts be paid by my executors as
soon as possible.

Item 4th I will and devise to my beloved wife
Eleanor Mitchell, one thousand dollars in money
to be used by her during her life, and if any
portion is left at her death, the said part to

to be left to be equally divided, as hereafter set forth by this my will.

Item 5th I will and devise to William White, Marion White, Mancred ~~White~~ ^{Therrell}, formerly Minerva White, Victoria White, children of Anderson White, and Francis White my beloved daughter, who is now deceased, the share of my Estate, the same being one child's part. (they representing their mother) with my other children hereinafter named, with the following reservations, first, that thirty four dollars be deducted from the gross amount of said Estate, or legacy so given, and that forty one dollars be deducted from Minerva's share, and paid to my heirs as hereinafter set forth.

Item 6th I will and devise to my son-in-law B R Bray, who married my daughter Nancy, an equal portion of my estate, after the specific estate is paid, and all other expenses is paid on the following conditions, that out of said legacy so given to said B R Bray, he pays to my other legatees, the sum of one thousand dollars, and all expenses for recovering a negro boy named Ed, that said B R Bray run to the State of Mississippi, and also that he deliver up a note on W. A Mitchell for one thousand dollars which he the said B. R. Bray now holds, and if said B. R. Bray fails or refuses to deliver to my executors hereinafter appointed, he the said B R Bray, is to receive no part of my estate, but is to pay, and be responsible for ^{said negro} the boy Ed, valued at the time he got him at one thousand dollars, and also for said note on W. A. Mitchell for one thousand dollars

Item 7th I will and devise to my son John T Mitchell, the sum of one hundred dollars to be paid as soon as my executors can do so - he my son John having sold

and relinquished his part of my estate is the reason of my making this legacy of one hundred dollars to him

Item 8th I will and devise to my son Isaac A. Mitchell, an equal portion of my estate after all the specific legacies are paid (the same to be equally divided as here set forth and no farther.

Item 9th. I will and devise to my son Alexander W. Mitchell, an equal portion of all my estate after all specific legacies are paid, (the same to be equally divided as here set forth, and no farther

Item 10th. I will and devise to my daughter Ger-
melia an equal portion of my estate with my estate with my sons Isaac A. Mitchell & Alexander W. Mitchell, which estate is to be held by my executors hereafter appointed for her sole and separate use, free from the control of her present or any future husband, and in case she died without children, then to be equally divided between my children or their representatives.

Item 11th. I will and devise to my son Matthew D. Mitchell, an equal portion of estate, after all debts are paid, except four hundred and fifty dollars which amount I have paid out for him, and is to be deducted from his part of my estate.

Item 12th I will and devise to my son William A. Mitchell, an equal portion of my estate after all my debts are paid, except one thousand dollars, which is to be deducted for a note given for a negro named Jasper which he has received, and after all the specific legacies are paid.

Item 13th. I will and devise that at the death of my wife Eleanor, that all my children and their legal representatives, have an equal division of her estate

Item 14th. I desire that my sons, Isaac I Mitchell and Alexander W Mitchell, in whom I have my confidence shall be, and I do hereby appoint them my executors of this my last will and Testament
William Mitchell

Signed, sealed, published, and declared as my last will and Testament, Hereby revoking and annulling all other or former wills or codicils in presence of us, this 20th day of December 1858.

Felix F Dodson
James N Cox
John Swan

Georgia
Henry County } Court of Ordinary. In vacation.
30th day of March 1859. Present
D. R. Nolan Ordinary.

Into open court this day came Felix F Dodson, and John Swan, in person who being sworn oath, that they saw William Mitchell sign, seal, publish, and declare the above and foregoing instrument, as his last will and testament, freely, voluntarily, and of his own accord, and without any restraint or influence whatever. That at the time of the execution of said last will and testament, said testator was of sound disposing mind and memory, that deponents signed said will as witnesses, in presence of testator, and at his special instance and request, and in the presence of each other & saw James N Cox the other witness sign Sworn to and subscribed before me Felix F Dodson
D. R. Nolan Ordg John Swan,

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

Into open court, personally came Deas & 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 cos will make a true inventory of all such goods and chattels. Sworn to in open Court this 4th April 1859

L. E. Nolan Ord.

Deas & Mitchell
A. W. Mitchell

Georgia }
Henry County } 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, to equally divide amongst my son George Rape, and my daughter Margaret Rape who have labored with me