

State of Georgia The last Will and Testament
of John Andrew Shealy of the County,
and State aforesaid

I Andrew Shealy of Georgia mind and disposing memory do make
Ordain and publish to this my last will and Testament with the provisions
following to wit

- 1 I give and bequeath to my daughter viz. Sumner and to her Children
for their sole and separate use a certain piece of land known as Little
Moccasin about twenty seven years of age a Negro boy named Anthony
about five years of age and a certain Negro about three years
all subject to the trust here after expressed
- 2 I give and bequeath to my grand son John Shealy a Negro boy
named Sam about eight years of age and also the sum of
five hundred Dollars in money
- 3 I give and bequeath to my grand son John Shealy a Negro boy
named Sam about eight years of age and also the sum of
five hundred Dollars in money
- 4 I give and bequeath to my grand son William Shealy a Negro boy
named Sambo about eight years of age and also the sum of five hundred
Dollars in money
- 5 I give and bequeath to my grand son William Shealy a Negro girl
named Malinda about three years of age and
also the sum of five hundred Dollars in money I also give and
bequeath to him a certain Lot of Land known as Number one
Moccasin and a thirty four in the same subject to the trust of my
Mortgage Now Macon County containing two hundred and
one and a half acres more or less should I not live the said Land
in my life time If I live it then the said William Shealy shall
in full Receive the proceeds or a sum of money equal thereto out
of my estate I also give and bequeath to him one horse
Saddle and a bridle to be paid out of my estate and delivered
by my Executors when the said William Shealy shall have
arrived at the age of twenty one years worth the value of the same
- 6 In Relation to the several gifts and bequests as above it is
my will and intention to vest the legal title to the property therein
mentioned in John Shealy and Andrew Shealy in trust that
is to say as to my daughter Mary Sumner for her separate use
and benefit during her natural life and after her death
for the sole use and benefit of the heirs of her body free from
the debts Contract and marital rights of her husband

Custom & Summation my object my object being to
secure to my said Daughter and her Children a
support or benefit certain without vesting in any
quarter whatever the same Person John Shaly and a
Andromethaly are also hereby vested with the Legal
title to all the Property given and bequeathed as
aforesaid to my grand sons Jacob Klickly
John Klickly Appollous Klickly and a William
Arthur Klickly for the proper use and benefit of
my said grand sons according to their respective Lega-
cies the said Legacies to remain in the hands of
my Executors until my said grand sons severally arrive
at the age of Twenty two years

7 I give and bequeath to my son son George Shaly a
Negro fellow named Tom about twenty years of age
which I have heretofore delivered to him

8 I give and bequeath to my son George Shaly a Negro
Boy named Al which I have heretofore delivered to him

9 I give and bequeath to my son Martin Luther Shaly
a Negro boy named Sam about sixteen years of age
which I have heretofore delivered to him and I also give
and bequeath to my said son Martin Luther a Negro
girl named Melly about eight years of age

10 After the payment and Satisfaction of all the specified
Legacies herein before mentioned the residue
of my estate Real and personal is to remain in the
possession and under the Control of my beloved wife Sarah
Shaly for and during the term of her natural life if
she so long remain a widow but in the event of her
Marriage she shall relinquish said property and possession
and my said son Martin Shaly leave two Negroes to wit
Sam a fellow about thirty four years and Ellen a
Woman about Twenty two years and shall also
further leave one hundred acres of Land to include
the house and premises now occupy as a dwelling
which said two Negroes and a tract of Land with the improve-
ments thereon I hereby bequeath to my said wife to and
for her sole use in full and complete enjoyment of my
Estate after said Marriage

11 On the death of my said wife provided she dies not marry all the property hereby given and bequeathed to him as a life estate shall be equally divided among my children here and there after that is to say those that are alive and the children of those that may be dead shall take in their respective rights as him at Law it being hereby declared that such persons, heirs & Mary Sumner and her heirs and sons, whether of course shall be subject to the same conditions herebefore provided as to their respective rights.

12 Should my said wife Mary die and leave no child or issue of her Special or Life Estate that take place among my heirs as though they were naturally dead the same provisions shall not be conclusive what is herein absolutely given to him in the last will and testament.

13 In addition I move my executor, administrator my said wife unconditionally allow my children a good here and there to be paid for but if my estate does not pay it to be paid absolutely.

14 I hereby nominate Constable as executor of my said will and testament and I move my executor, administrator of this my last will and testament and executor of my said will and testament of them to carry out the same here and there as they see fit and to pay out all my just and lawful debts.

15 The fact that some of my sons do not appear as Special Legatee in this will can be explained by stating that I have been here from day for them in part by dues & gifts my sons have been to do justice to all and to assist all and I trust they will make a prudent use of what little property it has been in my power to give this hereby testifying all words or parts of words at any time herebefore made by me & declare this to be my only true last will and testament.

16 So far as it respects the distribution of my said estate after the marriage or death of my said wife I hereby declare that it is my will and intention that my sons John Shady the William the John and the George the John and the Martin the Shady shall share in the estate to be a share the whole of said my said estate here and there after including my daughter Mary Sumner and her children my said wife's sons Nicholas and all other persons whom I have already made a liberal provision by previous gift to my said daughter so as to place her to pay a fair equality with the rest of my children. In witness whereof I have signed this my last will and testament.

My name and *Officio my Seal this the Ninth*
day of July in the Year of our Lord Eighteen
Hundred and fifty four

Andrew Shealy 1854

Morte

Signed Sealed and published by Andrew Shealy as his
Last Will and Testament in our presence and in at his
request and in his presence in the presence of
each other have subscribed our names as
Witnesses to said Will on the day and year above written

John F. Brooks

Edwin Sears

Stephen F. Miller

Recorded January 12 1857

Macon County Deputy Ordway

Georgia

Macon County

Office of Ordway
of Macon County

I Macon County Deputy Ordway and for Macon
County do Certify that the foregoing contains
a true copy of the Last Will and Testament
of Andrew Shealy deceased as a part of Record
in my office

Given under my hand and Seal of
office this the 12 day of January 1857

Macon County Deputy Ordway

Recorded April 8 1857

W J Collins Ordway

Georgia

Macon County

Office of Ordway Macon, 1857
The within will shown in solemn
form of Law and admitted to record

(See Minutes)

W J Collins Ordway