

Georgia

Macon County In the name of God amen,

I Eleanor H. Haring of said County being on public trial, bar of Court and dispossessed of mind and memory, and knowing that I may soon depart this life deem it right and proper to make some disposition of the property which I own in my own right do therefore make - publish and declare this my last will and Testament hereby revoking a Will heretofore made by me

Item First; I desire and direct that my body be buried in a manner suitable to my circumstances & condition in life, my soul I humbly commit to God, trusting for mercy & salvation through the merits of our Lord & Saviour Jesus Christ

Item Second; I desire and direct that the debts contracted by my Husband as trustee for myself and children be paid out of the Proceeds of the sale of the Crop of Cotton now on hand and out of the money arising from the hire of negroes due or to become due, and the remainder of said debts I desire and direct shall be paid out of the proceeds of the plantation upon which I now reside now and abn a support for the family, and for the purpose of paying said debts, I desire & direct that the said plantation with the hands now employed on it in carrying on the farm and all the other negroes which can be profitably employed in carrying on the farm together with the stock and other things necessary and proper be kept together, and the business of the farm be carried on as it has heretofore been not only with my own individual property but with the property bequeathed to me in and by my Mother Will. I wish the negroes that are not suited for carrying on the farm to be hired out as heretofore and the proceeds of their hire to be applied to to the payment of the debts aforesaid.

Item 4th: Subject to the foregoing charge. I give and during his natural life all my Lands situate in the County of Houston and Mason & upon which I and my family have been residing for several years past which consists of the following tract or parcels of Land viz: the place on which the dwelling is situate, formerly owned by Lemuel H. Slappy now deceased, bounded on the north by the Public road that leads to John Hilys, on the east, South & west by Lands of George H. Slappy, containing about fifty acres, also the following tract purchased by Edward A. Harrington for me from George H. Slappy containing two hundred & fifty acres more or less, bounded on the north & west by Lands of John Hilys estate and on the east and south by Lands owned at the time of said purchase by Alfred C. Riddle and said George H. Slappy, and also the following tract of Land purchased by my said trustee from Alfred C. Riddle viz: the whole of Lot of Land Number two Hundred & forty nine (249) and the west half of Lot of Land Number two Hundred & forty eight (248) both in the ninth District of said County of Houston, containing in the aggregate three Hundred & four acres more or less. And of my said Son Edward A. Harrington should die without lawful issue living at his death, then & in that event I give and devise the Lands to my surviving children to be equally divided among between them share and share alike or to the lawful issue of such of my children as may have children who may be then living - and I desire that if my said Son Edward A. should have lawful issue at his death that they shall also take a share of said Lands. In each case the children or issue to represent & take the share of their deceased Parent in said Lands.

Item 5th: I give and bequeath to my husband Edward A. Harrington for and during his natural life only, & not to be in any wise subject to his debts

or liability the following names, ^{1842 or 43} ~~neg.~~ Henry
a yellow Boy about 20 years old, Henry Hughes a Boy
of dark complexion about 36 y. old, and Catharine
a woman of yellow complexion about 22 years old and
her child Martha about 3 years old, and from and
after the death of my said Husband I give & devise &
bequeath the aforesaid Negro slaves to my Children &
their issue to be equally divided between them,
the issue of any who may be deceased to
represent the Parent

Item 6th The rest and residue of my property real and
personal, including a Negro woman named Mary
of yellow complexion & about 35 years of age and
including every other article of Property not otherwise
disposed of I give devise & bequeath to all my
Children to be equally divided between them share
and share alike

Item 7th It is my express desire that my Children and
legates should allow the property to remain together
as directed in the second Item of this my Will until
my debt and all debts contracted in account
of the property aforesaid or for the supply for the
of the family be paid from the proceeds of
the Crops & kind of Negroes, and if any of my
Children or legates should refuse to allow this,
his or her share of the property devised from
my Mother's estate under her will there to remain
there in or she shall forfeit to my other Children
all the benefits legacy, devise & bequests contained
in this my Will in his or her favor

Item 8th (omitted in its order in recording)

I give and bequeath to my Daughter Ann Eliza
Harvey my Carriage.

Item 9th

I hereby nominate constitute and appoint
my son Edward A Harvey & my Friend
George H. Slattery Executors of this my
last will and testament

my hand and affixed my seal on the 11th day of December Eighteen Hundred & Sixty One

E. W. Harvey 1861

Signed Sealed, published & declared by the said E. W. Harvey as his last will and testament, in the presence of us the subscribing who attested the same in his presence and in the presence of each other this 11. December 1861.

B. B. C. Patchford
Jacob Wiley
J. M. Giles.

Macon Court of Ordinary.

April Term 1862.

Came into Court at the regular term of the Court Jacob Wiley, one of the subscribing Witnesses who being duly sworn, deposed and said that he saw E. W. Harvey sign and publish the within as his last will and testament, while of sound & disposing mind and memory, and that he with B. B. C. Patchford & John M. Giles witnessed the same for her, at her request in her presence and in the presence of each other and that the same was executed voluntarily by her on the day it purports to have been executed
Sworn to before me
7 April 1862.