

Georgia
Madison County } In the name of God Amen
I Benj of David of said State and
County being of sound mind
memory and understanding and knowing that all
men must die. I therefore make this my last Will
and Testament hereby revoking all others heretofore
made by me.

Item first I desire and direct that my body be buried
in a decent and Christian like manner my soul I
trust shall return to rest with God who gave it - As I
hope for eternal salvation through the blessed Lord and
Saviour Jesus Christ

Item ^{my} Second I desire and direct that all of my just debts
be paid out of my Estate by my Executors hereinafter
appointed

Item ^{third} Third I desire and direct that my beloved wife
Elizabeth keep my Estate together as long as she lives
with the liberty to sell such stock as she may think
she can conveniently spare and the proceeds of the same
be applied to my debts if in case she should sell any
and at her death (in case she should out live me) that
all of my Estate be sold both Real and personal and
after the payment of all my just debts as named
in (Item Second)

Item Fourth I will and direct that my Daughter
Susannah shall have a horse saddle and Bridle
or one hundred dollars in money and that my
Daughter Martha Ann shall have a horse saddle and
bridle or one hundred dollars in money and that my
Daughter Mary Elizabeth shall have a horse saddle
and bridle or one hundred dollars in money and
that all three of the above named Daughters shall
have one feather bed ^{and} bedsted of furniture each weighing
thirty pounds and that each one of the three shall
have a cow & calf

Item the Fifth I will and direct that my son James M
David have a bed bedsted and furniture and a cow
calf he has had a horse saddle & Bridle and
Elizabeth has received one hundred dollars in
money in lieu of her share of the Estate

Item Sixth I will and direct that my daughter above

named should marry and leave one and retain that
thing above mentioned during my life time then their claim
to the above named property shall be void otherwise it shall
remain in full force

Item Seventh I Will and direct that after all of my
Children have been made equal that the balance of my
Estate be equally divided let it consist of what it may
into five equal parts after the death of my beloved
wife Elizabeth to wit

I will and direct that my daughter Kiziah Elton
have one fifth part of my Estate & that my son
James M David have one fifth part of my Estate
& that my daughter Susanah have one fifth part
of my Estate and that my daughter Martha Ann have
one fifth part of my Estate & that my daughter Mary
Elizabeth have one fifth part of my Estate
Eighth & lastly I do nominate and appoint my
beloved wife Elizabeth Executor and my son James M David
Executor to carry this my last Will and Testament
into effect - Children settle in peace and may the
Lord be peace ever be with you all Amen

Signed and Acknowledged in presence of us as
Witnesses this the 10th day of November in the year of
our Lord one thousand eight hundred and fifty two
Asa Quadelger
William F Eberhart
Gorge Eberhart J. S. C.

Berry M David

Georgia } Court of Ordinary March
Madison County } Term 1853

The within last
Will and Testament of Berry M David having been
duly proven at this regular Term in open Court upon
the oaths of Asa Quadelger William F Eberhart and
Gorge Eberhart -

is Record

Ordered that the same be admitted
Willis Strickland Ordinary
Recorded 31st March 1853