

Chas. H. McCall

State of Georgia

Marion County

Be it known to all persons whom it may concern that I Charles H McCall of the County aforesaid being now eighty years of age and being assured that according to the general course of nature my earthly existence must shortly terminate do make and constitute this instrument of my last will and testament revoking all others heretofore made by me do dispose of all my earthly possessions in the manner following to wit;

Item first

Having heretofore given to all my other children two thousand five hundred dollars I do hereby give to my daughter Nettie McCall a like sum viz two thousand five hundred dollars and as she has not had the use of it for several years since she was twenty one years old I do also give her the piano forte and a ^{bed}stead and furniture the above cash part of her legacy I shall give to her in a promissory note that she may receive interest on it until it is settled or paid off

Item second

To my daughter Sabitha Sharp I do hereby give the sum of One hundred dollars in cash as a memento of love and esteem, and as a reason for not giving her more I will state I have already given to her husband as trustee for her the sum of two thousand five hundred dollars and at the time of her marriage to him I gave her a likely negro slave and some other property and as she received her full share of the legacy given by Moses Boynton Sr. to her brother Chas H McCall Georgia A.C. Sharp and her self her part being the sum of two thousand dollars and she also received one half of the property owned by her said brother at his death which said property being left in the State of Louisiana I was the lawful heir to it so she has received her full share of the entire property that ought to have belonged to her dear deceased mother therefore I deem it right to give the entire property of my second wife to her children

Item third

I do hereby give to my grand children ^{Marion County Georgia} Virgil W Sharp and George A Sharp children of my dear deceased daughter Georgia A.C. Sharp the sum of One hundred

W H McCall Court

and fifty dollars to be divided among them
being fifty dollars each and the reason I
give them nothing more is given in my reasons
for not giving my daughter Tabitha Sharpe
more. This father Elijah M Sharp having
received two thousand five hundred dol-
lars from me and a full share of the leg-
acy bequeathed to them by their said mother
by Moses Boynton Senr. amounting to more
than two thousand dollars besides one half
of the estate of their uncle Wm H McCall which
was worth at least two thousand dollars.

All the property which would have come
into my hands as a legacy to their mother
has passed into the hands of their father
therefore all the property which came into
my hands as the property of my last wife I
deem it right and proper to give to her
children especially when I recollect that
the children of my last wife will receive
much less than the children of my first
wife

Item fourth:

After all my just debts are paid
and the above specified legacies are paid
I do hereby give all the balance or re-
mained of my property to the following
children; Jeremiah H McCall, Hannah
E Jefferson, Mattie Clements, L. Horace
McCall and Nellie McCall, each to have
share and share a like, in other words to be
equally distributed among them the distri-
bution to be made by a sale and distribution
of the proceeds or as a majority of them
may direct but but the distributive share
of my daughter Hannah E Jefferson is
hereby given as a life legacy which must
be vested in real estate or stock or bonds
well secured and she is to have no right
to sell or alienate said property but may
use the proceeds or income thereof and at
her death it shall be divided among
her children.

Item fifth

I do hereby nominate and
appoint ~~to be~~ Horace McCall as my executor
to carry into effect this my last will and
testament but if a majority of the legates
deem it necessary they may require him

Chas. H. McCall bond

to give bond and sufficient security for the faithful performance of his duty as Executor

I do also appoint him as testamentary guardian for the children of my daughter Hannah E. Jefferson that the legacy bequeathed to them may be controlled and distributed as above specified but but the Ordinary is hereby requested to require of him bond and security for the faithful performance of the trust hereby reposed in him as guardian for said children By way of assuring the Courts and juries that may have to pass upon the validity of this document or instrument I will inform them that I dictated it and wrote it myself In testimony whereof I have hereunto subscribed my name and set my seal in presents of subscribing witnesses I subscribed in this presents and they subscribed in my presents this sixteenth day of One thousand eight hundred and eighty four

Charles H. McCall Esq.
Signed sealed and acknowledged in the presents of
J. F. Rushie
R. E. Butt
Evan T. Mathis

Georgia Marion County

I Evan T. Mathis do swear that I as well as R. E. Butt and J. F. Rushie saw the within named Charles H. McCall sign and publish the within paper as his last will and testament, that I subscribed the same as a witness thereto in his presents as did also R. E. Butt and J. F. Rushie at his request that the said Charles H. McCall signed the same freely and voluntarily and was at the time of such signing of sound and disposing mind and memory

Signed, Evan T. Mathis

Subscribed before me this the 3rd day of October 1884

Jas. M. Lowe
Ord.

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Upon the foregoing affidavit of E. J. McEachie, one of the subscribing witnesses to the within will of Charles H. McCall dead: It is ordered by the Court that said will be admitted to record as satisfactorily proven in common form of law: It is further ordered that letters testamentary do issue to Horace McCall upon his taking and subscribing the oath required by law. This 2nd day of October 1887

Jas. M. Lowe
Judge

Item First

Item Second

Item Third

Item Fourth

Item Fifth

Item Sixth

Item Seventh