

Georgia

Meriwether County

In the Name of God Amen
I Edward Herndon of
said State and County being
of advanced age and knowing that I must
shortly depart from this world deem it right
and proper both as respects myself and my
family that I should make a disposition
of the property with which a kind providence
has blessed me I therefore make this my
last Will and Testament

Item First I desire and direct that my body
be buried in a decent and christianlike
manner suitable to my circumstances and
condition, My soul I trust shall return to
God who gave it as I hope for eternal
salvation through the merits of our Saviour
Jesus Christ whose religion I have professed
and as I humbly trust enjoyed for twenty
two years

Item Second I desire and direct that all
my just debts be paid without delay by my
executors herein after named

Item Third I give and devise to my beloved
wife Nancy with whom I have lived in the
strictest unity and love for thirty three years
Lot of land Number (100) one hundred and
four and lot of land (105) one hundred and
five, also Sixty seven and one half
acres more or less in the South East corner
of lot Number (89) Eighty nine in the Parish
diocese of originally Township Meriwether
County with all the right Members and
appurtenances to said lots of land in anywise
appertaining and belonging to her even proper
use, benefit and behoof forever during her
natural life or the life of her husband I also
disposition of any part of my husband's I also

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- give and bequeath to my Wife in the same
Manner the Farming utensils used on and
belonging to my plantation of any description
whenever and all my horses all of my stock
of Hog cattle and Sheep all my house hold
and Kitchen furniture belonging to my
plantation of any description my Carriage
and Blaggen, Cart and oxen also all my
Blacksmiths Tools, all my Corn and Fodder
Wheat Oats and Cotton that may be on
hand at the time of my death also all
of the production of the growing Crop if any,
at the time of my death

Item Fourth I give to my Wife Nancy
for and during her natural life
or Widowhood five per cent the disposition of
any future business My Negro man Joe
My Negro Woman and Collins and her present
and future increase viz Emanuel George
Squire Pordner Fanny John Signie Penndies
My Negro man Osburn My Negro Boy
Washington and my Negro Woman Bidda
and her present and future increase (to see)
Margaret Freeman & Harriett

Item Fifth I wish and direct that as my
children become of age that my wife
give them such thing as she can spare
to set them out to house keeping equal
in Value to their share from married left me
If there be any money or notes in hand
at the time of my death I give ~~that~~ my
Wife to enable her to purchase horses and
other utensils for my children as they become
of age and need them

Item Sixth After the death or marriage of my
Wife Nancy I wish and direct that all
of my land and negroes given to her in the

= also items, be equally divided between all of my
children and if my wife Nancy should survive she
is to have an equal share with my children (to wit,
Peninah H. Edith Ann, Richard M. Joel, and
Marshall H. Amanda L. Prudence A. St. James
M. Antulak H. Cora L. and Walter J. in the
following manner viz, My Executors hereafter
named shall choose the disinterested free holders
of this County whose duty it shall be to divide my
estate subject to distribution into as many parts
or shares as there are distributees (except my
daughter Antulak H. whose distribution shall I
wish given to her or her Guardian in Marry
and apportion by lot, or otherwise as to them shall
seem proper and ~~from~~ one of the said parts or
shares to each distributee or his or her Guardian
or legal representative (except that part of land
laid off for my son Richard M. which he has
the right to take at the appraised Value if he
chooses to do so. the land to be so divided as to
make five parts or shares the other parts or shares
to be made up out of the negroes as near equal
in Value as can be to the land shares. If
after making the negroes lots or shares equal
in Value (or as near as can be) to the land
lots there should be any negroes left out of the
division I wish them to be appraised by the said
appraising and for some of the children to take
them at the appraised Value and to pay back
what is right to the other children I wish and
desire that one hundred acres of land be laid
off in the South side of lot Number (105) one hundred
and give whom my son Richard M. now lies.
the line to run so as to include his buildings
and improvements and to be appraised by the
above named persons and my son Richard M.
to take it at the Valuation thereof if he chooses to do so.

If my wife should marry before my son Walter becomes twenty one year of age and receives his education in this state I give him fifty dollars over and above his distributive share to pay for his raising and education. But if he receives his education and arriving to the age of twenty one before her death then he is to receive his equal share. Also owing to the peculiar and unfortunate situation of my Daughter Tullulah H. I give her one hundred dollars over and above her equal or distributive share of all my property. I also constitute and appoint my son Richard M. Murawski for the person and property of my Daughter Tullulah H. and as a remuneration for my son Richard M. for his trouble and expense in keeping and maintaining my Daughter Tullulah H. he is to have the one hundred dollars given to her over and above her distributive share and all of the interest arising from her distributive share (that is to say) he is to have the use of her equal share of money without interest.

Now I direct At the death or Marriage of my wife I direct and wish that all the perishable property heretofore given to her in the above items be sold and the money equally divided between my children above named (except that my Daughter Tullulah H. is to have one hundred dollars more than the balance of them for the cause above stated. Also my son Walter is to have fifty dollars more on certain conditions above stated.

If my wife should marry she is to have an equal share with my children above named. All of the property and money given to my wife upon condition she should marry is -

after her Marriage and death to revert back to
my Estate and be equally divided between the distributees
Then Eighth I constitute and appoint my
beloved wife Executrix and my son
Benjamin H. Herndon and my son Richard
M. Herndon Executors to this my last will &
Testament, This August 30th 1853

Edward Herndon (Ed.)

Signed Sealed declared and published by
Edward Herndon as his last will & Testament
in the presence of us the undersigned who subscribed
our names here to in the presence of said testator
and each other this August 30th 1853—

Robert McGray
John M. McGray
George J. Coggin

Marso
William F. Owen
Marso

Georgia

Meriwether County

Court of Ordinary
Feby Term 1855

The within last will and Testament of
Edward Herndon having been proven at
this regular term in open Court upon the
Oaths of Robt McGray John M. McGray
George J. Coggin and William Owen the
undersigned all trustees to said last will and
Testament Or did that the same be
admitted to Record 5th Feby 1855—

J. C. Freshour (Ordinary,
M.C.)

Recorded this 7th day of February 1855—