

Georgia 3 In calm reflection
Meriwether County 3 the uncertainty of life,
and on the certainty of death - in sound
mind and memory I ordain this my
last will and testament in the following
terms.

1st. It is my will after my decease to be
buried in a decent but plain manner.

2nd That all my just debts be paid out
of such money as is now due to
my estate.

3rd That, that portion of my landed estate
lying and being in the seventh District
of this County at present but formerly
Group viz numbers 64, 96 and part of
97 in sd. district together with whatever
of my stock farming utensils house-
hold goods, may be deemed super-
fluous or unprofitable, to kept, in
and for my family may at the discre-
tion of my after named executor or
executors be sold, and due return
thereof be made to the proper tribunal
in this County together with all sum
of money due my estate at my decease.
4th. That my beloved wife Eliza remain
in the possession of my entire estate un-
divided so long as she is in widowhood
or during her natural life with these ex-
ceptions - viz - If during the minority of
either of my daughters they or either of
them should marry; then in that case
that a just valuation of my estate be then
made by five just competent and
uninterested persons and they or
either of them receive a just distrib-
ution thereof.

maintenance and education during
their minority or while they are unmarried
from my estate while it remains
undivided and undistributed.

4th. That my wife Eliza during her
widowhood shall use her discretion as to the
extent of education each of my children
shall receive provided it amount to a
good English education and that if any
one should be continued with the intent
of procuring an education beyond that
time or course generally received by the
others so as materially to increase the
cost on the estate while undivided. in
that case it is my will that such ex-
pense be correctly ascertained and kept
as a charge against such one on receiving
his or her distributive share.

5th. That my sons during the time of their
minority when not at school be kept
and raised to an honest occupation
and on their arriving to the age of one
and twenty years that they each re-
ceive her first distribution of my estate
in the principle of distribution as provided
for my daughters in the fourth item
or as will be provided for hereafter.

6th. That in case my beloved wife Eliza
should again marry in that event
it is my will, that there shall be five
competent and uninterested men
chosen or appointed, to make full
and diligent inquiry into the true state
and condition of my estate, and that
a just & equal division thereof be
made between each of my heirs.

beloved wife departing this world
overriding that a division be made
as above directed in this item to
my surviving heirs and in either
case that a guardian be appointed
for each of my Children that may
then be in their minority according
to the direction of the laws of this
State in such cases who shall take
into care and management that
portion of my estate that shall fall
to the heir of which he may have
the charge.

9th. It is my will that this my last will
and testament be put in execution in
all its items and intentions by my
dear wife Eliza alone whom I do
here appoint and ordain for that
purpose during her widowhood or
her natural life. Signed & sealed this
ninth day of November in the year
of our Lord one thousand eight hund
red & thirty six in the presence of
Elizabeth White H. H. Tigner Seal
Jonathan White

In review of the foregoing items of this
my last will & testament I wish to
to give to give to my beloved wife &
the executor the farther discretion
or power to convey or dispose of
parts of my real or personal prop
erty under the following conditions
viz. that if circumstances or oc
currences make it necessary
or advisable that she by the ex
ecutor & judgment of five

persons appointed by the probate
tribunal of the County, to
sell and dispose of such real and
personal estate as in their judgment might
be promotive of the best interests of
my several heirs I have given and
bequeathed in this that power to my be-
loved wife and executor which I have
given in all proceeding, sign and seal
the same in presence of
Jonathan White H. H. Vigner Seal
Elizabeth White

Georgia Personally Came in open
Meriwether County Court Elizabeth White &
Jonathan White subscribing Witnesses
to the within Will and after being duly
sworn said & deposed that they saw
the same duly signed and sealed
as it purports
Sworn to & subscribed Elizabeth White
in open Court this 4th Jonathan White
day of September 1837
Rev. M. Adams Clk.

Recorded 14th September 1837

Rev. M. Adams
Clerk

The last Will and testament of
Nathan Capel of the State of
Georgia & County of Meriwether
I give and bequeath or bequeath
unto Elizabeth Capel my widow
one negro man by the name
of Luke about forty years of
age and one negro girl by
the name of Mary