

In the name of God - Amen,
I James H Spence of said State and County
being of sound and disposing mind and
Memory, but in bad health, deem it right
and proper both as respects my self and
family that I should make a disposition
of the property, with which a kind Providence
has blessed me, I do therefore make this my
last will and Testament, hereby revoking
and annulling all others, by me heretofore
made,

Item 1st I desire and direct that my body be
buried in a decent and Christian-like
manner, suitable to my circumstances and
condition in life. My Soul I trust shall
return to rest with God who gave it, as I
hope for salvation through the merits of
attemperment of the blessed Lord and Saviour Jesus
Christ

Item 2^d I desire and direct that all my just debts
be paid by my Executor hereinafter named
and appointed.

Item 3^d I give bequeath and devise to my wife Mary
Alice, for and during her natural life only,
my house or lot in the town of Camille, whereon
I now reside, containing five acres, to gather
with all my household and kitchen furniture
the property bequeathed in this item to my
said wife, is in full extinguishment of
her whole right of dower in my real estate,
Homestead rights and years support, and I
hereby constitute and appoint my Executor
hereinafter named Trustee for my said wife
with power to take charge of, manage and
control for the benefit of my said wife,
and he shall have the power to dispose of
the property bequeathed in this item, and
make a reinvestment of the same whenever in
his judgement he deems it to the best interest
of my said wife.

Item 4th I give and bequeath to my son Joseph Talley,

my gold watch and chain, the same to remain in the custody & control of my Wife until his majority, at which time I direct that the same be delivered to him. At the death of my son, Joseph Talley, I direct that said watch & chain shall be delivered to my son next in age to said Joseph Talley, then in life, and at his death to the third one if living.

Item

5th The residue of my property both real & personal, where, ever and whatever it may be, including that given to my wife Mary Alice, in the third Item of this will, for and during her natural life (after her Estate therein is over) I give bequeath and devise to my five minor children in fee simple. In the event that any one or more of said minor children should die without children before marriage or before arriving at the age of twenty one years, then the ones still in life shall inherit equally all the property left by such deceased ones and named in this Item of my Will (Names of children Jane Reedy Joseph Talley Jos. H. Mary Alice & Charley H. Spence).

Item

6th I desire to state that the following described property the titles to which were made to my self individually, and in fact belong to the firm of J. T. & J. H. Spence and shall be so considered & treated by my Executor in administering this Will: Lots laid numbers 44, 46, 84, 85, 87, 86 and 88 in the 13th district of Mitchell County - Lots numbers 279, 400, and 401 in the 19th district - Lot number 202 in the 11th ~~district~~ ^{district} in the 11th ^{district} - all in said County of Mitchell also a (2/3) two thirds undivided remainder interest in the Dower lands of the estate of Wiley Bullard ~~deceased~~ deceased in said County, purchased of G. H. Bulliford and said Wiley Bullard as Guardian for his minor children, & the balance purchase money due on said ~~lot~~ interest is properly a claim against the firm of J. T. & J. H. Spence and shall be so considered by Executor ~~in~~ for titles and notes made as to this interest being in my individual

Item 1st ^{name} I hereby constitute and appoint my father
Joseph T. Spence Executor of my Last Will
and Testament and as such I hereby clothe
him with full power and authority to carry
out the provisions of this Will and to that end
he is authorized and directed to sell either by
private or public sale all the property of my
estate without any order from the Ordinary
or any one else, and without any advertise-
ment of this intention to sell or dispose of the
same, and all said Executor shall be required
to do is to have all my property appraised ac-
cording to law and make annual returns
to the Ordinary of all his actings and doings
under this Will, Having confidence in the
honesty and Judgment of my said Executor,
I desire to give him full discretion in the
matter of settling up the debts of my estate or
disposing of my property for the benefit of
my Wife and Children, and expressly state
that I do not desire any bond to be requir-
ed of him before taking charge of my estate.
I hereby appoint my said Executor Guardian
for the property herein bequeathed to my five
minor Children and as such shall manage
control, rent, lease, sell, or dispose of and
reinvest whenever & in such manner as in
his judgment is to the best interest of said
minor Children. In the event my said
Executor should die before the provisions of
this Will have been fully executed, then I
direct that my father in law, Peter C. Talley
succeed him as Executor, Trustee and
Guardian as aforesaid mentioned or if the latter
should not be in life, then I direct that
my Wife name the person to complete
the administration under this Will,
The same power and discretion allowed
my Executor in the management & disposal
less of the property of my estate shall be

executed by him as Guardian of my minor children in the management & disposition of the property herein bequeathed to them, Sept 8th 1881

Jas. H. Spence, F.S.S.

Signed sealed, declared & published

By James H. Spence as his last Will & Testament, in the presence of us the undersigned who subscribed our names hereto in the presence of said Testator as his special instance and request and in the presence of each other. This September 8th 1881

James L Stewart
J. B. Butler
Georgia Mitchell County } J. B. Palmer

Personally Came Joseph J. Spence who being duly sworn takes & subscribes to the following oath to wit: "I do solemnly swear that this writing contains the one last Will of the within named Jas H. Spence deceased so far as I know & believe, & that I will well & truly execute the same in accordance with the law of this State So help me God

Sworn to & subscribed before me

Dec 3rd 1881 J. J. Spence.

H. C. Dasher only

- Private -

Georgia Mitchell County-

Before me came James L Stewart named as a witness to the within writing purporting to be the last will of Jas H Spence and being duly sworn says that he with J. B. Butler and J. B. Palmer at the request of Jas. H. Spence and in his presence did attest as witnesses the within writing as his Jas H Spence's Will that the same was signed and published by James H Spence in this presence as his last will that he was at the time of said attestation and signing by him self of sound and disposing mind and memory that he executed the within paper voluntarily

Sworn to and subscribed before me Dec. 5th 1881-

H. C. Dasher Only Mc Ln -

J. Stewart

See in also page (2)

Re coming