

State of Georgia

Mitchell Co

In the name of God Amen I Mary Whitaker
aword of the uncertainty of life although in
my usual health and with sound & disposing
Memory and discretion hereby revoking and annulling
uplifting all other Wills by me made or supposed to
be made

Item 1st I hereby will and bequeath to my only lawful Son
Whitaker now in the service of the Government
all my Estate both real and personal of what
ever character

Item 2 It is my will & I hereby direct that should my
said son Mortimer Whitaker by the chances of
War or from other cause depart this life without
marriage or issue before my death my property
shall be divided & divided of in the following
manner That is to say all my real Estate
shall go to and become the property of my
Niece Mortimer Key. And my Slaves & their
issue and her present children and future in-
crease shall go to be possessed & enjoyed by my
Nephew George Key for the term of her nat-
ural life and at the time of her death
all of said Slaves except the boy Edmund
shall become the property of Mortimer Key
The said Edmund to go to Bertie Key
who is to take and receive all said Slaves
in the event of the death of said Mortimer
Key in the event of the death of my son
Mortimer Whitaker or of said Edmund or my
children of any description and all my
boys in like manner I hereby give to my
Nephew George Key who is to
have the same now in my possession

Item 3 I hereby constitute and appoint my Brother
Thomas H. Perry as my sole Executor to
carry out the provisions of this my last will
& I signify in writing Whence I have here-
tofore made this my last will of date
1863

Signed declared acknowledged & subscribed
as her last will & testament by the
justices and by us her country friends
in his presence and in the presence of each
other this 13th day of July 1863

Test
John G. Loff
W. L. Pasch
James Taylor

Mary E. Whitaker

State of Georgia
Indicted to before me in Person came
W. L. Pasch one of the Sub-
scribing Justices to the Last will & testament
of Mary E. Whitaker and John of the
County of Mitchell & State of Georgia
who being duly sworn depose & say that
he saw Mary E. Whitaker & James Taylor
& saw the said will & testament presented
to the Court of Chancery for Probate
as (the) her will & testament
voluntarily free and without com-
pulsion and that he signed the paper &
that he saw John G. Loff & James Taylor
sign the same in her presence and in the
presence of each other and in the presence
of the said Mary E. Whitaker &
sworn to & subscribed to by W. L. Pasch
before me this May 30th 1878

W. L. Pasch
Remond Jay 8th 1879

W. L. Pasch
sworn