

Georgia } In the name of God Amen.
Monroe County } That I Benjamin Heath being of sound
mind, hath this tenth day of September in
the year of our Lord eighteen hundred and thirty eight
bequeath unto my beloved wife Nancy Heath the planta-
tion wherein I live together with all the stock of every
kind that I am possessed of and all of my plantation tools
together with all the usual appurtenances. Also one negro
man by the name of Charles and Sally his wife during
her natural life and at his death to be equally divided
between my children. And I further give my wife or
negro girl by the name of Sally, to dispose of as my wife
thinks proper, and I bequeath unto my beloved daugh-
ter Mary Ann Lewis Heath one negro girl by the
name of Fanny one horse saddle and bridle one bed
and bedstead and furniture, the property to be appraised
when taken away or called for.

And I bequeath unto my two sons Benjamin Grey
Heath and Abraham Heath one negro man by the name
of Hail to be appraised when called for, also I give my
two sons B. G. Heath and A. Heath, one bed and bed-
stead & furniture to each one and a horse and a horse
saddle & bridle apiece all to be appraised when taken
away or called for and the said negro man Hail are
to be hired out to some good person or other until my
two sons B. G. Heath and A. Heath becomes of age and
the money the money that my negro man Hail may or shall
here for to use for the benefit of my family and to
discharge debts &c.

And I bequeath unto my beloved William Sayfang Heath
one negro boy by name Julius census, one horse saddle
and saddle one bed bedstead & furniture and furniture
all to be valued when delivered unto the said Wm S
Heath. And I bequeath unto my beloved son George
Leahman Heath, which is my youngest son two negro
boys by the name of Miles and Jack the reason why
I have given two is that he is to raise and educate.

And I give my son G. L. Heath one horse saddle &
bridle one bedstead & furniture all to be valued when
levied as above stated, and I further bequeath unto
my beloved wife Nancy Heath the children all of my
interest in my Father's estate, at the death of my

44

mother of Warren Leamy Georgia I wish to be equally
divided between my wife and children and also my
low country land to be sold and the proceeds be dispo-
sed of as above stated, and my further request is for
my executors to see of all of my just debts paid.

And I further more empower my executor to sell the
land whereon I now live provided my family wishes
to remove elsewhere and at the death of my beloved
wife the land be disposed of as before stated.

And I do hereby appoint my beloved son Benjamin
Heath and my friend Carry Lee my executor
of this my last will and testament

Signed sealed and
delivered in the presence
of us the year and date
above stated

B Heath (Seal)

W. B. Stephens
Henry Wood
Carry Lee

Georgia Personally appeared in open Court
Warren Leamy & Carry Lee and Henry Wood two of
the subscribing witnesses to the fore-
going will who being duly sworn depose and say
that Benjamin Heath signed seal, published and de-
clared the foregoing instrument for his last will and
testament & that they in the presence of said testator
at his request & in presence of each other & of William
B. Stephens attested said will as witnesses and said
William B. Stephens in presence of said testator &
at his request & in presence of these deponents attested
said will as a witness & that said Benjamin Heath
at the time of the execution of said will was of sound
disposing mind and memory & that he executed the
same freely voluntarily & without compulsion

Sworn to and subscribed in open Court

This 6 day January 1840

Chatham Co. Ga.

Carry Lee

Henry Wood

The foregoing last will and testament of Benjamin
Heath died of Monroe County Georgia will 1924 4842 upon
the oaths of Carry Lee & Henry Wood.

It is ordered by the Court that the same be admitted to record