

Georgia }
 Monroe County } In the name of God Amen.

I hope Pope of the County and State aforesaid being weak in body but in sound and disposing mind and memory, and considering the certainty of death and the uncertainty of the time thereof, in testimony that I may be better prepared to leave this world whenever it shall please God to call me hence - do therefore make, settle and declare this my last will and testament, hereby revoking all former wills by me at any time made. And first and principally I bequeath my soul into the hands of God who created it and my body to the earth to be buried in a decent and Christian like manner.

And as to such worldly estate whereunto it hath pleased a kind Providence to furnish me I dispose of the same as follows:

Item first. It is my will and desire that all my just debts be paid by my executors herein after named and appointed out of my estate as soon as conveniently may be after my decease.

Item second. It is my will and desire that all my personal estate be kept together by my beloved wife Delilah Pope, during her life time or widowhood, or until my eldest child arrives at full age, or one of my children marry, the same to be under her entire control and management, at the at the same time giving my executors full power to sell and dispose of such part or portion as my wife may not choose or wish to keep, to be sold at her or quest and direction, in such manner and at such times as my executors may think best for the interest of my estate, and in the event of my said wife's marriage it is my will and desire, that all my estate then on hand both real and personal, be divided between my said wife and children each having share and share alike and in the event of my said wife's death before marriage it is my will and desire that all my estate then on hand both real and personal be equally divided between my children share and share alike. And it is further my will and desire, that on the coming of age of my eldest child, or on the marriage of either of my children during the lifetime and before the marriage of my said wife, that then my said wife have off and advance to such child, such part or portion of my said estate as she may think proper not to exceed the one fourth part of the value of said estate.

Item third. Inasmuch as my beloved wife Delilah Pope

desire that my executors make Sale of my real estate in the town of Forsyth whenever my said wife may desire it and on such terms as they may deem most to the interest of my estate, which real property consists of this House and lot whereon I now reside. Containing some seven acres. The house whereon John S Harris now resides & known as the Britains Shop - and one vacant half acre lot adjoining I sayford & one vacant acre lot adjoining Mrs Davis but my will is to have the possession, and Control of all said property in this item mentioned as long as she may desire during her life time or widowhood - at the termination of either said property or the proceeds thereof to Subject to such division as mentioned in Item Second

Item Fourth - I desire and request that my executors sell and dispose of all my other real estates, at such time (and on such terms as in their opinion may be to the interest of my estate, unless my said wife may wish to keep a portion thereof for the support & the support of my Children, which it is my desire for her to do if she may so wish, during her her lifetime or widowhood, at the termination of either said property or the proceeds thereof to be Subject to such division as mentioned in Item second - which real estate other than that mentioned in the last item consists of four hundred acres of land in Clarke County Alabama, one lot near Forsyth containing one hundred & eighty two acres, one lot adjoining Wiley Curry in Clarke County and undivided interest in Mrs Pinckards estate and one third of a lot in Meriwether County known as the gold lot.

Item Fifth - It is my will and desire that my executors purchase for my beloved wife Delilah Pope a plantation should she desire it in such place and at such times as she may request - and said plantation, so purchased with all its appurtenances shall be under the entire Control & management of my said wife during her lifetime or widowhood and at the termination of either that said plantation, to be Subject to such division as mentioned in Item second.

Item Sixth - It is my will and desire, and I do give and bequeath it that any portion of my estate advanced to either of my daughters Sarah F Pope and Ababella A Pope, by my wife, during her widowhood or any share of my estate, that either of them may be entitled to receive under the division of my estate, as mentioned in Item second, be and the same to the same is hereby vested in my executors in trust and for the use of my said daughters.

no wise to be subject to any debts or liabilities of any future husband either of them may have but the same to remain to their use & the use of their children, should they have any -

Item Seventh - Having the most entire and unlimited confidence in the prudence and good judgment of my beloved wife Delilah Pope I intrust to her the management and control of the children and intrust their education entirely to her direction, during her life or widowhood, and should she die or marry before all my children become of age, it is then my desire that the Court of Ordinary appoint proper persons as the guardians of their persons and property -

Item Eighth - I nominate and appoint my beloved wife Delilah Pope executrix, & my trusty friend John F. Pinckard executor to this my last will & testament - this 11th day of October 1844 - the same being contained on pages 1. 2. 3. 4. 5.

Jesse Pope (Seal)
Signed sealed declared and published by Jesse Pope as his last will and testament in the presence of us the subscribers, who subscribed our names hereto, in presence of said testator and at his instance and in presence of each other, and saw him attach pages 1. 2. 3. 4. 5. as said will

Daniel Sanford
R. J. Pinckard
J. E. Harman

Georgia
Monroe County } Personally came before us John C. Banks & William S. Norman two of the Justices of the Superior Court of said County, Rufus J. Pinckard & Zachariah E. Harman two of the witnesses to the foregoing will who being duly sworn depose and say they saw Jesse Pope sign seal, publish and declare the foregoing for his last will & testament that they in the presence of the testator & at his request & in presence of each other & of Daniel Sanford attested said will as witnesses, that Daniel Sanford in presence of the testator & at his request & in presence of the testator & at his request & in presence of deponents also attested said will, that said testator at the time of the execution of said will was of sound disposing mind & memory & that he executed the same freely, voluntarily & without compulsion

Sworn to & subscribed before us
this 11th day of December 1844

R. J. Pinckard
J. E. Harman

William S. Norman J.D.C.
J. C. Banks J.D.C.

Monroe County Wills

1824-1847

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The last will & Testament of Jesse Pope died having been proven in vacation before their honors William S. Norman & John H. Bank two of the Justices of the Superior Court of Monroe County upon the oaths of Elias & Pinckard and Zachariah E. Harman two of the Subscribing Witnesses to said will

It is ordered by the Court that the same be admitted to record and that letters testamentary be granted to Delilah Pope executrix in and to all named -

Georgia
Monroe County } I do solemnly swear that this writing contains the last will of the within named Jesse Pope as far as I know or believe, that I will willfully execute the same by paying first the debts & then the legacies contained in the said will as far as his goods & chattels will thereto extend & then law charge me, & that I will make a true & perfect inventory of all such goods & chattels, so help me God

Sworn to & Subscribed in
Open Court this 10th day of
January, 1845
S. C. Chalmers C. C. C.

Delilah Pope

Georgia
Monroe County } For divers good Causes me Parents moving
to make and subscribe the following as my
Will and Testament this (16) Sixteenth day of December in
year of our Lord Eighteen Hundred and forty four

I do give and bequeath unto my beloved wife Frances
two hundred dollars in Cash after all my just debts
paid, with one bed bedstead and furniture two chairs
dressing table, to have and to hold unto her & her heirs
behalf -

I do give and bequeath unto John H. Darden my
my Rifle Gun and shot bag forever -

I do further will and desire at my death or as soon there
as convenient that all of my Estate both real and personal
should be sold at public sale and that my beloved wife
Frances Darden for her support should have the use
interest of the money until dying or proceeding from the sale
said property during her natural life. At her death I do give
and bequeath unto my nephew John W. Darden my