

Georgia
Monroe County } In the name of God Amen.

I Samuel Bivins of the county and State aforesaid feel that it is my duty while in life and of sound mind & disposing memory to make such a disposition of my property and effects as I desire to take effect after my death do make and ordain the following to be my Last Will and Testament, hereby revoking all others by me made at any time. To wit.

1st I nominate and by this will appoint my brother James Bivins Executor and my wife executrix to this will

2nd I will that all my just debts be paid

3rd I will that first of all after my debts are paid including my Charges that the sum of Twenty five hundred dollars be appropriated and set apart for the purpose of Educating my Children

4th I will that my Executor and Executrix keep all my property unless my wife should die or get married if she die the property at her death between my Children then living share and share or if she marry then the property to be divided between her and Children then living share and share alike

I am Guardian for two Wests Orphans of Elbert West at my death I wish the Court of Ordinary in the proper County to appoint proper Guardian for each of them taking bond & security for the faithful performance of said Guardianship -

In testimony whereof I have in the presence of Dudley W. Hammond Nathaniel & Slaughter and Amos W. Hammond chosen before me to witness this my Will on the 31st day of July 1841 signed & Seal

D. W. Hammond

N. S. Slaughter

Amos W. Hammond

Samuel Bivins (Seal)

Georgia

Monroe County } Amos W. Hammond one of the subscribing witnesses

within with personally appears before me in the presence of Justices of the Inferior Court of said County sitting (in vacation) who being duly sworn depose and testify that he saw Samuel Bivins subscribe his name to the said will and that this deponent signed said will at the request of said Bivins witness & in the presence of the said Bivins and also in the presence of Dudley W. Hammond & Nathaniel & Slaughter who are also signed to it at the request and in the presence of the said Bivins and deponent further swear that at the time the said will was signed witnessed & attested as aforesaid that the said Bivins was of sound disposing memory & intention to the best of their knowledge & belief and that

Monroe County Will

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Test James W. Knott, J. C. C.

Amos W. Hammon

J. W. Bank, J. C. C.

The last will and testament of Samuel Birnis having been proven before two of the justices of the Inferior Court of Monroe County. It is ordered by the Court that said will be admitted to record and that letters testamentary be granted to the executor & executrix in said will named

Georgia

Monroe County

3 We do solemnly swear that this writing contains the true last will of the within named Samuel Birnis as far as we know or believe and that we will well & truly execute the same by paying first the debts and then the legacies contained in said will as far as his goods and chattels will thereto extend and the law charge is and that we will make a true & perfect inventory of all such goods & chattels so help us God.

Given to & subscribed in

Open Court this 1 Nov 1841

James Birnis

Nancy H. Birnis

Jas Anthony D. C. C.

Georgia

Monroe County

3 In the name of God Amen

I Arthur Dillard being of sound mind and memory and of a disposing disposition and knowing as I do that God has appointed unto all men once to die do hereby make constitute and appoint this my last will and testament

1st I give to my wife Polly Dillard the lot of land no 170 with all the improvements thereon with the stock of cattle hogs sheep and geese and one bay horse one sorrel horse and one sorrel mare and one colt and one negro man name Jim and a boy named John a boy Jacob and a woman named Charleston all the plantation tools and carriages to dispose of at her death by will as one may think proper the land excepted after her death the land to belong to James I Dillard

2^d It is my will that a note I hold against John A Dillard for two hundred and thirty nine dollars be given to him and that with what he has received

Nancy Hammon has received her share

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3^d I do Elizabeth Foster a negro woman named Leah and two hundred dollars to be their share

4th Arthur Dillard Jim to have one negro man named Dick