

Brady Mitchell Smith

McCook County, Georgia Wills
1862-1875
www.georgiapioneers.com

State of Georgia, Muscogee County

In the name of God Amen I Brady Mitchell Smith of the said State & County having it in contemplation shortly to leave for the war and being of sound & disposing mind & memory deem it right & proper both as respects myself & family that 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 & annulling all others by me heretofore made

- First I desire & direct that all my just debts be paid without delay by my executors hereinafter named & appointed
- Secondly I give bequeath & devise to my beloved wife Lucinda all my property both real & personal that I am now possessed of to retain in her sole possession during my absence in the army and if it should be the will of God that I should return in safety said property shall again revert to me And if God should so will that I should fall in battle or by the hand of disease it is my will & desire that my said property should be divided equally among my wife & children share & share alike It is understood however that my said wife shall retain the same in her possession until the youngest child shall have arrived at the age of majority
- Thirdly I give & bequeath to my daughters their proportionate share of my property free & discharged from any debt liability or contract of any husband they now have or may hereafter have as their sole & separate estate for themselves & their children And if my said daughters should die without issue the said property to be equally divided among my surviving children share & share alike
- Fourthly I hereby constitute & appoint my wife Lucinda Smith executrix and my son Andrew J. Smith executor of this my last will & testament This April 21st 1863

Brady M. Smith

Signed sealed declared & published by Brady M. Smith as his last will & testament in the presence of us the undersigned who subscribed our names hitherto in the presence of said testator at his special instance & request and in the presence of each other This April 21st 1863 George W. Jones

Geo. Johnson
William E. Paine
Francis M. Brooks

Georgia Muscogee County

Court of Ordinary for said County September Term 1864
Now at this Term of the Court the annexed writing being propounded for Probate & Francis M. Brooks one of the subscribing witnesses being present who after

Brady M Smith's Will

being duly sworn upon oath says that he was present when Brady M Smith published and declared said writing to be his last will that at the time he made said declaration he was of sound & disposing mind and memory that so far as witness knows or believes he did it freely of his own accord without any undue influence or compulsion that said Smith signed & sealed the same (after publishing and declaring it to be his will) in the presence of deponent William E Paul John Johnson & George W James who at the request of said Smith signed their names as witnesses in the presence of said Smith & of each other Sworn to & subscribed before me this (J M Beale)
13 September 1864 pro Johnson Ordinary

Georgia Muscogee County—The foregoing writing admitted to record as the last will of Brady M Smith declared—see minutes pages 324 & 3—September 13th 1864 pro Johnson Ordinary

Georgia Muscogee County } Lucinda Smith

I Andrew J Smith do solemnly swear that the annexed writing contains the true last will of the therein named Brady M Smith declared so far as I know or believe & that I will well & truly execute the same in accordance with the laws of this State So help me God

Sworn to & subscribed before me by

A J Smith Sept 13th 1864 pro Johnson Ordinary

Sworn to & subscribed before me by Lucinda

Smith September 16th 1864 pro Johnson Ordinary

Mary Ann Freeman's Will

Know all men by these presents that I Mary Ann Freeman wife of Gaudridge C Freeman Jr late of the State of Kentucky but now of the State of Georgia & County of Muscogee being sound mind & in the full possession of my mental faculties in view of the approach of death reposing entire confidence in the integrity, uprightness & justice of my husband Gaudridge C Freeman Jr and believing that he can and will better than any one else care for the interests of my children and therefore wishing to place my property in his hands in such manner as to give him full and entire control of it to manage and dispose of it as may seem best to him for the interest of our children do ordain publish and declare this to be my last will and testament

I give & bequeath to my husband the said G C Freeman Jr all my property in the State of Alabama without reserve