

Edward Smith's will

Muscogee County, Georgia Wills

1862-1875

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State of Georgia }
Muscogee County }

On the name of God Amen

I Edward Smith of the County and State aforesaid
knowing that all the living must die and being old but of sound mind and dis-
posing memory do ordain publish and declare this my last will & testamentItem first After all my lawful debts are paid and discharged. I give devise and be-
queath to my beloved adopted daughter Louisa A. McDuffie all the residue
of my estate both real and personal now situated and being in the County
and State aforesaidItem second Thereby make constitute and appoint my friend Enoch Willett of the County
and State aforesaid executor of this my last will & testament with full power
and authority to sell all my personal property except so much as he may
reserve for the use of my adopted daughter Louisa A. McDuffie and also so much
of my real property as may be sufficient to pay and discharge all my lawful debts
should the proceeds of the sale of my personal property not be sufficient to pay & discharge
the same said executor is hereby fully authorized to make said sales
in either a or private manner as he may deem for the best interests of my estateItem third It is my desire that my said executor Enoch Willett shall sell and dispose of all
my personal property except so much of my household & kitchen furniture as he may
deem actually necessary for the use of and required by my said adopted daughter
Louisa A. McDuffie and the title to said household & kitchen furniture so set apart
by my said executor for the use of my said adopted daughter shall immediately
vest in my said adopted daughter and the proceeds of the sale of the balance
of my personal property shall be applied to the payment of my lawful debts
and the residue if there should be any remaining shall be applied to the sup-
port and maintenance of my said adopted daughter Louisa A. McDuffieItem fourth I desire further that my said executor Enoch Willett shall rent out
and lease my real property to the best advantage and the proceeds of such
renting & leasing after deducting such lawful expenses as my estate
may be charged with shall be turned over from time to time by my
said executor Enoch Willett to my said adopted daughter Louisa A. McDuffie
for her maintenance & support until such time as her or
his legal representatives shall be legally and fully qualified to take
possession of my estateIn witness whereof I have hereunto subscribed my name and affixed
my seal the 15th day of March 1868

Edward Smith Seal

Signed sealed published & declared by the said Edward Smith as and
for his last will & testament in the presence of us who at the request of
the said Edward Smith and in his presence & in the presence of each other
have hereunto subscribed our names as witnessesLester S. Lowery
Jas M. Hogan
Jas E. WebsterGeorgia }
Muscogee County } On this Nineteenth day of March 1868 in
my said County of Muscogee comes Enoch Willett and proponent of the
said last will of Edward Smith deceased late of said
County and Joseph E. Webster one of the subscribing witnesses to the said
instrument being present and he being duly sworn on oath says that

Edward Smith's Will, continued
he was present when Edward Smith then in his last moments dictated & published said writing as his last will & testament that said Smith signed the same in the presence of deponent Thomas McHargue & sister Elvordine who at the instance & request of said testator signed their names thereto as witnesses in his presence and the presence of each other.

Deponent further says that at the time of executing said instrument said Smith was of sound disposing mind and memory and that he did it of his own free will without any undue influence or compulsion.

Sworn to & subscribed before me this
19th March 1868 Geo Johnson Ordinary

Jos E Willett

Georgia Muscogee County

Court of Ordinary April Term 1868

The foregoing instrument admitted to record as the last will of Edward Smith dec'd - see minutes page 310 - April 7th 1868
Geo Johnson Ordinary

Georgia Muscogee County

I Enock Willett do solemnly swear that this paper contains the true last will of Edward Smith deceased so far as I know or believe and that I will well & truly execute the same in accordance with the laws of this State
So help me God
Enock Willett

Sworn to & subscribed before me April 8th 1868 Geo Johnson Ordinary

Susan M Nagle's Will

State of Georgia County of Muscogee

In the name of God Amen

I Susan Harriet Nagle of said State & County being of advanced age and in feeble health though sound in mind and discretion, and feeling sensible that I must shortly depart this life do it right and proper both as respects those who are near and dear to me and to myself that I should make a disposition of some of the property with which a kind providence has blessed me I do hereby first obtained license and authority from my lawful husband do therefore make this my last will and testament hereby revoking all others heretofore made by me

I desire and direct that my body be buried in a decent and Christianlike manner suitable to my circumstances and condition in life my soul I trust shall return to God who gave it as I hope for eternal salvation through the merit and atonement of our Lord and Saviour Jesus Christ

I desire and direct that all my just debts (if any) be paid without delay as I am unwilling that any should be delayed in their rights especially as there is no necessity for delay

Whereas by a Deed made to me on the third day of October in the year One thousand eight hundred & forty eight by Adolphus Sutherland Sheriff of said County I came into and now hold by the consent of my husband

1. Item

2. Item

3. Item