

Nancy Foster's Will & Testament

Muscogee County, Georgia Wills 1962-1873

www.georgiapioneers.com

Barnes W S Cash & Phillips who at the request of the testatrix signed their names as witnesses thereto in the presence of each other and in the presence of the testatrix sworn to & subscribed before me J J Abnerambie this 9th day of December 1865

Jno Johnson Ordinary

Georgia Muscogee County Court of Ordinary January term 1866 - The foregoing writing admitted to record as the last will of Nancy Foster - see minutes Page 144 - January 8th 1866

Jno Johnson Ordinary

Georgia Muscogee County - I Caroline S Cash do solemnly swear that this writing contains the true last will of the within named Nancy Foster 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 Sworn to & subscribed before me Caroline S Cash February 9th 1866 Jno Johnson Ordinary

Hennrich Fischbacher's Will

Georgia Muscogee County

In the name of God Amen

I Hennrich Fischbacher of said county & State being of full health but of sound & disposing mind & memory and deeming it proper to make some disposition of my property do make publish and declare this my last will & testament

Item 1. As my dear unfortunate wife Hannah Fischbacher is at present incapacitated from mental derangement for managing any portion of my estate which otherwise I would gladly bequeath to her I hereby direct my executors or whoever shall have the management of my estate to provide for her and I do give & bequeath to her a suitable support & maintenance during her natural life or during her state of derangement said support & maintenance to be as ample for her comfort and welfare as my estate will allow due regard being had to the proper support maintenance & education of our three children who must also share with their mother in such support as my estate can afford and should my said wife ever permanently recover from her insanity then she is to have one fourth part of all my estate real & personal

Item 2. Subject to the provision herein before made I leave all my estate real & personal in the hands of my executors herein after named the same to control, sell, or otherwise dispose of and generally to manage as

Heinrich Fischacher's Will contin^d

to them shall seem for the best advantage of my said children making titles therto or to such part thero of as they shall deem it advisable to dispose of as my executors and reinvesting the proceeds thero of in other property to them seeming the most advisable and whenever they may think proper they may divide off and turn over to my children as they respectively become of age or marry or to their Guardian or Guardians such portions as to them shall seem fit having due regard to the condition of my estate and to the charges thero for the support of my family and particularly of my helpless and dependant wife. It is further my wish & I do therefore direct my executors that whenever it can be lawfully done they turn over to my son Max Fischacher upon his application thero for some suitable amount of money say one thousand dollars more or less as they shall deem him worthy of the trust and they may think allowable by the condition of my Estate to be by him employed under their supervision in business for the common benefit of himself & his mother & sister Bella & Lena.

Item 3. I do hereby nominate constitute & appoint my faithful friends William A Beach Moses H DePan and John Sired as Testamentary Guardians of my said children Max Fischacher Bella Fischacher & Lena Fischacher and also as executors of this my last will & testament hereby revoking all other wills by me heretofore made.

In testimony whereof I have hereunto set my hand and seal this the 14th day of March 1865

H Fischacher Seal

Signed sealed published & declared by the said testator Heinrich Fischacher as his last will & testament in the presence of us who at his request became witnesses therto and who have hereto subscribed our names as such witnesses in the presence of the testator & of one another this 14th day of March A D 1865

Frank C Johnson

H Myer

J W Sappington

L T Downing

Georgia Muscogee County

Court of Ordinary January Adjourned Term 1866

An open court appeared Franklin C Johnson one of the subscribing witnesses to the within writing who being sworn on oath saith that he was present when Heinrich Fischacher executed signed & published the within writing as his last will and testament that at the time of publishing said writing said Fischacher was of sound & disposing mind & memory that so far as witness knows or believes he did it freely of his own accord without undue influence or compulsion

Heinrich Fischacher's Will continued

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

that said Fischacher signed said writing in the presence of de-
ponent I Myer & Wappington & I I do hereby certify that the
request of said Fischacher signed their names as witnesses thereto
in the presence of said testator & of each other
Sworn to & subscribed before me this 16th of March & Johnson
day of January 1866 Geo Johnson Ordinary

Georgia Muscogee County - I Moses H. DePan & John Savid
do solemnly swear that the within writing contains the true last
will of the within named Heinrich Fischacher decedent 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
Sworn to & subscribed by ^{by Moses H. DePan} ^{by John Savid} ^{by one} ^{by one} ^{by one}
January 16th 1866 Geo Johnson Ordinary

Georgia Muscogee County - Court of Ordinary January Term 1866
The foregoing writing admitted to record as the
last will of Heinrich Fischacher - see minutes pages 146-147
January 16th 1866 Geo Johnson Ordinary

Sarah Phelps' Will

State of Georgia I Sarah Phelps of the city of Co-
muscogee County & State aforesaid be-
ing of advanced age feeble in health but of sound mind and
disposing memory knowing the uncertainty of life & certainty
of death and wishing to dispose of the property that a kind Pro-
vidence has been pleased to bless do hereby make this my last
will & testament hereby revoking & annulling all other wills
heretofore made by me

Item 1st I will & bequeath my soul to God who gave it & who I
have endeavored to serve for many years And after
death I direct that my body shall be buried in a decent
and christianlike manner suitable to my circumstances in
life

Item 2nd I will & desire that my executor hereinafter named shall pay
all of my just debts as soon as he gets that amount of money
in hand I desire that my Executor shall either rent out the home
and lot that I now occupy either privately or at public auc-
tion as he may deem most to the interest of my estate and
first to pay off from the money derived therefrom my out-
standings for the same and the balance if any to my estate

Item 3rd I will & bequeath to my beloved daughter Jane Frances the
thence one set of knives & forks one half of the crockery
ware one half the kitchen furniture one large bed mattress
bolster & pillows one clock one Sitter one set of curtains the