

Henry Moffett Will

Muscogee County, Georgia Wills
1862-1875
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State of Georgia }
Muscogee County } Henry Moffett of the State and County
Safesaid being of sound and disposing
Mind and Memory knowing the Certainty of

death and the Uncertainty of Life do make Constitute and
proclaim this my last will and Testament hereby Revoking all
former Wills by me ever made

Item 1 - I will and desire after my death my Body be
Buried by my family in such a manner as they may see fit, and
my immortal Spirit to God who gave it Believing implicitly on his
goodness and mercy

Item 2 - I will and desire that all my Cash debts be paid

Item 3 - I will and bequeath to my beloved wife Norriena
M. Moffett my house and lot in the City of Columbus Georgia
known as my Residence and the lots in the same place where my Ware
House stood and appertinances to be Repaired there to belonging
all my House hold and Kitchen furniture of every description
Library &c. and my Rose Wood Piano Fort the sum of one thousand
Dollars in Money - a Railway and store two hundred Bushels
of Corn One thousand pounds of Hoes and a Calver one Row
and Pig. the Store and Corn to be selected by my wife out of any
I may have or had at my death for her sole and Exclusive
use benefit and Support for and during her natural life free
from the debts - contracts liabilities or Control of any future
Husband she may ever have she is also authorized to sell
a part either as Public outcry or Private Estate or all of the
lots above mentioned provide the proceeds of the sale be Reinvested in
other property with power Stone in favor of the Original Subject
to see the Restrictions and final disposition herein referred of the
Original property - and should my wife never marry she is
authorized to dispose of all the property left for her use and
benefit by will only with said Will shall not take effect
until after her death and in the Event of her Marrying again
after her death all of said property is to be Equally divided
Between my Surviving Children or their Heirs of their Issue
that either may go either an all of my Daughters shall go to their
sole separate and exclusive use and benefit

Item 4 I leave to my Daughter Mrs Emma L. Wynn for and during her
natural life for the sole and separate and exclusive use and benefit of
her self child or children free from the debts liabilities -
Contracts or intreat in any way of her husband or any future Husband
she may ever have my house and lot where on she is now living
in the City of Columbus Georgia better described in a Deed made to me
by George P. Smider & Presler for Mrs Margaret P. Birch dated October
the first - 1866 - Eighteen hundred and sixty six and after her death to be
divided between her child or children should she have any or
any one Surviving her and in the Event she dies leaving no child
or children it is to be Equally divided Between my Surviving
Children or the Heirs of their Issue and in the Event my
Daughter Mrs Emma L. Wynn desired to have said place sold or Exchanged

Nanny Moffett Continued

Item 4 _____ for other property ^{Muscogee County, Georgia Mills 1862-1875 www.georgiapioneers.com} ~~of the~~ ^{he is so in the event the proceeds of the sale of} the other property ~~obtained~~ obtained in sale of the original shall stand strictly in line of the original in any particular in regard to titling control and final distribution and that in furtherance meet with the approbation of Nanny P. Moffett whom I hereby nominate and appoint as her Trustee in the management and control of all property or interest she may be entitled to in any way or time under this my Will

Item 5. I give and bequeath to my son Nanny P. Moffett all that part of South half Section twenty five Town ship Eighteen Range Twenty Eight lying on the East side of the Little Pichee Creek all that portion of Section thirty six Town ship Eighteen Range Twenty Eight not sold by me to J. S. Clayton supposed to be about five hundred acres west half of Section thirty one Town ship Eighteen Range twenty nine north half of Section six Town ship Seventeen Range Twenty nine South west fourth of north west fourth Section five town ship Seventeen Range twenty nine Except the portion sold by W. Bishop to Mrs. A. Williamson South East fourth Section thirty five Town ship Eighteen Range twenty Eight the portion of the above specified and described land in this the Fifth Item of my will lying and being north of what is known as the Road crossing the Creek at Bishop's Bridge I give to my said son Nanny P. Moffett and bequeath to my Estate the portion of said land with his South of said Road all situated in originally Russell County State of Alabama

Item 6. I leave to my daughter Sarah Ella Moffett during her natural life to the sole and exclusive use benefit and support of her self and her children - my plantation lying in Section seven town ship Seventeen Range Twenty nine South Half of Section Eight town ship Seventeen Range twenty nine with all the buildings and appurtenances thereto be lying to gether with my Rose wood Place North all of said lands situated in originally Russell County Alabama free from the debts liabilities Contract or Control of any husband she may ever have and should she die leaving child or children then said property is to go to them But should she die with out any surviving child or children then said property is to be Equally divided between my surviving children or the heirs of them Boys and should my daughter Sarah Ella Moffett desire to sell a part or all the lands set a part for her use and benefit or support in be it so - provided the property obtained for that disposed of - stand as the original Relative to title Control titling and in further meet with the approbation of Nanny P. Moffett whom I hereby appoint her Trustee in the management of all the property that she may ever be - interested in under this Will

Item 7. I will and direct that all other property thing or things I have personal or fixed now herein before disposed of be sold and I authorized my Executor and executrix to sell off my Lands in the State of Texas either privately or at public sale try to exercise their best discretion in the premises as to make and reasonable time to dispose of the same so as to act to the best interest of my Estate the proceeds of

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would often paying all such bills and specific legacies the balance to be
Engage divided between my wife and all my children or their legal heirs and
the portion of this fund which would or ~~may~~ will go to the said
benefit of my two daughters Mrs Emma L. Wynn and Sarah Ella
Moffett I desired to be paid over to Henry P. Moffett Trustee to
manage for them

Item 8th Owing to the recent emancipation of all my slaves and
the burning and destroying of my property in the late War I have now means
now to make my wife and two youngest children engage to whom I now
together with I have formerly given my older children viz Mrs Helen
My Wynn and Charles P. Moffett

Item 9th I nominate and appoint my beloved wife my Executrix and my son
Henry P. Moffett and Brother in law Pleasant P. Phillips my Executors to carry out
my last Will and Testaments in to effect and direct that neither of them be
Required to give security this the 26th October 1867

Item 11th I leave & bequeath it is my desire and will that the Annual Cash
Paid on my plantation this year or the year of my death shall not be used
by my Executors and Executrix for general distribution among all my children
but shall be equally divided between my wife and my daughter Sarah
Ella Moffett this Oct 26th 1867 Signed Henry Moffett

Witness Joseph Kyle
O. A. Kyle
W. A. Beach

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A Codicil of the foregoing portion of my will

Item 1st In addition to what I have set apart in the 11th
the first item in the body of my will to my daughter Mary L. Wynn I
hereby add what is known as my Hope Smith place situated in
Russell County and State of Georgia Alabama comprising more
three hundred and twenty acres of land believed to be for her
use and benefit with all the Residences and Improvements Regularly
other property set apart for her use in said fourth item and
in the body of my will to be controlled by her Trustee &c just
as the other property therein mentioned

Item 2nd I give to my Grand son Thomas Moffett Henry my
Gold watch the same that I now have but the Chain and Seal
to the same I give to my son Henry P. Moffett
as witness my hand and Seal this the 8th day 1869

Witness Harry A. Wozier
Joseph Kyle
O. A. Kyle

(1584)

Henry Moffett Will Continued

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Before me John W. Duver Ordinary of Said County Personally Came Joseph Kyle Wm A Beach and Alonzo Bozju who being duly sworn in each deponent and swore that they saw Henry Moffett late of Said County deceased sign and publish as his last Will and Testament the Writing now produced as Said last Will and Testament the deponents sign the same as Subscribing Witnesses at the Request of Said Henry Moffett and in his presence and that they saw the said J. H. Kyle sign the same as Subscribing witnesses at the like Request of Said Henry Moffett and also in his presence and in the presence of each other lost to the will and Council attached and deponents further say that Said Henry Moffett was at the time of Executing Said Will and Council of Sound and disposing mind and memory and that So far as Witnesses know or believe he did it freely with out any undue influence or Compulsion

Signed (Joseph Kyle
W A Beach
Alonzo Bozju

Sworn to and Subscribed before me this 6 day of December 1869

(John W Duver
Ordinary

Georgia Muscogee County

I do Acknowlege and swear that the within Writing is the true last Will of Henry Moffett deceased So far as I know or believe and that I will well and truly Execute the same in accordance with the laws of this State So help me God

Signed Henry P. Moffett

Sworn to and Subscribed before me this 7 day of December 1869

John W Duver
Ordinary

Georgia Muscogee

Book of Ordinary December Term 1869
the foregoing instruments admitted to Record as the last Will and Testaments of Henry Moffett deceased late of Said County

John W Duver
Ordinary

We the subscribers at the request of John T. Goffington having first been sworn to, subscribed our names to the foregoing