

John H. Howard

Muscogee County, Georgia Wills

1862-1875

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State of Georgia Muscogee County - In the www.georgiapioneers.com

A John A. Harwell of the County of Monroe but at present  
residing at my plantation in Taylor County. He remained long of  
sound and disposing mind and memory but feeling the uncertainty of life  
do make ordain and publish this my last will & Testament hereby revok-  
ing all other wills by me heretofore made.

I have set to give and bequeath to my son John Howard the fol-  
 lowing Slaves to wit: Hanes, Juliana his wife, and Anderson her child; El-  
 bora, Polly his wife, & Harry her child; Chancy, Rachel, Gracyann, & Je-  
 ker, Naumia's Milly, Randall, Gilchrist, John, & Sampson together with  
 their increase & since the date of this will to make the said John's por-  
 tion of negro property equal to that of the other children previously  
 provided for by me.

Now I do give & bequeath to my daughter Eliza Georgia New  
all the following slaves to wit: Jim, Nancy his wife, Green, Sarah & her  
her children, Stephen, Sarah his wife, & Ben her child, Shack, Yellow  
Joe, John, Julia, & Willie her child, and Louisa together with their  
increase from the date of this will in order to make the said Eliza's  
portion of negro property equal to that of the other children previously  
provided for by me.

From the "Spine" we saw John Agnew's the plantation on the east side of Mill Creek through which the South Western Rail Road passes consisting of lots A<sup>1</sup> one hundred and fifty seven (157) fractional lots A<sup>1</sup> one hundred & sixty four (164) A<sup>1</sup> one hundred and sixty five (165) the "Kegler fraction" believed to be No one hundred and seventy (170) and three other fractional lots the numbers not recalled consisting in the whole of eight hundred (800) acres more or less all situated & being in the eighth district originally Hanover now Crawford County State of Georgia

Item 4<sup>th</sup> I give and bequeath to Eliza Georgia aforesaid seven thousand (\$7000<sup>00</sup>) dollars to be raised by the sale of real estate

Item 5<sup>th</sup> All just debts against my estate are to be provided for and paid out of the balance of my assets

Item 6<sup>th</sup> After the payment of the foregoing legacies and the debts against my estate the balance of my property appearing to be in Alabama and elsewhere as well as in Georgia is to be divided equally between my children share & share alike with the exception of my son John assigned for as I have made such ample provision for him in land in Item 3<sup>rd</sup> of this will he is to have nothing of the proceeds of any of my landed estate either in Alabama or Georgia except my house & lot in Columbus and from the sale of the plantation immediately above (or north of) the place hereafter to him in Item 3<sup>rd</sup> of this will which plantation consists of lots All one hundred and fifty eight (158) 4<sup>th</sup> one hundred & fifty nine (159) All one hundred and sixty (160) All one hundred & sixty one (161) All one hundred & sixty two (162) All one hundred & sixty three (163) All one hundred & sixty six (166) the "Locust" believed to be one hundred and sixty nine (169) the "Haward plantation" believed to be 17 one hundred and seventy one (171) and two lots at the "Sugar Hill" now or hereafter located all in the eighth district originally with the name of

John H. Howard? *Will continued*  
 County estate aforesaid and containing two thousand <sup>1862-1875</sup> *Acres* (2010)  
 acres more or less *www.georgiapioneers.com*

Item 7<sup>th</sup> I charge my estate without any expense to my said John with the building of a fence (if I do not build it before my decease) on the line between my plantation & that of Joseph B. Hill on the east side of Flint River said fence commencing near the North West corner of the "Howard fraction" aforesaid & running due east along said fraction and on the north line of the "Lee lot" aforesaid and along the north line of lot No one hundred & sixty six (166) aforesaid to the north east corner thereof then at a right angle running north along the west line of lot No one hundred & sixty two (162) to a point opposite to the creek crossing commonly called the "Hall bridge" thence due east to the highlands said fence to be of sufficient height & faithfully made with a central ditch three feet higher than any ground in Flint River was ever known to reach.

Item 8<sup>th</sup> In the division of my estate whatever property either real or personal may fall to either of my daughters Mary Ann Williams Arabella Lockhart & Eliza Georgia Howard I wish the Trustees herein named Robert H. Howard, Chesley B. Howard & John Howard to take charge of each of said daughters said property for the exclusive use and benefit of each of said daughters free from the control of husbands either of them may ever have.

Item 9<sup>th</sup> In the said division of my estate it is my wish that my daughter Arabella Lockhart shall receive a certain negro boy named Paddy at a fair valuation as part of her portion of said estate.

Item 10<sup>th</sup> Lastly I appoint my sons Robert H. Howard, Chesley B. Howard & John Howard my executors who will see that this my last will and testament be faithfully carried out in every particular.

In witness whereof I have hereunto set my hand and affixed my seal this the 24<sup>th</sup> day of March 1862.

John H. Howard (seal)

Signed sealed & made public in presence of the undersigned who signed in the presence of the testator & of each other

A. L. Corbin

H. Hodges

Asa Marshall J. D. C.

Georgia

Muscogee County } On this 27<sup>th</sup> day of July 1862 in vacation comes Robert H. Howard & Chesley B. Howard and propounded the aforesaid and foregoing writing as the last will of John H. Howard deceased late of said county And Asa Marshall one of the subscribing witnesses to said writing being also present who being duly sworn on oath says that he was present when said John H. Howard executed & published said writing as his last will that at the time of executing and publishing said Howard was of sound & disposing mind & memory that he did it freely of his own accord without any undue influence - so far as witness knows or believes that said Howard signed said writing in the presence of deponent & A. L. Corbin & H. Hodges when at the request of said Howard signed their names & witnessed

John H. Howard's Will

Muscogee County, Georgia Wills  
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in the presence of the said Howard & of each other  
Sworn to & subscribed before me this 1st  
July 1862

Jno Johnson Ordinary

Georgia, Muscogee County— Court of Ordinary August Term 1862

The foregoing writing adjudged & admitted to record as the last will  
of John H. Howard deceased—see minutes page 447—August 4<sup>th</sup> 1862  
Jno Johnson Ordinary

Georgia } J. Robert R. Howard  
Muscogee County } D. Chesley B. Howard

do solemnly swear that the foregoing writing contains the true  
last will of the therein named John H. Howard deceased so far as I know or be-  
lieve and that I will well and truly execute the same by paying first the debts  
and then the legacies contained in the said will as far as his goods and  
chattels will thereto extend & the law charge me and that I will make  
a true & perfect inventory of all such goods & chattels So help me God  
Sworn to & subscribed before me } Robt R. Howard  
this 11<sup>th</sup> day of August 1862 } C. B. Howard  
Jno Johnson Ordinary }

James H. Ware's Will

State of Virginia City of Richmond

In the name of God Amen

I James H. Ware being of sound mind & memory and knowing the chan-  
ges to which I am exposed do make this my last will & testament

Item 1<sup>st</sup> I will that my body be buried in a decent & Christian  
like manner

Item 2<sup>nd</sup> It is my will that my just debts be paid by my  
executor as soon as they can be properly ascer-  
tained

Item 3<sup>rd</sup> I will and bequeath all the property of which I may  
be possessed at the time of my death or to which I may hereafter  
be entitled to and all property & effects owned by me in possession or  
reversion or remainder and all other property of which I am now or may  
hereafter be possessed lands & tenements rights & credits goods & chattels  
money notes claims in action and all other evidences of debt and in general  
all my estate both real & personal unto my beloved father Robert H. Ware of the  
City of Columbia in the State of Georgia to him and his heirs forever

Item 4<sup>th</sup> I hereby nominate & appointing father the said Robert  
H. Ware to be the executor of this my last will & testament And by me  
writing all other wills that I may have heretofore made I do make  
publicly & declare this to be my last will & testament

In witness whereof I have hereunto set my hand & affixed  
my seal this 15<sup>th</sup> day of November in the year of our Lord  
one thousand eight hundred & sixty one in the presence of me  
Subscribing witnesses

James H. Ware

The foregoing written instrument was then signed by the  
writing witnesses below Jno James H. Ware signed in our presence