

Joseph D Miller's Will

Muscogee County, Georgia Wills

1862-1875

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I Joseph Francis Miller of the County of Muscogee & City of Columbus & State of Georgia being of sound mind & memory and considering the uncertainty of this frail & transitory life do therefore make certain publick and declare this to be my last will and testament that is to say first after all my lawful ^{debts} are paid and discharged and having all necessary expenses paid for funeral expenses as may seem necessary to my situation in life and having enjoyed the Christian Religion for the last twenty six years

Stone first I give and bequeath and dispose of as follows to wit I give to my sister Amelia a house and lot in the city of Columbus known as (419) four hundred & nineteen also I give & bequeath to my said sister Amelia Miller my present residence two hundred & fifty four to gether with all my holden and household furniture I give also the south half of said lot 254 two fifty four purchased of Michael McCahoy Trustee I also give & bequeath to my sister Amelia Miller all that tract of land situated in the State of Texas containing six hundred and forty acres in Travis District Nays county number one hundred and twenty nine (129) and the water of the Rio Bravo Also I give and bequeath to my sister Amelia Miller a negro woman named Gennett about sixty years old

I give and bequeath all the real estate that I am possessor of not above stated to my sister Amelia in trust for my son Joseph until such time as he becomes of full age that is to the age of twenty one years and in case of the death of my son Joseph my sister Amelia to be the sole heir to inherit the property thus given if by his death I desire that all the stock that I am possessor of in my team or Woodstock to be sold immediately for cash and proceeds of said sale to given to my sister Amelia Miller I also give & bequeath to my sister Amelia two calves & two mules cows

I hereby nominate constitute & appoint my sister Amelia Miller as executrix on my estate with full power given to her by me to select one or more to assist her in the discharging the duty of this my last will & testament I have affixed my seal Columbus Ga May 5th 1869 J. D. Miller

The above written instrument was subscribed by the said Joseph D. Miller in our presence and acknowledged by him to each of us and he at the same time pronounced & declared the above instrument so subscribed to be his last will and testament and we at the testator's request in his presence have signed our names and respective places of residence Columbus Ga 5th May 1869

Isabella J. Thomas Columbus Ga
Nicholas Wade Columbus Ga
John D. Jones J. P. Columbus Ga

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Georgia Muscogee County

Court of Ordinary June Term 1862

Now at this regular term of the Court comes Amelia
 & Miller the executor therein named and proponent of the foregoing
 writing as the last will of Joseph H. Miller deceased late of said
 County and John Swine, Michael Mc Cahoy & Frederick J. Clemon
 our subscribing witnesses to said will being also pres-
 ent and they said witnesses being duly sworn depose & say
 that they were present when said Joseph H. Miller then in
 life but now deceased executed and published said will-
 ing to be his last will that at the time of executing & publish-
 ing said writing said Miller was of sound & disposing mind
 and memory that so far as witnesses know or believe
 he did it freely of his own accord without any un-
 due influence and that at the request of said Miller
 deponents subscribed the same as witnesses in the pres-
 ence of the testator & of each other the said testator
 having first subscribed said writing in the pres-
 ence of all the witnesses

Sworn to & subscribed before me this 3 day of June 1862

John Swine
 Michael Mc Cahoy
 Frederick Clemon

Pro Johnson Ordinary

Georgia

Muscogee County

The foregoing writing admitted to Probate as the last will of Joseph H. Miller dec'd
 See minutes page 444
 Pro Johnson Ordinary

Georgia Muscogee County - I do solemnly swear that the
 foregoing writing contains the true last will of the therein
 named Joseph H. Miller deceased so far as I know or
 believe and that I will well and truly execute the same
 by paying first the debts & then the legacies contained in the said will
 as far as his goods & 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
 Amelia H. Miller

Sworn to & subscribed before me this
 3 day of June 1862 Pro Johnson Ordinary

James H. Jones sen' Will of Georgia Muscogee County

I James H. Jones sen' of said County being of sound mind and memory do make and publish the following as my last will & testament

Item 1. I direct my executors to pay all my just debts as soon as they can with convenience