

Malinda L Benning's Will & Testament

having living children the portion bequeathed such be ~~bequeathed~~ ^{bequeathed} to the children named herein
the remaining brothers and sisters and if any of said brothers and sisters herein
named be dead having children said children to take the portion their
parent would be entitled to if living

2nd Term I nominate and appoint Richard E Benning to execute this my last
will and Testament

Malinda L Benning

Signed and published on the 14th day of February A.D. 1861 in
presence of

J Adams

J G Bedell

Alb E Patterson

Georgia Muscogee County

On this tenth day of February 1864 in vacation comes Richard E
Benning and propounds the annexed writing as the last will of
Malinda L Benning deceased late of said county and Alb E Patterson
also being present whose name appears as a witness to said writing and
said Patterson being duly sworn on oath says that he was present when
said writing was published by said Malinda L Benning as her last
will that at the time she was of sound & disposing mind & memory
that so far as witness knows or believes she did it voluntarily without
any undue influence or compulsion that said Malinda L Benning
signed the same in the presence of deponent and J Adams & J
G Bedell who at the request of said Malinda L signed their names
as witnesses in the presence of said testatrix & of each other
Sworn to & subscribed before me this 10th day of Feb Alb E Patterson
February 1864 Jno Johnson Ordinary

Georgia Muscogee County Court of Ordinary March Term 1864
The foregoing will admitted to record See Minutes Page 44
March 7th 1864 Jno Johnson Ordinary

Georgia Muscogee County
I Richard E Benning do solemnly swear that the an-
nexed writing contains the true last will of the therein named
Malinda L Benning 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 this 7th day of March R E Benning
of March 1864 Jno Johnson Ordinary

Lucinda Salisbury's Will

State of Georgia Muscogee County

I Lucinda Salisbury being of sound & disposing mind
and being desirous of arranging all my temporal affairs do make
and publish this as my last Will & Testament

Item first I give & bequeath unto my daughter Virginia W.
wife of George E Gage two lots lying in the city of Columbus
and known as lots numbers (565 & 566) five hundred & sixty five and

Lucinda Salisbury's Will contin^d

five hundred & sixty six together with the improvement thereon and a separate estate free from & exclusive of the debts contracted by me & my present or any future husband for and during her natural life and at her death then to any child or children she may have but in case my said daughter should die without child or children then and in that case I give the said two lots of land to the said George E Gager to have & to hold for his natural life and at his death then to my said son William S Salisbury during his natural life and at his death to the children of my said son William S Salisbury

Item Second I give & bequeath unto my said daughter Virginia B the following negroes to wit Lizzie & her two children Harriet and Virginia to have & to hold unto her as her sole & separate estate for and during her natural life and at her death then to any child or children she may have but in case my said daughter should die without child or children then I give the said negroes with their increase to her present husband George E Gager for & during his natural life and at his death then to my said son William S Salisbury during his life and at his death to the children of the said William S Salisbury Provided that if at any time the said George E Gager should sell or dispose of either of the said negroes or should remove from Muscogee County then the life estate of the said George Gager shall cease and determine and the estate of the said William S Salisbury shall attach My object in annexing this provision being not to limit the rights of the said Gager so much as to preserve these negroes to my family and to ensure their being kept near their old home.

Item third I give & bequeath the following negroes to wit Jane, little George, Clara & her two children, Lucy, John, William, Henry, Edwin, Sally, Frank & Tom to be equally divided between my said daughter Virginia B Gager & my said son William S Salisbury - the portions of my said daughter to be hers upon the same terms conditions & provisions as is mentioned in Item second and also the remainder to attach in the same way & upon the same conditions as mentioned in said Item second

Item fourth I give & bequeath unto my said son William S Salisbury the house & lot in the city of Columbus which I now live it being on the North west corner of Crawford & Jackson Streets and also the following negroes to wit Amy & old George to be his in fee simple forever

Item fifth I give & bequeath a certain judgment recovered by me against George E Gager in Muscogee County to my said son William S Salisbury in trust that if at any time the property of the said George should be brought to sale by other creditors than the said William S shall collect the same & pay the proceeds over to my said daughter Virginia B if she is then living but if she should not be living then for his the said William S Salisbury's own use

Item sixth It is my will & desire that the balance of my estate after the payment of my debts shall be equally divided

Lucinda Salisbury's will continued

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

between my said son William L Salisbury and my daughter
Gager

Then seventh I hereby nominate as my executor my son Wil-
liam L Salisbury
Lucinda Salisbury

Signed sealed declared & published by Lucinda Salisbury as her last
will & testament in the presence of us the subscribers who have subscr-
bed our names here to by the request of said testatrix and in her presence
and in the presence of each other this April 17th 1864 John Peabody
M A Day
E A Dudley

Georgia Muscogee County

On this 17th day of April 1864 in vacation came Wil-
liam L Salisbury & produced the annexed writing as the last will
of (Mrs) Lucinda Salisbury deceased late of said county he being
the executor therein named (And John Peabody) and of the probate
being witnesses to said writing being also present and being duly
sworn on oath says that he was present when said Lucinda Salisbury ex-
ecuted & published said writing to be her last will that at the time of execu-
ting & publishing the same she was of sound & disposing mind & memory
that so far as witness knows or believes she did it voluntarily without a-
ny undue influence or compulsion that she signed the same in the pre-
sence of deponent & M A Day & E A Dudley who at the request of said
testatrix signed their names as witnesses in the presence of said testatrix
and of each other
John Peabody

Sworn to & subscribed before me this 17th
day of April 1864 Jno Johnson Ordinary

Georgia Muscogee County - Court of Ordinary May Term 1864

The foregoing writing admitted to record as the last will of Lu-
cinda Salisbury deceased - See minutes Pages 49-50 May 2^d 1864
Jno Johnson Ordinary

Georgia Muscogee County

I do solemnly swear that the foregoing writing contains the true
last will of the therein named Lucinda Salisbury deceased so far as I
know or believe and that I will well & truly execute the same in ac-
cordance with the laws of this State So help me God
Sworn to & subscribed in open court W L Salisbury
May 2^d 1864 Jno Johnson Ordinary