

Mary S Emery "Will"

Muscogee County Wills
1862-1875

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The State of Georgia } I Mary S Emery make this my last Will and testimony
Muscogee County }

1st I give my soul to God who gave it and my body to the dust
2^d I will that the management of my estate be placed in the hands of my Doctor John W Harrison and my daughter Sallie Emery

3^d I will that said John W Harrison and Sallie Emery sell of my estate a sufficiency to pay my debts and the balance to be kept as it is and my land rented out annually and the proceeds to be appropriated for the benefit of my son Willmore & my daughter Ellen until they become of age And I farther will that if either of my daughters Sallie or Susan should desire to remain upon the place that they do so, both or either of them, having full control and receive all the benefits and proceeds of the place by funding clothing and taking care of my son Willmore & my daughter Ellen otherwise the place to be disposed off as before stated

And farther will that when Willmore & Ellen become of age that my entire Estate be sold and divided as follows to my Daughters Rebecca Porter & Ester Emery and to my grand daughter Amanda Sallie. I will that they have of my estate each five dollars and the balance remaining to be equally divided among the following named children. To Wm, Sallie Susan Willmore & Ellen And I farther will that John W Morrison & Sallie Emery take control of Willmore & Ellen and manage them as may seem best for their interest And I farther will that my appointed Administrator and Administratrix have all power and control equally to that invested in me and that they execute this will to the letter trusting that God will aid in the just performance of this Will I cause my name to be written and make my mark in the presence of these Witnesses

Jefferson Thomacon
Susan A Thomacon
H R Youngblood

Mary Sth Emery
marks

Georgia } Before me John W Dyer Ordinary in and for said County person
Muscogee County } duly came Jefferson Thomacon who being duly sworn in oath depose and testify that he saw Mary S Emery late of said County decedent sign and publish as her last Will and Testament the writing and proceed as said last Will, that deponent signed the same as one of the subscribing Witnesses at the request of the said Mary S Emery and in her presence and he saw Susan A Thomacon and H R Youngblood sign the same as subscribing Witnesses at the like request of said Mary S Emery and also in her presence and in the presence of each other and deponent further says that said Mary S Emery was at the time of executing said Will of sound and disposing mind and memory and that so far as Witness knows or believes she did it freely without any undue influence or compulsion

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Sworn to and subscribed before }
me this 4th day of Sept 1871 } Jefferson Thompson
John W Duer
Ordinary

Georgia }
Muscogee County } I do solemnly swear that the within writing contains the
true last Will of Mary S Emery, so far as I know or believe
and that I will well and truly execute the same in accordance with the
Constitution and Laws of this State so help me God
Sworn to and subscribed before }
me this 4th day of September 1871 } Sarah Smith
John W Duer
Ordinary

Court of Ordinary
September Term 1871.

The foregoing instrument of writing admitted to Probate & Record in
common form of Law upon the affidavit of Jefferson Thompson one
of the subscribing Witnesses thereto as the last Will and testament
of Mary S Emery decd

John W. Duer ordinary

S. A. Pilling "Will"

State of Georgia }
Muscogee County } after giving my soul to God from whom it came & my
body to the dust in which I desire to have it buried by the side
of my first wife Mary Helen Pilling
My Will is that my property if I have any be sold or disposed of as
my executor may deem best & after paying the claims held by Sarah Mc-
nair & my son Ray Mc Pilling & my Daughter Mary H Thompson all
of which several sums are for money borrowed of or advanced for me by
them & some few accounts contracted in the last few months which comprise
all the just claims against me. I consider the amount received from my
present wife A. E. Pilling's Father's estate by me has been more than paid
to her by advances to her & her children at her request, according to the Chan-
cellors decree she was to be paid by me as Trustee of Daniel McDougals
Decd assets Ten thousand dollars in full discharge of her claim for Dower
This I have done & taken her receipt for the same. I sacrificed considerable
individually to effect this & by contract secured this to her free from any
claim of mine or my children so that she has full power to dispose of the same
by Will or otherwise This amount property and being ample to support her
I having given up all claim to any part of the I desire what little I may
leave be equally divided between my three children Mary H Thompson
Martha C Saunders & Ray Mc Pilling I do this from no untoward feelings
to my wife if she was so amply provided for I would feel it my duty
to give her an equal child's part. It might be said that I did not give
her the Ten thousand dollars which is true but if I had not in
the sacrifice I did to effect a compromise she may have more