

In the name of God I now
Elizabeth Day of the County of Newton & State
of Georgia being afflicted in body and sound in mind
make & seal this my last Will & Testament in man-
ner and form as follows

First I will that all of my just debt be paid to
my Executors (hereafter named)

Second I will to my son John Day my Negro man
Henry my bed & furniture, books, notes and accounts
and executions together with any other claims & evidence
of debt to me owing with all other articles or things be-
longing to me (except my wearing apparel her actions
in money and one dozen Silver teaspoons) to be to him
possession of by him to serve as my executor. All of the
above mentioned property I will to my son John Day to
have & his heirs forever

Third I will that my wearing apparel be equally
divided among the friends & relations of my deceased
daughter Tabitha Williams

Fourth I will to my grandson John Alpheus
Williams one dollar in money

Fifth I will to my grandson James Robert Wil-
liam one dollar in money

Sixth I will to my grandson Francis Marion Day
six Silver teaspoons

Seventh I will to my Grand daughter Larena
James Williams six Silver teaspoons

Eighth I hereby constitute and appoint my son
John Day sole executor of this my last Will & Testa-
ment and I hereby declare that if not inconsistent with
Law that he go into no formal executorship but that
he appear to the Legatee as soon as was necessary

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me to them their several Legacies permitting the female
children of my deceased daughter Tabitha Williams to make
an equal & fair division of my wearing apparel among themselves
In witness whereof I have hereunto set my hand and affix
as my seal this the fourth day of September Eighteen hundred
& forty four

Elizabeth Day
Alphus Jones & Publisher
in the presence of
Henry Gaither
Dania Roth
John C. Day

Henry Gaither
Dania Roth
John C. Day

George J. Personall came before us this 20th day of October
Newton County, N.C. Peace Justice of the Inferior Court

Henry Gaither who being duly sworn de-
posed and said that he saw Elizabeth Day sign & seal
the within Will for the purposes therein contained and that
she was of sound mind and sound memory at the signing thereof
and he saw Dania Roth and John C. Day sign the same
as Witnesses and that he subscribed the same as Notary
Public

Sworn to and Subscribed before
this 24th September 1844
G. J. Bates, J. C.
Clerk of the Inferior Court

Henry Gaither

George J. Personall came before us this 20th day of October
Newton County, N.C. Personally appeared in open Court Dania
Roth and John C. Day who being duly sworn
deposed and said that they saw Elizabeth Day sign and seal
the within Will and Testament and at the time thereof she was
of sound disposing mind and memory and that she gave
the same freely and without compulsion and that they sign
to the same as Witnesses and they are each of them so
Subscribed

Sworn to & Subscribed
in open Court, the 8th 1844

Dania Roth
John C. Day

Attest

Henry Gaither

Remona J. M. Decker Clerk