

Georgia

Newton County In the name of God Amen

I, Richard Loyall of County of Newton and State of Georgia being of sound disposing mind and memory and knowing that death will come, and wishing to dispose of my property in my own way do make the following as my last will and testament in relation thereto

Item the first. I do hereby leave to my wife during her natural life and widowhood all my estate both real and personal upon condition that she maintain and educate my children the maintenance to correspond with my pecuniary circumstances and the education at the discretion of my wife.

Item the second. It is my will and desire that should any or all of my children become of age or marry during the natural life and widowhood of my wife that then and when that event my said wife may apportion off property in kind and value as she may think fit, to such child becoming of age or marrying.

Item the third. It is my will and desire that my wife during her natural life and widowhood bear solely to sell any property of my estate or purchase other property as she may desire.

Item the fourth. It is my will and desire that the County Court shall not have any jurisdiction over my estate or the dealings and doings of my representatives during the natural life or widowhood of my wife only so far as to allow the will and testament to be regular proven and put upon the record.

Item the fifth. It is my will and desire that upon the death of my wife or upon her marriage that there be an inventory and appraisement of my estate and that there be a division of my estate between my wife and my children each to share and share alike.

Item the sixth. It is my will and desire that what ever property may be set a part to my female children

under and by virtue of the preceding item that is the fifth item) or what property my wife during her widowhood may apportion off to my female children in either event the property to be given to Laurens Baker in trust for such female child or children and their heirs.

Item the seventh. It is my intention in the event my wife marries that her husband shall not be appointed Guardian of either of my children and that he shall not in any event have the control or management of the person or property of either of my children and that such future husband of my wife shall not be appointed Administrator with the will annexed of my estate or have the control thereof by any appointment under any other name.

Item the eighth. I do hereby appoint my wife, James G. Loyall, Esquire and my half brother Laurens Baker of Newton County, Executor to this my last will and testament and I do hereby revoke all other wills or codicils.

In testimony whereof I have hereunto set my hand and seal this

Item the ninth. I do hereby revoke each and all of my children of any power whatsoever to sell or convey any part or portion of the estate designed by this instrument for their use or use of such sale and conveyance be by the concurrence of the trustee.

In testimony whereof I have hereunto set my hand and seal this 17th day of May 1843

John N. Williamson

Lewis Jackson

G. W. Akers

Richard Loyall

Georgia
Newton County Deposed before me William R. Henry, John S. Smith and Hanson Glap Justices of the Inferior Court of said County personally came George B. Vassar who being duly sworn deposed and said that he saw Richard Loyall sign and seal the foregoing Will and that the said

Logall published the same as his last will and testament that this deponent subscribed the same as a witness in presence of the said Richard Logall and deponent saw John N. Williamson and Lewis Zachary as the same this deponent further says that himself and the other witnesses each subscribed in presence of each other. This deponent further states that to the best of his knowledge and belief the said Logall at the time of executing said will, was of a sound and disposing mind & memory sworn to and subscribed before us in vacation this

G. W. Ahar

24th day of October 1845
 Geo. B. Hargis J. C. C.
 Geo. B. Smith J. C. C.
 Manson Glass J. C. C.

Georgia } Before us John D. Smith and Manson
 Newton County } Glass Justices of the Inferior Court of
 said County personally came John N.
 Williamson who being duly sworn depose and swear
 that he saw Richard Logall sign and seal the foregoing and annexed Will and that the said Logall published the same as his last will and testament that this deponent subscribed the same as a witness in the presence of the said Richard Logall and deponent saw Lewis Zachary and George N. Ahar do the same this deponent further says that himself and the other witnesses each subscribed in presence of each other this deponent further states that to the best of his knowledge and belief the said Logall at the time of executing said Will was of a sound and disposing mind and memory sworn to and subscribed before

us in vacation this 24th day
 of October 1845
 John N. Williamson
 Geo. B. Smith J. C. C.
 Manson Glass J. C. C.

Georgia }
 Newton County } Before us Geo. B. Smith & Manson Glass Justices
 of the Inferior Court of said County personally
 appeared Lewis Zachary who being duly sworn depose and swear
 that he saw Richard Logall sign and seal the foregoing and
 annexed Will and that the said Logall published the same as
 his last will and testament that this deponent subscribed
 the same as a witness in presence of the said Richard
 Logall and that deponent saw John N. Williamson and
 George N. Ahar do the same this deponent further says that
 himself and the other witnesses each subscribed in pres-
 ence of each other this deponent further states that to
 the best of his knowledge and belief the said Logall
 at the time of executing said Will was of sound and
 disposing mind and memory
 sworn to and subscribed before
 us in vacation this 29th day
 of October 1845

Lewis Zachary

Geo. B. Smith J. C. C.
 Manson Glass J. C. C.

Recorded by
 W. D. Smith C. C.