

59

I William Patrick of Newton County and State of Georgia, being in good health and of sound and disposing mind and memory, do make constitute and ordain this to be my last will and testament, hereby revoking all other wills which I may heretofore have made.

Item 1st For the purpose of raising a comfortable support for my beloved wife Elizabeth H Patrick and my children Mary E Patrick, Lucy A Patrick, Martha W Patrick, Frances Jane Patrick and Abraham W Patrick and also for the purpose of educating my children aforesaid I leave my wife aforesaid during her natural life or widowhood, all of my estate both real and personal in which I may be possessed, consisting of the lands on which I live, all of my negroes both male and female, young and old, my stocks of every description household and kitchen furniture, tools, and farming utensils &c. Which property is loaned to my wife Elizabeth H Patrick upon the following terms and conditions viz first that after allowing herself and my little children aforesaid a comfortable support from the profits of said property she cause the said children to be educated according to the circumstances and condition of my estate. Secondly — That when my children above mentioned viz Mary E Patrick, Lucy A Patrick, Martha W Patrick, Frances Jane Patrick, and Abraham W Patrick shall respectively arrive at the age of twenty one years or shall marry then shall be allotted to the said child or children so arriving of age or marrying so much of the property which I have loaned to my wife as she may deem prudent to give them, provided always that said portion shall not exceed the share to which said child would be entitled upon an equal division of my estate among the five children above mentioned.

Item 2^d I give and bequeath to my five other children viz Mary E Patrick, Lucy A Patrick, Martha W Patrick, Frances Jane Patrick, and Abraham W Patrick all of my estate both real and personal which I have herein bequeathed to my beloved wife all of which property I give and bequeath to my

January 6 to be divided among them at the death of
William Patrick Elizabeth H. Patrick.

Item 3rd It is my will and desire that if any of
my children above mentioned shall die before said child
or children shall arrive at the age of twenty one years
or shall marry the portion of my estate to which
said child or children would have been been entitled
shall be equally divided among my surviving
children.

Item 4th It is my will and desire that if my wife
Elizabeth H. Patrick shall marry again that my
Executors hereafter named shall take all of the
property which I have loaned her out of her hands
and shall give her one Sixth part of my land two
of my negroes Tom and Emory, one horse worth one
hundred dollars one barrel of oats saddle and Bridle
one hat two bedsteads and three sets of Bed furniture
two set of trunks and two mitch boxes which
property I give her and her heirs forever in full of
her right of dowers from my Estate.

Item 5th It is my will and desire that in case my
Wife shall marry again that my executors take the
property into their possession that they sell the household
and kitchen furniture and stocks of every description
Tools and farming utensils at public sale and
turn out the Negroes annually for the best price
that can be obtained for the same, using a fund
for the support and Education of my poor children above
mentioned.

Item 6th I have heretofore given to my son in law George
Gunningham three Negroes and I request my executors
to pay to the said George Gunningham One dollar
which shall be in full discharge of all claim or
claims which he or any of his children may have
against my estate and my heirs.

Item 7th I desire that my Executors shall dispose
of my gun or any other property belonging to me which
is not mentioned in this Will in such manner as
they think best.

Item 8th I appoint Alexander Tharr and John C
McLaughlin the Executors of this my

and testament.

Item 9th If any of the negroes left to my wife
and children should become refractory or ungovernable I will
and desire that the said Negro or negroes shall be sold
and proceeds applied to the Estate.

Signed sealed and acknowledged
by said William Patrick in our ^{his} William P. Patrick
presence, who have subscribed our ^{Marks}
names as witnesses in presence of
testator and each other, September
28th 1832.
John E. P. Lyons
Thos Ashley
Rebecca Shussey.

Georgia
Newton County Court of Ordinary 1st July 1833.

Personally appeared in open Court John E. P.
Lyons, Thomas Ashley and Rebecca Shussey and after being
duly sworn deposed and said that their deponents
saw William Patrick sign seal publish and declare
this writing to be and contain his last will and testament
that all the time thereof he was of sound disposing
mind and memory, And that he did it freely
without compulsion, to the best of the knowledge of
deponents.

Sworn to & subscribed
before me in open Court
1st July 1833.

J. E. P. Lyons
Thos Ashley
Rebecca Shussey.

L. Hopkins, teller, 6, 1

Registered 3rd July 1833

L. Hopkins, teller, 6, 1