

Edmund Berry will Georgia In the name of God I Edmund Berry of said State and County being of advanced age and knowing that I must shortly depart from this world. deem it right and proper, both as respects myself and my family that I should make a disposition of the property with which a kind Providence has blessed me. I therefore make this my last will and testament hereby revoking and annulling all others heretofore made by me.

Item First I desire and direct that my body be buried in a decent and Christian like Manner suitable to my Circumstances and Condition.

Item Second I desire and direct that all my debts be paid without delay by my Executors hereafter named, as I am unwilling my Creditors if any, should be delayed of these just rights especially as there is no necessity for delay.

Item Third I give and bequeath to my beloved wife Elizabeth during her natural life or widowhood lot of land number 184 lying and being in the eleventh District and 4th Section of Originally Cherokee, near Polk County. Also one horse and wagon and utensils. All my house hold and kitchen furniture. All the linen and provisions on hand and all the loose trade on this place this year and all my stock of hogs.

Item Fourth I desire that all that sort of my property both real and personal whatever and whatever it may be shall be sold and all moneys due for money and all ready money on hand shall be equally divided among all my children after paying my just debts.

Item Fifth I desire and direct at the death or marriage of my beloved wife Elizabeth that all the property herein bequeathed to her shall be sold and the money arising thereupon shall be equally divided among all my children.

Item Six I give and devise to Mr. H. Berry's orphans the sum of five Dollars.

Item Seventh I constitute and appoint my worthy friends John D. Berry and Henry A. Colman Executors to this my last will and testament.

Witness my hand and seal declared and acknowledged by Edmund Berry as his last will and testament in the presence of us the subscribers who subscribed our names hereto in the presence of said testator and of each other this the 27th day of February 1871.

Edmund Berry (Seal)

J. D. Berry

H. A. Colman

A. H. Wilkins

Georgia Before me came on this the 31st day of January 1876 at Chandler for the purpose of proving the last will and testament of Edmund Berry one of the witnesses to said will viz. H. A. Colman and the will having heretofore brought before me for probate by H. A. Colman the temporary administrator with said will annexed who has filed his petition for probate of the same. In the said will of depose of H. A. Colman that he saw said Edmund Berry sign and publish the same as his last will and testament on the day and year as there stated as created by him that he witnessed the same at testator's special request & in his presence and that J. D. Berry & A. H. Wilkins also signed said will as co-witnesses with himself in his presence & in presence of each other and at the special request and in presence of testator. That said will was voluntarily executed by said Edmund Berry while he was of sound and disposing mind and memory.

Subscribed before me this the 31st day

H. A. Colman

of January 1876 Joel Brewer

Polk County Wills 1848-1891

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