

~~John Hill~~

State of Georgia In the name of God Amen I Eli, M. Davis of said State and County being of legal
County of Polk 3 M. Health But of sound and disposing mind and memory do therefore make
this my last will and Testament hereby Revoking all Others heretofore made by me

Item 1st

I will and direct that my body be Buried in a decent and Christian like manner

Item 2nd

I will and direct that all my just debts be paid by my Executors out of my Estate
X
Covenant and for

Item 3rd

I will and bequeath to my son Charles M. Davis of said State and County of Polk
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Polk County Wills 1848-1891

about eight or nine years old to the same. My said wife Martha, of Dark complexion aged about five years, about
 The same negro girl person of Dark complexion and aged about five years. It is my will and direction that
 the said three negro girls. Thus I direct to my said son John P. Davis shall remain in the family and
 subject to the management and control of my Executors, until my said son should come at the age of
 Twenty one years and no longer.

Item 4th

I will and direct that all the remainder of my property both real and personal and here before
 disposed of I shall go to my beloved wife Martha, & Davis for and during her natural life or unless here
 to be managed and controlled by her for the use of herself and of all my children jointly to wit John P.
 Davis, Charles P. Davis, Harry W. Davis, Herbert F. Davis and Lemuel Davis, and any other child or
 children which may be born during my life or within nine months after my death. And my will and
 desire that should my beloved wife marry then her control of my said property in the first part
 of this item authorized is to cease except as to the self child's interest in it hereafter hereinafter. The
 same is to be managed and controlled by a Trustee or Trustees to be appointed for that purpose by
 the Court of Ordinary of Polk County or County wherein she resides.

Item 5th

I will and direct that in case my beloved wife should marry then she is to have and hold in
 her own right. And as her own property only one half as much as each child of her property
 bequeathed and disposed of in the 4th item of this will.

Item 6th

I will and direct that whenever any one of my said children shall arrive at Twenty one years of age
 or shall marry then and in either case my beloved wife or Trustee or Trustees hereinafter shall
 furnish such child with Reasonable portion of his or her share of my Estate. Due regard being
 had to the wants or need of such child and the condition of my Estate.

Item 7th

I will and direct that my beloved wife whilst she continues to manage and control my Estate
 according to the provisions of this will shall have, and she is hereby vested with full authority
 to sell and dispose of any or all parts of my said Estate, or to transmute the property thereof into
 other and different kinds of property as she may deem best for the interests and welfare of my said
 children and hereinafter persons be executed by the said Trustee or Trustees under the direction and
 control of said Court of Ordinary.

Item 8th

I will and direct that the advancements contemplated and directed to be made to my children upon their
 marriage or arrival at maturity shall be counted against them on the final division between them but no
 interest shall be charged thereon.

Item 9th

I hereby constitute and appoint my beloved wife Martha, & Davis Executors of this my last will and Testament.

This January 10th 1862
 Signed Sealed declared and Published by Eli A. Davis as his last will and Testament in presence of us the
 Subscribers who have subscribed our names here in the presence of said Testator and of each other at the said
 Testator's Special instance and request this the 10th day of January A.D. 1862

E. A. Davis (Test)
 Burtin Grubb
 Reuben Webster
 E. N. Braggs

Georgia

Polk County

Before me came on the 15th day of July 1862, at Chambers for the purpose of proving the last will
 and Testament of Eli A. Davis one of the witnesses to said will Reuben Webster and E. N. Braggs
 and the will having been brought before me ~~for~~ probate by the Executors Martha & Davis who has petitioned for
 probate of the same. They the said witnesses depose of the same that they saw said Eli A. Davis sign and
 Publish the same as his last will and Testament on the day and give them stated as Recited
 by him that they witnessed the same at his request in his presence and in presence of each
 other that the same was Voluntarily Executed by him while he was of sound and
 disposing mind and memory and that we saw Reuben Grubb also witness the same in
 the presence of said Testator.

R. Webster
 E. N. Braggs

Subscribed and Subscribed before me
 this July the 15th 1862 Stephen A. Rodes Ordinary