

Georgia. In the Name of God Amen
Polk County I, George W. West of said State & County being of Sound & disposing
Mind & Memory but of advanced age & great Physical infirmity, deem
it prudent & right to dispose of the property of which I am possessed
I do therefore make Ordain & publish this as my last will & testament hereby
revoking all others by me at any time heretofore made

Item 1st It is my will & desire & I do direct that my Executors hereinafter named
shall as soon as practicable after my death pay off & fully discharge all out-
standing just debts against me, and I desire that this be done from the Sale of
my undivided half Interest in the pine lands owned in Common by Giles M.
Fletcher & myself in the 1st district & 3rd Section of said County of Polk &
from the Sale of the Mill & Water gin & the ten acres of land belonging thereto
and also the plantation of lands which I own adjoining the said Mill property
the said Mill & plantation lying & being in the 2nd district & 4th Section Polk County
the said above described property to be sold by my said Executors either at
Private or Public sale at any time after my death & if sold Publicly I
desire that they do so without obtaining an order from the Ordinary for such
purpose and after all my debts shall have been fully discharged & paid off
then it is my will that the excess of money arising from this Sale shall by my
said Executors be paid over to my beloved wife Matilda West to be & belong
absolutely to her & to be used & disposed of by her as she may deem fit
I desire & direct that all Proprs. I may have on hand at the time of my death
shall also be used by my Executors to pay debts a deficiency thereof being reserved
for the use of my said wife

Item 2nd I will & bequeath to my beloved wife Matilda West for & during her natural life
all my property real & personal of every description whatever except that mentioned
above & set for the payment of my debts

Item 3rd It is my will & desire & I do direct that after the death of my beloved wife
Matilda West, as my sons Francis J. West (now deceased) John R. West
& Lucius J. West have received from me heretofore the sum each of forty
five hundred Dollars, & the following named of my Children to wit my daughters
Mildred, C. West, Josephine, E. Blane & Sallie, J. West & my sons Benjamin, V. West
& Middleton, E. West have only received from me the sum each of thirty
three hundred Dollars, the last named to wit Mildred, C. West Josephine, E.
Blane Sallie, J. West & Benjamin, V. West & Middleton, E. West be made equal
with those first named before they the first named shall commence to draw
from my said Estate & as my son the said Francis, J. West on his decease
left two children namely Mattie West & George Francis West they my two
said grand Children are to receive the same which would go to their
Father were he in life

Item 4th It is my will & desire & I do direct that after the Equalization of my Children
as just above provided for the remainder of my estate be equally divided
among all my Children & my two named grand Children share & share
a like, my two grand Children still standing in the place of their deceased
father. It is my further wish & will & I do direct that the share which
would go to my son John R. West in the general distribution of my
Estate be by my Executors included in lands with the title in the Children
of my said son John R. West but to be a home for him & his Children
and I further direct that in participating in the general division of
my estate my sons Benjamin, V. West & Middleton, E. West be charged each
the sum of money that they have received from me at the time of my death either

individually or as former trustee for the Mute Children of said Prison deceased all credits to be allowed, the sum which I claim as due to me from B. West, is one Thousand (\$1000) Dollars with interest from 25th December 1879 that from Middleton & West is one Thousand Dollars the interest can be ascertained by a reference to the papers executed by him & delivered to me I still further in this regard direct that all the money due to Mildred & West Josephine, E. Blane, Lillian, J. West, Benjamin, E. West & Middleton & West be invested in Bonds either United States or Georgia, & that the interest be paid to them as it becomes due.

Item 5th It is my will & desire & I do direct that after the death of my beloved wife Matilda West my Executors shall for the Purpose of carrying into Effect the preceding items of this will sell either at Public or Private Sale all the Effects belonging to my estate in such a manner as to time Place or Credit as to them shall seem best, and if they shall find it best to sell at Public Sale, then I desire that they do so without obtaining an Order from the Ordinary of the County to do so. I also wish & direct that they be exempt from making return to the Ordinary of their acting & doing as Executors

Item 6th It is my will & desire that my son Lucius E. West shall live with his mother on the Plantation whereon I now reside take care of her & her interests on such terms as may be agreed upon, by his said mother & himself. He is expected to keep up the Plantation & superintend its Cultivation, look to the well being of the stock & to do any & every other thing that may tend to promote his said mother's Comfort & Happiness

Item 7th For the purpose of having this my last will & testament fully Executed I nominate & appoint my sons Benjamin E. West & Lucius E. West & my son in law Joseph, E. Blane to be my Executors. and as before, provided I will & wish them to be Entirely exempt from the necessity of obtaining Orders from the Ordinary for any Sale of Property which they find it proper to dispose of whether the same shall be public or Private & also that they make no returns to the said Ordinary of what they may do as my Executors. they are expected & required to keep correct statements of all their actings & doings, so that the true state & condition of the Estate can at any & all times be known

In testimony whereof, I the said George W. West to this my last will & testament have set my hand & seal this 13th day of July 1879

Signed Sealed Published & declared by the above named George W. West as his last will and testament in Presence of us who at his request in his presence & in the Presence of each other have subscribed our names as witnesses hereat

Stephen. A. Borders

Leahwin Philpot

J. M. Pace

Dolk Court of Ordinary at Chambers 30th August 1879

The will of George W. West being produced for Probate before me at Chambers on the 30th day of August 1879 by the Executors who have filed their petition to prove the same & one of the witnesses to said will to wit Thomas M. Pace having subscribed the following affidavit indorsed on said will At Chambers Court of Ordinary of Dolk County 30th day of August 1879 Came before me Thomas M. Pace being duly sworn & deposes that he saw George W. West sign & Publish the within & his last will & testament while of sound & disposing mind that he with Stephen A. Borders & Leahwin Philpot were present at the time he signed & saw him publish the same

of each other & that the same was Executed Voluntarily by him on
the day it Purports to have been Executed

W. M. Pace

Sworn to & Subscribed before Me this 30th day
of August 1879 Jorel Brewer Ordinary

Georgia We do Solomny Swear that this writing contains the True
Last will of the within named George W. West Deceased. So far
as we know or believe and that we will well and truly
Execute the same in accordance with the laws of this State
So Help us God

W. M. West

L. L. West

Joseph A. Blance

Sworn to and Subscribed before Me this
1st day of September 1879 Jorel Brewer Ordinary

Polk County Wills 1848-1891

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