

Georgia In the Name of God Amen

Item 1<sup>st</sup> I, Israel C. Davis of said County and State being of Sound & disposing mind & memory & being impressed with the Conviction that I must soon pass away deem it prudent to make a disposition of the Property with which a kind providence has blessed me do therefore make this my last will and testament hereby revoking & annulling all others by me at any time heretofore made I give bequeath & devise to my wife Mary Davis for & during her life time only, all my household & kitchen furniture, my buggy & harness - two muleh Cows, eight head of Stock, hogs, one pair mules, & a two horse wagon, my house & home with one hundred & fifty acres of land around the same to be laid off just as she may determine best, & in addition to all this I give to her my said wife the sum of five hundred Dollars in Cash as a years support

Item 2<sup>nd</sup> I give bequeath & devise all the Property above divided except the five hundred Dollars in Cash after the death of my wife Mary Davis To my Children Mrs Souella Simmerville Nan W. Davis, W.B. Davis Rachael M. Young, Israel, C. Davis Mary, A. Simmerville A. Q. Davis & to my daughter Mrs Elizabeth Phipp, except the land & houses mentioned as I have already given to her as much land as I think is her fair & just Part, her said Portion of my lands being divided in Deeds heretofore made by me to her

Item 3<sup>rd</sup> I give bequeath & devise to my Children Mrs Souella Simmerville Nan W. Davis W.B. Davis Rachael, M. Young Israel, C. Davis Mary, A. Simmerville & A. Q. Davis all the land I may own at the time of my death including my home & the land given to my wife Mary Davis for her life, Shown & Shown alike without preference to what I may have given them heretofore. The true intent of this item of my will is that all my children above named, except Mrs Elizabeth Phipp are to have hold and own all my lands wherever they may be located in equal Shares & Portions

Item 4<sup>th</sup> I give bequeath & devise to my Children Mrs Souella Simmerville Nan W. Davis W.B. Davis Rachael, M. Young Israel, C. Davis Mary, A. Simmerville A. Q. Davis & Mrs Elizabeth Phipp all my Personal Property of whatever kind or description including that given to my wife Mary Davis, if at the time of her death all or any Part of it shall remain

Item 5<sup>th</sup> It is my will & desire & I so direct that the Provision made for my wife Mary Davis in the 1<sup>st</sup> Item of this my will, as it is ample & sufficient, to render her very comfortable & independant for the remainder of her days be received and accepted by her in Lien of Dower & all other Claims she may have on my estate

Item 6<sup>th</sup> It is my will & desire & I so direct that should any of my Children named in this my will & testament, depart this life before this will shall take effect, that their Children shall stand in the Place of their deceased Parent, & receive the Share of my estate which would under this my will go to their deceased Parent..

Item 7<sup>th</sup> It is my will & desire & I so direct that my son Samuel, C. Davis be Paid by my Executors hereinafter named the Sum of five Dollars in Cash & no more either in Money or Property as he has already had as much of my Property as I intend him to have

Item 8<sup>th</sup> It is my will & desire & I so direct that none of my children shall be required to account for any advances made to them by me in Money or Property

Item 9<sup>th</sup> It is my will & desire & I so direct that all Claims that I may now or hereafter hold for Lands sold when the Purchase money has not been Paid whether in the shape of notes, mortgages or any other form shall be & belong to my Children Mrs Souella Simmerville Nan W. Davis W.B. Davis, Rachael, M. Young Israel, C. Davis Mary, A. Simmerville & A. Q. Davis

Item 10<sup>th</sup> It is my will & desire & I so direct that if any of my Children named in the several Items of this my last will & testament shall oppose the execution thereof or in any way seek to set the same aside, the Share of my estate herein will & bequeathed to him or her shall be forfeited & shall then become the Property of my Estate to be distributed to those of my children who are satisfied with the Provisions of my will in regard to the disposition of my Property

I nominate & appoint my Son W.B. Davis, Israel, & A.O. Davis  
as the Executors to Carry out & execute the Several Provisions of this my last will &  
testament This the 5<sup>th</sup> day of March 1897

Israel P. Davis

signed declared & Published by Israel P. Davis as his last will & testament in the  
Presence of us the Subscribers who Subscribed our names hereto in the Presence of  
said testator at his instance & request & of each other he signing in our Presence &  
we signing in his Presence

A. P. Williamson

W. C. Allgood

J. M. Landford

Georgia I A. P. Williamson do Swear that I as well as W. C. Allgood  
Polk County and J. M. Landford Saw the within named Israel P. Davis  
sign and Publish the within Paper as his last will and testament  
that I Subscribed the same as a witness thereto at the special instance and  
request of the said Israel P. Davis and in his Presence as did also W. C. Allgood  
and J. M. Landford That the said Israel P. Davis signed the same freely  
and Voluntarily and was at the time of such signing of Sound and disposing  
mind and memory

A. P. Williamson

Sworn to & Subscribed before me in open Court  
this 6<sup>th</sup> day of April 1897 Joel Brewer Ordinary

### Polk Court of Ordinary April Term 1897.

Upon the foregoing Affidavit of A. P. Williamson one of the subscribing witnesses  
to the within will of Israel P. Davis deceased It is Ordered by the Court that said  
will be admitted to Record as satisfactorily Proven in Common form and it is  
further Ordered that letters Testamentary issue to W.B. Davis, I. P. Davis and  
A. O. Davis the Executors named in said will. upon them taking and subscribing  
the Oath required by Law this 6<sup>th</sup> day of April 1897 Joel Brewer Ordinary

Georgia We W.B. Davis and A. O. Davis do Solemnly swear  
Polk County that this writing contains the true last will of the within and foregoing  
named Israel P. Davis 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.B. Davis

I. P. Davis

A. O. Davis