

State of Georgia Polk County I do the name of God. Amen? I James Whitehead of said County and State being of sound mind and disposing mind and memory knowing that I must shortly depart this life do hereby make and give full power and authority unto my lawful executor and assigns to sell and dispose of the property which a kind Providence has blessed me I do therefore make this my last will and testament hereby revoking and annulling all others by me before made.

First I desire my body be buried in a decent and Christian like manner suitable to my circumstances and condition in life my soul I trust shall return to rest with God who gave it. and hope for salvation thro' the merits and atonement of the blessed Lord and Saviour Jesus Christ

Secondly I desire and direct that all my just debts be paid without delay by my executor hereafter named

Thirdly I give and bequeath to my sons John W. Whitehead James W. Whitehead and Henry W. Whitehead and to the children of my deceased daughter E. A. Harris the children of my deceased daughter Catherine Camp and to William A. Harris child of my deceased daughter Henry W. Whitehead each the sum of one dollar

Fourthly I give and bequeath to my beloved wife Martha W. Whitehead the entire residue of my property consisting of land negroes money notes &c. to have and to hold during her life or widowhood and after her death or intermarriage the entire property remaining, owned by her through this bequest is to be so divided as to make all the heirs of her body equal in the portions received by them from me and my estate

Fifthly I hereby constitute and appoint my beloved wife Martha W. Whitehead my executor of this my last will and testament. Signed sealed declared and published by James Whitehead as his last will in the presence of us the undersigned who subscribed our names hereto in presence of said testator at his special instance and request and in the presence of each other

This 9th day of May in the year of our Lord 1865

Witness James for

J. B. Pearce

James T. Dever

Georgia Polk County I, Martha W. Whitehead do solemnly swear that the above writing contains the true last will and testament of James Whitehead deceased so far as I know or believe and that I will well and truly execute the same by paying first the debts and then the legacies contained in said will as far as the same will extend and the law charge me and that I will make a just and true inventory of said estate and a just and true return thereof when thereunto required by me for

Sworn to and subscribed before me in open Court apt 9th 1865

Martha W. Whitehead

Stephen A. Borders Ordinary & Ex-officio Clerk

Georgia Polk County Before Stephen A. Borders Ordinary in and for said County in chambers personally came M. W. Whitehead executor named and appointed by the last will of James Whitehead late of said County deceased and produced before me for probate the last will and testament of said deceased and the names of the subscribing witnesses to said will viz. Deacon James for and Stephen B. Pearce who being duly sworn depose and say that they saw James Whitehead the testator sign said will and publish and deliver the annexed writing as his true last will and testament freely voluntarily and of his own accord and without any compulsion or undue influence whatever and that at the time of the execution of said will said testator was of sound mind and disposing mind and memory that he personally signed said will as witness in the presence of the testator and at his special instance and request and in the presence of each other and that they saw James T. Dever sign said will as a witness under like circumstances

Sworn to and subscribed before me at Chambers this August the 12th 1865

J. B. Pearce

Stephen A. Borders Ordinary

I have all men by their persons that I speak of Sampson of the County and State aforesaid being of sound mind and memory do make this my last will and Testament
I will all the property both real and personal which I may be possessed of by my husband William McSampson during the term of his natural life for the benefit of him my said husband, and for the maintenance and education of my son Mitchell Sampson and of any other children I may have by my said husband.

Item 2nd It is my will that at my said husband's death all the property both real and personal which may hereafter be acquired by my said husband according to the first item of this my last will and Testament together with its natural increase shall descend and belong to my son Mitchell Sampson and any other child or children I may hereafter have by my aforesaid husband.

Item 3rd It is my will that if my son Mitchell Sampson and any other child or children I may hereafter have by my said husband should die in infancy or before having any legal heir or heirs then and in that case, all the property aforesaid together with its natural increase shall descend and belong to my son William F. Gibson under the conditions set forth in the following item.

Item 4th It is my will that should my son William F. Gibson die in infancy or without having any legal child or children, then and in that case all the property both real and personal together with its natural increase as aforesaid, shall descend to, and be divided equally among my following brothers and sisters to wit, William F. James, George B. James, Susan C. Gibbs and Abigail C. Morrison.

Item 5th It is my will that my husband William McSampson be required out of the artificial increase of the property aforesaid to purchase and give to my son William F. Gibson a gold watch.
In witness whereof I have hereunto set my hand and seal this the 25th day of July one thousand eight hundred and fifty seven.

Jane F. Sampson

Signed sealed and executed in presence of

Joel C. West
John L. Branch
Fannie J. Branch

Witness

At Chambers in said July the 24th 1866. The last will and Testament of Jane F. Sampson late of said County deceased was presented for probate in common form by William McSampson and produced before me John L. Branch and Mrs Fannie J. Branch, two of the subscribing witnesses to said last will and Testament who being duly sworn depose and say that the foregoing writing contains the true last will and Testament of Jane F. Sampson deceased. And that said Jane F. Sampson executed said will freely and voluntarily and without any undue influence whatever and at the time of the execution of said will said testator was of sound and disposing mind and memory, and that deponents signed said will as witnesses at her special instance and request and in her presence, and in the presence of each other and they also saw Joel C. West likewise sign said will as a witness, in presence of the testator and at her request.

John L. Branch
Fannie J. Branch

done and subscribed before me July 24th 1866

Stephen A. Borders, Clerk