

John Barnes will

St. 1st I know all men by these presents that at John Barnes late being in a low state of health and calling
Polk County to mind that all the living must die. And as his Providence has helped me with a small
portion of this world's goods. And that the laws of this country gives me the right to dispose of the same
by will and having and fearing that I am of sound mind & memory and disposing mind to dispose of my
effects. I do make this my last will and testament revoking all former wills in the name of God Amen
It is my desire that after my death that my friends have a Christian like funeral to my body and all my
debt houses paid out of my Estate.

It is my desire that all my just debts first be paid then an equal division of all my effects to
divided equally between my lawfull heirs with the exception hereinafter of the provision

It is my desire that my beloved wife Mary Barnes have all my effects after paying my just
debt so long as she may live or may return the effects of any time she may think proper

It is my desire that my daughter Mary Barnes have a debt paid and a sum of money left for her

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my beloved wife & so long as Elizabeth Pittman with her mother
it is my desire that my effects be divided as between my now living children & in case
the death of one or more the effects to revert to those living heirs

It is my desire that my beloved wife shall have such of my property as she thinks proper to pay
my debts in such manner as she may think best and no will to dispose of any of my Estate otherwise
It is my desire that my son Clayton Barnes & Samuel H. Lovett & Thomas J. Ward my two full
executors to carry out this my last Will and Testament

It is my desire that each child of mine to wit James Barnes, Rachel Shirley, Brooks Barnes, Shiphley
Barnes, Elizabeth Pittman, Mary Ward, Nancy Elizabeth Clayton Barnes my living children
each one shall be entitled to their own full share & revert to the lawfull heirs
after her death likewise Elizabeth Pittman herself, her son to her lawfull heirs likewise, Mary
Ward, her to do likewise, also Nancy Lovett in the same way and that I appoint Elizabeth
Pittman, Thomas J. Ward, Samuel H. Lovett the trustees over the same for his own wife except
Elizabeth Pittman for her lawfull heirs. In the name of God I have hereunto signed my seal
at Polk this eight day of Feb 1857

John Barnes (J.B.)
mark

Witness:

James M. Ward

H. W. Miller

R. F. Gambell

Georgia. We do solemnly swear that the foregoing writing contains the true last will and
testament of John Barnes late of Polk County Georgia as far as we know or believe now that we
will well and truly execute the same by paying the debts and then the legacies to the intent and will our
testament so far as his goods & chattels will then and there be too numerous and that we will
make a just and true inventory of all the goods and chattels right and credits belonging to said deceased
& return and satisfy the same before me this 12th December

Clayton Barnes

1857. Stephen J. Brooks, Clayton

Samuel H. Lovett

Thomas J. Ward

State of Georgia. A history of agreement between the widow of John Barnes deceased Mary Barnes, &
wife of the legal heir of said deceased deces, Rachel Shirley, James Barnes, Shiphley Barnes,
Elizabeth Pittman, Mary Ward, Nancy Lovett, Clayton, H. Barnes
that said Mary Barnes agrees to give up all the property belonging to said Estate except what is known
for Elizabeth Pittman and her two children William & John for 1 year & her 3rd house & kitchen
yourselves & take a child's part

And agree to let the above named heirs have the use of the below described property until her death and
that the property that the heirs have this day taken to be their own lawfull property at the price they were
appraised at this day

The heirs agree to take the use of the property until the death of their mother and then take the property at
the price they were appraised at this day

The heirs agree to take the property of those can take and if any of the heirs die the same
has no access on the other heirs and estate

Oct. 1st Rachel Shirley agrees to take married appraised at Nine Hundred Dollars & One Hundred Dollars payable
one year after date Oct 1st James Barnes and Mary Ward agree to take One hundred & Two thousand dollars
appraised at Eleven hundred Dollars and one hundred dollars payable 1 year after date Oct 1st
Shiphley Barnes and Elizabeth Pittman agree to take Both appraised at Eleven Thousand Dollars
(\$1100) and One hundred payable 1 year after date, Oct 8th Nancy Lovett agrees to take
One and One-half appraised at thirteen hundred and fifty Dollars and pay one thousand and
fifty Dollars over to the heirs and for Standard to Mary Barnes her mother one hundred & One half
Clayton Barnes agrees to take same appraised at Eighty thousand dollars & pay one to the Executors
two thousand dollars one year after date off Brooks Barnes comes off the heirs with equal parts
until he gets a child's part Oct 1st If the testator dies before he gets his own he will leave his
to pay in proportion to each other as he may be left of property they leave this day

taken the use of, Art 11th off there is any thing left of the other effects belonging to said wife upon
our said it is to be equally divided etc Testimony whereof we have caused set our hands and seals
the 2dnd day of January 1858 In Presence of us

John Smith

Samuel Otterson Jr

Mary ^{his} daughter

Rachel ^{his} daughter

James Barnes

Mary ^{his} daughter

Whipley ^{his} daughter

Elizabeth ^{his} daughter

Mary ^{his} daughter

Clayton Barnes

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