

Court of Ordinary September Term 1827

Personally appeared Lewis Barrie who deposes that he was acquainted with J at Sandy, whose signature is to the within and foregoing will, and also with the J at Dwycoche, whose signatures appear to the said will as witnesses, that the said Francis Boyer is dead, and the said Dwycoche and other witnesses to said will he believes to be beyond seas, that he has after seen said J at Sandy the Testator, and the said witnesses Francis Boyer and J Dwycoche write and believe their signatures to said will respectively to be their proper hand writing

L Barrie

Sworn to and Subscribed
in Open Court this 30 Sept 1827

Samuel Rhea J S C R C
Val. Walker J S C R C
John S Holt J S C R C
D. Berry J S C R C
Holland de Leye J S C R C

Georgia
Richmond County

At a Court of Ordinary held in and for the County of Richmond in the Third day of September 1827 the oath of L Barrie, Testifying to the signature of Testator & witnesses above, was taken in the presence of the Justices of the County aforesaid when the foregoing will of J at Sandy was ordered to be recorded.

Taken from the minutes
Robert Walton clerk

Georgia

Richmond County

In the name of God Amen I John Robert of the City of Augusta, County and State aforesaid, in sanity of mind and in gratitude to a merciful saviour, for the innumerable blessings conferred upon me, do make and publish this my last will and Testament in manner and form following, that is to say

First, I will and desire that after my death, that my charges of my funeral expences shall be fully paid, and that the debts I may owe, at the time of my death be paid out of my estate.

Secondly, I will and bequeath as a token of my affection my grand Daughter Mariam Francis Markoe, a Negro Child name Charlotte, the Daughter of one of my negro Slaves by name Maria — and also to my other grand Daughter Mary Elizabeth Markoe, another negro Child by name Louisa, being also another daughter of the aforesaid negro slave Maria, to the future care and increase of the aforesaid two negroes

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the said two negro children to be inherited by my
young Daughters, immediately after the demise of my wife
thirdly, I will also, as a token of affection, the sum of £100
Dollars, to be paid over at such a practicable, after the
death of my wife, to my son in Law Andrew & Sumner
to be held by him in Trust, and placed as Trustee for the
benefit of my two Grand Children (Thomas Andrew Sumner
& Albert Sumner, until they arrive at the age of twenty
years, and then the sum of one hundred Dollars with the
accumulated interests, to be paid over by the said Andrew
& Sumner, share and share alike, to my grand Children
aforesaid -

Lastly, I bequeath to my dear wife, my house and lot
my place of residence in the Village of Summerville, with the
appurtenances, together with the following, negro slaves with
the future care and increase of the female slaves Weg Betty
Ross Maria, and her four children, Charlotte Louisa William
Henry and Dary, also Delany and William, together with
all the residue of my property both real and personal, to be
held by my dear wife as aforesaid during her natural life
and that from the benefits and profits thereof a comfortable main-
tenance and support of my unfortunate son George, should
be afforded as heretofore, and that all the remainder of said benefits
and profits to be appropriated and enjoyed by my said wife, up
to the period of her death - and in case my son George should
survive his mother, I will and desire, that he should receive
a comfortable maintenance out of my Estate during his nat-
ural life, and that all the residue of my property both real
and personal, except as is hereafter excepted, with which my
said wife may be possessed at the time of her death (my wearing
apparel also excepted which I desire my wife should distribute
as she thinks proper) should immediately thereafter or as soon
as practicable, be divided share and share alike between my
two beloved Children Sarah Maria and Oriskany Herbert -
and the part or portion of my Daughter Sarah Maria to be held
in Trust by my said son, Joseph B Herbert and Peter Bennock Esquire
for the use of and benefit of my said Daughter Sarah during her
natural life and afterwards to be divided and appointed out
share and share alike, between her children immediately on their
marriage or arrival to the age of Twenty one years of either of them
and to be held by each and every of them thereafter in fee simple forever
and in the event of the death of all her children before marriage or
during minority, and of my daughter Sarah surviving them, then
to her and her heirs forever -

I do nominate my son Joseph B Herbert and my wife, Susan
and Executors of this my last will and Testament hereby
declaring void all other wills or testaments by me
Richmond Co GA
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have hereto set my hand and seal this fourth
August in the year of our Lord One thousand eight hundred
and twenty seven.

Isaac Herbert

Signed sealed published and declared
in presence of us who in the
presence of each other do hereto
subscribe our names as witnesses
to the foregoing will and Testament

Matilda Smith

Augustin Slaughter

E. F. Campbell

Georgia Richmond County

Personally appeared before us in Chambers Augustin
Slaughter who being duly sworn saith that he was present and
saw Isaac Herbert sign seal and acknowledge the foregoing
as his last will and Testament, that this deponent along
with Matilda Smith and E. F. Campbell signed their names
as witnesses in the presence of the Testator and in the
presence of each other.

Augustin Slaughter

Sworn to in our presence and
in the presence of

27th day of September 1827

D. Berry J. C.

Holland & Tyre

At a Court of Ordinary held in
and for the County Richmond on Monday the
day of November the last will and Testament of Isaac
Herbert was presented in court for record, whereupon
it was ordered to be recorded.