

and Thomas I. Swings
James Swings then in
James of the said Thomas I.
names thereto as witnesses
him to in open Court.

this 5th March 1839

B. H. Warren J. J. C. R. C.

John Steiner J. J. C. R. C.

J. N. Verdery J. J. C. R. C.

Peter Fleming

that I Swings

At a Court of Ordinary held in and for the County of Richmond
on the 1st day of March 1839, the foregoing will was presented
in Court, and being proven on the oaths of Peter Fleming and
Thomas I. Swings witnesses thereto, was admitted to record.
Just George M. Walton, Clerk

I Mallon Knight do hereby constitute this my last will & Testament
as follows,

First It is my will, that I be decently buried, and that all my just debts
be paid, my Lots in Augusta & Hamburg be rented out and my regard
to be hired out and my estate kept together as though I was living until
my youngest son becomes of age or marries, such of the Lots now owned
as my beloved wife Frances & children under age is not living on, and
the heirs heirs to be equally for her and my children support and
education, while single or under age, they living together, my lands
in Jackson County and in Decatur County and my land in Kentucky
I direct to be sold, either privately or publicly as may best suit, the value
of said lands together with all the debts owing to me to be collected and
suffering any of my other property to be sold, until my youngest son be
comes of age, when I direct the whole of my estate, both real & personal
to be sold, and the moneys which may be due my estate for rents or
hire or moneys on hand for debts collected or otherwise, not made use
of by my dear Frances & children under age, as I shall hereafter
provide, in case of the death of their mother but should she be in life
and my youngest son becomes of age, each of my children is to for
mish their mother with property found what they have provisions and
being her equal with them, during her life, unless she agrees to live with
one or all of them and at her death to receive it in equal division
again, and should she die before my youngest son becomes of age or marries
my estate to be continued to be rented out for the support of
that are not married & of age, and my dear daughter Mary
Burrill can't bear and express her wish of my regard, in time with
mother is willing to spend, my youngest son becomes of age
moneys, which his money

Mr. Woodson and I have agreed that I will support of myself and those of my children
which are under age & not married, my daughter Elizabeth Woodson unmarried
and have an equal proportion of my negroes in time such as his mother is will-
ing to spare, until my youngest son becomes of age or marries, which time money
if required my wife Francis or my son Mr. Woodson will receive for the equal sup-
port of himself and those of my children which are under age & not married and
as my son Mr. Woodson becoming of age or marrying, he can have an equal pro-
portion of my negroes in time such as his mother is willing to spare, until
my youngest son becomes of age or marries, which time money if required my
wife Francis or my said son Mr. Woodson will receive for the equal support
of himself and those of my children which are under age and not married
and as my son Robert Wallen becoming of age or marrying, he can have
an equal proportion of my negroes in time such as his mother is willing to
spare until my youngest son becomes of age or marries, which time money if
required my wife Francis or my son Mr. Woodson will receive for the equal
support of himself and those of my children which are under age & not mar-
ried, and my son George Wallen shall become of age or marry, the negroes
shall all be brought together with their increase, and with all the rest of my
property both real & personal, and sold on a credit of twelve months - so
that an equal division may take place, also all the debts now owing
and those which may arise from the sale of the lands directed to
be sold in the country - and the rents & hires be equally divided, should
either refuse to bring together any part which they may have recd. of
Estate in negroes with their increase, or to pay the hire if required, they
shall have no more share than they have got, as my aim is not to
give one a cent more than the other - and I commence by giving one
fifth part of the whole of my estate to the children of my daughter Mar-
tha Russell, at her decease, and giving her the power of binding of such
amount of my estate & for her use & her children & at her death to be
equally divided among her children, in the same way as I have directed
my estate to be equally, unless she shall think fit to give them the use
of a part sooner - I give to the children of my daughter Elizabeth Wood-
son should she ever marry & have any & if not to her one fifth part
of the whole of my estate & giving her the power of binding of such
amount of my estate & for her use & for her children and at her death
to be equally divided among her children in the same way as I have
directed my estate to be equally, unless she shall think fit to give
them the use of a part sooner - I give to my son Mr. Woodson & his
heirs forever one fifth part of the whole of my estate, suffering him to
bid of that amount, should he think proper or otherwise receive the
proceeds of its sale, I give to my son Robert Wallen and his heirs
forever one fifth part of the whole of my estate, suffering him to bid
of that amount, should he think proper or otherwise receive the pro-
ceeds of its sale, I give to my son George Wallen and his heirs

and my children to remain in my mother and my estate, until
shall become of age or marry and the rents and tithes and other
to be laid out for their support, in subsiding and keeping, not suffering
them to destroy my estate by sales, only such as I have directed, until
youngest son becomes of age, using the rents & tithes and the moneys
may be collected or raised from the sale of the lands directed to be sold
and I do hereby appoint my beloved wife Frances and my son W.
Woodson Executors to this my last Will and Testament, given from
my hand & seal this 25th day of August, one thousand, eight hun-
dred and thirty two.

In presence of
Joshua Danforth Jr
John F. McHenry
Whitley Saper

Walton Knight (seal)

Georgia

Richmond County } Personally appeared John F. McHenry (residing in the
Long District South Carolina) who being duly sworn says that he
was present when Walton Knight, then of sound and disposing
mind, signed, sealed and acknowledged the annexed instrument as
his last will and testament, in the presence of this deponent, Josh-
ua Danforth, Junior, and Whitley Saper, who in the presence of each
other and of said testator, at his request, signed the same as witnesses.
Sworn to before us

John F. McHenry

this 7th January 1839

B. H. Warren J. J. C. R. C.

John Hannon J. J. C. R. C.

Whereupon ordered that the same be sub-
mitted to the next Court of Ordinary for record.

2

At a Court of Ordinary held in and for the County of Richmond
on Monday the 5th day of March 1839, the foregoing Will was
presented in Court and having been proved before them Henry H.
Jennison H. Warren and John Hannon, upon the oath of John F.
McHenry, a subscribing witness thereto, was admitted to record.

Test George M. Walker, Clerk.