

300.) Item 1st It is my will and desire that all my just debts be paid by my executor hereinafter appointed out of any effects or property I may leave at my death as he may think best.

Item 2nd After paying all my just debts I will and bequeath all the balance & residue of my property both real and personal to my beloved sister Malinda Grier (the wife of Aaron M. Grier) for her own proper separate use and benefit - free from the Marital rights of her present or any future husband, for and during her natural life - and at her death it is my will and desire that all the property herein willed her together with its increase shall be equally divided among all the Children of my brother Charles M. Johnson that may be living at the time of her death and the representatives of any of my said brother's Children that may be dead leaving issue, at the time of the death of my said sister Malinda Grier - said representatives taking by succession - And it is further my will and desire that the property herein willed to the daughters of my said brother Charles M. Johnson shall not be subject to the debts, acts, debts or liabilities of any man with whom they may intermarry but the said daughters shall use and dispose of said property in any manner they may see fit -

Item 3rd It is my will and desire that my executor herein after may sell any of my property in order to raise money with which to pay my debts either at public or private sale without an Order of Court, but I do not wish my negroes sold unless there should not be other property enough to pay my debts or unless it may be necessary to sell them for the purpose of distribution.

Item 4th I do hereby nominate constitute and appoint my brother in law Aaron M. Grier Executor of this my last will and testament In witness whereof I have hereto set my hand this the (3rd) day of March 1862.

Signed and published by Benjamin Johnson
Benjamin Johnson as his last will and testament in our presence as witnesses thereto by his request this March 3rd 1862.

J. M. Perkins
Isaborn McKee
Edmund N. Beay
George F. Whistler

(301.)

Georgia Taliaferro County. - Court of Ordinary for said County
March Term 1863.

The last will and testament of Cincinnati Johnson dec'd. was pro-
- proved by Aaron W. Grier the Executor therein nominated for probate
in Common form - and by the written affidavits of two of the subscribing
witnesses, as follows, to-wit,

We Solomon H. Perkins and Leaborn N. Arce do solemnly
swear that we saw Cincinnati Johnson sign ~~publish~~ and declare the within
writing to be and contain his ~~last~~ true last will and Testament, that at the time
thereof he was of sound and disposing mind and memory, that he did it freely
without Compulsion, that we signed the same in the presence of the Testator
and in presence of each other - and that Edmund N. Beazely and George H.
Bristow subscribed the same in presence of Testator and in the presence of all
and at the Special request of Testator. - sworn and subscribed in open Court
March 2nd 1863.
Attest -
S. H. Perkins.
L. N. Arce.

It was Considered and adjudged that the will of Cincinnati Johnson
was proven in Common form - and ordered that the will and probate
be Recorded Quinn Neal Ordinary

State of Georgia }
Taliaferro County } By the Court of Ordinary for said County
To all to whom these presents shall come Meeting
Know ye, that on the second day of March in the year
of our Lord one thousand eight hundred and sixty three the last will and
testament of Cincinnati Johnson late of Taliaferro County deceased was exhib-
- ited in open Court, and in Common form of law, proved and admitted to record
a copy of which is herewith annexed, and administration of all and singular
the Goods, Chattels and Credits of said deceased was granted to Aaron W. Grier
the Executor in and by said Will named and appointed he having first taken
the oath and performed all other requisites required by law he is by Order
of said Court and by virtue of these presents legally authorized to administer
the goods, Chattels and Credits of said deceased, according to the tenor and
effect of the said will and Testament, and according to law; and he is hereby
required to render a true and perfect inventory of all and singular the Goods
Chattels and Credits of the said deceased, and appraised and returned to this
Court according to law, and render a true and correct account to this Court of all his
actings and doings yearly, and every year until his administration is completed
Witness my hand as Ord. of said County this 2nd day of March
1863 Taliaferro County Wills 1826-1866,
Quinn Neal Ordinary