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Linton Stephens and John T. Bristow subscribing witnesses
to the foregoing will of James B. Darvaccott and being duly
sworn each of them depose and say that he saw testator
sign said will in the presence of all the subscribing
witnesses thereto that each of said witnesses subscribed the same
in the presence of testator and of all the other witnesses and
that said testator was in the opinion of each of them of a
sound and disposing mind

Sworn to and subscribed in open Court

This 1st day of September 1851.

Quinea Neal C.C.O.

John T. Bristow

Linton Stephens

Quinea Neal

The Court Ordered that the will
and proceedings be recorded

attest Quinea Neal C.C.O.

Recorded this 3rd day of September

1851.

Quinea Neal C.C.O.

In the name of God Amen!

I Francis Billingslea of the State of Georgia

and County of Taliaferro being of sound mind and disposing memory do
make declare and publish this my last will and Testament hereby revoking
and disannulling all and every other will or wills heretofore made by me -
testatrix, I give and bequeath to my son Cyrus Billingslea the following negroes
to wit, Arthur a Man about sixty years old, Jeda an Old woman, Arthur
wife, William a Young Man about twenty years old, Mary a Woman and her
Child Major aboy about four or five years old, Squire a man about ^{forty} five
years old, Dennis a boy about twelve, Allen a boy about seven, Betty
a girl about eight, and Little Joseph about twenty seven years old, besides
what he has heretofore received from me

~~then~~ I give and bequeath to Garland Wingfield and my son Francis
Alexander Billingslea the following negroes to wit, Clara a Woman
Isaac a Man about fifty years of age, Claborn a man about thirty
and Sarah a woman about thirty nine or forty years old, with all her
Children now born and hereafter to be born, and Emily a Woman
about forty years old with all her Children now born and hereafter
to be born and Joseph a Man about forty years old with all the
future increase of said Negroes or any of them to have and hold

said Negroes and their said future increase in trust to and for the use and benefit of the Children of my said son James Billingslea now in life and hereafter to be born for their support Maintenance and education for and during the natural life of my said son James Billingslea and at his death it is my wish and desire that all the Negroes named in this item with all their increase be equally divided by said Garland Wingfield and my son Francis Alexander Billingslea between, all the Children that my said son James Billingslea may have living at that time. - And in Case my son James Billingslea should at his death have a Child or Children did leaving a Child or Children living at that time it is my wish and desire and I do so express my will that such Child or Children so living shall receive the portion that would otherwise go to his her or to their parent or parents (who may be dead) if such deceased parent or parents were in life at that time - It is my desire and I so express my self to be that the said Garland Wingfield and my son Francis Alexander Billingslea whom I hereby constitute guardians of the Children of my son James both now born and hereafter to be born shall, out of the hire issues and profits of said Negroes and other property left them in that trust for the use and purposes aforesaid, provide and purchase a plantation or farm upon which said Negroes may be employed for the uses & purposes aforesaid and upon which the Children of my said son James may live & be supported - That said land or farm so to be bought at his death to be divided in the same way as is mentioned as to the Negroes I also further direct that in Case of time after the purchase of one place or farm if the said Garland Wingfield and my son Francis Alexander Billingslea should be of opinion that it would be better for them in the promotion of the interest of the Children of my son James to sell or dispose of the same and purchase another they shall have power to do so at their own discretion and to Change and reinvest the funds in a suitable manner as often as they may think best. - It is my desire that the Negroes be kept together during the life of my son James - I also grant to said Garland Wingfield & Francis Alexander Billingslea the power to permit my said son James to live with his Children on said farm and at their discretion to allow him from year to year a support out of it without being liable to his Children for the amount so allowed. - But I expressly declare my will to be that my son James is to have no power or Control over said property and no interest in it ~~whenever~~ further than what the said Garland Wingfield and my son Francis Alexander Billingslea may from time to time allow him as aforesaid.

Item Third - To My grand daughter Sarah F. Billingslea daughter of my son James by his first wife I give and bequeath in addition to her interest in the above Clause of this will the following Negroes, to wit, Amanda a woman & her Child Augustus, Lewis about fourteen years old, and big Henry a man about twenty five years old - Also I give her a bed & furniture

Item Fourth - All the balance of my Negroes, to wit, Willis an old man, Charlot, his wife and Old Woman, Buck a young man, Shack a young man, Mitchell a young man, Elly a young woman - little Willis about about thirteen George a boy, Nancy a girl, Harriett a small girl and little Charlotte a Child, and Jordan a man, and Dutch or Franky. a woman, Tom a boy Adaline a girl, Little Jordan a small boy and another little Charlotte an Infant, and John a man, Maria a woman, Mary Ann a small girl, Perry an infant boy, Smith a young woman, Billy a small boy, Hannah an Infant girl, Alford a boy about fifteen Ann a girl about thirteen, Ann about twelve, Bradford a small boy Emily a woman about thirty, Jane about fifteen, Patience about twelve Emily a girl about nine, Maria a small girl, Jack a small boy and Jefferson about one year old, Jacob a man about thirty five, Nina a woman about forty five, Martha a young woman about fifteen, Sarah Ann a young girl about eleven, Ellick a boy about nine, Eliza a small girl about seven and Caroline about five, and Dick a man about thirty five and Zack about forty, and little Henry a boy about sixteen years old and all the other Negroes I now have if the names of any are forgotten or mistaken as well as their future increase and all others I may be possessed of I wish to be divided into three equal shares one of which I give and bequeath to my beloved wife Lucinda Billingslea and I also give to her my Carriage and Carriage Horses -

Item Fifth - To My son Francis Alexander Billingslea I give and bequeath one of the three shares of my Negroes to be divided as directed in the above Clause of this my will, that is to say he is to have one third of all the Negroes I may be possessed of which have not been bequeathed to my son Cyrus Billingslea, My grand daughter Sarah F. Billingslea and to Garland Wingfield and himself to hold in trust for the use of the Children of my son James Billingslea as before provided

Item Sixth - The other third share or portion of my Negroes of this will I give and bequeath to Garland Wingfield and my son Francis Alexander Billingslea to hold in trust during the life time of my son John Billingslea for the following uses and purposes, to wit,

for the use benefit, Support, Maintenance, ~~and~~ education of my Child or Children of his hereafter to be born and at his death to be divided the same amongst or between his Children or their descendants under the same limitations and restrictions as are pointed out in reference to the Children of my son James. I also wish my son Francis Alexander Billingslea and Garland Wingfield out of the property bequeathed to provide a comfortable support for my son John during his life. — But I give him no further interest in it and it is my wish and intention that he my son John shall have no power or Control over it whatever and that it shall in no ~~any~~ become liable for his Contracts and debts, I only give the trustees above named power and enjoin it upon them from year to year during his life to apply as much of the income thereof as they may think necessary to provide him a comfortable support and no more — And in case my son John should die having no Child or Children living at the time of his death or leaving no issue living at the time of his death then it is my wish and I so express my will to be that the wife, and my son Cyrus Billingslea and property mentioned in this Clause be equally divided between my son Francis Alexander Billingslea and the Children of my son James Billingslea — the Children of my son James taking all together as much only as each of the others named —

Item Fourth — All my land I may die possessed of I wish divided into five shares or equal portions either by sale or otherwise as the parties may agree upon — And one of these portions I give and bequeath to my beloved wife Lucinda Billingslea, and one I give to my son Cyrus Billingslea and one I give to my son Francis Alexander Billingslea, and one I give and devise unto Garland Wingfield and my son Francis Alexander Billingslea to have and to hold in trust for the use and benefit education and Maintenance of the Children of my son James Billingslea as well those now born as those hereafter to be born and so to hold it for and during the natural life of my said son James and after his death to be divided amongst his Children under the same limitations and restrictions as are mentioned and specified Concerning the negroes left to the same trustees to hold in trust, for the use of the same parties — and with power on the part of the trustees to apply such amount of the income thereof as they may at their discretion think proper from time to time for the support of my son James without becoming Chargeable therefor to the Children. — But it is not my intention that my son James shall have any power or Control over the same

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The other of said shares or portions of my land I also give and devise to said Bar land Wingfield and my son Francis Alexander Billingslea to hold in trust for and during the natural life of my said son John Billingslea to and for the use and benefit of his Children, hereafter to be born, with power also to apply such portion of the income thereof as they may think necessary for a comfortable support of my son John from year to year during his life and in case he should die without leaving any issue living at his death then this portion to be equally divided between my wife, son byrnes, and son Francis Alexander, & the Children of son James in the same way as is pointed out conveying the Negroes left to the same trustees in the sixth Clause of this will.

But in case my son John should leave issue living at his death then this portion of land hereby devised to Bar land Wingfield & son Francis Alexander Billingslea to be held by them in trust &c. during his life &c. for the use of his Children &c. to be equally divided at his death between his Children in the same way and under the same limitations and restrictions as are specified. Concerning the Negroes left to the same trustees for the same use and purposes.

Item Eighth - It is my wish that all my debts be paid out of the proceeds of the Crop that may be growing at my death and such moneys as may be on hand or owing to me at the time.

Item Ninth - In addition to what I have already given my wife I also with her to have two beds, bed-stands, furniture and bureau to be selected by her self.

Item Tenth - I give and bequeath to Bar land Wingfield and my son Francis Alexander Billingslea all my stock, horses, Cows, hogs, sheep, and the House hold and kitchen furniture which are now in the possession of my son James Billingslea, and all other property of mine of whatever description not before mentioned which is now in the possession of my said son James to have and to hold the same in trust to and for the use and benefit of the Children of my son James now in life or hereafter to be born for and during his life under the same limitations and restrictions, and to be divided at his death amongst his Children in the same way as is specified. Concerning the Negroes left to the same trustees for the use of the same parties.

Item Eleventh - All the balance of my stock of horses, Mules, Cows, hogs, sheep &c. and all my plantation tools, as well as the Crop of Corn and Cotton & house hold and kitchen furniture I wish to be sold, and

after paying my debts to be divided into three equal shares, one I give to my wife and one to son Francis Alexander Billingslea in his own right, and one I give to Garland Mingfield and son Francis Alexander Billingslea, to hold in trust during the life of my son John for the use and benefit of his Children hereafter to be born and at his death to be equally divided between them in the same way as is provided in the case of the Negroes left to the same trustees for the same use and purpose and in case he should die leaving no issue living at his death then to be divided between the same parties and under the same limitations and restrictions as are specified Concerning the Negroes as just stated

Item Eighth - all the balance of my property of whatever Character whether in Money or any thing else of Value I wish equally divided into five equal portions or shares one I give to my wife, one to George Cypress, one to son Francis Alexander, and one to Garland Mingfield and son Francis Alexander Billingslea to hold in trust to and for the use of the Children of my son James Billingslea for and during his life and at his death to be divided in the same way and under the same limitations and restrictions as are specified Concerning the Negroes left to the same trustees for the same uses - and the other of said five shares I give to said Garland Mingfield and son Francis Alexander Billingslea to hold in trust for the use of the Children of my son John hereafter to be born in the same way and under the same limitations and restrictions as are specified Concerning the Negroes left to the same parties for the same uses - and in case my son John should die leaving no issue living at his death then this part to be divided between the same parties and in the same way as is specified Concerning the same Negroes last mentioned

Item Ninth - If before I die I should purchase a tract of land for my son Francis Alexander Billingslea as long as he lives and at the title he takes in his name it is my will and desire that he should have that and above all that I have left him in this will, and whatever money I may let him have during my life whether for the purchase of land or Negroes is to be his over and above what is mentioned in this will and if I should give him off any Negroes during my life which are mentioned in this will I wish him on the final division to keep the ones that may be given off - but at the said division as directed in the fourth Article of this will he is to account

for the negroes which may be so given off and their increase at a valuation to be set upon them at the time of the Division - provided he should prefer to hold them at the valuation made otherwise he may return them with their increase into my estate and have his part set off just as if he had not had possession of them - He & Connor being intitled to hold as his own whatever money they may make while he may have possession of them

Tenth Fourteenth - Lastly I nominate appoint Garland Wingfield my beloved wife Lucinda Billingslea and My son Francis Alexander Billingslea the Executors and Executrix to this my last will and Testament - And hope they will take upon themselves the Execution thereof

After reading the above and foregoing will written on the ten preceding pages read and having it concluded on the first page by erasing the words "now in the possession of my son James Billingslea" and on the second page the words "the portion" interlined in one place and "his or their" in another and on the third page the word "last" erased & "above" inserted, and on the fourth page the words "and last" erased - and on the fifth page "in" inserted.

I publish and declare it to be my last will and Testament in testimony whereof I have hereto set my hand and seal this 11th day of October 1852.

Signed sealed, declared and published as his last will and testament in presence of us
Alexander H. Stephens
Edward M. Africand
George B. Todd
Francis F. Billingslea
his mark

Georgia Taliaferro County - Court of Ordinary October Term 1852.
Present Quinlan O'Neal Ordinary

We Alexander H. Stephens & Edward M. Africand, do solemnly swear that we saw the testator Francis Billingslea sign seal and declare the within writing to be and contain his true last will and Testament, that he did it freely of his own accord, without Compulsion, that he was of sound disposing mind and memory, that we signed the said will in presence of the Testator, and at his special instance and request and in the presence of the witnesses and that we saw

George B. Bond the other witness, sign it also in the presence
of the testator
Known to and subscribed before
the Court - October 4th 1852.

Alexander D. Stephens
Edward W. M. M. M.

Quinea O'Neal Ordinary

~~By order of the Ordinary the will and proceedings were considered in due form of law to be~~
~~on Record~~ - The will and proceedings were ordered to be
Recorded Oct. 4th 1852.
Quinea O'Neal Ordinary

Recorded October 5th 1852.

Quinea O'Neal Clerk of Ordinary in said County

Georgia Taliaferro County

By the Court of Ordinary of said County
is all to whom these presents shall come - bearing
Thence, That on the fourth day of October in the year of our Lord
one thousand eight hundred and fifty two the last will and testament of
Francis Billingslee late of said County, deceased, was exhibited in open
Court, and in Common form of law proved and admitted to record, a Copy
of which is herewith annexed, and administration of the estate, real and
personal, of said deceased, was granted to Francis A. Billingslee and James
Billingslee two of Executors in and by said will named and appointed, they
having first taken the Oath and performed all the other requisites required
by law, they are by order of said Court, and by virtue of their presents, legally
authorized to administer the estate, real and personal, of the said deceased,
according to the tenor and effect of the said will and testament, and according
to law. And they are hereby required to render a true and perfect inventory
of all the estate, both real and personal, of the said deceased, and have the same
appraised and returned to this Court according to law, and to render a true and
correct account to the said Court, of their acts and doings, yearly, and
every year, until their administration is fully completed.

Witness my hand as Ordinary of said County this 4th day of
October in the year of our Lord one thousand eight hundred and fifty two
Quinea O'Neal Ordinary

Recorded this October 6th 1852.