

(33) Georgia Taliaferro County } Fleet Fallon & Elisha Moore do solemnly swear that we saw Charles Fallon sign seal and publish this writing to be and contain his true last will and Testament and that at the time thereof he was of sound mind and memory, and that he did it freely without Compulsion - and that Elizabeth Moore subscribed the same as a witness with them solemnly sworn to and subscribed in open Court Jan'y 8th 1838 -

Just. Quina Neal C.C.O.

Georgia Taliaferro County - The will and proceedings were ordered by the Court to be recorded Jan'y 8th 1838.
Quina Neal C.C.O.

State of Georgia } In the name of God, Amen
Taliaferro County } Wm. B. James
being weak in body, but of sound and disposing memory do make & ordain this as my last will and Testament -
1st - It is my will and desire that my beloved wife Elizabeth James after my death, shall have the land and premises whereon I now live during her life time or widowhood, but at her death or marriage that the land be sold by my executors & the proceeds, in case of her marriage, be equally divided, between her and my three Children Mary James, Lovica Ann, Elizabeth, and Martha, Selah-Henrietta, James Share & Share alike
2nd It is my will and desire that all my property be kept together, on the premises the next year (1838) as I have engaged an Overseer) and that when the Crop is made & gathered in, the Overseer be paid his part & my beloved wife have one fourth of the balance of the Crop of all kinds, and that the residue be sold & the proceeds be equally divided between my three above named Children
3rd It is my will and desire that at the close of the next year, or when the Crop is gathered in, my Negro property be equally divided Share & Share alike, between my beloved wife & three named Children, my said wife having her Choice of

what particular negroes she may Take, being equal in valuation to those of each of my Children

1st It is my will & desire that my beloved wife, when the negroes are divided have one fourth of all the Stock of hogs & pork. two Choice Cows & calves, one Yoke of Oxen and Cart two Choice horses six of the Stock of Sheep, one Gigg & Hearniff, all the household Furniture & such of my books as she may desire, and such part of the Kitchen furniture and plantation tools, as she may choose the balance of My Stock of horses Mules, hogs, Cattle &c, Waggon & Gear and all other of my personal property not otherwise disposed of in this my Will, to be sold & the proceeds be divided share & share alike between my three named Children

2nd It is my will and desire that the four Shares I hold in the Georgia Rail Road & Banking Company, and a lot of land belonging to me in the Cherokee purchase be sold at the discretion of my Executors & the proceeds be equally divided between my beloved wife & my three named Children

3rd It is my Will and desire that my three named Children, be brought up and educated under the discretion of my Executors

4th I do hereby Constitute and appoint Absalom James & William D. Cowdrey Executors to this my last Will and Testament, In Witness whereof I have set my hand and seal this second day of December One thousand eight hundred and thirty seven
Signed & sealed in
Simeon R. James

Witness of
E. H. Richardson
Mary Richardson
P. L. James

Georgia } In Open Court came E. H. Richardson and
Taliaferro County } Mary Richardson and on oath say that they
saw Simeon R. James sign seal and declare the
writing to be and contain his last will and testament and at the
time thereof he was of sound mind and memory and that he did it
freely without compulsion and that you saw P. L. James subscribe
the same as a witness with your selves - Given to and subscribed
in open Court this 9th day of March 1838

33) Georgia Taliaferro County
In open Court came William D. Crowder one of the Executors appointed in and by said Will and took the usual Oath as prescribed by Law in such cases
The Court Ordered the Will & proceedings to be recorded
March 9th 1838. Quince Neal cl. c. c.

Adjourned Term of the Court of Ordinary March 10th 1838.
Abraham James one of the Executors named in and by said Will came into open Court and was duly qualified as one of the executors to said Will — Just Quince Neal

Georgia Taliaferro County — By the Honorable the Justices of the Superior Court of said County sitting for Ordinary purposes:
To all to whom these presents shall come (greeting) — Know ye, that on the ninth day of March in the year of our Lord one thousand eight hundred and thirty eight, the last will and testament of Simon R. James 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 Abraham James & William D. Crowder, the executors in and by said Will named and appointed, they having first taken the Oath and performed all other requisites by law, they by Order of said Court, and by virtue of these 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 returned appraised to the Court according to law, and to render a true and correct account to the said Court, of their actings, and doings, yearly, and every year, until their administration is complete — Witness the Honourable Aaron W. Lyrier one of the Justices of the said Court of Ordinary, this the sixteenth day of March, in the year of Our Lord, one thousand eight hundred and thirty eight
Quince Neal cl. c. c.