

228 Item 10th I will and bequeth the whole of that part of my estate not
henceforth disposed of, to be equally divided among my sons George L. Bird, Gustavus
H. Bird, Philemon Bird, Ruford Bird and Wiley Bird

Item 11th I Nominate & appoint my sons George L. Bird, Gustavus W. Bird and
Philemon Bird Executors of this my last will and testament
executed before signing

In testimony of which I herewith set my hand and affix my seal,
Signed and sealed on this 13th day of September 1851. in presence
of Thos. B. King Ruford Bird 
L. E. Moore
E. W. Okeal

Georgia Taliaferro County — Court of Ordinary Novem. Term 1853.

We E. H. Okeal and L. E. Moore do solemnly swear
that we saw Ruford Bird sign seal and declare the within paper writing to
be and contain his true last will and Testament, that he was of sound and
disposing mind and memory, that he did it freely without Compulsion, that
we signed the same in his presents and in the presents of each other, and
that Thomas B. King subscribed the same in the presents of the testator
and in the presence of us all, and at the request of the testator
Groom to and subscribed in open
Court Nov. 7th 1853. L. E. Moore
E. W. Okeal

Attest Quinca Okeal Ordinary

Recorded this Nov. 7th 1853.

Quinca Okeal Ordinary

In the Name of God. Amen!

I Thomas Chapman of the State of Georgia and
County of Taliaferro being of sound and disposing mind and memory and being
duly impressed with the uncertainty of life do make declare and publish this my
last will and Testament touching all the property I may be possessed of hereby
revoking and declaring null and void all other wills heretofore made by me
Item 1st It is my will and desire that all my just debts be first paid out
of any ready money on hand at the time of my death or out of the proceeds
of such notes as may be on hand or any demands that may be due me
Item 2nd It is my will and desire that my beloved wife Sarah Chapman
shall keep all my property both real and personal after the payment
of my debts, have her use and enjoy the same so long as she shall
live and I do hereby give and bequeath all my aforesaid estate

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and property of every kind whatsoever to her for and during her natural life - It being my wish that she shall keep the negroes together and cultivate the land and have the absolute control and use of all that is made -

Item 3rd At the death of my wife I wish all my property then disposed of as follows - That is to say I wish my Executors hereinafter named to take charge of all my estates both real and personal that may be left at the death of my wife and out of such property to raise the sum of fifteen hundred dollars in cash to be handed over at the end of twelve months after the death of my wife to my son Nathan Chapman to have and use during his natural life and at his death to go to his daughter Elizabeth provided he will give bond and security to be approved of by my Executors to pay to his daughter Elizabeth the said sum of fifteen hundred dollars at his death which sum of fifteen hundred dollars in case my son Nathan shall give such bond I will and bequeath to him for and during his natural life and at his death to his said daughter Elizabeth but in case his said daughter Elizabeth should die leaving no child or children living at her death then it is my desire and will that the said fifteen hundred dollars at the death of my son Nathan or at her death as the case may be shall revert to and be equally divided between the children of my son William H. Chapman, James R. Chapman & Nancy Reynolds per stirpes - And in case my son Nathan shall refuse or fail to give the bond as herein set forth then it is my wish that my Executors shall take and hold said fifteen hundred dollars in trust for my said grand daughter Elizabeth Chapman daughter of said Nathan until she marries and has issue living and if she then die leaving no child or children living at her death then the same disposition is to be made of the said legacy as aforesaid -

Item 4th It is my will and desire that all the balance of my property both real and personal be equally divided into three parts - one of these parts I give to my son William H. Chapman one of these parts I give to my son James R. Chapman and the other I give to my daughter Nancy Reynolds during her natural life and at her death to be divided ^{between} among her children and so divided as to give Georgia above her afflicted daughter two hundred dollars more than either of the others - All the rest to be equally Item 5th In the division of my negroes I wish my negroes William and Elizabeth to be divided among now a man grown

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to go together and also to have the privilege of choosing which one of my Children aforesaid she may prefer to belong to

Item 6th. In Case ~~my~~ ~~discontent~~ should happen so as to depreciate my present estate or in Case of the death of any of my negroes so that the value of my estate at the death of my wife shall be less than nine thousand dollars then I wish the said sum of fifteen hundred dollars mentioned in the third Clause of this will to be bequeathed in the same manner and I give my Executors full power to raise the said fifteen hundred dollars either by sale or in any other way that they may think best - they have full ~~placation~~ ~~placation~~ - Item 7th. The part of my estate that I have given to my daughter Nancy Reynolds in the fourth Clause of this will during her life I hereby so qualify as to give it to her for her natural life or widowhood In Case she Marries it is my wish that the property left her be immediately divided between her Children as before specified

Item 8th. In Case it should be deemed necessary to carry out the provisions of this my last will I constitute my executors trustees to hold my property in trust from my death to the death of my wife and until all the provisions of this will are executed - they are to hold all my estates in trust for the use of my wife as long as she lives giving her all the rents issues and profits and at her death are to execute all the other provisions of my will - Item 9th. Lastly I nominate constitute and appoint my son William H. Chapman and Alexander H. Stephens the Executors to this my last will and testament - "The word 'dollars' on this page intended to signify - This 25th Oct. 1852.

Signed sealed declared and published
as his last will and testament in presence
of John L. Bird
Peter G. Rhorne
D. A. Williams

Thomas Chapman (T)

By way of Codicil to my last will and testament made the 25th Oct. 1852. and witnessed by John L. Bird, Peter G. Rhorne and D. A. Williams I now further declare it to be my will and desire that the portion left to my daughter Nancy Reynolds in said Will shall be for her sole and separate use during her natural life and it shall not in any event be divided amongst her Children as there is directed until after her death whether she Marries or not but the same is not to be subject to the Control of any future husband she may Marry or liable for any debts she may contract

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the fifteen hundred dollars left to my son Nathan as therein indicated shall be held by him without interest during his natural life. I make this statement and declaration that there may be no mistake on that point - the amount to revert to my estate on the contingency there in set forth is the fifteen hundred dollars & no more - This 8th Nov^r 1852

This acknowledged and declared to be } of Thomas Chapman
a Codicil to his will in our presence }
this 10th October 1853.

Jesse Spikes

Benjamin Jones

Greene Baker

Georgia Taliaferro County - Court of Ordinary November Term 1853

the last will and Codicil of Thomas Chapman was introduced in open Court (by William H. Chapman one of the Executors appointed in and by said Will) for probate - and was proven by the Oaths of Daniel A. Williams, and Peter G. Rhame two of the subscribing witnesses to the will (the other being dead) and the Codicil was proven by the Oaths of Benjamin Jones, Jesse Spikes & Greene Baker the subscribing witnesses to the same - On Motion it is ordered that the will and Codicil be recorded and that letters Testamentary issue to William H. Chapman one of the Executors made and appointed in and by said will upon his taking the oath prescribed by law for Executors - The said William H. Chapman came in open Court and was duly qualified as required by statute & letters testamentary issued to him bearing even date here with. Nov^r 7th 1853.

Quinea O'Neal Ordinary

Recorded This Nov^r 8th 1853.

Quinea O'Neal Ordinary

Georgia Taliaferro County

To the Ordinary of Taliaferro County

I Eugenicus L. King the Ordinary of Greene County and officia clerk of the Court of Ordinary of said County, do hereby Certify in Conformity with an Act, assented to December 29th 1838. entitled "An Act to Authorize the probate of Wills in Certain Cases, in the County where the Testator died or may die" - that the last Will and Testament of Gilchrist Overton was brought before me at Chambers on the 29th day of October 1860 by one William H. Overton named as the Executor of said Will for probate; that it was duly proven to me that said Will was the last will of the time of his death

Taliaferro County Wills 1826-1866

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