

at her special instance and request, and in the presence of each other, and that Phakiam M. Hart signed the same as witness in the presence of testator and in the presence of us. - Sworn to and subscribed in open Court this September 2nd 1861.

Attest Quinea O'Neal Ordinary

} John M. Reynolds
} Theophilus ^{his} Pearce
mak

It is Considered and adjudged by the Court that the will and Probate be recorded, in the Records of this office

Recorded this Sept. 2nd 1861.

} Quinea O'Neal Ordinary &
} Clerk Ex officio

Quinea O'Neal Ordinary Clerk

(Thomas A. Mitchells will)

In the Name of God, Amen.

I Thomas A. Mitchell of the County of Taliaferro and State of Georgia being of feeble health but of sound mind and disposing memory do make declare and publish this to be my last will and testament hereby revoking all others heretofore made by me.

Item 1st It is my will and desire that out of the money notes, accounts, and other evidences of debts of which I may die possessed that all my just debts should be paid.

Item 2nd I will and bequeath to each of the Children of my deceased half sister Elizabeth Alesh one dollar.

Item 3rd I will and bequeath to my brother George W. Mitchell the House and lot in the Town of Crawfordville known as the Whaffin lot whereon said George W. Mitchell now lives: and the two small lots lying between said Whaffin lot and the lot now occupied by Hernow Tucker.

Item 4th It is my will and desire that all the balance of my property not herein before disposed of both real and personal lands megres or other effects be sold by my Executors in the manner and form as herein after directed and the proceeds of the sales thereof to be equally divid into eight parts: - One of these parts I give to my brother John G. Mitchell. - One of these parts I give to my brother Wighh. K. Mitchell. - one of these parts I give to my brother George W. Mitchell. - One of these parts I give to my stepson Jacob W. H. Mitchell in trust for the sole and deparate use of my brother Joseph G. Mitchell for and during his natural life and after his death in further trust to give to his Children living at the time of his death and the representatives of his Children provided any be dead at the time last aforesaid - said representatives taking by representation And I do hereby empower the said Jacob W. H. Mitchell to invest the whole or any part of said funds in such property subject to the above descibed trusts as

(280.)

as he shall deem most for the interest of said trust estate. - one of said parts I give to my nephew John T. Heard in trust for the sole and separate use of my sister Abatilda Heard for and during her natural life free from the marital rights of her present or any future husband, and after her death in further trust to give to her Children living at the time of her death and the representatives of her Children provided any be dead at the time last aforesaid, representatives taking by representation. - and I do hereby empower the said John T. Heard to invest the whole or any part of said fund in such property subject to the above described trusts Estate. - One of these parts I give to my three brothers John G. Mitchell, Hugh G. Mitchell, and George W. Mitchell in trust for the sole and separate use of my sister Eliza Evans, for and during her natural life free from the marital rights of her present or any future husband and after her death in further trust to give to her Children living at the time of her death and the representatives of her Children provided any be dead at the time last aforesaid. said representatives taking by representation. - and I do hereby empower the said, John G. Mitchell Hugh G. Mitchell and George W. Mitchell to invest the whole or any part of said funds in such property subject to the above described trusts as they may deem most for the interest of said trust estate. - one of these parts I give to my three brothers John G. Mitchell, Hugh G. Mitchell and George W. Mitchell in trust for the sole and separate use of my sister Margaret G. Rhodes for and during her natural life free from the marital rights of her present or any future husband and after her death in further trust to give to her Children living at the time of her death and the representatives of her Children provided any be dead at the time last aforesaid representatives taking by representation. - and I do hereby empower the said John G. Mitchell, Hugh G. Mitchell and George W. Mitchell to invest the whole or any part of said fund in such property subject to the above described trusts as they shall deem most for the interest of said trust estate.

The other of these parts I give to my three brothers John G. Mitchell Hugh G. Mitchell, and George W. Mitchell to hold in trust for the ~~Children~~ joint use of the Children of my deceased sister Sarah M. Foster until either of said Children shall come of age or marry and on the happening of either contingency to give said Child becoming of age or Marrying his distributive share of said fund and to hold the balance of said fund in trust for the joint use of the other Children until they shall marry or reach full age. - and in case any of said Children shall before reaching full age or Marrying die, to hold the whole of this bequest in trust for the use of the survivors or survivor until said survivor or survivor shall marry or become of full age.

My Negroes at private sale and that the Negroes be permitted to select or choose their Masters.

Item 6.th I give my Executors full power to sell my other property both real and personal lands or other effects without an Order of Court either at public or private sale as they may think best to accomplish the purposes of this will.

Item 7.th Lastly I nominate constitute and appoint my three brothers John G. Mitchell, Hugh G. Mitchell, and George W. Mitchell Executors to this my last will and Testament. - This February 17.th 1859.
(The word "part" interlined before executed)

Thomas A. Mitchell *Seal*

Signed sealed declared and published by Thomas A. Mitchell as his last will and testament in our presence as witnesses thereto thereto by his request This February 17.th 1859.

Quinea O'Neal
Esau Ellington
George F. Bristow

Georgia Taliaferro County. - Court of Ordinary Taliaferro County November Term 1861.

The last will and testament of Thomas A. Mitchell deceased was produced in open Court by the Executors in said appointed, and was proven in Common Form of Law by the Oposal Oaths of G. F. Bristow & Esau Ellington two of the subscribing witnesses to the same, to wit, We George F. Bristow & Esau Ellington do solemnly swear that we saw the Testator sign seal and declare this to be his true last will and testament, that he was of sound disposing mind and memory, that he did it freely without Compulsion, and that we signed the same as witnesses in the presence of the testator at his special instance and request, and in the presence of each other and that we saw Quinea O'Neal sign the same as witness in the presence of the testator and in their presence. - sworn to and subscribed in open Court Nov.^r 21.th 1861.

Attest
Quinea O'Neal Ordinary } George F. Bristow
Esau Ellington

Recorded November 5.th 1861.

Quinea O'Neal Ordinary

State of Georgia }
Taliaferro County } By the Court of Ordinary for said County
To all to whom these presents shall come - greeting
Know ye that on the fourth day of November in the
Taliferro County Wills 1826-1866
year of our Lord on the said day and day one the last will
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(292)
and Testament of Thomas A. Mitchell late of Taliaferro 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 all and singular, the goods, chattels and credits of said deceased was granted to John H. Mitchell, Hugh C. Mitchell, & George M. Mitchell the Executors in and by said Will named and appointed, the having first taken the oath, and performed all other requisites required by law, they are 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 they are 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 to render a true and correct account to the said court of Ordinary of their actings and doings yearly and every year, untill their Administration is fully completed. — Witness my hand, as Ordinary, and the Seal of the said Court, this fourth day of November eighteen hundred and sixty one
Quinea Neal Ordinary

Recorded Nov^r 5th 1861.

Quinea Neal Ordinary

(Last Will and Testament of M. Griffin)

In the name of God Amen!

I Martha Griffin of the State of Georgia and County of Taliaferro being of sound mind and disposing memory but conscious of the great uncertainty of human life do hereby make, declare and publish my last Will and Testament, touching all the property I may die possessed of or in any way be entitled to: hereby also revoking all other wills and every other will or wills heretofore made by me.

Item first. I wish all my just debts to be first paid and funeral expences and such tomb Stone or other memorial of like Character as my Executors may think proper to erect over my remains and to the memory of my dear departed wife — this I leave to them and after all the expences of Administration including the item above mentioned I wish all the balance of my estate and property both real and personal and every thing I may die possessed of or be entitled to of Value to be disposed of as provided in the following Clause to wit, — Clause 1st I have given my deceased son William O. S. Griffin advances of Considerable sums of Money at various times the exact aggregate amount I don't recollect but I have put it down for the