

1st The Last Will and Testament of P^r

In the name of God Amen!

I Andrews Battle
of the County of Troup State of Georgia being
of sound mind and discretion knowing that
it is appointed for me once to die do make
and enact this my last will & testament re-
volving and amending, all others by me for-
merly made

I give and bequeath all my Estate
personal and real to my wife Caroline
Alli, and my four children Caroline
Eliza, Maria Jane, Mary Hanks and
John Battle. If such other legal heirs or
heirs as my wife may hereafter bear unto
me if any; the further government of
it to be controlled and its management
to be conducted upon the following condi-
tions

2nd It is my will and desire that the whole
of that part of my Estate which consist in
land and negroes and other property con-
nected with my farm should be left under
the control of my wife to conduct as a
farming establishment as her judgement
may direct and that it remain permanent
and undivided, unless she may think best
to sell the land & purchase another settle-
ment elsewhere which it is my will that
she may do if she shall consider it proper
and in that case to continue the negroes
all upon the same or different farms, so
as to produce no improper separation or
division of families; and that she may
from to to conduct the Estate as in her
judgement will comport best with its safety
prosperity and especially the happiness of

Andrews Battle dec^d

My dearest wish is that to be treated as gentle
and harmless without excluding from them
more than reasonable care, is reflecting more
inwardly than it is absolutely necessary to
entreat them within the proper limit requi-
red by their condition and presence as far
as possible their rest and good nature.
3rd It is my will and desire that all
moneys belonging to my estate and any
now due coming to it and from the pro-
ceeds of the farm and that parts of my
estate be left in the hands of my wife to be
loaned out according to her discretion at
interest, and compounded yearly, as far as
circumstances will admit not making her
responsible for any losses that may occur
from loaning to individuals who may prove
insolvent.

4th It is my will and desire that that por-
tion of my estate consisting in merchandise
in the firm of Duggan & Battle be closed
as soon as practicable consistent with the
interests of that concern, and any moneys
remaining after the payment of the debt
of the firm to be loaned out upon the prin-
ciple in the preceding article.

5th It is my will and desire that every
portion of my estate not mentioned shall
be under the control & management of my
wife to be used as she may think most con-
ducive to its interests and welfare.

6th It is my will and desire that my wife
and children be properly & conveniently
supported out of my estate and that my
children should all be well educated. And
here I particularly request my wife to be very
forw^d

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Careful to bring up our children in the nurture
and admonition of the Lord, and that they
afford all the benefits & suitable religious instruction
in all such ways as they may judge best. It is
also my will and desire that my wife have
discretionary power to give out of my estate
with a reasonable liberality, money or other ma-
terials for charitable purposes benevolent institutions
and the support of the Gospel.

7th It is my will and desire that the above
managements of my estate under the guidance
of my wife with the consent & advice of my
Executors should continue during her widow-
hood a life time and in case of her death or
marriage that my Executors should continue
the managements as pointed out for her if
that portion of my Estate remaining after
her distribution share is taken out.

8th In the division of my Estate it is my
will and desire that my wife and children
have equal portions and as it is possible some
of my children may die before any division of
my Estate is made it is my will that my wife
have an equal portion with those who may be
living when such division shall be made -
and as it is possible she may desire some
particular domestic servant it is my will
that she have the privilege of taking them
at valuation in preference to others -

9th as regards the time & manner of the division
of my Estate it is my will & desire that my
wife receive her portion when she may marry -
and that my children may receive each one
his or her distributive share on marrying or
arriving at the age of twenty one years; the
manner of division to be made as pointed
out by law, with the exception of the pri-
vilege granted my wife as above mentioned.

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10th I wish it to be distinctly understood that
it is my will and desire that should time
become troublesome in the south with regard to
threatened insurrections, or other suggestions arising
from the present condition of slavery, that
my wife and other executors think it decidedly
best to sell and or all of the negroes & other
property belonging to my estate & remove with
my children out of the limits of the Slave
States, that she should have the power to
do so at her discretion; but with particular
care to keep the families together, so as
not to separate husbands & wives, or parents &
small children, and to sell them all at
private sale, into the hands of such masters
as feel conscientiously bound to treat them
humanely and are known to have been in
the constant habits of treating their Slaves
well, even should it be necessary to make
sacrifice in price for this purpose.

Having fully expressed my
will in the management & distribution of
my Estate I hereby appoint my brother
Cullen Smith and Doctor Melzer William,
my Executors to carry the same into execution
brooking all other wills & testaments.

In Witness whereof I have hereunto
set my hand and seal this 22nd day of
August in the year of our Lord Eighteen
hundred and thirty five

Witness
J. Duggar
Oliver P. Sears
Wm. C. Buffington J.P.

Andrew Patton J.P.

Georgia Superior Court of Troup
County sitting for Ordinary
purpose July adjourned Term 1842
Present their Honors (and)

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James M. Neale
Gordon Rogers &
Lewis A. Ford, Justices

The within last will and testament of
Amos W. Hatch late of this County dec'd
having been duly proven at the regular
term in open Court upon the oath of
Sampson Puggar, Oliver J. Sears and
William C. Puffington the subscribing
witnesses to the same Ordered that the
same be admitted to record

Wiley Wilson cco

Recorded 20th day of July, 1842

Wiley Wilson cco