

named in said will as Executor and that Robert
M Jennings S A Johnson Henry West Thomas Jennings
& Benjamin Morton be and they are hereby appointed
to make an inventory and appraisement of the
rights and credits goods & chatties of said deceased all
of which being done letters testamentary were
granted October 1859 Paul Curtright Sdy

Recorded 6th October 1859. S Curtright. Sdy

Georgia I Ebenezer Newton of the County
Troup County State aforesaid Make and ordain
the following to be my last will &
Testament viz:

- 1 I Commit My Soul to god who gave it through
the mercy of Jesus Christ
- 2 That My body be buried in a decent and Christian
manner suitable to My circumstances in life avoiding
all useless show and extravagance
- 3 That all My debts be paid as early a period
as My Executor can accomplish that object
- 4 My will is that there should be no sale of my property
after My decease except as hereafter provided for
in this will but that it be kept all together till the
children all settle off or call for a division in either
of which cases the Executors can make or cause to
be made such division as will be just and fair
till a final distribution can be effected
- 5 I will and bequeath to My wife ezn S Newton
six of my Servants to be chosen by herself and in
case she choose the woman Francis as one of the
number the infant child of said Francis shall go
with its Mother and they two be counted as
but one servant also the house and farm including
all the land where I now live My Carriage books
household and Kitchen furniture together with
whatever portion she may choose of the horses mules
Cows sheep and hogs and farming interests of every
description during her life time if she remain
unmarried
- 6 In case My wife should marry again I will that
the property mentioned in the preceding article
be sold and a division made among the children her
part being made equal at least 1/3 of any one
of the 5 children including all that and such
she may have received from the estate of
My will is that the distribution of My property
My children should share equally those who have
received nothing as yet are to be made equal to
those who have received the largest portion - -

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- So that in the final distribution all may be equal: provided nevertheless that the portion of my youngest daughter Susan Ann be two hundred dollars less than that of her sisters owing to Superior advantages given in her Education.
- 8 I give my Executors full power to dispose of or sell all my property both Negroes & land and farming utensils and first of the proceeds in other property if at any time they should think it best for the interests of all concerned.
- 9 I appoint my wife Ann T Newton Executors jointly with my son John T Newton and Nathan B Dyer (if he will consent to serve) Executors of this my last will and testament.
- 10 My will also is that those of my children who have rec'd portions from the Estate be not charged with interest on the amount which each one has rec'd.
- Signed and Sealed this 3rd day of August 1859
in presence of
James Loyd
Wm M Cameroun
Wm E Moore
Ebenezer Newton

Troup
Court of Ordinary October Term 1859
An instrument of writing purporting to be the last will & testament of Ebenezer Newton late of Troup County, dec'd having been produced in open Court by John T Newton the Executor named in said will and the witnesses to the same viz. James Loyd Wm M Cameroun William E Moore being duly sworn depose and say that they saw Ebenezer Newton sign seal publish and declare the said instrument as his last will and testament and that he signed the same freely and voluntarily without compulsion and at same time said Ebenezer Newton was of sound and disposing mind and memory and they signed the same as witnesses in presence of testator and at his request and in presence of each other Sworn to and subscribed before me this 3 day of October 1859
Sam'l Curtright Ordly
James Loyd
Wm M Cameroun
Wm E Moore

Georgia.
Troup County
County dec'd
the oath of
Same viz.
E Moore
The last will and testament of Ebenezer Newton late of said County having been sufficiently proven by the oath of Troup County, Book B
James Loyd
Wm M Cameroun
Wm E Moore
It is ordered by the Court that the same be admitted to record as the last will & testament of Ebenezer Newton dec'd & that the same be so recorded.

— John P Newton the Executor therein named: and he having qualified as Executor it is ordered that Michael F Stinson William H Howell Wm A Moore Wm M Cameron & James Loya be and they are hereby appointed to appraise said Estate and make this return according to law this Oct 3 1839
Same Court right Ordry
Recorded Oct 8th 1839 Same Court right Ordry

Georgia ~~Troup County~~ This the fourth day of Decr in the year of our Lord one Thousand Eight Hundred & fifty one

Be it knowing the name of God Amen that I Martha Cook being in good health and sound mind and being possessed of some little property that should be disposed of and in order to prepare for a composed & easy hour to make my last I therefore proceed to give & bequeath to my dear beloved children my lastly effects &c

Item 1st I in the first place give my body to be returned to its mother earth and resign my soul to the God that brought it into existence

Item 2nd I do hereby give & bequeath unto my dear beloved son James Tate five dollars in cash to be paid by the Executor

Item 3rd I do hereby give unto my dear beloved son Jimmie Tate five dollars

Item 4 I do hereby give & bequeath unto my son Horatio G Tate one third part of all and singular my goods money & effects of my whole estate real & personal which I may be possessed of after paying my just debts and each bequest as well fully I be set forth in this my last will & testament And also the said Horatio G Tate by my sole and legal Executor of this my will for which purpose I appoint him this day in full view of the law in said Cases made & provided

Item 5th I do hereby give & bequeath unto my dear daughter Amanda G Cook the sum of five Dollars in cash

Item 6th I do hereby give & bequeath unto my beloved son John G Cook the sum of five Dollars in cash

Item 7 I do hereby give and bequeath unto my dear beloved son Beverly G Cook the balance or remaniding two thirds of all my goods money & effects of my whole estate both real and personal let it consist of whatsover I am in away after said debts & bequests as set forth in this my will

Where of I have this day before these witnesses set forth in plain terms my will & now acknowledging the same I have set my name & affixed my seal the day and date above mentioned

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