

The last Will and Testament of Henry S. Chivers

Troup County Wills 1832-1848
www.georgiapioneers.com

State of Georgia: I Henry S. Chivers
Troup County, being of Sound Mind
and disposing Memory but duly considering
the certainty of death and the great un-
certainty of the time thereof and to the
end that I may be better prepared as to
my temporal affairs to leave this world
whenever it shall please God to call me
thence do make declare and publish this
my last will and testament that is to
say - first and principally I commend
my soul into the hands of Almighty
God my Creator hoping for free pardon
and remission of all my sins and to enjoy
everlasting happiness in his heavenly king-
dom through Jesus Christ my Saviour -
My body I commit to the earth at the
discretion of my Executors herein after
named - And as for such worldly effects
in which and whereof I may be interested
in and disposed of my will and wish is
that they be disposed of in the following
manner

Item first - It is my wish that first of
all that my just debts be paid

Item second - I give and bequeath to my
beloved wife Sarah A. Chivers the following
negroes to wit Abram, Lemis, Nathan, Lucetta
and Child Augustus and all of my interest
in the land in the State of Alabama
Chambers County as owned by myself and
brother Joel and one half of all the
balance of my effects that I may die pos-
sessed of my Georgia land and the balance
of my negroes excepted which I shall

Henry S Chivers' Will Continued

Troup County Wills 1832-1848

www.georgiapioneers.com

otherwise disposed of. Consisting of household and kitchen furniture, bonds, notes, horses, mules, hogs, cattle, plantation tools, and all other specialties together with the half of my interest in a Negro man Jope.

Item 3rd I give and bequeath to my beloved brother Joel M Chivers or his heirs a negro man named Dalton.

Item 4th I give and bequeath to my beloved brother Joel M Chivers the following negroes viz: Tom, Aggy, & child not named, John Doney, Adaline, & Finney and their increase forever together with one half of the remaining half of all my effects, after my wife's part is taken off as specified in the second item to have and to hold in trust the same to and for the sole and special use & exclusive benefit of my beloved sister Frances E Chivers during her natural life and it is my will and wish if my said sister Frances should die the property mentioned in this item shall be equally divided between my brother Joel & niece Frances E Chivers or their heirs but if my said niece should die leaving no child or children of her own body born & it shall all then go to my brother Joel M Chivers or his heirs.

Item 5th I give and bequeath to my niece Frances E Chivers the following negroes, to wit: Bill, Mary, and son Bill and Henry and the remainder of all my effects, after my wife Sarah A. C. Chivers and my sister Frances E Chivers shall get off their parts as assigned and for my brother Joel M Chivers to act as Guardian for her my said niece and if she may die leaving no

Henry J. Chivers' Will Continued

Troup County Wills 1832-1848

www.georgiapioneers.com

child or children of her own body, borned said property as specified in this Item shall go to my brother Joel or his heirs

Item 6th Provided I may die leaving an heir or heirs before making an alteration in this my will it is my will and wish for my heir or heirs to have one half of all my Estate from each one as before specified but provided my heirs may die leaving no child or children it is my will and wish that for said property then to revert as before specified

Item 7th It is my will and wish that if it may suit the will of my brother Joel that he can take all my interest of the land in Georgia as owned by myself and him at what it may be appraised by a jury appointed by the court for that purpose after allowing him my brother Joel the half of the cost of his improvements, where he now lives, which amount is to be equally divided between my Sister Frances E. & niece Frances E. Chivers

Item 8th It is my will and wish that it may be known that all the land owned by myself and brother in the State of Alabama is equally owned between us both though when the Patents come they will come in my name alone - It is my will and wish that my brother Joel shall have the one half as he has justly paid for it

Item 9th It is my will and wish that my land in the State of Alabama may be sold on the first Monday in January next

Henry F. Chivers Will continued

Group County Wills 1832-1848

www.georgiapioneers.com

Item 10th It is my will and wish that it be known that I am owing my brother six hundred dollars for my half of a negro man Jesse

Item 11th In this my last will & testament I appoint and nominate and ordain my brother Joel M Chivers and Col Henry Long my Executors hoping that they will take upon themselves the burthen and execution thereof. In testimony whereof I haveunto set my hand and affix my Seal this 8th day of October 1839-

Signed Sealed & Henry F. Chivers

published & acknowledged
in the presence of this

the day & year above written

Test Lazarus Pattle

James M Chivers

John W Andrews

Georgia Superior Court of said County
Group County Sitting for Ordinary
purpose November Term 1839

The within last will and testament of Henry F. Chivers late of said County dec^d having been duly proven at this regular Term in open Court upon the oaths of Lazarus Pattle, James M Chivers & John W Andrews the subscribing witnesses, Ordered that the same be now admitted to Record

Wiley Wilson Secy

Recorded 3rd November 1839

Wiley Wilson Secy