

John Spence, deceased, Will.

17.

Troup County Wills 1832-1848

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In the name of God Amen. I John Spence of the State of Georgia and County of Troup do make and declare this my last Will and testament in manner and form following, first I resign my soul into the hands of Almighty God hoping and believing in a remission of my sins by the merits and mediation of Jesus Christ and my body I commit to the Mother dust to be buried in a Christian like manner. And my worldly estate I give and devise as follows.

First It is my wish and desire that my executor hereafter named should as soon after my death, as practicable proceed to pay and fully discharge all just demands that may be against me at my decease out of the monies and debts that may be due me or on hand at the time of my death, and the remainder of said debts due me it is my wish that the same should be equally divided amongst all my children and wife.

Secondly I give and bequeath to ~~my~~ ^{two} youngest sons Alfred Spence and John M. Spence and their heirs forever the lot of land whereon I now live in the County and State of Georgia and distinguished in the plan of the (12) school district by lot No. (229) Two hundred and twenty nine. Containing 20 or more or less equally between the said Alfred Spence and John M. Spence, Reserving for use of my wife Nancy Spence the part that shall fall or be allotted to my ^{said} youngest son John M. Spence until he shall arrive to the age of twenty one.

Thirdly It is my wish and desire and I bequeath unto the following children Alfred Spence and John M. Spence the following articles to be made out of the proceeds of my disposable property by my executor and delivered over to them as they may deem proper become of age in order to make them up equal to those that have already left me. (12) one horse bridle & saddle to be valued at something like one hundred dollars and such other small articles as is designated in bill of account given of to my first son to make them all equal.

Fourthly I leave to my wife Nancy Spence two negro girls to Marianne name Mary and Emily during her lifetime, and at her death that the said negroes and their increase to be sold and equally divided amongst my children, to wit, George Spence, Ezra both Rufus, Peggy, Leticia, Polly, Knight, James Spence.

Warchus McDoll, Lucinda Jones, Alfred Spence and John Milton Spence, to them and their heirs for ever.

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Fifthly. It is my wish and desire that after my decease, that my wife and the children under age be provided out of my crop by my Executor with one years provision and that the whole of the remaining and residue of my estate, both real and personal not otherwise heretofore disposed, be sold (except one bed & furniture, I spin and bequeath to my wife, Annys Spence) and after paying off the claims & debts to be equally divided among my children George Spence Elizabeth Aspin, Peggy Lanier, Billy Knight, James Spence, Warchus McDoll, Lucinda ~~Spence~~, Alfred Spence, and John Milton Spence and my wife, Annys Spence.

Sixthly and lastly, I do hereby nominate constitute and appoint my beloved son James Spence my sole Executor of this my last Will and Testament, and revoking all other Wills and annulling them, and Confirming this ~~my last Will and Testament~~. In testimony whereof I do hereunto set my hand and affix my seal this nine tenth day of February in the year of our Lord one thousand eight hundred and thirty four.

signed, sealed published and declared, and delivered by the ^{testator} testator as for his last Will and testament, in our presence, who at his request, in his presence and in the presence of each other have subscribed our names as witnesses thereto.

John ^{his} Spence ~~test~~
marked

Joseph Bailey
Thomas ^{his} Bailey
marked
William H. Carleton.

Georgia Group County. In open Court
While in Chambers. sitting for ordinary purposes.

The last Will and Testament of John Spence, deceased, was proven by the oaths of Joseph Bailey and Thomas Bailey, two of the subscribing witnesses thereto, upon and each of you do solemnly swear upon the holy Evangelists of Almighty God, that you and each of you saw John Spence sign seal, publish and declare this instrument to be and contain his last will and

Testament, and when he signed the same he was of sound mind
and disposing memory, and when he signed the same, he did
it of his own free will, and that you saw William McCarlisle
sign the same as a subscribing witness, with you both, and at
the request of the Testator, to help you.

Gives to and subscribed in open Court

this 5th day of May 1834.

Henry Perkins, C. C.

Joseph Bailey

of his
Treas. & Bailey
made

Georgia Intrap County.

May, Adjourned Term 1834.

Joseph Knott, Came James Spence, the nominatd.
Executor, in said Will, and was duly Qualified in terms of
the Law, by taking the Executors oath to the said Will, then
the Will and proceedings, was by the Court, ordered to be
recorded.

Attest Henry Perkins, C. C., of

The Last Will and Testament of
John Spence duly & truly Recorded in book A
of Wills, in the Registers of said Intrap
County, Georgia, in book A of
Wills, in pages 17, 18, & 19.

May 14th 1834.

Henry Perkins, C. C.