

The Last Will & Testament of Robert, Freeman dec^d

Georgia (In the name of God
Oglethorpe County) Amen! I Robert Freeman of
the County & State here first written being of
sound mind and memory but knowing that
I have to die, do make, ordain, and
constitute this to be my last will & Testament
First I wish all my just debts to be
paid out of any money I may have on
hand or debts due me at the time of my
death.
Secondly— I leave to my beloved wife
Elizabeth T. Freeman during her widow
hood the use of my Carriage & Horses, one
third part, of my Stock of horses, mules,
cattle, Hogs, Group County Wills 1818-1848
www.georgiapioneers.com and
farming implements, also one third part,
of my house hold furniture & kitchen furni-
ture to be ascertained and set apart to
her by valuation and division of the articles
and for her to have the privilege of select-
ing from all the house hold furniture such
articles as she may prefer to the value of
one third of the whole— I also leave her
the use of during the term of her widowhood
all the part of my Land whereon I now
live which lies on the South Side of the road
leading from Lexington to Athens until it
comes opposite my Gin house & Packing
Screw then taking the road to my mill
and continuing along said road past
the mill until it forks at the corner of
William Pooters field thence along said
Pooters line to George R Gilmers, thence
along said Gilmers line to John Morris
over

land thence along, said Meers line to the road
 aforesaid including my dwelling house, Stables
 Etil, mead or Gin Shop and the mill, also it is
 my wish that she may have the use of during
 her widowhood the following negroes Tomit,
 Nelson, Wesley, Isaac, and Leroy, four men
 Cate a woman, and her daughter Murrien
 and Cates son Jack, Evelina a woman, the
 two children she now has and all she may
 have hereafter, a negro girl named Harriet
 now about twelve years of age, and a negro
 boy named Jim, about nine years of age
 all the above named I give my wife the
 use of during her widowhood but none of
 the negroes are to be taken out of this County
 at any time or under any pretence whatever ex-
 cept Wesley and Harriet, and then them
 not further than thirty miles from my present
 place of residence and under for prohibiting
 the negroes from being carried abroad is, that
 I believe if George Scott ever gets them in
 his power he will run them clear off and
 sell them - and if any attempt is made to
 take the aforesaid negroes or any one or more
 of them away or further off than as above
 directed or stated they are then immediately
 to become the property of my nephew John
 Rhymes Freeman and he is to take them
 into possession & keep them unless my wife
 gives good and sufficient security for
 their delivery at her marriage or death -
 I give to my wife one third part of
 whatever corn, fodder, oats, Bacon &c may
 be on hand at the time of my death
 and one third part of the crop that may
 be growing on all the plantation I reside
 on - also I give her five hundred dollars
 to be paid to her in cash out of any

money I may have in hand or from debt due to me - The five hundred dollars and the third of the crop and the third of the provender so given her here last mentioned is all that I give unto her forever - My reason for not giving her any thing more to dispose of as she pleases is that George Scott has treated me so badly that I am unwilling that he or his children ever should have or enjoy any part of my estate and I am well satisfied that all my wife has or gets she will give it to them, so I give her nothing more -

I give to my brother John Gresham's children the whole of the tract of land I now own in this county the part of it herew before mentioned in which I have given my wife the use of during her widowhood they are not to have until my wife dies or gets sick and the residue of it they are to have as soon as I die. I also give them two thirds of all my stock of horses, mules, cattle, hogs, sheep, household fitching furniture plantation tools & farming utensils, also two thirds of what corn fodder oats, bacon &c. maybe on hand when I die and two thirds of the crop that maybe growing on the plantation at the time - I also give them the following negroes (or) Sarah a woman & her children namely Jack, George, Francis, Harriot, Martha, Mely, Albany and her boy child now an infant, Nancy a woman the wife of the before mentioned fellow Jack Gresham a fellow, Ben a fellow, Poney a fellow Louisa a woman, & her children namely Eliza, Sam, & John Wesley, also Randal his wife Clarissa & her children namely Jim, Madison, & her infant, a girl child, with all their future increase & a carpenter York an

173
Defecton in

To my nephew John Rhymes Freeman I give the one third part of all my household & kitchen furniture, plantation tools & which my wife is to have the use of during her widowhood, this he is not to come into possession of until after her death or marriage. I also give him the following negroes, Mully, a woman, and her mother (Granny) Sarah to take care of, Matilda a woman & her child Jordan, Brooks a man & Sena his wife Mead a man & his wife Pilly & her children namely Tom, Martha, Lindsay & a girl child now at the breast, Henry a boy son of Jube, - also all the negroes which I heretofore here- in leave my wife the use of during her widowhood, then he is to have at the death or marriage of my wife, the ones first mentioned from Mully to Henry inclusive he is to have www.georgiapioneers.com The afore- said negroes with all their future increase I give to him my nephew John Rhymes Freeman.

To my brother Foster Freeman, children I give the following negroes with all their increase, Randal a fellow commonly called Randal Jones, Jube, his wife Tibby, her children namely Clarissa Enock Naiah, Emmeley, Anderson, & a girl child (Granny) Maud to take care of) Caroline a young woman, Peter a boy, Pot a boy & Dick a boy, also Tibby mother of the four last named if not sold before I die also a boy or lad named Dick, my brother Foster Freeman to take these negroes into his possession as soon as I die & to have the use of them during his life & at his death to be equally divided among his children.

To my brother David J. Greenman's children I give the following negro with all their increase (viz) Fells an old woman her children as follows: Doctor, Cipe, Nancy, Paddy, Joe also of her grand children, Mary & Lucinda. My brother David J. Greenman to take them into his possession as soon as he die & keep the use of them so long as he lives and at his death to be equally divided between his children. To my nephew James A. Stanton his two sisters Mary Alexander & Sarah Steele during their lifetime I give the use of the following negroes to be equally divided betwix the three and after their death to their children I give forever if any they leave if not child or children is left by each one of them then the child or children which any one of them may leave or any two is to be shared betwix (viz) born a man, Hannah his wife & her children as follows Mary, James, Agnes & Robt and all their future increase.

To my nephew James S. Power I give the use of during his life time and after his death I give them his child or children if any he leaves forever, but if he dies leaving no child or children then I give them to my brother John Greenman's children to be equally divided between them the following negroes (viz) Dave the blacksmith, his wife Jenny & her children namely Silvy a girl & Ned a boy with all their future increase.

Whatever else I may leave or have at the time of my death not herein before willed away it is my wish may be equally divided between my nephew and niece (my brother and

175

The children only going to each one
an equal portion -
In witness whereof I herewith set
my hand and affix my seal this
fourteenth day of August one thousand
eight hundred and thirty six
Signed Sealed & acknowledged

In presence of
Henry Britain, Robert Freeman, P.
Richard P. Crowder,
Easil Pace

Georgia, Superior Court of said
Troup County, County sitting for
ordinary purposes, Monday July 6th
1840.

Collin Rogers
Thos. J. Cook
Wm. L. Lacy
Judges

Troup County Wills 1818-1848
www.georgiapioneers.com

Personally appeared in open court Henry
Britain, Richard P. Crowder & Easil
Pace the subscribing witnesses, to the
within writing and being duly sworn
saith that they each one of them saw
Robert Freeman, sign, seal, publish &
declare the within writing to be & contain
his last will and testament, that they
signed the same as witnesses in the
presence of the testator that he was
at the time of sound disposing mind
& memory and that he executed the same
freely without compulsion so far as they
knew or believe
sworn to & subscribed } Henry Britain
in open court } Rich P. Crowder
Wiley Wilson ecc } Easil Pace

form 2

171

Troup County Wills 1818-1848
www.georgiapioneers.com

1848
n

Grant to a paper
prepared in the
last will testament
of Robert Johnson
second and nephew
of the first. The
signature under the
will.

Handy and Seal, (Mrs.)
Elizabeth Thornehill
The B. Greenwood Co.

177

In the said & James
Whitman propounder of a
paper purporting to be the
last will and testament of
Robert Freeman dec^d Respondent

Elizabeth T. Freeman Caveat
Appellant

curves to a paper
purporting to be
the last will and
testament of
Robert Freeman

April Term 1841 Enjoined & Injunction
dissolved Contin^d and leave to amend
Caveat

Oct Term 1841 Contin^d by Resp^t

April Term 1842 Contin^d by Appel^t

October Term 1842 Appeal Dismissed
each party his own costs

Georgia I Moses Lee Clerk of
Group County do hereby Certify that the
foregoing is a true extract of the
entries made in said case as appears
from the Records of my office

Given under my hand this 7th
day of November 1842

Moses Lee CLK

Georgia Superior Court of Group County sitting
for Ordinary purposes met on
Monday the 7th day of November
1842 agreeable to adjournment

Present their Honors

James M. Beall

Collin Rogers

Ben^g H. Cameron
Justice

It appearing to this Court from the
above Certificate of the Clerk of the
Superior Court of said County of Group

1783
That the appeal lately pending in said
Superior courts between John Stead & Anna
Freeman propounder of a paper purporting
to be the last will and testament of Robert
Freeman die' as respondents and Elizabeth
J. Freeman executrix as applicant has
been dismissed at mutual costs - and the
said John Stead & Anna Freeman having
this day produced the said paper
purporting to be the last will & testament
of Robert Freeman acc'd into open court
and the same having heretofore torrid
at the July Term of this court in the
year Eighteen hundred and thirty been duly
and legally proven in open court upon
the oaths of Henry Britain, Richard
P. Crowder and Elsie Piceu the sub-
scribing witnesses to the said last
will and testament. It is now ordered
by the court that the same be admitted
to record this being a regular term
of said court

Attest,

Wm. Wilson ccy

Recorded 10th day of November 1848
Wm. Wilson ccy