

State of Georgia }
Upson County }

To all whom it may concern -

I, William Thomas Ellerbe, of the State and County aforesaid

being of sound and disposing mind & memory, but feeble in body, and knowing
that it is appointed unto all men once to die, do ordain and declare this
to be my last will and testament, hereby revoking all former wills -

First - I bequeath my soul to God who gave it, and humbly implore his
forgiveness thereof; my body to the earth, and request that my executor
herein after named have it plainly interred at my decease -

Secondly - What of the effects and goods of this world I may
die possessed of, I dispose of in the following manner; all my just debts first
having been paid by my executor - I give and bequeath the whole of my estate,
both real and personal, to my beloved wife Jane Ellerbe during her lifetime or
widowhood and to my Children, John Ellerbe, Wester Ann Ellerbe, Mary Jane
Ellerbe and Mark Ellerbe, and also any others that my wife may have as the
legal heirs of my body, each an equal proportion, share and share alike, to be
equally divided when my youngest Child shall attain the age of twenty one
years. It is my will that I hereby declare, that in giving my wife Jane Ellerbe an
equal proportion of my property with my Children as above stated, that it is
only a life estate or during her remaining a widow, and that at her death, or
marriage again, that the property bequeathed to her, as above, shall go to my Children
above mentioned, except the sum of Ten dollars Cash which I give and bequeath
to her in the event of her marrying again, to be paid to her by my executor herein after
named on such an event occurring to be disposed of as she may choose at her death,

Thirdly - It is my will that my negroes, viz. Sophy a woman about forty five years old, Penny a
woman about twenty years old, Gance a boy about eighteen years old; Jack a boy about
sixteen years old; Charlotte a girl about fourteen years old; and Joe (Penny's Child) about
eighteen months old and their manse and my other property be kept together during my
Childrens minority, for their and my wife's support (if she remain a widow) to be managed
to the best advantage for their interests; and if it be deemed advisable to sell my lands
and buy others in a more desirable place; but in doing so, in no case, is the principal
of my property, other than what the lands I own may sell for, to be touched -
under such instruction hereby given my Executor authority to dispose & purchase lands
for my heirs -

Fourthly - It is my will that my Children be given a good education, and I hereby request my
executor to attend to the same; but on no account is the principal of the estate hereby
bequeathed to them, to be touched in doing so - believing as I do, that the property
I have will be sufficient to support them and educate them, and also yield a
surplus income -

Fifthly - Believing as above stated, that my property if well managed will yield an income
besides the support and education of my Children, I request that said surplus
be invested by my executor in the purchase of land for my Children, either in good land

or negroes as fast as he has a chance of doing so advantageously —
lastly. It is my request that my Executor make annual and regular returns to the proper
Court of his doings & doings, showing a full and clear statement of the profits
and effects of my said Will, and in the event of my executor dying or refusing
to act and qualify, I request that the Court of Ordinary do appoint proper persons
or persons administrators with the will annexed to ~~execute~~ to the same —
monthly. When my youngest Child shall arrive at the age of twenty one years, or if
female when she marries, it is my will that the whole of my estate both real
and personal be equally divided among my children and my wife (if she be then
living and a widow) equally share & share alike to each his or her heir, and assign
for ever — except my wife's portion, which at her death, and in the event of her
having a child's part as before stated and under the foregoing circumstances, is
to go to my children as aforesaid —

lastly. I hereby nominate and appoint my friend Isaac B. Deacons of the County and
State aforesaid Executor of this my last will & testament —

In testimony of which I have hereunto set my hand and affixed my
my seal this the ninth day of September Eighteen hundred and thirty
Six —

signed sealed published & declared }
in presence of us }
Thos. F. Bethel }
Julius Clark }
Jos. B. Beall }
J. E. Boncher }

William Thomas Ellulson 

before me } I Isaac B. Deacons, do solemnly swear that this writing contains the true last
will of the within named William Thomas Ellulson do. so far as I know or believe and
that I will well and truly execute the same by paying first the debts & then the legacies contain
and in the said will as far as his goods and chattels will thereto extend and the
law charge me; and that I will make a true and perfect inventory of all ~~his~~
goods & chattels so help me god —

Isaac B. Deacons

before me this }
before me this } Jan'y 1837 }
Thos. F. Bethel Cth. C. O }

County Court }
The within last will and testament of Wm. Thos. Ellulson having been
duly proven at this term in open Court, upon the oaths of Thomas
Bethel, J. E. Boncher & J. M. Weale. Ordered that the same be admitted
to Record —

Thos. F. Bethel Cth. C. O