

Large

Washington County.

Personally appeared B. D. Crane Sen. who being duly sworn, deposes and says, that he has examined the signature of O. H. Rogers above to a paper as a witness, said paper purporting to be the last Will and Testament of Benjamin G. Smith, and that said signature is the true and genuine signature of the said O. H. Rogers now deceased.

B. D. Crane.

Subscribed and sworn to before me

This 1st June 1891.

J. Newman, Ordained Min.

In witness whereof I have hereunto set my hand and seal of office at the City of Washington, D.C.

Benjamin G. Smith.

State of Georgia

Washington County

June 18. 1891.

This is my last Will and Testament. I am of sound and disposing mind.

- 1st I want my doctor bill paid in my last sickness and all my burying expenses.
- 2^d I want all my debts paid that I owe on this earth as soon as possible after my death.
- 3^d I want what is left over after paying all my debts to be divided equally amongst my five grand children except the first place I want Mr J B Warthen to have as it is his by wife and heirs. I want my grand son William Benjamin Warthen to have the Home place and five hundred acres of land with it and all its privileges.
- 4th I want them all to share alike but want him to have the Home place as the dear little boy was so good to me. My grand children are the following names. Benjamin G Warthen, Letitia G Warthen, William B Warthen Mary J Warthen and Susan J Warthen, and they are the ones I want to have all my effects as I have within described after I am dead. The grave yard at home I don't give to any body containing one acre land but want Mr J B Warthen and the children to have it always kept in the family and use as a family burying ground and keep it in order.
- 5th I choose my friend and son in law Mr J B Warthen and my grand son Benjamin G Warthen as my Executors and to serve without giving bond I also choose Mr J B Warthen Trustee for his children & my grand children all who is named in this will and he to serve without giving bond.

Witness my hand and seal the year and day above written.

Benjamin G Smith (L.S.)

Signed sealed and delivered in

the presence of

Nathan L. Eldridge

James H. Eldridge

Charles H. Eldridge

Georgia
Washington County

Filed in Office July 2^d 1891.

M. Newman, Ordinary H.C.

Georgia
Washington County

Court of Ordinary. July Term 1891.

In open Court personally came Robert L. Etheridge, James H. Etheridge and Charles H. Etheridge residents of the county of Washington, who being duly sworn say: That they saw Benjamin G. Smith the testator sign seal published and declare the instrument within now presented as his last Will and Testament, freely voluntarily and of his own accord and without any compulsion or influence whatever. That at the time of making and executing said will, said testator was of sound and disposing mind and memory; That documents signed as witnesses in the presence of the testator and at his special instance and request and in the presence of each other.

R. L. Etheridge
J. H. Etheridge
C. H. Etheridge

Learn to and subscribed before me
this July 6. 1891.

M. Newman
Ordinary H.C.

James E. Sumner

State of Georgia
Washington County.

In the Name of God: Amen

I, James E. Sumner being of sound and disposing mind and memory, and considering the uncertainty of this world do make and declare this my last Will and Testament in manner and form following

Item 1st I give, bequeath and devise to my grand daughters Nancy Jordan and Martha L. Jordan to be equally divided between them, all my household and kitchen furniture except one bed, and all my personal property except whatever horses, mules, cows and hogs, I may be possessed of at the time of my death.

Item 2^d I desire that as soon after my death as is practicable and proper, the place upon which I now reside containing two hundred and fifteen acres more or less, as well as the live stock I may own at the time of my death be sold and all my just debts be paid.

Item 3^d To my grand children Andrew Jackson Sumner, John Thomas Sumner, William Sumner and George Ann Yates, children of my deceased son William H. Sumner, I give each three dollars.

Item 4th To my grand daughter Susan Delta Sumner the child of my deceased son William H. Sumner, I give the sum of Twenty five Dollars.

Item 5th To my son James Alexander Sumner I give one bed, which will hereafter be designated, but it is not delivered to him before my death.