

Louisa H. Smith

The State of Georgia! County of Washington! Know all men, by these presents, that I, Louisa H. Smith, a female covent, being of sound mind and memory, do make, this my last will and testament.

First—In view of the fact that on the thirteenth day of February 1844 Eighteen Hundred and Fifty five a deed of marriage settlement was made and executed by me and my present husband Benjamin R. Smith conveying all my real and personal estate, consisting of Horses, Mules, Cattle, Hogs, Provisions, crops of Wheat and Cotton, Plantations, Tools and implements, Household and kitchen furniture, and all other property real & personal, that might thereafter be acquired by descent or purchase, to the said Benjamin R. Smith upon the following uses and special trusts, that is to say, for the sole and separate use of me the said Louisa H. Smith. The said Benjamin R. Smith to have, use and enjoy the annual increase or profits of said property during his life without account, so that I may during coverture be provided with ample means for my support and maintenance &c. and, after the death of the said Benjamin R. Smith, the surviving one, the said Louisa, the whole of the said property shall go to and vest in the children of said marriage—in life at the death of the said Benjamin R. Smith, if there be any, but if there be no child or children (and there are none) then to such person or persons as the said Louisa shall have by deed or will duly executed, appointed &c. Now in order to make such appointment, I do hereby give, bequeath and devise as follows.

All the property both real and personal as enumerated above that is now in possession of Green Brantley, my trustee under and by virtue of said marriage settlement, and the rents, issues and profits of the same shall be kept together as one, and the same shall be annually paid over to the said Benjamin R. Smith for his support and maintenance, not liable to any debts, liabilities, or contracts previously

made by him, and after his death in case
 he survives me, to go to and rest in Mary
 J. Horn and Rebecca Horn, my nieces,
 equally, and in case I shall survive the
 said Benjamin B. Smith, at my death the
 said property to go to and rest in the said
 Mary J. Horn and Rebecca Horn, my nieces,
 equally. In testimony whereof I have hereunto set
 my hand and seal this thirteenth day of
 November 1878.

Louisa H. Smith T.E.

Signed, sealed, published
 and declared by Louisa H. Smith as her
 last Will and Testament in the presence of
 us who sign the same in the presence of the
 Testatrix at her request and in the presence
 of each other Nov. 30th 1878

Maria B. Haynes,
 S. H. Brantley,
 Beverly H. Evans

Georgia }
 Washington County } Maria B. Haynes, Solomon H.
 Brantley, and Beverly H. Evans, the witnesses,
 to the within will having been duly sworn, upon
 their oath say - That they saw Louisa H. Smith
 the Testatrix, sign, seal, declare and publish
 the within instrument as her last will and
 testament, that at the time of making the same
 she was of sound and disposing mind
 and memory, and that the same was made
 by her voluntarily, and that they, each of
 them saw the Testatrix sign, and they
 signed the same as witnesses at her request
 and in the presence of each other and in
 presence of the Testatrix.

Sworn to before me in
 open Court Jan 6th 1879
 Clement C. Brown
 Ordinary W.C.

Maria B. Haynes
 S. H. Brantley
 Beverly H. Evans