

Middleton Pool.

In the name of God Amen

I Middleton Pool of the County of Washington and State of Georgia being of sound and disposing mind and memory and being desirous to settle my worldly affairs while I have strength to do so do make and publish this my last Will and testament And first I Commit my Soul to the God who gave it, and my body I desire to be buried in the family burial ground on this place where I live and my worldly estate I dispose of as follows

Item 1st I have already given to my Daughter Elizabeth Wood wife of Benjamin Wood, one negro woman named Hannah and her increase and boy Simon, also one hundred and fifty Dollars in Cash, beside a horse Saddle and bridle, one Bed and furniture—two Cows & Calves, a sow and pigs, and also a half of lot of land in De Kalb County No 338. In the third item of this will I will ~~leave~~ give her all I intend to give her in addition to the property already named in this item

Item 2nd I have already given to my Daughter Mary Correll wife of David Correll one half of the lot of land in De Kalb County No 338 also Milly a woman and Harris a boy, and six hundred and fifty Dollars in Cash, two horses, a bridle & Saddle a Bed & furniture—two Cows & Calves, and one sow & pigs—In the third item of this will I will give her all I intend to give her in addition to the property named in this item

Item 3rd It is my will and desire that my Executors hereinafter to be named shall as soon as practicable after my death, using all proper dispatch, sell my negro girl Biddy at public outcry to the highest bidder, and after paying expenses of said sale, pay to said Elizabeth Wood named in the 1st item the half of the money arising from said sale, and to Mary Correll named in the 2nd item the other half—And I also further desire and will that the sum of eight hundred and fifty Dollars be paid to said Elizabeth, and the sum of three hundred and fifty to the said Mary—the said last sum to be paid in cash out of my estate as soon as said estate can be settled up

Item 4th I have already given to my Daughter Jane Swint widow of John Swint the following property to wit: Susky a woman and her increase one horse Saddle & bridle two Cows and Calves a bed and furniture and also a negro woman ~~named~~ named Ester and a boy named Swin

And in subsequent item in this will, will be found what I give her in addition to the above

Item 5th I have already given to my Daughter Winifred Rushing in her lifetime one negro woman named Hannah and her increase and a girl Fanny beside a Horse Saddle & bridle, two Cows & Calves, one bed & furniture and a sow & pigs. The said Winifred having since died and having three children and I having lately given to one of her children to wit my grand daughter Catherine who married Lafayette Conning, a negro girl named Silvy valued at the time of the gift— at one thousand Dollars It is my Will and desire that the one Sixth hereinafter to be named, and which would go to my ^{said} daughter Winifred if she was in life, shall go in trust to James Rushing their Father to be held by him in trust for their use benefit and behoof forever in fee simple, subject to the following direction

to wit. It must be so divided as to make the other two children equal with the said

Cummings wife in view of the aforesaid gift of the said girl Selvey
Item 6th I have already given to my son William B Pool a boy named Bob, Sally a woman and her increase and Dolly a girl, one horse saddle & bridle, two Cows & Calves, and one bed and furniture, and in a subsequent item in this will will be found what I give him in addition to the above

Item 7th I have already given to my daughter Catharine H Bateman wife of Bartley M Bateman a negro woman named Judy and her increase and Bette a boy and Rachel a woman and her increase a horse saddle & bridle two Cows and Calves, one bed and furniture and a sow & pigs. - And in subsequent item in this my last will and testament will be found what I give her in addition to the above

Item 8th I have already given to my son Thomas W Pool Warren a boy and Harriet a woman & her increase and a boy named Reuben, one horse saddle and bridle which property he has already received. I also give to him two Cows and Calves one bed and furniture - And in subsequent items of this my last Will and testament will be found what I give him in addition to the above

Item 9th I have already given to my son James I Pool a negro boy named Ben a negro boy named Wright and a woman named Eliza and her increase also one horse saddle and bridle which property he has received, I also give him two Cows & Calves & one bed and furniture; and in subsequent items in this my last Will and testament will be found what I give him in addition to the above

Item 10th I give to my grandson Middleton Wood one horse saddle and bridle to Cost Eighty Dollars, as I have already given to my other grandson Middleton Everett a horse saddle and bridle which Cost when horses were low Sixty Dollars

Item 11th It is my Will and desire that my Executors hereinafter named (after my death and after they shall have paid all the just debts of my estate) shall have full and Complete power to appoint five Executors who duly it shall be to divide out equally share and share alike between my five children to wit James Faint widow of John Faint William B Pool Catharine Bateman wife of Bartley M Bateman Thomas W Pool and James I Pool and the following three Children of my deceased daughter Minnie Reeking to wit Catharine the wife of the aforesaid Cummings, Elizabeth and Joseph all the following property to wit Morris York Stephen Sarah Greaney Melberry Mary Ephraim Saul Beckey Georgian and John, It being understood that that sixth part in said Division which goes to my said deceased daughters three children above named is to be disposed of as already directed in this my last will and testament And it is further my will and desire that my son Thomas W Pool shall have sixty two acres of my land, it being that portion where my residence and other houses are located and having the following description beginning near M Pools grave yard at a pine, running South 30 East 20 chains to a stake, thence North 85 East 24 chains & 50 links to a stake, thence West 46 chains and 85 links to a pine which is the beginning corner, And my said wife Nancy Pool is to have one room in said residence to live in, And the said Thomas W Pool is to take Care of her, as long as in their mutual affection this would be proper and desirable, And then all the rest of my land is to be partitioned off into five shares and be drawn for by my said children to wit Catharine Bateman James I Pool William B Pool

James Purnell and James Rushing as trustees for his & my daughter Minnie
three Children as aforesaid - It being my purpose to give all the property
named in this item absolutely in fee simple to those only of my children
named in this item

Item 12 It is my Will and desire that my wife Nancy Pool shall have
her bedstead and bed and bedcloathing and her chest that she brought with
her and one half of the bed cloathing she has made since becoming my wife
And I also give to my son William B Pool in trust for the sole and separ-
ate use of my affectionate and kind wife for and during her natural
life, my negro boy Isaac, about twenty three years of age, to be hired
out by said trustee from year to year, and the money arising from said
hire, turned over to her for her support, And it is my further will that
she be allowed by my Executors one years support out of my estate after
my death and forty Dollars in Cash, And I request of my sons that
they will not allow my wife to live at any time in less comfortable
Circumstances than she now does if they can prevent it, And after the
death of my said wife, it is my Will that said negro Isaac be sold
and that my son William be allowed reasonable Compensation for his
trouble and expences as trustee as above, and the balance of the money
equally divided between him and my sons Thomas W and James S Pool

Item 13 It is my will and desire that all my Plantation utensils
and household and kitchen furniture and all my personal and personal
property of every description not hereinbefore disposed of be sold by my
executors and the money arising therefrom be applied to my debts and
the foregoing bequests, and if any residue to be divided among my six
youngest Children, my deceased Daughter Mrs Rushings share to go to
her three Children as hereinbefore named and pointed out, And it is my
further desire that my old negro George be taken by my son William and
supported, and taken care of by him, and that he be allowed two hundred
Dollars out of my estate to compensate him for this trouble and the forgo-
ing of this item is to be subject to this provision, And in the event that there
should not be sufficient money arising to pay up my said debts and the
forgoing legacies, then it is my will that it be made up from each of my
said six youngest Children portions under this will equally

Item 14 I hereby nominate and appoint my son William B Pool and
Thomas W Pool executors of my last Will and testament, and I hereby
give them the power, to select and divide Called for under the 11th Item of this
will without applying to the Ordinary for said purpose and do and perform
all their duties required under said Will without applying to said Court
in all Cases where by law this may be legitimately avoided, And I do hereby
revoke all and every other will hitherto made by me declaring and
confirming this my last Will and testament

In witness whereof I the said Middleton Pool have to this my will
consisting of seven pages of foolscap paper set my hand and seal this
September 8th 1860 Middleton Pool

Signed sealed published and declared by the above named Middleton Pool
as his last Will and testament in presence of us who at his request in presence of each other and in his presence have
subscribed our names as witnesses thereto

John W Pittman
John A Martin
A N Graywick