

Thomas Warthen.

- I, Thomas Warthen, of Washington County Georgia, do make the following Will and Testament, hereby revoking any and all others heretofore made by me.
- Item 1st I give to the Methodist Church at Warthen, of which I am a member the Thousand Dollars, which is to be securely and permanently invested and the annual interest or income paid to the preacher in charge of the Church.
- Item 2^d I give and devise to my partners - my brother Shacon three eighths and Stephen A. Hitchcock, one eighth interest in the store house and lot of J. Warthen & Co at Wartheny. Said lot fronting sixty feet on the road and running back ninety five feet. I give and devise to them also the same interests respectively in the gin and mill and the lot in which they are located, including buildings engines and machinery embracing a half acre more or less, sufficient for convenient access to the street and Rail Road and for the successful working and operation of the gin and mill.
- Item 3^d I direct my Executors to mark out a tract of land, which I estimate will contain about twenty five acres more or less, to embrace the depot ground of the A. & F. S. R. R. and the store and gin property of J. Warthen & Co, so that it will embrace all the land from the dwelling lot, I have deeded to S. A. Hitchcock and from Shacon Warthen's line on the south ward - to the Sparta road and the plantation road passing by my home on the northward. And on the northwardward embracing and including all the timber-wood land between the Shacon Warthen job land and the Sparta road, and on the southeastward embracing and including my tenant houses now known as the Alfred Walker and Ole Walker tract - by a line to commence at a corner to be made on said plantation road or old race path near Alfred Walker's house, running northward leaving said tenant houses in west of line to Shacon Warthen's line. And of this tract of land and all the improvements, appurtenances, machines and appliances thereon I give, bequeath and devise to my brother Geo. S. Warthen three fourths interest and to my nephew Thomas Warthen Jun. the other fourth interest forever in fee simple - subject to the interest herein before given to my partners Shacon Warthen and S. A. Hitchcock in store and gin lots.
- Item 4th I give to my beloved wife all my household and kitchen furniture or contents as she may want. After settling all the foregoing legacies and bequests, if the residue of my estate does not realize more than Thirty thousand Dollars - then I give and bequeath the one half of it to my wife Corrie - if it should realize more than Thirty thousand Dollars, then I give and bequeath to her the sum of Fifteen Thousand Dollars free and absolutely. In either event the remainder of said residue to be held in trust by my Executors to pay the interest or income to her for and during her natural life - and at her death to be divided equally between all my brothers and sisters - share and share alike. The children of any who may be dead to take the share of such deceased parent. This bequest to be in lieu of dower.
- Item 5th My Executors shall have power and authority to continue my business or may be engaged in, in their discretion and may take ten years in managing and realizing my assets in the execution of this Will, if necessary or proper in their judgment. And they shall have power to sell or purchase or private sale for cash or on time, any part of my property real or personal not herein specifically devised and to administer proceeds if necessary in their judgment - and to compromise, compound and settle any debt due my estate.

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in any other matters of dispute or difference all in their discretion without order, decree or adjudication of any court whatever. And either one of them shall have the right to buy any part of my estate, which is not specifically devised or bequeathed herein, as fully as if they were not Executors.

Item 6 I appoint my brother George D. Warthen and my nephew Thomas Warthen Executors of this my Will, and if by death or other disqualification yet one of them shall be acting, he shall have all the powers and authority herein given to both.

In Testimony whereof I have hereunto set my hand and seal
This third 12th 1891.

Thomas Warthen (ps)

Signed, declared and published by Thomas Warthen as his last Will and Testament in the presence of us the subscribers, who subscribe our names here as witnesses in the presence of said Testator (at his request) and in presence of each other.

W. J. Aikens

A. H. Hooks

W. J. Logie.

Georgia
Washington County

I, Thomas Warthen of said County make the following Codicil to my last Will and Testament which was signed by me in the 12th of March 1891. I add the name of my brother Aaron Warthen as one of my Executors in said Will and hereby nominate him as one of them.

Witness my hand and seal - This February 11th 1892

Thomas Warthen (I.S.)

Signed, declared and published by Thomas Warthen as his last Will and Testament and Codicil thereto as above stated, in presence of us the subscribers who subscribe our name hereto as witnesses, in the presence of said Testator (at his request) and in presence of each other.

W. J. Aikens

A. H. Hooks

W. J. Logie.

Georgia
Washington County

In the Court of Ordinary,

May Term 1892.

We, the undersigned Ordinary of said County, W. J. Aikens, A. H. Hooks, and W. J. Logie, do hereby duly sworn in open Court depose and say that they saw Thomas Warthen sign, seal, declare and publish the instrument now presented as his last Will and Testament, and also saw said Thomas Warthen sign, seal, declare and publish the attached Codicil as the Codicil to his last Will and Testament; both freely and voluntarily and of his own accord, and without any compulsion or influence whatever, and that at the time of the execution of said Will and Codicil he was of sound and disposing mind and memory, not diseased

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said Will and bequests, as witnesses in the presence of said testator, and at his special instance and request and in the presence of each other.

W. J. Aykew

A. H. Smith

W. A. Rozier

Subscribed to and subscribed before me
this 2nd day of May 1892.

M. Newman

Ordinary N.C.

L. B. Price Junr.

Georgia

Washington County

L. B. Price Junr. being of sound and disposing mind and memory, do make this my last Will and Testament.

Item 1. I desire that my tract of land bounded on the north by Little Chocoma river, east by W. B. Price and Eglum Price, south by Horton Price and west by Emanuel Price, containing two hundred acres more or less and lying and being in the 1884th District G. M. of said county be sold and all my debts and burial expenses be paid from the proceeds thereof. I give I desire that my son "Bridges" Price be paid Ten (\$10⁰⁰) Dollars, and my two daughters Georgia & Mary be paid each Fifty (\$50⁰⁰) Dollars; the remainder to vest in and become the property of my wife Mary Price, for the support and maintenance of herself and our two sons, Arthur and Otis, and also my two daughters Georgia and Mary, should they remain with their step-mother, which I desire they should do.

Item 2. I give and bequeath to my two daughters Georgia and Mary, two feather beds, bedsteads and all the bed clothing connected thereto, which I already recognize, and which they understand as their own property.

Item 3. I give and bequeath to my wife Mary Price, so long as she remains my widow, that tract or parcel of land, known as my old home place in said District G. M. bounded north and west by Wm. Waller, east and south by Emanuel Price, containing One hundred acres more or less, and also all personal property not enumerated above of every kind and character, which I may own and be possessed of at the time of my death. Should my wife marry again or at her death, said property is to vest in and become the property of our two sons Arthur and Otis. Should either of these two sons, Arthur or Otis die before the marriage or death of their mother, then his portion is to vest in and become the property of the other, and should both of these sons die before marriage or death of their mother, then it is to vest in and become the property of my two daughters Georgia and Mary.

Item 4. I hereby constitute and appoint my wife Mary Price, and my brother Emanuel Price Executors of this my last Will and Testament.

L. B. Price Junr.

May 20th 1892

Signed, declared and published by L. B. Price Junr.