

WILL OF

ELISHA KELLY

In the name of god Amen I Elisha Kelly being weak in body but of Sound and perfect mind and memory and Considering the uncertainty of life & blefsed be the almighty god for the same & do make and publish this my last will and Testament in the manner and form following that is to say ---- -- -- first I give and bequeath unto my Beloved wife Elizabeth Kelly all the property that I am legally & pofsefsed of at my Death both real and personal lands and tennements goods and Chattles of whatsoever kind they may be (after all my Just Debts are paid). During her natural life or widowhood and after her death or if She my wife Should marry again then and in that case it shall be the duty of my Executors to proceed forth with or as soon as may be Convenient to make a Distribution among those of my Children that has not received their part so as to make them Equal with those that has received and in the same kind of property or as near so as may be Convenient and after that is done my Executors will proceed and advertise the remainder of the property of whatsoever kind it may and sell it to the highest bidder on twelve months Credit and to Divide the proceeds of the sale equally among all my Children or legatees and moreover it is my will that Dureing my wifes life time or widowhood that if any of my legatees should marry or leave her from other Causes that She should give off divide out with them so as to make them Equeal with those that has now left us if it is in her power without injuring herself and the rest of them that she may have with her at that time so it shall be at her pleasure and no Compulsiary measures shall be used -- -- --

give and bequeath unto my Beloved wife Elizabeth Kelley the property that I am legally & possessed of at my Death both real and personal lands and tenements goods and Chattles of whatsoever kind they may be (after all my Just Debts are paid). During her natural life or widowhood and after her death or if She my wife Should marry again then and in that case it shall be the duty of my Executors to proceed forth with or as soon as may be Convenient to make a Distribution among those of my Children that has not received their part so as to make them Equal with those that has received and in the same kind of property or as near so as may be Convenient and after that is done my Executors will proceed and advertise the remainder of the property of whatsoever kind it may and sell it to the highest bidder on twelve months Credit and to Divide the proceeds of the sale equally among all my Children or legatees and moreover it is my will that Dureing my wifes life time or widowhood that if any of my legatees should marry or leave her from other Causes that She should give off divide out with them so as to make them Equeal with those that has now left us if it is in her power without injouring herself and the rest of them that she may have with her at that time so it shall be at her pleasure and no Compulsiary measures shall be used -- -- --

lastly I do hereby appoint my wife Elizebeth Kelley Executrix and Alford Kelley and Allen Kelley my executors of this my last will and testament hereby revokeing all former wills by me made in witnefs whereof I have hereunto set my hand and seal the tenth day of Febuary in the year of our lord 1838

Signed sealed and declared to be by the

above named Elisha Kelley to be his last will and testament in the presence of us

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who have hereunto subscribed our
names as witnesses in the presence
of the testator

Josiah W Cobb

Elisha Kelley (SEAL)

Williamson Breazeele

Hugh Poor

Recorded in Will Book B, Page 192

Recorded November 8, 1844

Proved November 8, 1844

William Magee, C.A.D.

Roll No. 1278