

Court that said will be admitted to record having been proven in common form, and that letters Testamentary issue to Lucinda Caroline McRae in terms of the Law August 5<sup>th</sup> 1861

August Morrison  
Ordinary

Will of Robert Peacock dec'd.

In the name of God Amen.  
I Robert Peacock of said state and County being of advanced age; and knowing I must shortly depart this life; and being of sound and disposing mind & memory deem it right and proper, both as respects myself and my family that I should make a disposition of the property with which a kind providence has blessed me, do therefore make this my last will and Testament, hereby revoking all others heretofore made by me

I desire and direct that my body be buried in a decent and Christian like manner, my Soul I trust shall return to God who gave it, as I hope for eternal salvation through merits and atonement of the blessed Lord and saviour Jesus Christ whose religion I have professed.

I give to son Benjamin Peacock two Negroes to wit George and Myall with money and other property all of which has been heretofore put in his possession by me, to belong to him and his heirs forever

I give to the children of my son Howell Peacock two Negroes to wit Green and Francis with money and other property together with the increase of the same, to them and their heirs forever all of which said property has been heretofore put in the possession of their father by me, subject the disposition herein expressed

I give to my Daughter Quincy all herding to the sole and separate use and benefit of herself and such children as have been or may hereafter be born to her body by her present or any future husband in answer to her body by her subject to the debt

Two Negroes to wit Lucinda and Bob and their future increase together with Money and other property all of which has heretofore been placed into their possession by me of my said Daughter and her said Husband Benjamin Flooring for the uses and trusts aforesaid.

Item 5<sup>th</sup>

I give to my son Robert M. D. Peacock Two Negroes to wit Matthew & Jane with the money and other property which I have heretofore put in his possession to have also the two Negroes in this clause mentioned been put in his possession

Item 6<sup>th</sup>

I give to my son Delama C. Peacock Two Negroes to wit Nancy & Lida together with Money and other property all of which has been heretofore put in his possession by me.

Item 7<sup>th</sup>

I give to my son James Byron Two Negroes to wit Nelson & Selah together with money and other property all of which has heretofore been put in his possession by me

Item 8<sup>th</sup>

I give to my Daughter Edna G. Fairchild for her natural life with remainder to the Children born and to be born of her body by her present or any future Husband to her and their use & benefit, free from the debts of her present or any future husband Two Negroes to wit Lizzy and Priscilla together with Money and other property all of which has heretofore been given to Samuel B. Fairchild & his wife Edna G. subject to uses and trusts aforesaid.

Item 9<sup>th</sup>

I give to my son Simon M. Peacock Two Negroes to wit Wylie & Witzey together with money and other property all of which has heretofore been put in his possession by me.

Item 10<sup>th</sup>

I give to my Daughter Sarah Holloway for her natural life with remainder to the Children born and to be born of her body by her present or any future Husband to her and their own use and benefit to be in nowise subject to the debts of her present or any future husband Two Negroes to wit Rose and Braney and their increase Five Hundred Dollars in Money together with other property all of which has heretofore been delivered by me subject to the uses above and trusts herein above

Item 11<sup>th</sup>

I give to my

Will of Robert Jacobs Dec.

to be born of her body by her present or any future Husband to her and to their own use and benefit — from the debts of her present or any future Husband five Negroes to wit Fanny and Henrietta and their increase with five Hundred Dollars with other property all of which has been heretofore delivered to my said Daughter Patience P. and her husband William Henry by me subject the use and trusts herein above expressed.

Item 12<sup>th</sup>

I give to my Daughter Mary M. Hudson for and during the Term of her natural life with remainder to such children as have been or may hereafter be born of her body by her present or any future Husband said property to be in no wise subject to the debts of her present or any future Husband but to be held and kept solely for the uses and trusts aforesaid the following property to wit Harriet and Peter also five hundred Dollars with other property together the future increase and all increase of the same all of which said property has been heretofore by me delivered to my Daughter Mary M. and her Husband William L. Hudson subject to the uses and trusts herein above expressed except the sum of five Hundred Dollars which I direct to be paid out of my Estate by my executrix and executor herein after named unless advanced by me before my decease to her.

Item 13<sup>th</sup>

I give to my Daughter Polly V. Jackson for and during the term of her natural life, with remainder to such child or children as has been or may hereafter be born of her body of her body by her present or any future husband the following property to wit Louisa & Sam which said property has been by me together with other property delivered to her my said daughter Polly V. Jackson and her husband Green Jackson but subject to the uses and trusts herein before expressed I also direct my executrix and executor to pay over to my said daughter Polly V. Jackson and her husband Green Jackson the sum of Five Hundred Dollars and a Horse bridle and saddle of the value of One Hundred Dollars unless the said sum of money and said Horse bridle and saddle shall be by me given to them before my decease, all the above property given and to be given as aforesaid in trust as aforesaid is to be held to the sole and separate use and benefit of my said Daughter Polly V. Jackson and such child or children as has been or shall hereafter be born of her body by her present

Item 14<sup>th</sup>

I give to my son John S. Peacock lot of Land number Four Hundred and Fifty (450) except as herein after restricted to the use of wife America Peacock said lot lying in the Twelfth (12) of now Brooks County and that portion of lot of Land number Five hundred and seventeen (517) in the 15<sup>th</sup> District of now Brooks County say fifty Acres more or less to which I hold title by Deed from William Hendry except Twelve Acres of land off of said lot of Land I now give to my son Simon M. Peacock I also give to my son John S. Peacock the North half of Five hundred and eighteen in the 12<sup>th</sup> District and the North half of Five hundred and eighteen in the (13<sup>th</sup>) thirteenth District now Brooks County except this I reserve four acres of lot of Land Five hundred and eighteen (518) in the twelfth District of now Brooks County around the Academy Building for school purposes. The property herein above given to my son John S. is to be his for and during the term of his natural life then to such child or children as he may leave him surviving nevertheless should my said son John S. die without leaving any child or children him surviving then the property herein above given to him is to be equally divided between his brothers and sisters of the whole and half blood share and share alike.

Item 15<sup>th</sup>

I give to my son Jasper Peacock except as herein after restricted to the use of my wife America Peacock lot of Land Four hundred and seventyone (471) and the south half of lot of Land Five hundred + Eighteen (518) in the twelfth (12) District of now Brooks County and the south half of Five hundred and Eighteen (518) in the thirteenth of now Brooks County the property herein above given to my son Jasper is to be his for and during the term of his natural life then to such child or children as he may leave him surviving nevertheless should my said son Jasper die without any child or children surviving him then the property herein above given him is to be equally divided between his brothers and sisters of the whole and half blood share and share alike

Item 16<sup>th</sup>

I give to my wife America Peacock the use for life of that part of lot of Land given to my son John S. to wit number Four hundred and fifty (450) which lies which lies on the west side beginning at the corner Road near which is called the corner of the road with the corner of fence nearly South of the road is one square of land

# Will of Robert Peacock dec'd

my son Jasper arrives at the age of Seventy one years when she is to give up to my said son one half of said lot of Land also I give to my said America the use of Timber and lightwood for her life of the other above named two lots given to my son John I. also the use for life of all my negroy not herein above disposed by this will except this that in the event any of my younger children to wit John I. Letitia I. Laura. Margaret M. Jasper and Ulahah should marry before the death of said wife America then she is to give up to such who may marry two Negroes to be valued by any three discreet and disinterested persons to be selected by my Executrix and Executors to be herein after named, I also give to my said wife America the use for her natural life in addition to the Negroes given her for her natural life all my stock of Horses, Mules, Cattle sheep Hogs & all the farming utensils of every description whatever and also my Carriage Buggies Waggons or Carts &c. for her natural life and also all my Household and kitchen furniture of every kind & description all the corn fodder & each & every kind of Provisions which may be upon my plantation at the time of my death, for her natural life for the purpose of enabling her to raise and educate our six youngest children last aforesaid, and upon the death of my wife I give the property of every description whatever which is herein given to my said wife for and during the term of her natural life to my six youngest children to wit John I. Letitia I. Laura. Margaret M. Jasper and Ulahah, to be after the death of my said wife to be equally divided between them share and share alike, and to the share or portion which assigned to each of my four youngest Daughters upon a general division of the property given to wife for life, I give to each of them and Estate for and during the term of their natural life with remainder to such child or children born of their bodies surviving them but in the event of their dying without any issue of their body then surviving them the property is to be given equally divided between their brothers and sisters of the whole and half blood share and share alike and the share or portion that may be assigned to each of my two youngest sons John I. and Jasper Peacock after the death of my wife I charge with the payment of One Hundred Dollars each to each of my four Oldest Daughters to wit

Executor to this my last will and Testament this  
19<sup>th</sup> day of December 1859

Robert Peacock



Signed sealed declared and published by Robert  
Peacock as his last will and Testament in the  
presence of us the subscribers, who subscribed our names  
hereto in the presence of ~~each other~~ the said Testator at  
his special instance and request and in the presence  
of each other this 19<sup>th</sup> day of December 1859

Lobias G. Robertson  
William A. Robertson  
Harmon Robertson  
Joseph B. Robertson

Georgia }  
Brooks County } The will of Robert Peacock being produced  
in open Court for probate by the executor  
James T. Robertson who has filed his petition to prove the  
and two of the witnesses to said will Lobias G. Robertson  
and Joseph B. Robertson having subscribed the following  
indorsed on said will.

Brooks Court of Ordinary January Term 1862  
Came in open Court at this regular Term of the Court  
Lobias G. Robertson and Joseph B. Robertson and being  
duly sworn depose and say that they saw Robert  
Peacock sign and publish the within as his last will  
and Testament while of sound and disposing mind that  
they witnessed the same for him at his request and  
in his presence and in the presence of each other  
and that the same was executed voluntary by him  
on the day it purports to have been executed and  
that they saw William A. Robertson and Harmon  
Robertson sign the same as witnesses  
sworn to before me in open } J. G. Robertson  
Court January Term 1862 } J. B. Robertson  
August Morrison  
Ordinary }

Georgia } Court of Ordinary of said County  
 Brooks County } January Term 1862

It appearing to the Court that Robert Peacock late of said County deceased departed this life testate that America Peacock Executrix and James T. Roberson Executor of the last will and testament of the said deceased produced the said will of said deceased and having produced also Tobias G. Roberson and Joseph B. Roberson two of the subscribing witnesses to said will, in open Court who after being duly sworn declare that they saw Robert Peacock the Testator sign seal declare and publish the instrument produced as his last will and testament, that he signed the same freely voluntary and of his own accord without any compulsion or influence whatever and that he was of sound and disposing mind and memory at the time, that they subscribed the same as witnesses and that they saw the witnesses do so likewise at the request of said Testator and at his special instance and request and in his presence and in the presence of each other, which proof being regarded as sufficient by the Court to admit the said Will to record in solemn form of law.

It is therefore Ordered by the Court that said will be admitted to record having been proven in solemn form, and that letters Testamentary issue to America Peacock's Executrix and James T. Roberson Executor upon their taking the usual oath of office

August Morrison  
 Ordinary

Recorded January 16<sup>th</sup> 1862

August Morrison  
 Ordinary