Andrew Riggins
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen, I Andrew Riggins of the State and Count aforesaid being of sound and disposing mind and memory and being desirous to settle my worldly affairs while I have strength so to do, do make and publish this my Last Will and Testament, hereby repealing all Wills by me at any Time heretofore made and first I commit my soul to God who gave it, and my body I desire to be burried in the famil burial ground, and my worldly estate I dispose of as follows

First

I will that all my just debts be settled immediately as there is no use of delay.

Second

I will and bequeath to my beloved Wife Sarah Riggins, all my worldly estate, both real and personal, consisting of Land, Negroes, and perishable property, to have and to hold it for and during her life time, or Widowhood

Third

I will that my Wife give my youngest son George W. Riggins a good English education, or i case she does not educate him, to give him Five Hundred Dollars.

Fourth

I will and bequeath that at my Wifes death or marriage, that my property be sold and equall divided with my Children, if my Wife marrys she to have a childs part.

Fifth

I appoint my worthy friend N. L. Perkins as my Executor.

In witness whereof I the said Andrew Riggins to this my Last Will have set my hand and seal this 24th day of February 1865.

Andrew his X mark Riggins (LS)

Signed, Sealed, Published & Declared
by the above named Andrew Riggins as
his Last Will and Testament in presence
of us, who at his request, in presence of
each other have subscribed our names as
Witnesses hereto.

William Tippen
Elias Nix
James Knox

Cherokee Court Ordinary
April Term 1866

The Will of Andrew Riggins being produced in Open Court, for Probate by the Executor, who has filed his petition to prove the same, and the Witnesses to said Will, William Tippen Elia Nix & James Knox having subscribed the following affidavit indorsed on said Will April Term 1866. of Cherokee Court Ordinary; Came into open Court at this regular term of the Cour William Tippen Elias Nix & James Knox and being duly sworn depose and say that they saw Andrew Riggins 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 presenc and of each other, and that the same was executed voluntarily by him on the day it

purports to have been executed.
Sworn to & Subscribed Before me
in Open Court April Term 1866
Warren R. D. Moss Ordinary

William Tippen
Elias Nix
James Minor

State of Georgia
Cherokee County

I do solemnly swear that this Writing contains the True Last Will of the within named Andrew Riggins, deceased, so far as I know or believe. And that I will well and truly execute the same, by paying first the debts, and then the Legacies contained in said Will, as far as his goods and Chattels will thereunto extend, and the Law charge me. And that I will make a true and perfect Inventory of all such goods and Chattels. So help me God

N. L. Perkins

Sworn to & Subscribed Before me
this 7th day of May 1866
Warren R. D. Moss Ordinary

Cherokee Court Ordinary
May Term 1866

The Will of Andrew Riggins being duly proven at Last term of said Court. It is ordered that the same be admitted to record as Andrew Riggins Last Will and Testament and that said Executor have leave to qualify on the same, and upon so doing that Letters Testamentary issue to him.

Warren R. D. Moss Ordinary

Stamped according to the requirements U. S. Internal Revenue Laws

Recorded May 28th 1866
Warren R. D. Moss. Ordinary

John Moore's
Last Will & Testament

State of Georgia Cherokee County

I, John Moore of said State and County deem it right and proper both as respects my family and myself 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 that all my just debts be paid without delay by my Executors hereinafter appointed, as I am unwilling my creditors should be delayed in their rights, especially as there is no necessity for delays.

I give, bequeath and devise to my beloved Wife Ann with whom I have lived in the strictest quiet for Sixteen years, all my property consisting of Two & One third Lots of Land Known by No 241. 242. & 264. all in the Fourth District and Second Section, and all my other property during her lifetime or Widowhood, free from all charge or limitation whatever, to her own proper use benefit and behoof, forever, to dispose of the same previous or by Will or deed, at her death as she may think proper.

2d Item. I give and bequeath and devise to my Daughter Catherine, all my property that may remain after my Wife is reasonably supported out of it at her intermarriage or Death.

3d Item, I hereby constitute and appoint my beloved Wife Ann Executrix and my worthy friend William W. Bagwell Executor of this my Last Will and Testament this March 4th 1863

John Moore (L.S.)

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Signed Sealed Declared and Published, by John Moore as his Last Will and Testament, in presence of us the Subscribers, who, subscribed our names hereto, in the presence of said Testator, at his special instance and request, and of each other this March 4th 1865

Henry C. Crenshaw

Lenora A Crenshaw

Howard his x mark Barbery

Elizabeth her x mark Barbery

Cherokee Court Ordinary

April Term 1866

The Will of John Moore being produced in Open Court for Probate, by the Executrix, who has filed her petition to prove the same, and one of the Witnesses to said Will, Henry C. Crenshaw having subscribed the following Affidavit endorsed on said Will, April Term 1866, of Cherokee Court of Ordinary: Came into open Court at this regular Term of the Court Henry C. Crenshaw, who being duly sworn deposeth and saith, that he saw John Moore sign and publish the within as his Last Will and Testament while of sound and disposing mind; that he witnessed the same for him at his request and in his presence and in the presence of the other Witnesses, and that the same was executed voluntarily by him on the day it purports to have been executed.

H. C. Crenshaw

Sworn to & Subscribed before me
in Open Court April Term 1866
Warren R. D. Moss Ordinary

Cherokee Court Ordinary

May Term 1866

The Will of John Moore being duly proven at last term of said Court. It is ordered that the same be admitted to record as John Moores Last Will and Testament, and that the said Executrix have leave to qualify on the same, and upon so doing that Letters Testamentary issue to her

Warren R. D. Moss Ordinary

State of Georgia
Cherokee County

I do solemnly swear that this writing contains the true Last Will of the within named John Moore deceased, as far as I know or believe, And that I will well and truly execute the same, by paying first the debts, and then the Legacies contained in said Will, as far forth as his goods and chattels will thereunto extend, and the Law charge me. And that I will make a true and perfect Inventory of all such goods and chattels So help me God

W. W. Bagwell

Ann Moore

Sworn to & Subscribed before me
this 11th day of June 1866
Warren R. D. Moss Ordinary

Stamped according to requirements U. S. Internal Revenue Laws

Recorded July 12th 1866

Warren R. D. Moss Ordinary

Samuel J. Messer's
Last Will & Testament

State of Georgia Cherokee County
Last Will and Testament of Samuel J. Messer resident of said State and County

Item 1st

Intending this Will to be a final disposition of my Estate. I hereby revoke all wills made by me.

Item 2d

I wish my Executors as soon as possible after my death to pay my just debts and desire that the property embraced in the residuary clause of this Will be used by him for that purpose and if a sale of property is necessary I wish him to select from it, that which can be best used for that purpose, and I empower him to sell the same publicly or privately, as he may think best.

Item 3d

I give to my beloved Wife Louisa A. Messer all of my Plantation and Lands that belong to me with all the stock of any kind, and provisions of all kinds, and Household and Kitchen Furniture, which I want her to have and to hold her life time or her Widowhood, and if she marries I only want her to have a childs part.

Item 4th

I do hereby appoint my friend Thomas R. Bell Executor to this my Will to carry out the same. In Witness I hereunto set my Hand and Seal this the 2d day of March 1862.

S. J. Messer

Levy Willson
Jacob Cagle
John R. Westbrook

Cherokee Court Ordinary
May Term 1866

The Will of Samuel J. Messer being produced in Open Court, for Probate by the Executor, who has filed his petition to prove the same, and two of the Witnesses to said Will. Levy Willson and John R. Westbrook having subscribed the following Affidavit indorsed on said Will May Term 1866 Cherokee Court Ordinary: Came into open Court at this regular Term of Court. Levy Willson & John R. Westbrook, and being duly sworn depose and say, That they saw Samuel J. Messer, 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 Jacob Cagle who also signed the same (at the Testators request) as a Witness, and in the presence of each other, and that the same was executed voluntarily by him on the day it purports to have been executed

Levy Willson
John R. Westbrook

Sworn to & subscribed before me
in Open Court May Term 1866
Warren R. D. Moss Ordinary

Cherokee Court Ordinary
June Term 1866

The Will of Samuel J. Messer being duly proven at last Term of said Court. It is ordered that the same be admitted to record as Samuel J. Messers Last Will and Testament and that said Executor have leave to qualify on the same, and upon so doing that Letters Testamentary issue to him

Warren R. D. Moss Ordinary

State of Georgia
Cherokee County
I do solemnly swear that this writing contains the true Last Will of the within named Samuel J. Messer deceased, as far as I know or believe. And that I will well and truly execute the same, by paying first the debts, and then the Legacies contained in said Will, as far as his goods and chattels will thereunto extend

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Sept 1858

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and that I will make a True and perfect Inventory of all such goods and chattels. So help me God

Thomas H. Bell

Sworn to & Subscribed before me
this 4th day of June 1866
Warren R. D. Moss Ordinary

Stamped according to requirements U S Internal Revenue Laws

Recorded July 12th 1866

Warren R D Moss Ordinary

Charles Edwards
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen, I Charles Edwards of said State and County being of advanced age, and knowing that I must shortly depart this Life, deem it right and proper both as respects my family and myself, 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

1st Item

I desire and direct that my body be buried in a decent and Christian like manner suitable to my circumstances and condition in life, my soul I trust shall return to rest with God who gave it as I hope for eternal salvation, through the merits and atonement of the blessed Lord and Savior Jesus Christ whose religion I have professed and as I humbly trust engaged for about Twenty One years

2d Item

I desire and direct that all my just debts be paid without delay

3d Item

I give bequeath and devise to my beloved Wife Nancy with whom I have lived in the strictest quiet for near Twenty Six years, Lot of Land No Twenty Five in the Twenty Second District and Second Section of Cherokee County containing One Hundred and Sixty Acres (160) and also Four & 3/4 Acres of Lot Forty Eight in the same District and Section above mentioned lying joining, with all the rights members and appurtenances to said Lot of Land in anywise belonging free from all charge or limitation whatever to her own proper use benefit and behoof forever or as long as she shall live, and at her death it to be equally divided among the heirs of her own body and as for my oldest Daughter Mary Ann Spriggs, her portion to go to the heirs of her own body, and all the rest of my property after paying of my just debts to go in the above mentioned manner this 18th Sept 1858

Charles Edwards (L.S.)

Signed Sealed Declared and Published by Charles Edwards as his Last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator and of each other this 18th Sept 1858

H. A. Thomson

H. W. Collier

A. C. Cutman

Joseph Stone

Cherokee Court Ordinary

June Term 1866

The Will of Charles Edwards being produced in Open Court for Probate by James Edwards who filed his petition to prove the same and one of the Witnesses to said Will H. W. Collier having subscribed the following affidavit, endorsed on said Will June Term 1866 of Cherokee Court Ordinary: Came into open Court at the regular term of the Court, H. W. Collier and being duly sworn, deposeth that he saw Charles Edwards sign and publish the within as his Last Will and Testament while of sound and disposing mind; that he witnessed the same for him at his request and in his presence and in the presence of the other Witnesses: and that the same was executed voluntarily by him, on the day it purports to have been executed,

Sworn to & Subscribed before me
this June 4th 1866
Warren R. D. Moss Ordinary

H. W. Collier

Cherokee Court Ordinary
July Term 1866

Ordered that the Will of Charles Edwards be admitted to record as satisfactorily proven at the last term of the Court of Ordinary of said County.

Warren R. D. Moss Ordinary

Recorded August 27th 1866
Warren R. D. Moss Ordinary

James Cooper's
Last Will & Testament

State of Georgia Cherokee County

In the name of God, Amen, I, James Cooper of said State and County being of advanced age but of sound and disposing mind and memory knowing that I must shortly depart this life, deem it right and proper both as respects myself and those who I have regard for deem it necessary that I should make a disposition of my property with which a kind providence has blessed me, I do therefore make this my Last Will and Testament hereby revoking and annulling all others by me heretofore made

First

I desire and direct that my body be buried in a decent and christian like manner suitable to my circumstances and condition in life, my soul I trust shall return to rest with God who gave it as I hope for salvation through the merits and atonement of the blessed Lord and Saviour Jesus Christ

Secondly

I desire and direct that all my just debts be paid without delay by my Executor herein after named and appointed

Thirdly

I give and bequeath to Ceasar Cooper Margarett Cooper and Ann Rosetta Cooper my plantation consisting of Lots of Land No. Two Hundred & Twenty, Two Hundred & Thirteen, and One Hundred and Forty Eight (220) (213) (148) all in the Sixteenth District & Second Section (16+2) of said State and County, the above named Ceasar Cooper Margarett Cooper and Ann Rosetta Cooper being Freedmen.

Fourthly

I direct that all my personal property after selling a sufficient quantity to pay my just debts to be given to Ceasar Cooper in the same way that I bequeath to my Plantation consisting of my Household and Kitchen Furniture also my Hogs and Cattle one old Wagon one Cart one Rifle Gun farming utensils &c to their own proper use & benefit to dispose of the same in any way they may seem proper

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Fifthly

I give and bequeath to the said Lesar Cooper, Margaret Cooper, and Ann Rosetta Cooper my Land mentioned in (Third Article) to their own proper use benefit and behoof forever, with full power to dispose of the same by Will or otherwise as the said Lesar Cooper, Margarett Cooper and Ann Rosetta Cooper may deem proper.

Sixthly

The residue of my property both real and personal wherever and whatever it may be I give and bequeath and devise, to Lesar Cooper Margarett Cooper and Ann Rosetta Cooper in Fee Simple and forever, and hereby appoint my trustworthy friend Samuel M. McConnell Executor of my Last Will and Testament this June 22d 1866.

James Cooper (Seal)

Signed, Sealed, Declared and Published, by James Cooper as his Last Will and Testament in the presence of us undersigned, who subscribed our names hereto in the presence of said Testator at his special instance and request and in the presence of each other this June 22d 1866.

John H. Bibb
Joseph Sterner
H. T. Hillhouse
Rufus his + mark Duncan

Cherokee Court Ordinary
August Term 1866

The will of James Cooper being produced in Open Court for Probate, by the Executor who has filed his petition to prove the same, and the Witnesses to said Will, John H. Bibb Joseph Sterner H. T. Hillhouse & Rufus Duncan having subscribed the following affidavit: Came into open Court at this regular Term of the Court John H Bibb Joseph Sterner, H. T. Hillhouse & Rufus Duncan and being duly sworn depose and say that they saw James Cooper sign & 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 of each other; and that the same was executed voluntarily by him on the day it purports to have been executed.

Sworn to & Subscribed before me }
this 6th day of August 1866 }
Warren R. D. Moss Ordinary }

John H. Bibb
Joseph Sterner
H. T. Hillhouse
Rufus his + mark Duncan

Cherokee Court Ordinary
August Term 1866

The Will of James Cooper being duly proven at this Term of said Court, It is ordered that the same be admitted to record as James Cooper's Last Will & Testament, and that said Executor have leave to qualify on the same, and upon so doing, that Letters Testamentary issue to him. Warren R. D. Moss Ordinary

State of Georgia }
Cherokee County }

I do solemnly swear that this writing contains the true Last Will of the within named James Cooper, deceased, so far as I know or believe, And that I will well and truly execute the same, by paying first the debts, and then the Legacies contained in said Will as far forth as his goods & chattels will thereunto extend, and that I will make a true and perfect inventory of all such goods & chattels, So help me God.

S. M. McConnell

Sworn to & Subscribed before me }
this 6th day of August 1866 }
Warren R. D. Moss Ordinary }

Recorded August 24th 1866

Warren R. D. Moss Ordinary

Samuel Hoppers
Last Will & Testament

State of Georgia Cherokee County
In the name of God Amen! I Samuel Hopper of said State

State

John M. McAfees
Last Will & Testament

State of Georgia Cherokee County

In the name of God amen. I John M. McAfee of said State and County, being of sound and disposing mind and memory, and deeming it both right and proper under the circumstances by which I am surrounded, that I should give some direction as to the disposition of my property after my death, do make ordain and establish this my Last Will & Testament

Item 1st

I desire & direct that all of my Just debts if any, at the time of my death be paid, by my Executors herein after named, without any unnecessary delay and that the Notes and Accounts and debts of every character due me at the time of my death be collected and the money applied so far as it is needed for that purpose; to the payment of my debts.

Item. 2d

I give devise and bequeath to my beloved Wife Malinda McAfee the Plantation on which I now live, that is all the Land on the East side of Noonday Creek, and all on the West side of Rubes Creek extending North to Mr Fowlers Land & South to Mr Levi Durhams Land, being a tract as I suppose of about Four Hundred Acres, with all my Household and Kitchen Furniture of every discription Five Horses & Mules, such as she may select and all my other stock of every discription with the Carriage Waggons and all other appurtenances of every character with which the place may be supplied at the time of my death. Together with the following named Negroes to wit old Peter, Sam, Pink, Nay, Miles, Dinah, Nancy, Emily, and her four children and future increase, with the future increase of all the females mentioned, and all the interest in some six or Eight more in Jackson County Georgia at Mrs Hemphills, or as the old Lady may lease them to her daughter Malinda McAfee, as I intend no other of my Legatees or relatives to interfere in any way with the property coming to my wife, from her Mother Mrs Hemphill, and two others not named above Cris and daughter Jane

Item. 3d

I give devise and bequeath to my beloved Brothers now in Life, and to my Sister Mira Gregory, wife of Jackson Gregory and to the heirs of my brother, Jolivar deceased, each of my Brothers to take one share, my Sister to take one share, and the heirs of my brother Jolivar deceased to take one share, and represent him and take just what he would take if in Life, the following property to wit, all my Real Estate in Rome and all my Lands in Lumpkin County Georgia and all my Lots in Gainesville with my Plantation in Cherokee County on Little River containing some Four Hundred Acres or more, and all my Lands on Noonday Creek and Rubes Creek, which I have not given to my Wife and which are not included in the tract above devised to her, together with my other Horses and Mules and other stock on the Little River Farm. I desire them to agree on a just and Equitable division of the above discribed Lands and property if they can do so as I want an equal

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and fair division made between them as above mentioned. But if they cannot agree on a fair division. then I desire and direct my Executors to sell said Lands & other property above mentioned in this item, in such way as in their Judgement will cause it to bring the best price and to execute the titles to the same, and then to divide the money equally among my said brothers and sister and the heirs of my said deceased brother, they taking on share as above directed

Item 4th

I also give devise and bequeath to my said brothers, and sister, and the heirs of my brother Oliver deceased, as above mentioned, all the balance of my Negroes other than those given to my said Wife in all some Fifty or Sixty and all their future increase to be divided among themselves in Lots by families, if they can agree on a fair and equal division, so as to keep them among themselves. But if they cannot agree then I desire and direct, my said Executors to sell said Negroes in such way as they my think best and to divide the money equally among my said Brothers, Sister and brothers children above mentioned, just as I have directed the division in case of the sale of my Lands

Item 5th

I also give devise and bequeath to my brothers and sister, and the heirs of my brother Oliver deceased to be divided among them on the basis above mentioned any and all other money or property of which I may be possessed at the time of my death which has not allready been mentioned and which may be on hand for distribution, after my just debts if any and my funeral and burial expenses are paid

Item 6th

In the event any of my brothers now in life or my Sister, should die before this my Will shall be executed, and a distribution of my property made; It is my Will and I direct that the Children of such deceased brother or Sister, shall take and receive the share of my Estate to which under this Will their Father or Mother would have been entitled if then in life

Item 7th

I wish a Marble Monument placed over me, and I wish to be entombed in a Metalic Coffin, placed on a rock vault above the Ground; and the monument over that. Let it cost say Five Hundred Dollars or such sum as is agreed on by my Wife & brothers.

Item 8th

Lastly I hereby constitute and appoint my beloved brothers A. R. McAfee, J. A. McAfee and R. B. McAfee Executors of this my Last Will and Testament this the 14th day of July 1854.

Jno M. McAfee (Seal)

Signed Sealed declared and published by John M. McAfee as his Last Will and Testament, in the presence of us the subscribers, who subscribed our names there in the presence of said Testator (at his special instance and request) and in presence of each other this 14th day of July 1854.

Frederick Freeman
James H. Bell
George W. Pippen
Thomas W. Putnam

Marietta Ga April 19th 1864

Some of the Witnesses to my foregoing Will having left this section of Country and some dead and one having become blind, to avoid any difficulty in making due proof of my said Will without inconvenience, I John M. McAfee do hereby reexecute and reaffirm my said foregoing Will as my Last Will and Testament without alteration in the same in any particular whatever. In Testimony whereof I have hereto set my hand and seal the day and date above written

Jn M. McAfee (LS)

Signed, sealed, Published and Declared by the said Testator John M. McAfee as the reexecution and reaffirming of his foregoing Last Will and Testament in our presence who in his presence at his request and in presence of each other have signed the same as attesting Witnesses this 19 April, 1864.

A. J. Hansell
Dillard M. Young
Geo. S. Avery

Cherokee Court Ordinary
April Term 1868

The Will of John M McAfee being produced in open Court, for Probate, by the Executors, L. A. McAfee and R. B. McAfee, who have filed their petition to prove the same, and the Witness to said Will, Dillard M. Young, having subscribed the following affidavit endorsed on said Will, April Term 1868, of Cherokee Court of Ordinary. Came into Court at this regular term of the Court Dillard M. Young and being duly sworn deposeth and saith that he saw John M McAfee sign and publish the within Will and Testament while of sound and disposing mind, that he witnessed the same for him at his request, and in his presence, and in the presence of the other two Witnesses, A. J. Hansell, and George S. Avery and that the same was executed voluntarily by him on the day it purports to have been executed

Dillard M. Young

Sworn to & subscribed before me
in Open Court April Term 1868
W. R. D. Moss Ordinary

Cherokee Court Ordinary
April Term 1868

Ordered that the Will be admitted to Record as satisfactorily proven in common form, and that the Executors L. A. McAfee and Robert B McAfee have leave to qualify, and upon so doing that Letters Testamentary issue to them.

W. R. D. Moss Ordinary

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Last Will

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We do solemnly swear that this writing contains the true Last Will and Testament of the within named John M. McAfee deceased, as far as we know or believe, and that we will well and truly execute the same in accordance with the Laws of this State. So help us God.

L. A. McAfee
R. A. McAfee

Sworn to & Subscribed before me
W. R. D. Moss Ordinary

Recorded May 11th 1868
W. R. D. Moss Ordinary

W. J. Smith
Last Will & Testament

Georgia Cherokee County.

In the name of God Amen. I William J. Smith knowing that I must die, deem it right and proper both as respects myself and family that I make a disposition of the property of which I am possessed. I therefore make this my Last Will and Testament, hereby revoking and annulling all others heretofore made by me.

Item 1st

I desire to be buried in a decent and Christian like manner. my soul shall return to God who gave it

Item 2d

I will and devise to my beloved Wife Elizabeth Ann. for and during her natural life. all my effects, both real and personal. for the purpose of maintaining herself and family. I desire that my property be used as may seem best in the Judgement of my Executor herein named for the support and maintenance of my said family

Item 3d

I constitute & appoint my beloved Father Anderson Q. Smith and my beloved brother Rollins Smith Executors of this my Last Will and Testament

W. J. Smith (LS)

Signed Sealed Published and Declared. as the Last Will and Testament of Wm J Smith in the presence of the subscribing Witnesses this the 8th Day of Aug 1862

J. A. Palmer
J. J. Adams
J. M. Smith

State of Georgia
Cherokee County

Before me came on the 25th Sept 1866. at Chambers. for the purpose of proving the Last Will & Testament of William J. Smith, the Witnesses to said Will viz, J. A. Palmer. J. J. Adams, & J. M. Smith. and the Will having been before that time brought before me for Probate. by one of the Executors Anderson Q. Smith who has filed a petition for Probate of the same. They the said Witnesses depose that they saw said William J Smith sign and publish the same as his Last Will, on the day and year then stated as executed by him. That they witnessed the same at his request in his presence, and in presence of each other; that the same was voluntarily executed by him, while he was of sound and disposing mind and memory.

Jas. A. Palmer
J. J. Adams
J. M. Smith

Sworn to & Subscribed before me
this Sept 20th 1866
Warren R D. Moss Ordinary

Cherokee Court Ordinary
October Term 1866.

Ordered that the Will be admitted to Record, as satisfactorily proven in common form, and that the Executor Anderson D. Smith have Leave to qualify, and upon so doing, that Letters Testamentary issue to him

W. R. D. Moss Ordinary

State of Georgia
Cherokee County

I do solemnly swear that this Writing contains the true Last Will of the within named Wm J. Smith deceased, so far as I know or believe, and that I will well and truly execute the same by paying first the debts and then the Legacies contained in said Will so far forth as his goods & chattels will thereunto extend, and the Law charge me, and that I will make a true and perfect Inventory of all such goods & chattels so help me God

A. D. Smith

Sworn to before me this Oct 1st 1866
W. R D. Moss Ordinary

Recorded May 11th 1868
W. R D. Moss Ordinary

William Richards
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen. I William Richards of said State and County, being of advanced age and knowing that I must shortly depart this Life, deem it right and proper, both as respects my family and myself, 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

Item 1st

I desire and direct that my body be buried in a decent and christian like manner suitable to my circumstances and condition in Life. my body to the dust whence it came. my soul to God who gave it. as I hope for eternal salvation through the merits and attonement of the Blessed Lord & Savior Jesus Christ whose religion I have professed, and as I humbly trust enjoyed for near Fifty Years

Item 2d

I desire and direct that all my Just debts be paid without delay by my Executors hereinafter appointed, as I am unwilling my creditors should be delayed in their rights, especially as there is no necessity for delay

Item 3d

I give bequeath & devise to my beloved Daughter Cynthia her Bed & Stead & Furniture also one Cow & Calf and Twenty Acres of Land including the improvement and dwelling house where I now live of Lot No 246 in the 4th Dist & 2d Section Cherokee County & one Horse beast, for her to chose out of my stock of Horses that I may have at my death, and Plow & Gears, and as much of the Kitchen Furniture as she may need for her own proper use, so long as she remains single and will live on said place, and if she leaves and goes to live any where else then no longer hers but to be sold and divided out eaqually & her to have her eaqual part with the rest of the heirs, with the exceptions of her Bed & Stead and Furniture and Cow that is to remain for her to dispose of as she pleases. I also give bequeath and devise to my Grand Daughter Marthia Richards one Bed & Stead and Furniture, for her own use exempt from sale or disposition amongst my heirs. I also wish her to remain with my Daughter Cynthia as long as she wishes to do so & be supported out of the property I left for Cynthias support. I also give my Daughter Cynthia provisions for One years support for herself & family then and there remaining also one Sow and Pigs such as she may chose from my stock of Hogs.

Item 4th

I hereby wish the balance of personal Estate if any I have after my death legally brought to sale by my Executors hereinafter named, and the Lands rented with the exception of what is named to my Daughter Cynthia, in the above will; in the best possible means by my Executors, for the benefit of my Heirs and Creditors and the balance of my Lands to remain unsold so long as my Daughter Cynthia remains single or is a mind to live on said place, and then to be legally sold by my Executors without Letters & expenses of Administration and eaqually divided among my heirs after my debts is paid, with the exception of my son John R Richards for him not to draw any till all the rest gets to the amount of Fifty Dollars each and if any remains after all but John R Richards get Fifty Dollars then John R Richards to draw eaqual with the rest of my heirs if any remains.

Item 5th

I hereby constitute and appoint my beloved son Stephen Richards and my worthy friend William W. Bagwell Executors of this my Last Will and Testament this June 2d 1858.

William Richards (Seal)

Signed, Sealed Declared and Published by William Richards as his Last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator at his special instance and request and of each other this June 2d 1858

Rice R Ridings

Sion S Ingram

Abner B Thomason

Cherokee Court Ordinary
Oct. Term 1866

The Will of William Richards being produced in Open Court for Probate, by the Executors, who have filed their petition to prove the same, and one of the Witnesses to said Will, Rice R Riding having subscribed the following affidavit endorsed on said Will, October Term 1866 of Cherokee Court of Ordinary! Came into open Court at this regular term of the Court, Rice R Riding who being duly sworn deposeth and saith that he saw William Richards sign and publish the within as his Last Will and Testament, while of sound and disposing mind; that he witnessed the same for him at his request, and in his presence, and in the presence of the other witnesses and that the same was executed voluntarily by him on the day it purports to have been executed,

Sworn to & Subscribed before me }
in Open Court. October Term 1866 }
W. R. D. Moss Ordinary }

Rice R Ridings

Cherokee Court Ordinary
October Term 1866

Ordered that the Will be admitted to record, as satisfactorily proven in Common form and that the Executors have leave to qualify and upon so doing that Letters Testamentary issue to them

W. R. D. Moss Ordinary

State of Georgia }
Cherokee County }

We do solemnly swear that this writing contains the true Last Will of the within named William Richards deceased, so far as we know or believe. And that we will well and truly execute the same, by paying first the debts, and then the Legacies contained in said Will, as far as his goods and chattels will thereunto extend, and the Law charge us, And that we will make a true and perfect Inventory of all such goods and chattles so help us God,

Sworn to before me }
this Oct 1st 1866 }
Warren R D. Moss. Ordinary }

Stephen Richards
William W. Bagwell

Recorded May 11th 1868
W. R. D. Moss Ordinary

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C. C. Bogers
Last Will & Testament

State of Georgia Cherokee County.

In the name of God Amen. I Christopher C. Boger desiring to dispose of the property with which a kind providence has blessed me in, by Will

Item 1st

In the event that I should die while absent in the army. I will and desire that my Wife, Sarah L. Boger. have my body brought home and buried, paying the expense thereof out of my Estate

Item 2d

I will and bequeath that all of my just debts be paid by my Executrix, and that after the payment thereof, I will and bequeath that my Executrix keep all my property together, and manage and controll the same. till my youngest child comes of the age of Twenty One years,. and that at the time such child arrives at the age of Twenty One years. I desire all my property of every kind to be equally divided among my heirs at law.

Item 3d

I appoint my Wife. Sarah L. Boger my lawful Executrix to execute, this my Last Will and Testament

Signed, Sealed, Published, and Declared by the Testator, as his Last Will and Testament. in presence of us, who signed the same as Witnesses in the presence of the Testator. at his request and in presence of each other this April 1862

P. H. Brewster
H. P. Bell
Caleb Baker

C. C. Boger (Seal)

Cherokee Court Ordinary
September Term 1863

The Will of C. C. Boger being produced in Open Court, for Probate, by the Executrix who has filed her petition to prove the same. and one of the Witnesses (P. H. Brewster) to said Will, having subscribed the following affidavit. Came into open Court at the regular term of the Court. P. H. Brewster. and being duly sworn. deposes & says. that he saw C. C. Boger sign and publish the within as his Last Will & Testament. while of sound and disposing mind. that he witnessed the same & that he saw H. P. Bell & Caleb Baker. do the same for him. at his request and in his presence, and of each other, and that the same was executed voluntarily by him on the day it purports to have been executed.

Sworn to & Subscribed before me
in Open Court September Term 1863
James Jordan. Ordinary

P. H. Brewster

State of Georgia
Cherokee County

In person came before me James McConnell who being sworn saith That the foregoing is in substance a correct copy of a Will by C. C. Boyer with the Probate and entries thereon which has been lost or misplaced and cannot be found. James McConnell

Sworn to & Subscribed before me
in Open Court this 4th March 1867
W. R. D. Moss Ordinary

State of Georgia }
Cherokee County } It appearing to the Court that the original Will of which the foregoing is a copy has been lost or misplaced after it was regularly probated and before it was recorded and that it has not been recorded. It is therefore ordered that said copy be established in lieu of said lost original and that it be entered of record as the will of the said C. C. Boyer and that Letters Testamentary issue to Sarah L. Boyer the Executrix W. R. D. Moss Ordinary

Recorded May 18th 1868
W. R. D. Moss Ordinary

Jeremiah Pascoe's
Last Will & Testament

State of Georgia Cherokee County.

I Jeremiah Pascoe do make, constitute and ordain this my Last Will and Testament in manner and form as follows to wit for the love and affection I have for my dear Wife Mary D. Pascoe do give and bequeath unto her all of my Estate and effects both real and personal to have and to hold unto herself after settling my just and lawful debts the following property as real Estate one Lot of Land known and distinguished by being Number (474) Four Hundred and Seventy Four being and lying in the Third District and Second Section 3 & 2. also my two mules & cattle and all the effects that I possess. I also want my dear Wife M. E. Pascoe to raise my two children until the youngest one of them becomes of age. then I want my Estate to be equally divided between my son William J. Pascoe & Ida J. Pascoe that is I want my dear Wife M. E. Pascoe to have her equal interest in my Estate when it is divided to hold as her own property. also it is my Will and desire that my Wife M. E. Pascoe may have power to sell all or any part of said Estate when she thinks it best for the Children and herself and I hereby empower her to sell any of said Estate privately or by public sale which she may think best for the benefit of the children or herself. also I hereby appoint my dear Wife Mary E. Pascoe & S. D. Leonard the sole Executors of this my Last Will and Testament this June 21st 1867

Signed Sealed & delivered in presence of Jeremiah Pascoe (L.S.)
John Rodgers
A. S. Leonard
James A. Coffee J.P

Cherokee Court of Ordinary
October Term 1867

The Will of Jeremiah Pascoe being produced in Open Court for Probate by the Executors

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who have filed their petition to prove the same, and the Witness to said Will James C. Coffee having subscribed the following affidavit endorsed on said Will October Term 1867 of Cherokee Court of Ordinary: Came into open Court at the regular term of the Court James C. Coffee and being duly sworn, deposes that he saw Jeremiah Pascoe sign and publish the within as his Last Will and Testament, while of sound and disposing mind, that he witnessed the same for him at his request and in his presence, and that he saw the other Witnesses do so likewise, that the same was executed voluntarily by him on the day it purports to have been executed. James C. Coffee

Sworn to & Subscribed before me
in Open Court. Oct. Term 1867.
W. R. Q. Moss. Ordinary

Ordered that the Will be admitted to Record as satisfactorily proven, in common form, and that the Executors have leave to qualify, and upon so doing that Letters Testamentary issue to them Oct 7th 1867 W R Q. Moss Ordinary

State of Georgia
Cherokee County

We do solemnly swear that this Writing contains the true Last Will of the within named Jeremiah Pascoe deceased, so far as we know or believe, and that we will well and truly execute the same by paying first the debts, and then the Legacies contained in said Will, as far forth as his goods and chattels will thereunto extend, and the law charge us, and that we will make a true and perfect Inventory of all such Goods and Chattels. So help us God

Sworn to before me Oct 7th 1867
W. R. Q. Moss. Ordinary

S. Q. Leonard
Mary S. Pascoe

Recorded May 18th 1868
W. R. Q. Moss. Ordinary

Charles Nix's
Last Will & Testament

State of Georgia Cherokee County

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

First

I desire and direct that my body be buried in a decent and Christian like manner suited to my condition and circumstances in life, my soul I trust shall return to God who gave it, as I hope for salvation through the merits and atonement of the blessed Lord and Savior Jesus Christ.

Second

I desire and direct that all my just Debts be paid without delay by my Executor hereinafter named and appointed

Third

I give bequeath and devise to my beloved Wife Christianna. Three Lots of Land, Number Six Hundred & Ninety Two. Six Hundred and Ninety Three & Seven Hundred & Forty Eight in the Third District, Second Section of Cherokee County. containing One Hundred & Twenty Acres. with all the rights members and appurtenances to said Lots of Land in anywise belonging free from all charge and limitation whatever: to her and my three children viz Nancy Jane Elizabeth. George Frances. and Sarah Matilda. to their own proper benefit use and behoof. so long as said Christianna remains a Widow. or until the youngest child comes of age. at which time I wish and desire it to be sold and divided equally between said Christianna. Nancy Jane Elizabeth. George Francis. and Sarah Matilda. I also give and bequeath to my beloved Wife, and above named Children, in the same reserved manner, the farming utensils used and belonging to the farm on said Lots of Land. Seven head of Sheep and all my Household and Kitchen Furniture

Fourth

I hereby constitute and appoint my friend John A. Donald Executor of this my Last Will & Testament this March 25th 1868   Charles his + mark Nix (LS)

Signed Sealed Declared and Published by Charles Nix as his Last Will and Testament in the presence of us the undersigned who subscribed our names hereto in the presence of said Testator at his special instance and request. and in the presence of each other this 25th March 1868.

Thomas P. Shelly
Malcom M. Donald
Martha D. Stephenson

Cherokee Court Ordinary
April Term 1868

The Will of Charles Nix being produced in open Court for Probate by the Executor who has filed his petition to prove the same and one of the Witnesses to said Will Thomas P. Shelly having subscribed the following affidavit endorsed on said Will. April Term 1868 of Cherokee Court of Ordinary; Came into open Court, at the regular term of the Court Thomas P. Shelly. and being duly sworn deposes that he saw Charles Nix sign and publish the within as his Last Will and Testament while of sound and disposing mind that he witnessed the same for him at his request. and in his presence. and of each other. and that the same was executed voluntarily by him. on the day it purports to have been executed

Thomas P. Shelly

Sworn to & Subscribed before me
in open Court April Term 1868
W. R. D. Moss Ordinary

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Ordered that the Will be admitted to record as satisfactorily proven in common form and that the Executor have leave to qualify, and upon so doing that Letters Testamentary issue to him. April Term 1868 W. R. Q. Moss Ordinary

Recorded May 15th 1868
W. R. Q. Moss Ordinary

Dudley Chapmans Last Will & Testament

In the name of God Amen. I Dudley Chapman of the County of Cherokee and State of Georgia being n confined to my house with a serious illness which he undoubtedly critical, but being neverlethe in the full possession of my mental faculties do make and publish this my Last Will and Testament

First

I commit my soul into the hands of my Heavenly Father trusting in his infinite goodness and mercy. I direct that my mortal remains be buried in the Grave Yard at Shiloh Camp Ground, in a manner suitable to my means

Second

I give and bequeath to my beloved Wife Margaret Elender Chapman all my personal and real Estate of whatever value and wherever found in Trust for the following purposes viz to pay my Funeral Expenses all my just debts and to maintain and educate as well as she may be able all my Children viz Mary Anna Chapman Jefferson Lawson Chapman Aurelius Folsom Chapman, Asbury Chapman Martha Ann Chapman Margaret Elizabeth Chapman, Charles M. Dudley Chapman.

Lastly

I hereby appoint my beloved Wife Margaret Elender Chapman and my son John W. Chapman Joint Executors of this my Last Will and Testament. In Witness whereof I hereunto set my hand and Seal. Done at my Residence this Twenty Fourth day of February Eighteen Hundred and Sixty Seven

Signed and sealed by said Dudley Chapman as and for his Last Will and Testament in the presence of us who in his presence and in the presence of each other and at his request have hereunto subscribed our names as Witnesses. Dudley Chapman (Seal)

E. F. Millican
Nelson Dickerson
Wm H. Brannan

Cherokee Court Ordinary
September Term 1867

The Will of Dudley Chapman being produced in Open Court for Probate by one of the Executors who has filed his petition to prove the same and one of the Witnesses to said Will Nelson Dickerson having subscribed the following affidavit endorsed on said Will September Term 1867 of Cherokee Court Ordinary in Open Court at this Regular Term of the Court and being duly sworn, deposes that they saw Dudley Chapman sign and publish the within as his Last Will and Testament while of sound and

disposing mind, That he witnessed the same for him at his request, and in his presence and of each other, and that the same was executed voluntarily by him on the day it purports to have been executed
Nelson Dickerson

Sworn to & Subscribed before me in Open Court September Term 1867
Warren R Q. Moss Ordinary

Georgia
Cherokee County } I do solemnly swear that the within contains the true Last Will of the within named Dudley Chapman. deceased. so far as I know or believe and that I will well and truly execute the same in accordance with the Law of this State. So help me God
John W. Chapman

Sworn to in presence of
W. R Q. Moss Ordinary

Cherokee Court Ordinary
September Term 1867

The Will of Dudley Chapman being duly proven at this term of said Court. It is ordered that the same be admitted to record as Dudley Chapmans Last Will and Testament and that said Executor have leave to qualify on the same. and upon so doing that Letters Testamentary issue to him
W. R Q. Moss Ordinary

Recorded January 1st 1869
W. R Q. Moss Ordinary

James Strain's
Last Will & Testament

Georgia Cherokee County

In the name of God Amen. I James Strain of said State and County, being of advanced age and knowing that I must depart from this World, 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. I therefore make this my Last Will and Testament. hereby revoking and annulling all others heretofore made by me

Item First

I desire that my body be buried in a decent and Christianl like manner, suitable to my circumstances and condition. my soul I trust shall return to rest with God who gave it, as I hope for eternal salvation through the blessed Lord and Saivor. Jesus Christ, whose religion I have professed and as I humbly trust enjoyed for many years.

Item Second

I desire and direct that all my just debts be paid without delay, by my Executor herein after named, as I am unwilling my creditors should be delayed of their rights. especially if there is no necessity for delay

Item Third

I give and devise to my beloved Wife Catherine. my Negro: Girl Amanda. also as much of the House hold and Kitchen Furniture, as she may think necessary for her comfort and convenience. also two Milch Cows with their Calves one Sow and Pigs, with Six other stock hogs, one

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Item Fourth

I devise that my beloved Wife Catherine, and my Daughter Nancy E. Strain (the only unmarried Daughter I now have) shall remain on the place where I now reside, and be supported from the proceeds of the Farm during the natural life of my Wife or the celibacy of my Daughter

Item Fifth

I desire and direct that one of my Horses suitable for the use of my Wife and Daughter be kept on the place provided that both, or either of them desires one retained for their use

Item Sixth

I desire and direct my Executor to this my Last Will and Testament, immediately after the death of my Wife, to expose to public sale all my real and personal property (with the exception of said Negro Girl Amanda and her increase should there be any) that may not have been previously sold, and to divide the proceeds thereof eaqually among my children as follows to wit. First, to my Daughter E. Elvira Harbin (Wife of James L. D. Harbin) and to her children by her present or any future Husband, free from the disposition of her present or any future Husband. Second To my son Benjamin F. Strain and to his Children by his present or any future Wife. Third to the Children of my Daughter Louisa W. Smith (Late the Wife of Thomas Smith) To wit James William, Wilburn Taylor, and Normand McDuffie Smith, the part their Mother would have enherited had she been living at my death, to be eaqually divided between them as they respectively arrive at the age of Twenty One years, or whatever may remain of their part, after educating said Children, provided their Father neglects giving them a common English Education himself, Fourth To my Daughter Catherine M. Harbin (Wife of Jesse W. Harbin) and her children by her present or any future Husband free from the disposition of her present or any future Husband, Fifth To my Daughter Sophia C. Burns (Wife of Alfred H. Burns) and to her children by her present or any future Husband, free from the disposition of her present or any future Husband Sixth To my Daughter Margarett A. Smith (Wife of Thomas Smith) and to her children by her present, or any future Husband, free from the disposition of her present or any future Husband Seventh To my Daughter Nancy E. Strain and to her children (if she ever has any) and under the same restrictions, limitations, and conditions with regard to her husband or husbands (should she ever marry) as has been placed on the present or any future husband of my other four married Daughters relative to property given to them and to their children

Item Seventh

I give and devise to my Daughter Nancy E. Strain and to her children (if she ever has any) the following property (over and above what would be her proportional part, for the purpose of placing her on an equality with my other children, who has heretofore had given to them) with a few exceptions nearly the same amount) to wit two Milch Cows with their Calves one Feather Bed (the one she now claims) with Bedstead, also with all the Bed clothing, Pillows, Bolsters &c that she now claims as having made for herself, and all that she may make for herself during her celibacy. also one under or Straw Bed. also one Womans or side Saddle. that one that she now claims. the Ward Robe and Trunk that she now claims. also the same number of Plates. Cups and saucers, Pot Ware &c. that has been heretofore given to my other Daughters, all given under the same restrictions, Limitations and conditions as any other property herein before named. I also devise and direct that my Daughter Nancy E Strain. shall have the privilege (if she desires it) at the death of my Wife. of taking the Negro Girl Amanda with her increase (if any) at the appraised valuation. as a part or the whole (as the case may be, or if over to account for the same) of her distributive share of my Estate, otherwise if she refuses said Negro to be taken on the same terms by some one of the Legatees. thus property under the same restrictions, Limitations and conditions as all the above herein named.

Item Eighth

I desire my Executor to take charge of my Farm or Plantation, so far as to rent or hire out the same annually for a part of its productions, or for so much per acre of what is produced thereon, which ever appears most advisable by him, but always reserving the Garden or any patches my Wife may select for herself, provided she desires any for her own cultivation. and whatever may be left (if any) over and above a decent support for my Wife and Daughter Nancy, from the proceeds of the farm, and also after paying my Executor a reasonable price. for his trouble for renting and attending to the gathering of the Crop &c. Then the balance to be equally divided among my children before named. with the exception of my Daughter Catherine M. Harbin (Wife of Jesse W. Harbin) and should the sale of my personal property amount to more than will pay all of my just debts, [illegible] the balance to be equally divided among my children as aforesaid (with the aforesaid exception) as soon as collected. and desire and direct my Executor to hold in trust, the proportional part in the above named property of my Daughter Catherine M. Harbin and only to pay it over to her, when in his judgement she actually needs it, for the support of herself and children.

Item Ninth

I desire and direct that when the time arrives for the distribution of the whole of my Estate both real and personal, that my Executor shall without delay proceed to distribute to each of my Children before named their full proportional part of said Estate, with the exception of my Daughter Catherine M. Harbin (see the same exception made in Item Eighth) and I do hereby desire and direct my Executor to hold in trust the proportional part of my said Daughter Catherine M. Harbin (Wife of Jesse W. Harbin) and to pay over to her in such portions and at such times as in his judgement he may deem actually necessary for the support of herself and children, during the natural life of her present husband to wit Jesse W Harbin but at his death if she (his Wife) still survives, then to pay over to her the whole amount due her, but should she die before her present husband then to with-hold the whole amount unpaid for the use and benefit of the Children of the said Catherine M. Harbin

Item Tenth

I give and bequeath to my Daughter Catherine M Harbin (Wife of Jesse W Harbin) and to her children by her present or any future husband, Lot of Land Number Seventy Eight

78) in the Fourteenth (14th) District and Second (2d) Section of County and State aforesaid, provided nevertheless, that she pays to my Executor for the benefit of my other children and Grand Children herein before named, the sum of One Hundred and Sixty Five Dollars, it being the amount that her present husband now justly owes me, and I hereby authorize my Executor to hold the above named Lot of Land in trust for the benefit of my Daughter Catherine M. Harbin and her Children. It is also my Will and desire, that J. M. Harbin the present husband of my Daughter Catherine remain on said Lot of Land, and cultivate the same for the use and benefit, of his present Wife and Children, during the natural life of his present Wife, but should he refuse to cultivate said Land or have it done for the support of his present Family. Then my Executor will take charge of said place so far as to rent it, and see that it is well cultivated, and the proceeds of said place be appropriated to the support of my said Daughter and her Children

Item Eleventh

I hereby constitute and appoint my son Benjamin F. Strain. Trustee of all the property or money bequeathed by me to my Daughter Catherine M. Harbin. (Wife of Jesse M. Harbin) and her children by her present husband, and also trustee of all given and bequeathed to my Grand Children James W Smith, William S Smith and Normand W Smith. And also Executor to this my Last Will and Testament this 21st day of June 1859.

James Strain (L.S.)

Signed, Sealed, Declared and Published by James Strain as his Last Will and Testament, in the presence of us the Subscribers, who subscribed our names hereto. in the presence of said Testator, and of each other this 21st day of June 1859.

Jasper L. Keith
Thos. E. Dickerson
N. J. Garrison
James Jordan

Cherokee Court Ordinary
February Term 1869.

The Will of James Strain being produced in open Court, for Probate, by the Executor who has filed his petition to prove the same and the Witness to said Will N. J. Garrison having subscribed the following Affidavit Indorsed on said Will, February Term 1869 of Cherokee Court Ordinary. Came into open Court N. J. Garrison, and being duly sworn deposeth that he saw James Strain sign and publish the within, as his Last Will and Testament while of sound and disposing mind. That he witnessed the same for him, at his request and in his presence, and that he saw the other Witnesses do so likewise, that the same was executed voluntarily by him on the day it purports to have been executed.

N. J. Garrison

Sworn to & Subscribed before me
this February 2d 1869
W. R. D. Moss Ordinary

Ordered that the Will be admitted to Record, as satisfactorily proven in common form, and that the Executor have leave to qualify, and upon so doing that Letters Testamentary issue to him. February 2d 1869.

W. R. D. Moss Ordinary

Georgia } I do solemnly swear that this writing contains the true Last Will
Cherokee County } of the within named James Strain deceased, so far as I know or believe
and that I will well and truly execute the same, as the devises therein contained in said Will
as the Law requires, and I will make a true and perfect Inventory of all such Goods and
chattels. So help me God
R. H. Strain

Sworn to before me 2d day of February 1869 }
W. R. Q. Moss Ordinary }

Recorded February 5th 1870
W. R. Q. Moss Ordinary

Thomas Fowlers
Last Will & Testament

State of Georgia Cherokee County

In the name of God amen I Thomas Fowler of said State and County being of advanced age, and knowing that I must shortly depart this Life, deem it right and proper both as respects my family and myself, 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.

Item First

I desire and direct that my body be buried in a decent and christian like manner suitable to my circumstances and condition in Life, my soul I trust shall return to rest with God who gave it.

Item Second

I desire and direct that all my just debts be paid by my Executor hereinafter appointed

Item Third

I give bequeath and desire to my beloved Wife Basheba all my property both real and personal during her Life, at her death I desire that all shall be sold and eaqually divided with my heirs

Item Fourth

I hereby constitute and appoint my friend John I Barnes, Executor of this my Last Will and Testament this Feby 21st 1869

Thomas his + mark Fowler (L.S.)

Signed, Sealed Declared and Published by Thomas Fowler as his Last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator, at his special instance and request this Feby 21st 1869

W^m Carmichael
W. H. Dean
James A Freeman

Cherokee Court Ordinary
May Term 1869

The Will of Thomas Fowler being produced in open Court for Probate by the Executor who has

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filed his petition to prove the same, and the Witness to said Will William Carmichael having subscribed the following affidavit endorsed on said Will May Term 1869 of Cherokee Court Ordinary came into open Court at this May Term 1869 of the Court. William Carmichael and being duly sworn deposeth that he saw Thomas Fowler sign and publish the within as his Last Will and Testament while of sound and disposing mind, that he witnessed the same for him at his requests and in his presence, and of each other, and that the same was executed voluntarily by him on the day it purports to have been executed Wm Carmichael

Sworn to & Subscribed before me in Open Court May Term 1869
W. R. D. Moss Ordinary

Ordered that the Will be admitted to record as satisfactorily proven in common form, and that the Executor John S. Barnes have leave to qualify, and upon so doing, that Letters Testamentary issue to him
W. R. D. Moss Ordinary

State of Georgia } I do solemnly swear that this writing contains the true Last Will of the within named
Cherokee County } Thomas Fowler deceased so far as I know or believe, and that I will well and truly execute the same, by paying first the debts and then the Legacies contained in said Will, as far as the goods and chattels will thereunto extend and the law charge me, and that I will make a true and perfect Inventory of all such goods and chattels, So help me God
Sworn to before me this May 1869

Recorded June 1st 1869
W. R. D. Moss Ordinary

Perry Dobbs
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen. I Perry Dobbs of said State and County being under the influence of disease of my body and somewhat advanced in age, and knowing or believing that I must or may shortly depart from this World 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, I therefore make this my Last Will and Testament, hereby revoking and annulling all others heretofore made by me

Item 1st

I desire and direct that my body be buried in a decent and Christian like manner suitable to my circumstances and condition my soul I trust shall return to rest with God who gave it as I hope for eternal salvation through the blessed Lord who gave it whose religion I have professed and as I humbly trust, enjoy at this time

Item 2d

I desire and direct that all my just debts be paid without delay by my Executors hereinafter named as I am unwilling my creditors should be delayed of their rights especially as there is no necessity for delay

Item 3d

I give and devise to my beloved Wife. Vesta M. with whom I have lived in the strictest quiet and love for Twenty Four Years, Lots of Land, Numbers Nine Hundred and Eighty One, Nine Hundred and Eighty Two, One Thousand and Thirty Four, One Thousand and Thirty Five, One Thousand and Thirty Six, One Thousand and Fifty Three and Eleven Hundred and Eight. all in the Fifteenth District and Second Section of Cherokee County and State aforesaid containing in all of said Lots of Land, Two Hundred and Eighty Acres. according to original survey about One Hundred and Forty Acres of which are cleared and in cultivation together with all tenements and appurtenances to the same in anywise belonging. together with all the farming utensils used on and belonging to said Plantation of any description whatever, and all of my stock of every description whatever not otherwise disposed of in this Will, and all the Household and Kitchen Furniture, and all provisions and produce, money and effects not otherwise disposed of, to be used for the mutual benefit, use and maintenance of herself and our several Children to wit. Elias M, Cicero C. William P. Mason. Sarah L. Maude A. until all of said Children are of lawful age and authorized to act for themselves, when there shall be an equal division of said Estate among said heirs. and the said Vesta M as aforesaid. shall be authorized at any time previous to a division, to give off to any of said Children after becoming of age such amounts as she may think proper having due regard to the interest of said Children. and any child receiving any amount, shall give a receipt to the Executors of this Will. to be deducted at a final settlement without Interest

Item 4th

I devise to my son Elias M. one Gray Mare Mule named Beck valued at One Hundred and Seventy Five Dollars. also to my son Cicero C one Black Horse Mule named Dock valued at One Hundred & Thirty Five Dollars. also to my son William P. one Small Bay Mare named Pige. valued at One Hundred & Twenty Dollars. also to my son Mason one young Mare Mule named Sin: valued at One Hundred and Fifty Dollars. the value of the above specified children receiving the same under this Will. when the said Estate is finally divided

Item 5th

I constitute and appoint my beloved sons Elias M Dobbs and Cicero C. Dobbs Executors to this my Last Will and Testament this April 20th 1868 Perry Dobbs (LS)

Signed, Sealed Declared, and Published, by Perry Dobbs as his Last Will and Testament in the presence of us the subscribing Witnesses who subscribed our names hereto in the presence of said Testator and of each other. this April 20th 1868.

Parks Hardeman
Phillip J Evans
Levi B. Burts
Henry M. Kemp

Cherokee Court Ordinary
May Term 1869

The Will of Perry Dobbs being produced in Open Court for Probate by the Executors who have filed their petition to prove the same. and one of the Witnesses to said Will, Levi B.

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Burts and being duly sworn deposeth that he saw Perry Dobbs sign and publish the within as his Last Will and Testament, while of sound and disposing mind, that he witnessed the same for him at his request and in his presence, and of each other, and that the same was executed voluntarily by him, on the day it purports to have been executed Levi B. Burts

Sworn to & Subscribed before me }
in Open Court May Term 1869 }
W. R. Q. Moss Ordinary }

Ordered That the Will be admitted to Record as satisfactorily proven in Common Form and that the Executors Elias M. Dobbs & Cicero C. Dobbs have leave to qualify, and upon so doing that Letters Testamentary issue to them W. R. Q. Moss Ordinary

State of Georgia } We do solemnly swear that this writing contains the true last will of the
Cherokee County } within named Perry Dobbs deceased so far as we know or believe, and that we will well and truly execute the same by paying first the debts and then the Legacies contained in said Will as far as the goods and chattels will thereunto extend and the Law charge us, and that we will make a true and perfect Inventory of all such goods and chattels so help us God.

Sworn to before me May 1869 }
W. R. Q. Moss Ordinary }

E. M. Dobbs
C. C. Dobbs

Recorded June 19th 1871
W. R. Q. Moss Ordinary

Jonathan Williams
Last Will and Testament

State of Georgia Cherokee County

In the name of God Amen. I Jonathan Williams of said State and County, being of advanced age, but of sound and disposing mind and memory, knowing that I must shortly depart this life, deem it proper and right both as respects my family and myself, that I should make a disposition of my property. I do therefore make this my Last Will and Testament hereby revoking and annulling all others by me heretofore made

First

I desire and direct that all my just debts be paid without delay by my Executors hereinafter named and appointed

Second

I desire and direct that all my Property both real and personal be sold and the money arising from such Sale be equally divided between my children and my beloved Wife Tabitha she receiving a Childs part

Third

I hereby constitute and appoint my Son in Law William B Dowda and my son William B. Williams my Executors of this my Last Will and Testament and I hereby authorize and direct my Executors to make such sale of my Estate at such time or times and in such manner either private or public as in their Judgement may be to the best interest of the heirs This April 2d 1869

Jonathan Williams (Seal)

Signed Sealed Declared and Published by Jonathan Williams as his Last Will and Testament in the presence of us the undersigned, who subscribed our names hereto in the presence of said Testator, at his special instance and request. and in the presence of each other this April 2d 1869

B. C. Hitt
W. R. Whitaker
C. B. Stancil

Before me came on the 11th day of May 1869 at Chambers, for the purpose of proving the Last Will and Testament of Jonathan Williams. the witnesses to said Will B. C. Hitt, W R Whitaker and C. B Stancil. and the will having been before that time brought before me for Probate by the Executors W. B. Dowda and William A. Williams, who have filed a petition for the Probate of the same, they the said Witnesses depose that they saw said Jonathan Williams sign and publish the same as his Last Will on the day and year then stated as executed by him. that they witnessed the same at his request and in his presence and in the presence of each other, that the same was voluntarily executed by him. while he was of sound and disposing mind and memory

Sworn to & Subscribed before me }
this 11th day of May 1869 }
W. R. D. Moss Ordinary }

C. B. Stancil
W. R Whitaker
B. C. Hitt

Cherokee Court Ordinary
June 7th 1869

And now at a regular term of said Court the Executors named in said Will of Jonathan Williams coming and praying the admission to Record of said Williams Will upon the Probate taken in vacation Ordered that the said Will be admitted to record as Jonathan Williams Last Will and Testament and that the said Executors have leave to qualify on the same and upon so doing that Letters Testamentary issue to them

W. R. D. Moss Ordinary

We W. B Dowda and W. A Williams do solemnly swear that this writing contains the true Last Will and Testament of the within named Jonathan Williams deceased. so far as I know or believe and we will well and truly execute the same in accordance with the Laws of this State So help us God.

Sworn to before me this 7th June 1869 }
W. R. D. Moss Ordinary }

W. B. Dowda
W. A. Williams

Recorded June 17th 1871
W. R. D. Moss Ordinary

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Martha Griffins
Last Will & Testament

State of Georgia Cherokee County

In the name of God, Amen, I Martha Griffin of said County and State being of advanced age, and knowing that I must shortly depart from this World 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, I therefore make this my Last Will & Testament hereby revoking all others heretofore made by me.

Item 1st

I desire and direct that my body be buried in a decent and Christianlike manner in the Methodist Burying Ground near Hickory Flat in said County. my soul I trust shall return to God who gave it. as I hope for Eternal Salvation through the Blessed Lord and Savior Jesus Christ

Item 2d

I give and devise to my beloved children Thomas Griffin Mitchel Griffin. Margaret McCord, William Griffin. Sarah Griffin, Nathan Griffin & Leonard Griffin. my entire interest in and to Lots of Land No Three Hundred & Fifty. Three Hundred & Forty Nine and Two Hundred and Ninety Nine in the Second Dist of the Second Section of Cherokee County. containing Forty Acres each. with all the rights members and appurtenances to said Lots of Land in anywise appertaining or belonging free from any charge or limitation whatever to their own proper use benefit and behoof with full power to dispose of said premises at any time after my death. I desire that my son Leonard Griffin have the use of said premises rent free during my Natural Life, and that he be fully exonerated from all charges for the Rent of the said premises, before & after this time

Item 3d

I give and bequeath to my son Leonard. the rest of my effects whatever and whatsoever it may be forever except as is hereinafter excepted.

Item 4th

I desire and direct that at my death that my Household & Kitchen Furniture be equally divided between my son Leonard and my daughter Sarah Epperson

Item 5th

I constitute and appoint my son Leonard Griffin Executor to this my Last Will & Testament this the 29th January 1858

Signed Sealed Declared and Published by Martha Griffin as her Last Will and Testament in the presence of us the Subscribers who subscribed our names hereto in the presence of said Testator and of each other this the 29th January 1858

Martha her + mark Griffin

W. J. Christian
Francis A. Waits
Larkin Nix

State of Georgia } Before me came on the 31st day of January 1870. at Chambers for the
Cherokee County } purpose of proving the Last Will and Testament of Martha Griffin, two of the Witnesses to said Will. viz, W. S. Christian & Francis A. Waites, and the Will having been before that time brought before me for Probate: by the Executor Leonard Griffin who has filed a petition for Probate of the same; they the said Witnesses depose of the same, that they saw said Martha Griffin. sign and publish the same as her Last Will, on the day and year then stated as executed by her; that they Witnessed the same at her request. in her presence and in the presence of each other, that the same was voluntarily executed by her while she was of sound and disposing mind and memory.

W. S. Christian
Francis A. Waites

Sworn to & Subscribed before me }
January 31st 1870 }
W. R. D. Moss Ordinary }

Cherokee Court Ordinary
February Term 1870

And now at a regular term of said Court the Executor named in the Will of Martha Griffin, coming and praying the admission to record of said Martha Griffins Will, upon the Probate taken in vacation and said Executor further showing to the Court that the next of kin of said Testator, have all been duly notified of his intention to apply at this term of the Court for the admission to record of said Will, and no objections being offered by them. Ordered that the said Will be admitted to record as Martha Griffins Last Will and Testament, and that said Executor have leave to qualify on the same and upon so doing that Letters Testamentary issue to him

W. R. D. Moss. Ordinary

I do solemnly swear that this writing contains the true Last Will and Testament of the within named Martha Griffin deceased, so far as I know or believe, and I will well and truly execute the same in accordance with the Laws of this State. So help me God

Leonard his x mark Griffin

Sworn to & Subscribed before me }
this Feby 7th 1870 }
W. R. D. Moss Ordinary }

Recorded June 20th 1871

W. R. D. Moss. Ordinary

John Meroney's
Last Will & Testament

State of Georgia Cherokee County

In the name of God, Amen, I John Meroney of said State and County being of advanced age, but of sound disposing mind and memory, and knowing that I must shortly depart this life, deem it right and proper both as respects myself and family, that I should make a disposition of the property with which a kind providence has blessed me with. do therefore make this my Last Will and Testament

1st Item

I desire and direct that all my just debts be first paid by my Executrixes herein appointed, out of any money I may leave, or by the sale of such of my property as they shall think best

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2d Item

Having advanced to my Son William D. Meroney in his Life time. Eight Hundred Dollars in money, also Stock Household and Kitchen Furniture. Plantation Tools. Provisions &c. I consider my two Grand Daughters Isabela Meroney and Arelia Meroney have received their full share (through their Father Estate) of my Estate the way matters and things have turned out, the Slaves all freed and Confederate Bonds, and money worthless

3d Item

I give, bequeath and devise, unto my two daughters Mary A E. Boger and Eliza S. Meroney Jointly, that is an equal share of my tract or parcel of Land on which I now Live, consisting of Seven and a half Lots, making three hundred acres more or less all in the Fifteenth District, Second Section, original survey now Cherokee County, and State of Georgia. Known and distinguished in the plan of said District by No (826) Eight Hundred and Twenty Six, (831) Eight Hundred and Thirty One. (898) Eight Hundred and Ninety Eight (904) Nine Hundred and Four. (968) Nine Hundred & Sixty Eight. (969) Nine Hundred and Sixty Nine (977) Nine Hundred and Seventy Seven and the N W half of (903) Nine Hundred & Three divided by a Line from N. E. corner to S. W. corner, with all and singular the rights members and appurtenances thereof to the same or in any manner belonging.

4th Item

I will and bequeath to my daughter Eliza S. Meroney the same amount of Stock, Household & Kitchen Furniture that I gave my daughter Mary A. E. Boger when she married

5th Item

I will and bequeath unto my two daughters aforesaid, Mary A. E. Boger and Eliza S. Meroney the balance of all my Household and Kitchen Furniture of every discription whatever, also all my stock of Horses Cattle, Hogs Sheep or other stock, that I may be possessed of or entitled to, also all the crops on hand or growing, and all other provision on hand, of every discription whatever, all the plantation and farming tools of every discription, Waggon &c also all my money on hand, and all debts dues or demands of whatever nature, that may be justly owing to me, also all other property or effects whatever that I may die possessed of, or entitled to, not particularly herein named

6th Item

I hereby constitute and appoint [illegible] Daughters Mary A E. Boger and Eliza S. Meroney Executrixes to this my Last Will and Testament. [illegible] Sealed and Declared this 11th August 1869 in Presence of

Hugh G. Rusk
James L. Olive
George W. Merrell
James E. Rusk

John Meroney (LS)

Cherokee Court Ordinary
December Term 1869

The Will of John Meroney being produced in Open Court for Probate, by the Executrixes who have filed their petition to prove the same and the witnesses to said Will, James E. Rusk and James

L. Olive. having subscribed the following affidavit. December Term 1869 of Cherokee Court Ordinary; Came into open Court, at the Regular Term of the Court. James E. Rusk and James L. Olive, and being duly sworn depose that they saw James Meroney 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 of each other; and that the same was executed voluntarily by him. on the day it purports to have been executed

James L. Olive
James E. Rusk

Sworn to & subscribed before me
in Open Court December 6th 1869
W. R. D. Moss Ordinary

Ordered that the Will be admitted to record as satisfactorily proven in Common form, and that the Executrix Mary A. E. Boyer & Eliza S. Meroney have leave to qualify. and upon so doing that Letters Testamentary issue to them

W. R. D. Moss Ordinary

We do solemnly swear. that this writing contains the true Last Will and Testament of the within named John Meroney deceased, so far as we know or believe, and we will well and truly execute the same in accordance with the Laws of this State. So help us God

Mary A. E. Boyer
Eliza S. Meroney

Sworn to & subscribed before me
December. 6th 1869
W. R. D. Moss Ordinary

Recorded June 20th 1871

W. R. D. Moss Ordinary

J. J. Simpson's
Last Will & Testament

State of Georgia Cherokee County

I J. J. Simpson of the State and County aforesaid being of sound and disposing mind and memory. do make and declare the following as my Last Will and Testament

First

I direct that all my just debts be paid

Second

I desire that my Wife Martha C. Simpson. shall have during her natural Life or Widowhood all my Estate personal and real to dispose of as she may think best for her own benefit. and the benefit of my lawful heirs John Nicholas, Mary Jane, Anderson B. and Robert Brown Simpson. And my Will further is that my Estate personal and real or any part thereof at the request of my Wife Martha C. Simpson may be sold by the Executors of this Will and the proceeds thereof. spent as they may think best for the benefit of my Wife and my children as above named during her Life time or Widowhood. And my Will again is that by request of my Wife Martha C. Simpson, the Executors of this Will may if they think best give off at valuation. such of the above mentioned property as she may desire to my children as before named, and the same to be accounted for in the division to take place, after her death or at her marriage. And it is further my Will. that at the death of my Wife or at her marriage. all the Estate and property hereby given to her then remaining, shall be disposed of by division or sale as may be thought best by my Executors In this final division my desire is. that Equality be executed between my Children as before named

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if my Wife be dead, and that if my Wife be married to another man my desire is this that my Estate real and personal be sold or divided as aforesaid, and that my Wife take a share equal to the share of one of my children

Third

I nominate, constitute and appoint my Wife Martha C. Simpson, and my son John N. Simpson Executors of this Will

J. S. Simpson

Signed, Sealed, Declared and Published by John S. Simpson as his Last Will and Testament in the presence of us the undersigned, who subscribed our names hereto in the presence of said Testator & in the presence of each other this 10th of February 1866.

Samuel S. Houston
W. D. R. McConnell
Nathan Wheeler

State of Georgia }
Cherokee County }

Before me on the 2d day of September 1870 at Chambers for the purpose of proving the Last Will and Testament of John S Simpson. Two of the Witnesses to said Will viz. S. S. Houston and Nathan Wheeler. and the Will having been before that time brought before me for Probate by one of the Executors John N. Simpson. who has filed a petition for Probate of the same. They the said Witnesses depose of the same that they saw said John S. Simpson. sign and publish the same as his Last Will on the day and year then stated as executed by him. that they witnessed the same at his request in his presence. and in the presence of each other. That the same was voluntarily executed by him while he was of sound and disposing mind and memory

Sworn to before me September 2d 1870 }
W. R. D. Moss Ordinary

S. S. Houston
Nathan Wheeler

Cherokee Court Ordinary
November Term 1870.

And now at a regular term of said Court. The Executors named in said Will of John S Simpson coming and praying the admission to record of said Simpsons Will upon the Probate taken in vacation. Ordered that the said Will be admitted to record as satisfactorily proven in Common Form and that the Executors have leave to qualify, and upon so doing that Letters Testamentary issue to them.

W. R. D. Moss Ordinary

We do solemnly swear that this Writing contains the true Last Will and Testament of J. S. Simpson deceased. so far as we know or believe. and we will well and truly execute the same in accordance with the Laws of this State, So help us God

John N. Simpson
Martha C. Simpson

Sworn to before me Nov 7th 1870
W. R. D. Moss Ordinary

Recorded June 20th 1871
W. R. D. Moss Ordinary

Hiram Dimsdales
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen. I Hiram Dimsdale of the State and County aforesaid. do make this my Last Will and Testament. hereby revoking all other Wills heretofore made by me.

Item 1st

I will and bequeath that all my just debts be paid by my Executors out of any money funds they may have on hand after my death

Item 2d

I will and bequeath all my Lands of what discription soever they may be. togther with all my Household and Kitchen Furniture. to my beloved Wife Margarett Dimsdale for and during her natural Life or Widowhood. also two Cows, and all my hogs. and two stands of Bees. to use. sell and dispose of as she sees fit. all only the Land

Item 3d

I will and bequeath unto my Daughter Nancy L Holbert. wife of Jacob Holbert. and to the heirs of her body. to her sole and ~~separate~~ special use, and not to be subject to the debts of her present husband or any future husband. the following named Land, after the death of my said Wife or the expiration of her widowhood. Lots of Land Number Two Hundred and Seventy Four (274) and Two Hundred and Fifty Nine (259) both Lots in the Fourth (4) District. Second (2) Section in the County aforesaid to a conditional Line between me and John Nicholson

Item 4th

To my Grandchildren. William Smith Dimsdale. Mary V. Dimsdale and Margarett M. Dimsdale. children of my deceased son David Dimsdale, I will and bequeath the sum of Forty Dollars each, in money to be paid to them by my Executors, I make their Legacy small from the fact that I have heretofore done more for them and their Father, than my other children

Item 5th

To my Grandchildren Leonidas Pierce Dimsdale, and Willis Walter Dimsdale children, of my deceased son B S Dimsdale, I will and bequeath the sum of Fifty Dollars each in money. to be paid to them by my Executors, I make their Legacy small from the fact that I have done. more for his children than I have for my Daughter Nancy L. Holbert

Item 6th

I will that all my property be sold at public Sale by my Executors what not heretofore mentioned in this Will, and if any money, notes or accounts on hand all notes and accounts to be collected after my death by my Executors I will and bequeath that my debts and burial and funeral Expenses to be paid and out of the same the expenses of the settling up my Estate and executing this Will. and the balance if any be equally divided between B. S. Dimsdales Children and Nancy L. Holberts Children

Item 7th

I hereby appoint C. H. Lyon my Executor and my beloved wife Margarett Dimsdale Executrix of this my Last Will and Testament, Signed, Sealed, Published and Acknowledged. by the Testator as his Last Will and Testament in our presence & we assigned the same as Witnesses at the request of the Testator in his presence and in the presence of each other this 1st of December 1870

Hiram Dimsdale (Seal)

John Howell
Amos Bozeman
Marten Ingram

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Seal

State of Georgia } Before me came on the 18th day of January 1871. At Chambers for the purpose of
Cherokee County } proving the Last Will and Testament of Hiram Dimsdale, the witnesses to said Will viz. John Howell Amos Bozeman & Marlin Ingram, and the Will having been brought before me for Probate by Margarett Dimsdale the Executrix, who has filed her petition for Probate of the same. They the said Witnesses depose of the same, that they saw the said Hiram Dimsdale, sign and publish the same as his Last Will on the day and year then stated, as executed by him; that they witnessed the same at his request in his presence, and in the presence of each other, that the same was voluntarily executed by him while he was of sound and disposing mind and memory.

Sworn to & Subscribed before me Jany 18th 1871 }
W. R. D. Moss Ordinary

John Howell
Amos Bozeman
Marlin Ingram

Cherokee Court Ordinary
February Term 1871

And now at a regular term of said Court the Executrix named (to wit Margarett Dimsdale) in the Will of Hiram Dimsdale, coming and praying the admission to record of said Hiram Dimsdales Will upon the Probate taken in evidence; Ordered that the said Will be admitted to record as Hiram Dimsdales Last Will and Testament, and that said Executrix have leave to qualify on the same, and upon so doing that Letters Testamentary issue to her

W. R. D. Moss Ordinary

State of Georgia } I do solemnly swear that the within contains the true Last Will and Testament of the within
Cherokee County } named Hiram Dimsdale (deceased) as far as I know or believe, and I will well and truly execute the same, in accordance with the Laws of this State. So help me God

W. R. D. Moss Ordinary

Margarett her X mark Dimsdale

Recorded June 21st 1871
W. R. D. Moss Ordinary

Silas Weaver
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen I Silas Weaver of said County of Cherokee, being of sound and disposing mind and memory, but being conscious of the certainty of death, and being desirous to dispose of by Will, such property as God in his mercy and goodness has seen fit to bless me with: do make and publish this my Last Will and Testament, hereby revoking all other Wills made by me

Item 1st

I will and bequeath that all my just debts be paid out of such of my personal property as my Wife or representatives may think best

Item 2nd

To my Wife Parthenia Weaver, I will and bequeath all my Lands of every description whatever, and all my personal property consisting of Stock money notes accounts debts dues and demands, household furniture and every kind of property which I may own at the time of my death, be the same what it may for and during her natural life or widowhood, with full power to my said Wife to give off to each of my children at the time of their marriage or arriving at the age of Twenty One Years, as she may think properly so that she give an equal portion to each one. And at my said Wifes death or marriage with another person, then on the Refusing of either

her death or marriage. I will and bequeath that all of my said property be the same what it may be sold and equally divided between my children. share and share alike, and their children (the children of any one of my children that may be dead at the time of the division to represent its deceased parent) And in case my said Wife marries again and the division is made between my children asaforesaid, I desire her to take a childs part. that is to take an equal part with one of my children

Item 3d

I hereby appoint my said Wife Parthenia Weaver my lawful Executrix to execute this my Last Will and Testament. And I solemnly charge my said Wife and Children, to settle up my Estate in peace, (after I am gone) and without a resort to the Courts, I have labored hard, and faithfully for what I am leaving them and I hope they will appreciate it and not spend it in Litigation,

In Witness whereof I have hereunto set my hand and affixed my Seal this 13th March 1868

Silas Weaver (Seal)

Signed, Sealed and Acknowledged in presence of us, and we do certify that we signed the same as Witnesses at the request of Silas Weaver the Testator, and that he signed the above in our presence, and declared it to be his Last Will and Testament, and that we signed as Witnesses in his presence and the presence of each other

James. H. Brown
David E. Garrison Sr
Thomas Hogan
Henry $\overset{his}{\underset{mark}{+}}$ Wheeler

Cherokee Court Ordinary
February Term 1871

The Will of Silas Weaver, being produced in Open Court for Probate by the Executrix, who has filed her petition to prove the same and D. E. Garrison one of the Witnesses having subscribed the following Affidavit indorsed on said Will, February Term 1871. of Cherokee Court Ordinary; Came into Open Court at the regular term of the Court, D. E. Garrison one of the Witnesses and being duly sworn deposeth that he saw Silas Weaver sign and publish the within as his Last Will & Testament while of sound and disposing mind, that he witnessed the same for him at his request and in his presence and that the same was voluntarily executed by him on the day it purports to have been executed

David E. Garrison Sr

Sworn to before me in Open Court
W. R. D. Moss Ordinary

Ordered that the Will be admitted to record as satisfactorily proven in Common form, and that the Executrix Parthenia Weaver have leave to qualify, and upon so doing that Letters Testamentary issue to her

W. R. D. Moss Ordinary

Recorded June 21st 1871
W. R. D. Moss Ordinary

James. S. H
Last Will &

publish this
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die seized or
dispose thereof

My Will is
out of my Estate

I give devise and
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Signed Sealed
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State of Georgia
Cherokee County
Holcombe & Will
H. B. Holcombe
James S. Holcomb
that they witnessed
executed by him
Sworn to before me
W. R. D. Moss O

Ordered that the
H. B. Holcombe &

James S. Holcombe's
Last Will & Testament

Know all men by these presents, That I James Q. Holcombe of Cherokee County and State of Georgia a Farmer and Merchant being in ill health, but of sound and disposing mind and memory. do make and publish this my Last Will and Testament. hereby revoking all former Wills by me at any time heretofore made. And as to my worldly Estate. and all the property real personal or mixed of which I shall die seized or possessed. or which I shall be be entitled at the time of my decease; I devise bequeath and dispose thereof in the manner following to wit

First

My will is that all my just debts and funeral expenses. shall by my Executors hereinafter named, be paid out of my Estate, as soon after my decease as shall by them be found convenient

Second

I give devise and bequeath to my beloved Wife Martha Paralie Holcombe all of my property both real personal or mixed, to hold purchase sell or convey in anyway she may see proper by the consent and approval of my Executors, they believing it to be to the promotion of her interest and the welfare of my children during her natural life or widowhood. In case of her marriage the property all to be sold and equally divided among my heirs. she being one of the beneficiaries. that is to receive a childs part of the Estate. In case of her death. the property also to be sold and equally divided among my heirs

And Lastly I do nominate and appoint my said Brother H. B. Holcombe and Brotherinlaw S. B. Richards to be the Executors of this my Last Will and Testament.

In Testimony whereof I the said James S. Holcombe have to this my Last Will and Testament contained on one half sheet of paper. have subscribed my name and affixed my Seal this tenth day of April in the year of Our Lord. One Thousand Eight Hundred & Seventy One

James Q. Holcombe (L.S.)

Signed Sealed Published and Declared by the said James S. Holcombe as and for his Last Will and Testament in the presence of us, who at his request and in his presence and in the presence of each other have subscribed our names as Witnesses thereof this April 10th 1871.

William Moody
William Price
George W. Holcombe

State of Georgia }
Cherokee County }

Before me came on the 2d day of May 1871 at Chambers, for the purpose of proving the Last Will & Testament of James S. Holcombe two of the Witnesses to said Will viz Geo. W. Holcombe & William Moody & the will having been before that time brought before me for Probate by the Executor H. B. Holcombe, who has filed his petition to prove the same. they the said Witnesses depose that they saw the said James S. Holcombe sign and publish the same as his Last Will. on the day & year there stated as executed by him that they witnessed the same at his request in his presence and in presence of each other. the same was voluntarily executed by him while of sound and disposing mind & memory

George W. Holcombe
William Moody

Sworn to before me May 2d 1871 }
W. R. Q. Moss Ordinary }

Ordered that the Will be admitted to record as satisfactorily proven in common form and that the Executors H. B. Holcombe & S. B. Richards have leave to qualify. and upon so doing that Letters Testamentary issue to them.

W. R. Q. Moss Ordinary

We do solemnly swear that this writing contains the true Last Will and Testament of the within named James J Holcombe deceased, so far as we know or believe, and we will well and truly execute the same in accordance with the Laws of this State. So help me God John B Richards

Sworn to & subscribed before me Henry B Holcombe
this June 5th 1871
W. A. Q. Moss Ordinary

Recorded June 21st 1871
W. A. Q. Moss Ordinary

Nathaniel S. Cook's
Last Will & Testament

State of Georgia Cherokee County

In the name of God. I. Nathaniel S. Cook of said State and County, being of advanced age, and knowing that I must shortly depart this Life, deem it right and proper. both as respects my family and myself 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

1st Item

I desire and direct that my body be buried in a decent and christian like manner suitable to my circumstances and condition in Life

2d Item

I desire and direct that all my just debts be paid without delay. by my Executor herein after appointed. as I am unwilling my creditors should be delayed in their rights

3d Item

I give bequeath and devise to my beloved Wife. Elizabeth Jane, Twenty Acres of Land more or Less of Lot Number Thirty Seven. Lying in the South West. Corner of said Lot of Land. in the Fourteenth District and Second Section. the Creek being the Line up to the Bridge, crossing the road at the Bridge. running up the Creek to the ditch, taking up the ditch to the elbow, from the elbow running direct West course up the hollow to the Line of Thirty Six. and from thence taking the Line of Thirty Six. due South course to the South West Corner of Thirty Seven. I also bequeath to my beloved Wife. Eighty Acres of Land more or Less of Lot of Land Number Thirty Six in the Fourteenth District and Second Section, said Eighty Acres more or Less. shall be cut off of the Southern portion of said Lot Number Thirty Six. the Line bounding said Eighty Acres more or Less. shall commence where the North boundary of the aforesaid Twenty Acres more or Less. intersects the Line of Lot of Land Number Thirty Six. and run due. West. to the Western boundary of Number Thirty Six. with all of the rights members and appurtenances of said portion of Land in anywise belonging free from all charge or Limitation whatever to her own proper use benefit and behoof until her death at which time said bequeathment shall be sold and the money equaly divided among the heirs

4th Item

I give and bequeath and devise to my Daughter Mandy. C. part of Lot of Land Number

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Thirty Seven in the Fourteenth District and Second Section of Cherokee County containing Forty Acres more or Less. the Creek shall be the Western boundary. the Line running with the Creek up to the Bridge. from thence the Harnage Road shall be the Northern boundary to the fork. and then the Canton road shall be the Eastern boundary until it strikes the Line of the aforesaid Lot of Land. then running the Line to the corner, and from said corner the Southern Line of said Lot of Land Number Thirty Seven, shall be the Southern boundary of said portion of Land. with all of the rights members and appertenances of said portion of Land in anywise appertaining or belonging forever, and I desire and direct in case she Mandy C. should chose to make her home at one of her Brothers or Sisters for Life, that at her death he or she as the case may be that so chosen by her shall inherit her property.

I give and bequeath to my son Joseph B. Lot of Land Number Seventy One in the Fourteenth District and Second Section. Containing One Hundred & Sixty Acres more or Less. with all the rights members and privileges to the said Lot of Land in anywise appertaining or belonging forever.

I give and bequeath to my Daughter Mary A. A. Eighty Acres more or Less of Lot of Land Number Thirty Eight in the Fourteenth District and Second Section Cherokee County. A Line starting at a point ten rod South or from the North West Corner and running diagonally South East through said Lot of Land Number Thirty Eight to a point ten rod North from the South East Corner. shall be the Northern boundary of said Eighty Acres, more or Less. the aforesaid Eighty Acres Lying South of said diagonal Line shall be my Daughter Mary A. A. part of said Lot with all the rights members and privileges to said portion of Land in anywise appertaining or belonging forever.

I give and bequeath to my son Richard. Eighty Acres more or Less of Lot of Land Number Thirty Eight. in the Fourteenth District and Second Section. A Line starting at a point ten rod South from the North West Corner and running diagonally South East through said Lot of Land Number Thirty Eight to a point ten rod North from the South East Corner shall be the South boundary of said Eighty Acres more or Less. the aforesaid Eighty Acres Lying North of said diagonal Line. shall be my son Richard part of said Lot. with all the rights members and privileges to said portion of Land in anywise appertaining or belonging forever

I give and bequeath to my Daughter Nancy J. Forty Nine Acres more or Less. of Lot of Land Number Thirty Seven in the Fourteenth District and Second Section of Cherokee County. the road from the Bridge running East to the fork of the Road, then taking the Canton road to the Line. and then running the Line North to the North East Corner. and from thence taking the Line running West to the Creek and then down the Creek to the Bridge on the East side shall be the boundary of said portion of Land with all of the rights members and privileges to said portion of Land in anywise appertaining or belonging forever

I give and bequeath to my Daughter Susan A. E. Twenty Five Acres more or Less of Lot of Land Number Thirty Seven. and also Eighty Acres more or Less of Lot of Land Number Thirty Six. Fourteenth District and Second Section. Commencing at the mouth of the Ditch North of the Bridge. the Creek shall be the Eastern boundary up to the Line. and then running the Line West to the Western boundary of Lot of Land. Number Thirty Six, and then running South to the Centreville point between the South West and North West Corner of Lot of Land Number Thirty Six. and then running due East to the Line of the aforesaid Lot of Land on the East. and from that point due East to the Ditch. and then down the ditch to the Creek at the Bridge. with all the rights members and privileges to said portion of lands in anywise appertaining or belonging forever.

I further give and bequeath to my beloved Wife E. Jane in the same unreserved manner. the farming utensils used on, and belonging to said Plantation of every discription whatever all without reserve or limitation. The bequests made to my Wife are in lieu of her whole Dower. I hereby constitute and appoint my beloved Wife Elizabeth Jane Executrix and my worthy friend J. E. Covington Executor of this my Last Will and Testament this June the 3d. 1871

Nathaniel J. Cook (L.S.)

Signed, Sealed, Declared and Published, by Nathaniel J. Cook, as his Last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in the presence of said Testator, at his special instance and request, and of each other. This June the 3d 1871

F. M. Hobgood

L. W. Hobgood

A. W. Sharp.

Sebern Jones. J. P.

State of Georgia
Cherokee County

Before me on the 23d day of March 1872 at Chambers, for the purpose of proving the Last Will & Testament of Nathaniel J. Cook: the Witnesses to said Will viz F. M. Hobgood. L. W. Hobgood & Seaborn Jones, and the Will having been before that time brought before me for Probate by E. J. Cook one of the Executors who has filed a petition for Probate of the same. They the said Witnesses depose that they saw said N. J. Cook sign and publish the same as his Last Will on the day & year then stated as executed by him that they witnessed the same at his request and in his presence that the same was voluntarily executed by him, while he was of sound & disposing mind and memory

Sworn to & Subscribed before me
March 23d 1872
W. R. D. Moss Ordinary

Sebern Jones

F. M. Hobgood

L. W. Hobgood

Ordered that the Will be admitted to record as satisfactorily proven in Common Form in vacation March 23d 1872, and that the Executrix and Executor have leave to qualify and upon so doing that Letters Testamentary issue to them. April Term 1872.

W. R. D. Moss Ordinary

State of Georgia
Cherokee County

We do solemnly swear that this writing contains the true Last Will of the within named Nathaniel J. Cook deceased so far as we know or believe, and that we will well and truly execute the same by paying first the debts and then the Legacies contained in said Will as far as his goods & chattels will thereunto extend, and the Law charge us. So help us God

E. J. Cook

James E. Covington

Sworn to before me in Open Court
April 1st 1872
W. R. D. Moss Ordinary

Recorded October 30th. 1872

W. R. D. Moss Ordinary

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John Stephens
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen. I John Stephens of said State & County. Being of advanced age, that I must shortly depart this Life deem it right and proper. Both as respects myself and family. That I should make a disposition of the property. with which a Kind providence has blessed me, that I have not heretofore given off to my Children do therefore make and Establish. this my Last Will and Testament hereby revoking a former Will made and executed by me on the 20th of May A.D. 1859. and all others made by me

Item 1st

I desire and direct that my Body be buried in a decent and Christian Like manner. suitable to my circumstances in Life. my Soul I trust shall return to rest with God who give it.

Item 2d

I desire and direct that all my just debts and funeral expenses be paid out of my effects. That I may possess. at my death. that can be best appropriated for the purpose discretionary with Executors hereinafter nominated. not interfering with the bequests hereinafter mentioned

Item 3d

I direct that after my death. I direct and bequeath to my beloved Wife of my old age, Jane Stephens Lot of Land Number Two Hundred & Twenty Four in the 3d Dist and 2d Section of said County. as a Life time estate. also all my Household & Kitchen Furniture. also one Cow. also all my Stock of Hogs. also all my Produce that I have on hand such as Corn wheat & Pork also all the money that I have or may have at the time of my death, To have and to hold for and during her Life time. And after her death I further will and bequeath said Lot of Land together with all the Stock Household and Kitchen Furniture to my son John B. Stephens. in order to make him equal with the rest of my Children heretofore provided for, and for his trouble and expense in taking care of and providing for us.

Item 4th

I give and bequeath unto my Wifes daughter Julia Ann Jones. Lot of Land Number Two Hundred and Twenty Five in the 3d Dist & 2d Section of Cherokee County.. on the following conditions only. that is in case she continues to live with me and her mother who is my present wife during the Life of us Both. or live. on the premises or near to us. and each of us, so that we in our advanced age and decrepitude. may continually have the benefit and enjoyment of her Love care and attention. That should be expected and received by the parent from the Child. Then the said Lot of Land to be and become thereby absolutely her own. But in case of her desertion or abandonment of our home. or shall marry and remove to such a distance as to deprive. us or either of us from that filial care, and attention. Then and thereby such act or acts. shall be held and considered as an ademption of this bequest and the said Lot of Land. shall become part and parcel of my undivided Estate by reversion and subject to distribution as hereinafter provided for.

Item 5th

In Case of failure or refusal of the said Julia Ann Jones. then and in that case, I will and bequeath unto my son John B. Stephens the aforesaid Lot or Tract of Land for his care and attention to me and my wife for and during our Life time

Item 6th

I hereby appoint my worthy son John B. Stephens and Newton Darby Executors of this my Last Will and Testament. and Charge them with its due and proper execution this December 11th A.D. 1868

John Stephens (L.S.)

Signed sealed and published by John Stephens as his Last Will and Testament in the presence of us the subscribers, who subscribed our names hereto in presence of said Testator and of each other at his special instance and request. This Decr 15th 1868

Cornelius his + mark Howell
Andrew his + mark Starnes
S. S. Starnes
John B Chastain

Cherokee Court Ordinary
April Adjourned Term 1873

The Will of John Stephens being produced in Open Court for Probate, by John B. Stephens one of the Executors, who has filed his petition to prove the same and S. S. Starnes one of the Witnesses to said Will having subscribed the following affidavit indorsed on said Will April Adjd Term of said Court of Ordinary Came into open Court at this regular term of the Court S. S. Starnes and being duly sworn, deposeth that he saw John Stephens sign and publish the within, as his Last Will & Testament, while of sound and disposing mind: that he witnessed the same for him, and saw the other Witnesses thereto do the same, at his request and in his presence & of each other, and that the same was executed voluntarily by him on the day it purports to have been executed

S. S. Starnes

Sworn to & Subscribed before me in Open Court
April Adjourned Term 1873
W. R. D. Moss Ordinary

Ordered that the Will be admitted to record as satisfactorily proven in Common Form at this Term of the Court & that the Executors have leave to qualify & upon so doing, that Letters Testamentary issue to them April Term 1873

W. R. D. Moss Ordinary

Recorded December 15th 1873
W. R. D. Moss Ordinary

Jordan Johnsons
Nuncupative Will

State of Georgia Cherokee County

We Elizabeth Johnson A. C. Hawkins & Isaac Ingram were present on the Tenth of Last Month in the year of Our Lord Eighteen Hundred & Seventy Two at the residence of Jordan Johnson at which time said Jordan Johnson made his Last Will & Testament by deeding his Lands to his Children all except his Daughter Mary A. Steel and the said Jordan Johnson gave his intentions to said Witnesses, that said J. Johnson intended each heir that he had deeded Land to to pay to Mary A. Steel their proportionable part to make her proportion of said Jordan Johnsons Estate equal with each one of the other heirs and that said Jordan Johnson intended having his Sons to wit W. J. Johnson & J. H. Johnson appointed Guardians for his Daughter Mary A. Steel and that he requested & desired his Sons to wit W. J. & J. H. Johnson to see that his wishes & desires in this regard should be fully carried into effect immediately. January 28th 1872 said J. H. Johnson is not to pay Mary A. Steel any thing

Elizabeth her + mark Johnson
A. C. his + mark Hawkins
Isaac Ingram

In person appeared before me Elizabeth Johnson A. C. Hawkins and Isaac Ingram who being duly sworn say that this paper contains the last requests and verbal disposition of the property of Jordan Johnson

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late of said
Sworn to & Subs
W. R. D. Moss

It appearing to
the next of kin
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This my Last Will

Late of said County deceased and is just and true in all its parts.
Sworn to & Subscribed before me this January 25th 1873
W. R. Q. Moss Ordinary

Elizabeth her mark Johnson
A. C. his mark Hawkins
Isaac Ingram

Cherokee Court Ordinary
April Adjourned Term 1873

It appearing to the Court in the matter of proving the Nuncupative Will of Jordan Johnson deceased that the next of kin, have been duly served with process to attend at this term and hear the proof of said Will and Contest the same, if they please and that more than the lawful time has expired since the death of Jordan Johnson for the Probate of said Will: That the witnesses to said Will have fully proven all the facts necessary in law to sanction said paper offered as a Nuncupative Will. That the same was reduced to writing: which is now in Court for Probate as his Last Will. That no valid objections is urged by the next of kin as Caveators against said paper (which is propounded as Jordan Johnsons Last Will) being admitted to Probate: It is therefore ordered by the Court that the same be admitted to record as his Nuncupative Will, & that the Executors therein named have leave to qualify and upon so doing that Letters Testamentary issue to them:

W. R. Q. Moss Ordinary

Recorded Decr 16th 1873
W. R. Q. Moss Ordinary

2

Martin E. Bogers
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen, Know all men by these presents That I Martin E. Boger of the County and State aforesaid. Being of sound and disposing mind and memory. do hereby make Constitute and ordain this my Last Will and Testament in words and figures as follows viz

Item 1st

It is my will and desire that my remains be buried in a decent & christian like manner, and that such Monument, to my memory) as my Executors hereinafter appointed may direct

Item 2d

It is my Will and desire that should I owe any debts at the time of my death that my Executors be allowed to dispose of any personal property belonging to my Estate at private sale for the purpose of discharging said debts.

Item 3d

I will and bequeath to my Wife Nancy C. Boger. for and during her natural life, all my Lands consisting of Lots Numbers 356, 357. 358. 359. 364 & 365 in the 2d District 2d Section Cherokee County. The products rents and profits of my said Lands. to go to the support of my said Wife Nancy C. Boger and the support & education of my Children Mary S. Martha H. Quiggs R. and Margaret C. Boger

Item 4th

It is my Will and desire that my Executors hereinafter to be named, shall have the right and power at their own discretion to sell all my Lands (as described in the foregoing item) of this Will) at Private Sale and appropriate the proceeds of such sale to the purchase of other Lands, and when such sale & purchase is made the Lands so purchased by them shall be and remain as the property of my Estate in lieu of the Lands bequeathed in the third Item of this my Last Will and Testament

Item 5th

I will and bequeath to my Wife Nancy C. Boger all my personal property of every kind and description together with all notes accounts or debts due me. all of which is to remain and be possessed by her for her own support and the support and education of my children

Item 6th

It is my Will and desire that no administration be had on my Estate unless positively required under the Laws of this State

Item 7th

I hereby appoint Joshua Roberts Executor and my Wife Nancy C. Boger Executrix of this my Last Will and Testament this the 21st day of August 1872.

Martin E. Boger (LS)

Signed, Sealed, and published by Martin E. Boger as his Last Will. and Testament in presence of us the undersigned who subscribed our names hereunto in the presence of said Testator at his special request. and in the presence of each other

Wm B. C. Puckett

William H. Sherman

S. J. Houston

Cherokee Court Ordinary

October Term 1872

The Will of Martin E. Boger. being produced in open Court for Probate by the Executor who has filed his petition to prove the same, and the Witnesses to said Will Samuel J. Houston William H Sherman and W. B. C Puckett having subscribed the following affidavits indorsed on said Will., October Term 1872 of Cherokee Court Ordinary. Came into open Court at this regular term of the Court. Samuel J. Houston. William H Sherman and William B. C. Puckett. and being duly sworn depose that they saw. Martin E. Boger. 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 of each other. and that the same was executed voluntarily by him on the day it purports to have been executed

William H. Sherman

Samuel J. Houston

Wm B. C. Puckett

Sworn to & Subscribed before me in Open Court Oct Term 1872.

W. R. D. Moss. Ordinary

Ordered that the Will be admitted to record as satisfactorily proven in Common Form. and that the Executor Joshua Roberts and Nancy E. Boger have leave to qualify, and upon so doing that Letters Testamentary issue to them

W. R. D. Moss Ordinary

Recorded December 17th 1873.

W. R. D. Moss Ordinary

Joel S.

Last Will

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Joel L. Galts
Last Will & Testament

In the name of God, Amen. I Joel L. Galt of Cherokee County Georgia, being of advanced age, and in very feeble health, and knowing I must shortly die, deem it right and proper in respect to my family that I should make some disposition of my property which kind providence has blessed me with. I therefore make this my Last Will and Testament hereby revoking all others

Item 1st

I desire that my body be buried in a plain Christian manner my soul I trust will return to God who gave it

Item 2d

I desire that all my debts be paid with as little delay as practicable

Item 3d

I will and devise to be reserved. Seventy Yards E & W. and Seventy Yards N & S. including the grave of my mother in law, Mrs Grisham and my daughter May. and Grand Children allready buried, as a burying ground Commencing at a black oak X about seventy five feet south west of Mrs Grishams grave, Let the line run North Seventy Yards, from thence run East seventy Yards. whenever the premises I live on passes out of my family the above described piece of ground is to remain reserved as a burying ground forever containing about one acre more or less.

Item 4th

I. will and bequeath to my Wife Malinda C. Galt, the plantation. on which we live, said plantation and land as described in the deed from W. M. McCanless to me in 1885, together with two Mules, wagon, Buggy, and all the Stock, Cattle, Hogs and sheep. and the Crops raised on the place the year or the year preceeding my death. and at her death she shall have the right to divide amongst or between our Children as she may see proper.

Item 5th

My Plantation in Gordon County on Lots. No 52 & 53, 14th District, 3d Section. and my 2/3 interest in Brick House and Lot in Town of Canton. to be sold by my Executors at either private or public sale as in their judgement may be best, and pay to my Son Jabez, One Thousand Dollars, and as they become of age to my daughter Ada C. One Thousand Dollars, Frances, One Thousand Dollars, Mildred One Thousand Dollars, and to my son William, One Thousand Dollars, and to my daughter Susan E Teague. Two Hundred Dollars, and to my daughter Margaret A., Two Hundred Dollars, to make them equal shares with my other five Children I having given them a Plantation valued at Sixteen Hundred Dollars. The remainder of the proceeds of the sale of said Land and town Lot and any other money that may come into their hands as my Estate. to be vested in bonds or any other securities they in their judgement may think best, and the interest accruing thereon to be paid to my Wife Malinda C. during her Life, and at her death to be equally divided between all of our Children then living, and if any dead and leave issue. they to draw their parents share

Item 6th

I will and devise, having full Confidence in the judgement and integrity of my Executors hereinafter named, do authorize them if in their judgement think best, to not sell or bring to sale for a time my aforesaid property not to be forced to do so, but keep it rented and pay interest to those of my children of age, and those to become of age on their share out of the rents of said property until they in their judgement think best for all concerned

Item 7th

I having full Confidence in the integrity of my Father in Law William Grisham, my friend Doctor James H. Speir, and my son Jabez Galt, do hereby appoint them Executors of this my Last Will and Testament

Item 8th

If my said Executors shall find any property or assets due or belonging to my Estate not herein disposed of (except the Household and Kitchen Furniture of every description, which exception and articles are reserved for the use of my Wife Malinda C) they are to be disposed of in the same manner as in provision in Item No 3 of this instrument.

Item 9th

I do hereby appoint my authorized Executors also Trustees for my Children who may be minors at the time any portion of my Estate may be legally distributed by my Executors. In Testimony whereof I have hereunto set my hand and affixed my seal in the presence of the witnesses called on to witness the same. This Twenty Eight day of November in the year of Our Lord Eighteen Hundred and Seventy Two

Joel. L. Galt

We being called on by Joel L. Galt to witness this as his Last Will, have witnessed the same in his presence and in the presence of each other

Jas. O. Dowda
James W. Hudson
Odian W. Putnam

Cherokee Court Ordinary
July Term 1873

The will of Joel L. Galt being produced in Open Court for Probate, by Jabez Galt one of the Executors who has filed his petition to prove the same, and the Witnesses to said Will Jas. O. Dowda James W Hudson & Odian W. Putnam, having subscribed the following affidavit endorsed on said Will. July Term 1873 of Cherokee Court Ordinary: Came into open Court at this regular term of the Court Jas. O. Dowda. James W. Hudson & Odian W. Putnam. & being duly sworn depose that they saw Joel L. Galt 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 of each other, and that the same was executed voluntarily by him on the day it purports to have been executed

Sworn to & Subscribed before me in Open Court. July 7th 1873
W. R. D. Moss Ordinary

Jas O. Dowda
O. W. Putnam
J. W. Hudson

Cherokee Court Ordinary
July Term 1873

Ordered that the Will be admitted to record, as satisfactorily proven, in common form, and that the Executors have leave to qualify, and upon so doing that Letters Testamentary issue to them

W. R. D. Moss Ordinary

Recorded December 17th 1873
W. R. D. Moss Ordinary

Martha
Last Will

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Martha H. Bogers
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen. I Martha H Boger of the County of Cherokee. Being of advanced age. But of sound and disposing mind and memory: Knowing that I must shortly depart this life. deem it right and proper both as respects myself and family. that I should make a disposition of the property with which a kind providence has blessed me. I do therefore make this my Last Will & Testament. hereby revoking all others by me heretofore made

Item 1st

I desire and direct that my body be buried in a decent and Christian manner

Item 2d

I desire and direct that all my property both real and personal (except the Negroes) be sold by my Executors herein after named, at the highest bidder. or at private sale as deemed best by them. and at such time and on such terms as they think best for the interest of all. And after the payment of all my debts I desire and direct. That the sum of Three Hundred Dollars be first paid by my Executors to my dear son Daniel C. Boger out of the proceeds of said sale, I give him this extra sum over and above the other children, because of the great care and trouble he has had with me or mine. I then desire and direct that the balance of the net proceeds of the sale of my property be equally divided between my four children Daniel C. John H. Christopher C. & Martin S. Boger.

Item 3d

I give and bequeath to my dear son Peter F. Boger my Negro man Charles. about Thirty seven years old. and I direct that Peter F. pay to said Charles, the sum of One Hundred Dollars for the good & faithful service and due obedience he has ever rendered to us all. and as I desire each child to have an equal share of all my property. I direct my Executors to have said Charles valued by three disinterested persons and the sum of One Hundred Dollars to be paid by Peter F. Boger to Charles. be deducted from said valuation, and should the valuation after said deduction exceed the equal shares of the other children, then the said Peter F. shall pay to my Executors. the difference to be divided equally with the other children and should the valuation fall short of one equal share with the other children. then each of the others shall make up the difference to him. that all may share alike. should Charles survive Peter. then Charles is to go to Daniel C. and he to pay the other children their equal shares in him

Item 4th

I give and bequeath. to my dear Daughter Julia Ann, wife of Andrew O. Tittle M.D. and to the heirs of her body for her and their sole and separate use, free and exempt. from all the debts and liabilities of her present or any future husband. the following Negro Slaves viz. Linda a woman about Thirty Three years old, and her three children, Rose. a girl about fifteen years old, Elijah a boy about fourteen years old, & Mary a girl about six years old and their issue. And I hereby appoint my trusty son Martin S. Boger Trustee for my said property. And I further direct that said Negroes be valued by three persons to be selected by my Executors. & should the valuation of the whole of them exceed the equal shares of the other children. then said Julia Ann shall through her Trustee or otherwise account to the others for the difference and should it fall short then the others shall make her share equal with them

Item 5th

I give and bequeath to my said daughter Julia Ann Tittle my Gold Chain not to be valued

Item 6th

I hereby constitute and appoint my sons Martin S. & Peter W. Boyer Executors of this my Last Will and Testament this fourth day of November 1861. Martha H. Boyer (LS)

Signed, sealed, declared and published by Martha H. Boyer, as her Last Will and Testament in the presence of us, the undersigned, who subscribed our names hereunto, in the presence of the Testator, at her special request and in presence of each other, this 4th day of November 1861.

Elisha Dyer
Hiram Johnson
Joseph McConnell

Give Charles Boyer One Hundred Dollars, after my death. I borrowed it. October (15) 1868

Martha H. Boyer

State of Georgia }
Cherokee County }

Before me on the 4th day of August 1873. at August Term, for the purpose of proving the Last Will and Testament of Martha H. Boyer. one of the witnesses to said Will viz Hiram Johnson. the will having been before that time brought before me for Probate. by Joshua Roberts who has been appointed Admr on said Estate. before this time. who has filed a petition for Probate of the same. he the said Witness depose that he saw Martha H. Boyer. sign and publish the same as her Last Will and Testament, on the day & year therein stated as executed by her. that he witnessed the same at the request and in her presence and in presence of each other. that the same was voluntarily executed by her. while she was of sound and disposing mind and memory. Hiram Johnson

Sworn to before me this August 4th 1873
W. R. D. Moss Ordinary

Ordered that the Will be admitted to record, as satisfactorily proven in Common Form. at this Term of the Court & that the Admr with Will annexed have leave to qualify, and upon so doing that Letters of Administration with Will annexed issue to him August Term 1873 W. R. D. Moss Ordinary

Recorded December 19th 1873
W. R. D. Moss Ordinary

James Knox
Last Will & Testament

State of Georgia Cherokee County

In the name of God Amen, I. James Knox of the County and State aforesaid. being of sound and disposing mind and memory. and being desirous to settle my worldly affairs. while I have strength so to do, do make and publish this my Last Will and Testament. hereby revoking all wills. by me at any time heretofore made. And first I commit my Soul to God, who gave it. and my body I desire to be decently buried. and my worldly Estate I dispose of as follows.

First

I will to my beloved Wife Martha Knox, my home place consisting of the following Lots of Land No 424. 425, 426, 440, 441, & 495 each containing Forty Acres more or less. in 3d Dist 2d Section of the County and State aforesaid. with all of my Stock. Household & Kitchen Furniture. to have and to hold during her natural life. if my Wife has any heirs by me. then at her death. said property revert to said heirs or heir, and if she has no heirs. by me then at her death, the property to go to my Legal heirs, and I will that my Wife pay all of my just debts out of the effects left to her.

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