

Lost Will & Testament of Paul E. Turner

Georgia } In the Name of God Amen
Dougherty County } I Paul E. Turner of said County
do make Public and
this my last Will & Testament

Item 1st

I direct my just debts to be paid as early
as possible

Item 2^d

My will & desire is that my real Estate of
Every kind & description be sold by Executor & Executrix
herein after appointed at as early a day as possible
Either at private or public sale as may in the judg-
ment of my said Executor & Executrix be most con-
ducive to the interest of my Estate & that out of the proceeds
of said sale my Executor & Executrix purchase a place
suitable for the residence of my family and sufficient
for the profitable working and employment of a force of
thirty good field hands the selection & location of
said plantation to be made according to the direction
of my Executor & Executrix

Item 3^d

It is further my wish and desire that my
Executor & Executrix select from my negroes thirty
negroes the selection to be made by families and
having in view the qualities of said negroes as
field hands to be employed upon the plantation
directed to be purchased in the second Item of
this my Will

Item 4th

My will & desire further is that the place
so directed to be purchased and the negroes
so selected be set apart by my Executor &
& family residence in for my Wife Linda Miller
& my Daughter Polly Turner and any other
which may hereafter be born to me by my
wife. the same to be held & enjoyed by them
as tenants in common share & share alike
subject to distribution until my wife
(if another be born) attain the age of
the years or years hereinafter in this
the marriage of my wife

Plantation & Negroes to be Equally divided between
her and my child or children

Item 5th
After the selection and selling apart of
thirty Negroes as directed in the 3rd third Item
of this my Will. I desire Executor & Executrix to
sell all the residue of my personal Estate
reserving such plantation stock as they may
deem necessary in carrying out the previous
provisions of this Will Consisting stock on
plantation & of every other kind or description
the sale to be made on such terms and conditions
in such manner as in the judgment of my
Executor & Executrix will be most advantageous
to my Estate

Item 6th

I give & bequeath one third of the
proceeds of the sale of the real & personal
Estate herein directed to be sold to my
beloved wife Ginevella Turner to be hers
absolutely in fee simple

Item 7th

I give & bequeath to my Daughter Polly
Turner one third of the proceeds of the sale
of the real & personal estate herein directed
to be sold subject to the limitation
hereinafter provided

Item 8th

I direct my Executor to retain in their
hands the remaining third of the proceeds
of the sale herein before provided for & in the
Event of the birth to me of a posthumous
child by my said wife then said remaining
third to become the property of the said child
subject to the limitation herein after provided

Item 9th

In the Event that the child with which
my wife is now enroute should not be born
alive or having been born alive should afterwards
die without reaching or before twenty one years
of age then the bequest herein provided for
said child shall go to & be enjoyed by my
said Daughter absolutely in fee simple

and in the event of the death of my daughter
Should she be born alive leaving her mother
sister of the whole blood, then the said property
go to & be divided between the children of my brother
Henry Turner, my Brother F. Turner & my deceased
sister Polly E. Colquitt for Capital to share & share
Alike 10th

In the event of the death of my daughter Polly
before marriage or attaining the age of twenty one
a brother or sister of the whole blood surviving, then
her share to go to said sister or brothers of the whole blood
without leaving, brother or sister then her share to
go to be enjoyed by the children of my brother, viz.,
H. Turner of Frederick, Turner and of my deceased
sister Polly E. Colquitt said children to share & share
alike in the division
Alike 11th

I hereby constitute & appoint my beloved
wife Minnabelle Turner & Henry A. Turner Executors
& Administrators to this my Last Will & Testament
In Witness Whereof I have hereunto set my hand & seal
this 19th day of June 1858

Paul E. Turner

Signed Sealed published & declared by the
above named Paul E. Turner his last Will
& Testament in presence of us who at his request
in the presence of each other & of said Paul
Turner have subscribed our names to
Witness thereto

Thos. M. Nelson
E. H. H. H.
James C. Walker

Georgia
Dougherty County
Chancery for the purpose of proving
Last Will & Testament of Paul E. Turner
the Witnesses to said Will

Mr. Nelson, Esq. Wm. Hardy & James C.
 Solomon and the wife having before that
 time brought before me for probate one of
 the Executors Henry A. Garner who has filed
 a petition for probate of the same they
 the said Witnesses depose of the same that
 they saw said Paul E. Garner sign & 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 in
 his presence in the presence of each other
 that the same was voluntarily Executed by
 him while he was of sound & disposing
 Mind & Memory

E. Wm. Hardy
 James C. Solomon
 Thomas M. Nelson

Sworn to & Subscribed before me
 this 7th day of July 1868

Dougherty County Wills 1854-1866

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J. M. Cooper
 Notary
 Dougherty County

We do solemnly swear that this Writing contains
 the true last Will & Testament of Paul E. Garner
 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 thereto extend and the Law
 charge us and that we will make a
 true & perfect Inventory of all such goods and
 chattels so help us God
 Sworn to & Subscribed before me in open Court
 this 12th day of July 1868

J. M. Cooper
 Notary
 Dougherty County

H. A. Garner
 C. E. Garner
 Administrators