

The Last Will and Testament of  
Philip McNamee dec'd

State of Georgia In the name of God  
Troup County, I, Philip McNamee  
of said State and County, being  
Sick and weak of body, but sound and  
perfect both of mind and memory, do  
in 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 been pleased to bless  
me, do therefore make and declare this to  
be my last will and testament hereby  
revoking all others heretofore by me made.

Item 1<sup>st</sup> I desire and direct that my  
body be buried in a decent & 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 Saviour Jesus Christ whose  
religion I have and do possess and as  
I humbly trust enjoyed for many years.

Item 2<sup>nd</sup> I desire and direct that all  
my just debts be paid by my Executor  
hereinafter named without delay out of  
my property herein after named as I am  
unwilling my Creditors should be delayed  
in their rights.

Item 3<sup>rd</sup> I give bequath and devise to my  
beloved wife Sarah McNamee with whom  
I have lived in the strictest quiet for  
some twenty four or five years for and  
during her natural life (only) Lot of Land  
No (13) thirter in the fifth district of

of the County and State aforesaid containing  
 two hundred two and a half acres more or  
 less which said lot of land containing one  
 dwelling house and other tenements and  
 appurtenances thereunto belonging or appertain-  
 ing- and also in the like reserved manner  
 one hundred and thirty and a half acres  
 of land more or less off of lot of canal  
 number (12) twelve in the fifth district of  
 said State and County it being all that  
 part and portion of said lot of land last  
 aforesaid to which I now have a title the  
 balance of which having been previously  
 conveyed by me by and to John A. Deal  
 the bequest. So made to my said wife in  
 the manner and form aforesaid and in like  
 of her whole dower -

Item 4<sup>th</sup> I give and bequeath to my said  
 beloved wife Sarah McKinnis for sustaining  
 her natural help Troup County Wills 1818-1848  
 www.georgiapioneers.com Negro Man Frank  
 who is about fifty years of age and Thoda  
 his wife a negro woman about forty years  
 of age. My negro man Sam who is about thirty  
 years of age my negro woman Augusta  
 who is some thirty years of age and Abrah-  
 am son a negro boy some ten years of age -

Item 5<sup>th</sup> I give and bequeath to my said  
 beloved wife Sarah McKinnis two mules  
 such as she may choose from all my  
 mules - three cows & calves such as she may  
 select from all my cows and calves - three  
 sows and their pigs such as she may  
 choose from all my stock of hogs - one  
 feather bed bedstead & furniture and  
 sufficient of my cooking utensils to offer  
 her use and that of her family of negroes  
 above twither named also sufficient of  
 my corn & bacon (or pork) fodder wheat &c



to serve her and her family for & during  
the present year and who sufficient  
of my farming or plantation work to  
engage or employ the two above named  
and described Mules, to offer my said  
wife as aforesaid forever in fee simple  
to be chosen and selected by my said  
wife and my said Executor hereinafter  
named.

Item <sup>th</sup> I give and bequeath I desire  
the residue of my property both real  
and personal wherever & whatever it  
may be including that given to my  
said wife Sarah during her natural  
life (after her Estate therein is at an end  
or over) after the payment of all my  
just liabilities aforesaid to my Son  
John T. McKimie and my daughter  
Nancy P. McKimie all of which said  
real & personal property so given as  
aforesaid by me <sup>to</sup> said children  
last aforesaid to be kept rented and  
shered out by my said Executor herein  
after to be named until my two said  
children shall attain to the age of  
twenty one years or more in either of  
which events I will and desire that my  
said Executor herein after named shall  
then or so soon as they conveniently can  
proceed to lay off & measure and  
divide equally share and share alike  
to my two said children afore named  
all my real and personal property be it  
of what nature or character it may whatever  
Item <sup>th</sup> The residue of my said house-  
hold and kitchen furniture after excepting  
and reserving to my said beloved wife  
Sarah McKimie in the above named

and specified fifth item by me to be taken  
attached therein I desire to be held to be done  
by my said Executors herein after named  
except sufficient thereof, for the support,  
and absolute necessity of my said two  
children they may divide two equal shares  
after named excepting and reserving things  
for them my two said children as last  
aforesaid in manner last aforesaid equal  
portions in point of value thereof; - and  
should the balance or remainder of my  
said Household and Kitchen furniture  
after excepting and reserving as before  
above excepted and reserved together with  
my stock of every description except  
thereof, as aforesaid my farming or  
plantation tools except thereof as aforesaid  
my Carriage Waggons Cart together with  
one year rent of my Real Estate except  
as before excepted four years hire of  
my negroes except as before excepted  
together, with the outstanding debts due  
me (if any) there should be at the time of  
my decease, all be insufficient of good  
with which for my said Executors herein  
after named to pay off all my just  
liabilities then (and not till that thing)  
is clearly ascertained by my Executors herein  
after named) for my said Executors  
herein after named to sell the last  
purchase of negroes that I made which  
was in the year Eighteen hundred forty  
seven all of which they can easily ascer-  
tain as to their names &c by reference to  
my package of Bills of Sale of negroes  
and with or of the proceeds (or suffic-  
-ient so to do) thereof, fully pay off the  
remainder of my said liabilities - the



of allances or overplus of said said of  
last aforesaid negro for the purposes last  
aforesaid after the full and entire pay-  
ments of my said liabilities last above  
named (if any there should be) by my  
said Executor herein after named, (they  
(my said Executor) will (or I will and  
Kenzie put and keep out at interest  
until my two said children shall  
become or to be twenty one years of age  
or more) as aforesaid upon the hap-  
-pening of either, of which said events  
I will and desire that my said Exe-  
-cutor hereinafter named then divide  
it equally between them (my two said  
children) share and share alike, as  
I have in the said fifth item hereof  
willed and directed my real & personal  
property to be divided between them  
(my two said children)

Item 8- I will & desire  
that my said Executor hereinafter  
named board my two said beloved  
children with my said beloved wife  
provided she (my said beloved wife  
see proper to them or exact board of  
them for remaining with her together  
with the household furniture excepted  
for the comfort and necessity of my two  
said beloved children in the said seventh  
item excepted until each of them (my  
two said children) shall become twenty  
one year of age or more) or until they  
each or either become dissatisfied and  
feel that they can do better and would  
be better satisfied and can board  
and live elsewhere with less expense  
then and in that case it is my will

and desire that they or either of them my  
 two said beloved children and perfect heirs  
 to depart thence and take with them for  
 their life and port their portion of the move-  
 able furniture excepted for them in the  
 said seventh item or excepted and all  
 of the said real and personal property  
 by me bequeathed to my said two beloved  
 children in the several items or items  
 my last will and testament mentioned  
 and described and in the manner therein  
 described I give and bequeath the same  
 in manner aforesaid to my two said  
 beloved children forever in fee simple but  
 should either of them my two said children  
 depart this life without having intermarried  
 with any person then for the survivors of them  
 my said two children to stand in the place  
 and stead of both of them my two said  
 children or for either of them in convenience  
 and inherit all the property herein bequeath-  
 ed to them that they both would inherit  
 now they both in life herein shew forth  
 And should my two said children each  
 depart this life without issue and  
 without ever having intermarried then  
 my will and desire is that my brothers  
 and sisters or their legal representatives  
 equally share and share alike forever  
 in fee simple the said estate last aforesaid  
 or aforesaid

Troup County Wills 1818-1848  
 www.georgiapioneers.com

Item 9<sup>th</sup> I do hereby constitute nominate  
 and appoint my two trust worthy friends  
 Nathan Tenwick and Thomas P. Piggan  
 snood to be Executors of this my last  
 will and testament - In testimony  
 whereof I the said Philip McKinnis  
 have to this my last will and testament



Contained in the said Will. The twenty  
fourth day of January in the year  
of our Lord one thousand eight hun-  
dred and forty eight  
Signed Sealed published & declared  
by the testator to this last Will and  
testament in the presence of us  
The word "be" on the first page of  
this my last will and testament -  
The words "and kitchen" and the  
word "my" and also the word  
"Estate" on the second page of this  
my last will and testament - and  
also the word "said" on the third  
page of this my last will and  
testament all being interlined before  
assigned

J. E. Morgan } Philip McKimie  
Robert A. T. Clidby }  
John McKimie }

Troup County Wills 1818-1848  
www.georgiapioneers.com

Georgia Superior Court of Troup  
County sitting for ordinary purposes  
met on Tuesday March 14th 1848  
pursuant to adjournment

Present their Honors  
John Douglass }  
Moses Lee } Justice  
John McKimie }

The within last will and testament of  
Phillip McKimie late of this County  
deceased was this day produced in  
open Court and duly and legally  
proved upon the oaths of John E.  
Morgan and Robert A. T. Clidby  
two of the subscribing witnesses to  
the same and ordered by the Court

to be admitted to record the  
a regular term of the court,  
attest

Troup County Wills 1818-1848  
www.georgiapioneers.com

Recorded 10<sup>th</sup> March 1848  
J. M. Gibson