

Mr. C. Wells' Last Will

In testimony whereof I the said John C. Wells being of
 West Point, Second minor & disposing
 member, do make and ordain this my last
 will and testament,

1st That my wife Faithy Webb & son
 Erick Pierce will be and they are hereby
 appointed the Executors of this my will.
 2nd That the negroes sold to James M. Hill
 and others will jointly to receive them
 against their liability as account for me
 and the land sold to James M. Hill
 individually for the same purpose shall be
 sold on the first Monday in August next
 in the County of Chambers & within Alabama.

3rd That the proceeds arising from said sale
 shall after paying them the account of their
 liabilities as security for me shall be turned
 over to my Executors

4th That all the lands I now own shall be
 sold this fall in quantities not exceeding one
 hundred and fifty acres & in equal payments
 of one and two years in the County, where
 it is located.

5th That after my debt and all paid my
 Executors shall keep my Estate together until
 the youngest child shall become of age - at
 which time the property shall be divided
 according to law; & my wife Faithy Webb
 shall be entitled to and receive an equal
 share with my lawful heirs.

6th It is my earnest request that my
 Executors shall in the transactions of all
 business consult James E. Scott, William
 T. Gilmer, James M. Hill & Green W
 Hill prior to any step of importance

and Testament

affecting the interests of the Estate I give
 further reflection I have agreed that my wife
 shall as one of my Executors
 7th That my home and all I own & will
 shall be and is hereby made the property of
 my wife Martha Hill during her life and
 to be sold at her option after consulting
 with the persons named in the Sixth article
 upon the condition that the proceeds revert
 to my Estate at her death & I do give
 and bequeath the same upon the same
 condition.

8th That a Settlement has this day taken
 place between my wife & Green & Hill by
 which my Estate is bound for the debt of the
 firm of Webb Hill and Hill Hill Hill
 and Hill & Webb so far as Green & Hill
 is concerned.

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9th That Green & Hill shall take the
 remainder of my stock of goods at Fairbault
 (Pallapooru County, Alabama) at an advance
 of twelve & a half per cent upon the original
 cost to be paid for out of five thousand
 dollars of rail road bonds which are to
 be paid to him in accordance with the settle-
 ment referred to in the preceding article
 a portion of which bonds have already been
 paid.

10th That upon a Settlement of final division
 of my Estate James M. Hill shall suffer a
 reduction upon his distributive share of
 fifteen hundred dollars having already
 given him in virtue of his wife Martha
 Ann that amount and also that Green
 & Hill shall suffer a reduction upon his dis-
 tributive share of fifteen hundred dollars

that amount having been paid to him in
virtue of his wife Susan C. Webb's

11th That the Condition upon which I pay to
my son W. Webb the five thousand dollars of
bond is that he is to accept all accounts
notes or claims upon me up to this date & also
that my Executors shall in like manner
release him from all demands from any & take
against him & excepting two orders given by
Surreance Johnson upon W. Webb & also
(Webb amounting to between five & six thousand
dollars to be paid by my Executors in
full Bond bond -

12th That all the lands I own in the State
of Georgia excepting the tract of Swamp may
be sold either at public or private sale at the
option of my Executors Troup County Wills 1818-1848
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do hereby make accordingly without the formality
of the Court -

13th That my Executors shall send my
sons W. Webb & George M. Webb to
the Dickinson College under the Special Care
of my friend Alexander Mead the former
to remain two years and the latter four -

14th That in any matter not herein specified
I leave to the discretion of my Executors
with the solemn injunction that they pay a
decent regard to the advice of the person
named in the Sixth article of this will
Signed Sealed & acknowledged this the 28th
of May Anno Domini 1840

Test. In presence of
Clement Foster
J. E. Scott
John P. Harris

John C. Webb (L.S.)

forwards

Testament, Contd.

Georgia Superior Court of Law
County of Wilkes for the County of Wilkes

July adjourned Term 1840
Monday 13th July 1840
Present

Wm. H. Smith
John Rogers
Thomas H. Cook
J. H. DeLoach

Andover

The within last will and testament of
John C. Webb late of this county deceased
has been duly proven at this regular term of
this Court upon the oath of Clement Porter
of James B. Smith & Co. the subscribing
Witnesses to the same. And the Court doth
thereupon admit the same to record
(E. Wiley, Nelson & Co.)

Recorded 13th July 1840.

(E. Wiley, Nelson & Co.)

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