

WILL OF BENJAMIN DAVIS

In the name of God Amen, September the second in the year of our Lord One Thousand Seven Hundred and Ninety-Six, I, Benjamin Davis being sick but of perfect memory thanks be to God for the same do make and ordain this my Last Will and Testament in manner and form following Viz:

Item, I give and bequeath to my beloved daughter Ann Morning Davis a feather bed furniture that she generally lys on, and black horse by name of Jack to her and her heirs forever.

Item, I give and bequeath to my beloved daughter Mary Davis Thirty Dollars Cash.

Item, I give and bequeath to my beloved Daughter Elizabeth Davis the feather bed which I generally lies upon with all the furniture and one butter pot and a hemp hackle and loom with the gear to her and her heirs forever.

Item, I give and bequeath to my beloved son Benjamin Davis the land I now live on with all the houses, one sorrell mare colt one cow by name of Mott and her yearling calf and if the said Benjamin Davis should die without an heir then all his part to return to his sister, Elizabeth Davis. My will and desire is that when my children break up housekeeping so as to separate from one another then the stock of cattle and hogs and kitchen furniture all to be sold for cash and equally divided amongst all my children. Then my land and all the houses to be rented out and the rents go to support my beloved son, Benjamin Davis.

And I do hereby appoint Mr. John Jones, Senior and John Davis to be my Executors of this my last Will and Testament and I do hereby make avoid and disanull all other wills formally by me made and acknowledged this only to be my Last Will and Testament and Witness my hand and Seal.

Singed Benjamin Davis (Seal)

Test:

Gibson, Jarrell

Simion Jarrell

Elijah Jarrell

Recorded the above Will the 24th day of July 1797 by W. Higginbotham, Reg. Pro. L.C.

Recorded in Ordinary's Records 1791 -1803, page 23, Ordinary's Office. Elberton, Elbert County, Georgia.

Note: With the exception of a few minor errors in typing and spelling this Document is a verbatim copy of the original as recorded.

The above was copied from a copy by Jack F. Shotts, Sr. There are two handwritten notes that show the following:

Elizabeth Davis - Dr. Horsley's Mother

At the signature - Dr. Horsley's g-g-grandfather