

7-22-1852

Last Will and Testament of John Shank, July 1852

John Shank

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State of Georgia In the Name of God Amen !!
Troup County } I John Shank of the State and County
aforesaid, 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

Item 1st

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 us as I hope for eternal salvation through
the merits and atonement of the blessed Lord & Saviour
Jesus Christ whose religion I have professed and as I
humbly trust enjoyed for twenty four years

Item 2^d

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

Item 3^d

I give bequeath and devise to my beloved Wife Mary
with whom I have lived in the strictest quiet for thirty
one years, during her natural life the present premises
on which I live with the exception of One Hundred
acres of Land in the South east Corner of Lot No One
Hundred and two (102) Millya a negro woman about 50
years old, Joel about 40 years old, Peggy about 40 years
old, Halya a girl about thirty three years old, Rebecca about
seventeen years old, Sinda a girl about sixteen years old
Tom a boy about fourteen years old, Richard a boy about
fourteen years old, Perminah a girl about six years
old George a boy about four years old, Margaret a girl
about three years old, Felix a boy about two years old
Ann a girl one year old, together with all the horses
Cows, Hogs, Sheep, plantation tools, household & kitchen

furniture together with the growing crop. for her own proper use and behoof for and during her natural life
Item 4th I give and bequeath to my daughter Caroline Jennings wife of Robert A Jennings and all her children free from the distribution of her present or any future husband my negro woman Mary about twenty eight years old Mariak a girl about thirteen years old, Nancy a girl about three years old, Adaline a girl about seven months old forever and I appoint my worthy and trusty son John A Shank Trustee of the property herein given and bequeathed to my daughter Caroline and all her children

Item 5th

I give and bequeath to my daughter Jane Smith wife of Wesley S Smith and all her children free from the disposition of her present or any future husband my negro woman Dafney about twenty five years old, Cross a boy about twelve years old Amy a girl about eleven years old, Ann a girl about three years old forever and I appoint my trusty and worthy son John A Shank Trustee of the property herein given and bequeathed to my daughter Jane Smith and all her children

Item 6th

I give bequeath and devise to my son John A Shank, one hundred one and a fourth acres of land, it being the south east half of Lot No one hundred and two (102) also my negro woman Eliza about twenty three years old, Antney a boy about eleven years old, Frances a girl about six years old, Austin a boy about six years old, Sarah a girl about three years old with all the rights members and privileges to the above designated property forever

Item 7th

I give and bequeath to my son John A Shank one cow and calf one bed bedstead & furniture

Item 8th

I will and devise in case of intermarriage of my widow she has the liberty to choose six negroes out of the thirteen named in the third article, to have and to hold during her natural life, then at her death to revert back

to her two daughters and son, by first being appraised
by three disinterested freeholders on the same principle
as set forth in the 4th, 5th & 6th Items

Item 9th

I give and bequeath to my Widow in Care of Intermarriage
for her own proper use three good horses one suited
for harness, one buggy, three Milk Cows three feather
beds bedsteads and furniture, one half of the Kitchen
furniture, the Clock and all the little tables in the Parling
house one cart and steers one years provision, the
land with the exception of the part set of to my son John
A during her natural life and I appoint my son
John A Shank Trustee for his Mother that the land and
property be not wasted or squandered.

Item 10th

I Will and devise that in case of intermarriage of my
Widow the remaining seven of the thirteen negroes be appra-
ised by three disinterested freeholders and be equally divided
between my three children on the same principle as set forth
in the 4th, 5th & 6th Items

Item 11th

I hereby constitute and appoint my beloved wife Mary
Executrix and my worthy son John A Shank Executor
of this my last Will and Testament this 22nd July 1852
John Shank

Signed, Sealed, declared and published by John Shank
as his last Will and Testament in the presence of us
the subscribers, who subscribe our names hereto in the
presence of said Testator (at his special instance and
request) and of each other this July 22nd 1852

William F Mortow

Benjamin W Mortow

D. W. Gillispie