

January, Sepiemo 1858

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Michael Quickel's last Will

In the name of God, Amen!

I, Michael Quickel of the County of Lincoln in the State of North Carolina, being ~~being~~ of sound and disposing mind and memory, and calling to mind the mortality of my body, and that it is appointed for all men once to die, do make, ordain, publish and declare, this to be my last will and Testament:

First, I give unto my beloved wife Elizabeth my house and garden where I now live; three bedsteads and furniture; one bureau, two chairs, all my chairs; one cupboard and one table, and as much kitchen furniture as she may want; two cows and calves; also two negro girl Slaves, named Harriet and Violet, and the use of a negro house or cabin, during her life, or widowhood. I further will and direct, that my Executors hereinafter named do collect all my book accounts, bonds and notes, and put to sale all my property not disposed of in this will or by deeds of conveyance and bills of sale and divide the proceeds between my wife Elizabeth, my son Ephraim, my daughter Anna Mary Thompson and my daughter Catharine Malinda Castner, equally, share

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inafter named do collect all my book accounts,
bonds and notes, and put to sale all my prop-
erty not disposed of in this will or by deeds of
conveyance and bills of sale and divide the proceeds
between my wife Elizabeth, my son Cephas, my
daughter Anna Mary Thompson and my daugh-
ter Catharine Malinda Castner, equally, share
and share alike. As to my wifes share, I will and
direct, that my Executors put it to interest and pay over
to her annually what she may need of said interest.
I also direct, that my Executors rent out the upper
part of my Stoke plantation the part adjoining

Daniel Ramsour - and pay over to my wife during
 her natural life or widowhood the rents and profits
 of said land after paying for keeping the same in
 repair, and reasonable compensation to the Executors for
 their care and attention of and to the same. And after
 the death of my said wife, it is my will, that my daughter
~~Catherine~~ Malinda Costner shall have the whole
 of the said plantation as hereinafter expressed. As
 to Anna Mary Thompson's share in the above distrib-
 ution, I will and direct that my Executors put the same
 out to interest, and that they pay over to her annually
 said interest during her life. Should she die leaving any
 issue or heirs of her body, then her share is to descend to
 said issue or heirs of her body. But if she shall die without
 issue or heirs of her body her share as above is to be divided
 among my other children, viz. Cephas Quibel and Catherine
 Malinda Costner, equally. I will and bequeath to my
 daughter Anna Mary Thompson, three hundred & sixty one
 dollars which she now has in her possession, which was given
 to her in place of a negro woman that died as her
 property. I also give her the bureau that I got of Andrew
 Gardner also a bedstead I got of Obed Parrish, and its
 furniture, and all her bed clothes she made and all her
 clothing. It is my will, that my Executors put to interest
 twelve hundred dollars of my estate, and collect said inter-
 est annually and pay the same over to said Anna M.
 Thompson, and if she die without any issue or heirs

their care and attention of and to the same. And after
the death of my said wife, it is my will, that my daughter
~~Catherine~~ Malinda Costner shall have the whole
of the said plantation as hereinafter expressed. As
to Anna Mary Thompsons share in the above distrib-
ution, I will and direct that my executors put the same
out to interest, and that they pay over to her annually
said interest during her life. Should she die leaving any
issue or heirs of her body, then her share is to descend to
said issue or heirs of her body. But if she shall die without
issue or heirs of her body her share as above is to be divided
among my other children, viz: Cephas Quickel and Catherine
Malinda Costner, equally. I will and bequeath to my
daughter Anna Mary Thompson, three hundred & sixty one
dollars which she now has in her possession, which was giv-
en to her in place of a negro woman that died as her
property. I also give her the bureau that I got of Andrew
Gardner also a bedstead I got of Obed Parrish, and its
furniture, and all her bed clothes she made and all her
clothing. It is my will, that my exec. tors put to interest
twelve hundred dollars of my estate, and collect said inter-
est annually and pay the same over to said Anna M.
Thompson, and if she die without any issue or heirs
of her body, it is my will, that my executors collect the
said twelve hundred dollars with the interest and
divide it equally between my son Cephas Quickel
and my daughter Catherine Malinda

Coster. If Anna M. Thompson should
 leave any issue or heirs of her body it is my
 will, that my Executors shall continue the said
 sum of twelve hundred dollars on interest until
 her said heirs shall arrive of age, and then
 to collect the same with the interest, and divide
 the same equally between her said heirs, not
 taking in said Anna Mary's husband as one
 of the heirs aforesaid in any manner or
 form whatsoever. It is my will, that the
 said sum of twelve hundred dollars is to be
 paid out of the first money collected from my
 Estate, and it is to be understood that this
 provision for her is independent of her distributive
 share as hereinbefore provided. To make it more
 plain: The above twelve hundred dollars is to be paid
 out of my Estate before the distributions hereinbefore
 directed takes place, then the residue is to be
 divided as directed above. I also give ^{to} my daughter
 Anna Mary Thompson one horse and two cows.
 I also give and bequeath unto my said daughter
 Anna Mary Thompson, to her and the heirs of her
 body my Manney plantation containing about
 308 acres, joining lands of Dr. J. Butt and George
 Manney, Esquire, & others. Should she die without
 issue or heirs of her body, the said land is to
 be divided equally according to will in between my

her said heirs shall arrive of age, and then
to collect the same with the interest, and divide
the same equally between her said heirs, not
taking in said Anna Mary's husband as one
of the heirs aforesaid in any manner or
form whatsoever. It is my will, that the
said sum of twelve hundred dollars is to be
paid out of the first money collected from my
Estate, and it is to be understood that this
provision for her is independent of her distributive
share as hereinbefore provided. To make it more
plain: The above twelve hundred dollars is to be paid
out of my Estate before the distributions hereinbefore
directed takes place, then the residue is to be
divided as directed above. I also give ^{to} my daughter
Anna Mary Thompson one horse and two cows.
I also give and bequeath unto my said daughter
Anna Mary Thompson, to her and the heirs of her
body my Manney plantation containing about
308 acres, joining lands of Dr J. Butt and George
Manney, Esquire, & others. Should she die without
issue or heirs of her body, the said land is to
be divided equally, according to value, between my
other children Cephas Duickel and Catherine
Malinda Costner, or their heirs. Should she leave
any issue or heirs of her body living the said
land is to descend to them.

Unto my ~~son~~ Lephias Quickel, I give and bequeath the
 my Howards Creek plantation, joining lands of Caleb Miller
 Henry Chandler & others, I also give and bequeath unto him
 my Lemmy plantation adjoining. The aforesaid planta-
 tion on the North side, containing about 123 acres.
 I also give to him my home plantation and all my
 tracts of land adjoining the same, except what I
 have given to Catharine M. Costner and her heirs
 (and except the house and garden which I have
 willed to my wife Elizabeth during her life or wid-
 owhood. After the expiration of which term
 Lephias is to have and to hold the same in fee
 simple. I also give and bequeath unto my son Lephias
 the following negro slaves: a negro boy named Bryan
 which he has in possession now; also a negro boy
 named Charles, aged about 27 years; also my negro
 boy Ephraim, aged about 16 years. I further give
 and bequeath unto my said son Lephias the following
 property: his horse, saddle and bridle; his bureau and
 rifle gun; also my two stills and vessels, my Hirsch
 machine, one cow and calf, and my blacksmith
 tools.

Unto my daughter Catharine Malinda Costner,
 I give and bequeath my Hoke plantation, containing
 five hundred & twenty acres, to her and ~~hers~~ of her body,
 subject nevertheless, to the provision made in the first
 part of this will for the benefit of my wife Elizabeth.
 I also give her in like manner one hundred & twelve

from on the North side, containing
I also give to him my home plantation and all my
tracts of land adjoining the same, except what I
have given to Catharine M. Costner and her heirs
(and except the house and garden which I have
willed to my wife Elizabeth during her life or wid-
owhood. After the expiration of which term
Cephas is to have and to hold the same in fee
simple. I also give and bequeath unto my son Cephas
the following negro slaves: a negro boy named Began
which he has in possession now; also a negro boy
named Charles, aged about 27 years; also my negro
boy Ephraim, aged about 16 years. I further give
and bequeath unto my said son Cephas the following
property: his horse, saddle and bridle; his bureau and
rifle gun; also my two stills and vessels, my Hirsch-
ing machine, one cow and calf, and my blacksmith
tools.

Unto my daughter Catharine Malinda Costner,
I give and bequeath my Hoke plantation; containing
five hundred & twenty acres, to her and ^{the} heirs of her body,
subject nevertheless, to the provision made in the first
part of this will for the benefit of my wife Elizabeth.
I also give her in like manner one hundred & twelve
acres of edge land adjoining my home lands. I also
give to her a negro woman named Julia, and her
two children named Harriet and Mary.

Executor. If Anna M. Thompson should
 leave any issue or heirs of her body it is my
 will, that my Executors shall continue the said
 sum of twelve hundred dollars on interest until
 her said heirs shall arrive of age, and then
 to collect the same with the interest, and divide
 the same equally between her said heirs, not
 taking in said Anna Mary's husband as one
 of the heirs aforesaid in any manner or
 form whatsoever. It is my will, that the
 said sum of twelve hundred dollars is to be
 paid out of the first money collected from my
 Estate, and it is to be understood that this
 provision for her is independent of her distributive
 share as hereinbefore provided. To make it more
 plain: The above twelve hundred dollars is to be paid
 out of my Estate before the distributions hereinbefore
 directed takes place, then the residue is to be
 divided as directed above. I also give ^{to} my daughter
 Anna Mary Thompson one horse and two cows.
 I also give and bequeath unto my said daughter
 Anna Mary Thompson, to her and the heirs of her
 body my Mauney plantation containing about
 308 acres, joining lands of Dr. J. Butt and George
 Mauney, Esquire, & others. Should she die without
 issue or heirs of her body the said land is to

her said heirs shall arrive of age, and then
to collect the same with the interest, and divide
the same equally between her said heirs, not
taking in said Anna Mary's husband as one
of the heirs aforesaid in any manner or
form whatsoever. It is my will, that the
said sum of twelve hundred dollars is to be
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Estate, and it is to be understood that this
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share as hereinbefore provided. To make it more
plain: The above twelve hundred dollars is to be paid
out of my Estate before the distributions hereinbefore
directed takes place, then the residue is to be
divided as directed above. I also give ^{to} my daughter
Anna Mary Thompson one horse and two cows.
I also give and bequeath unto my said daughter
Anna Mary Thompson, to her and the heirs of her
body my Manney plantation containing about
308 acres, joining lands of Dr J. Butt and George
Manney, Esquire, & others. Should she die without
issue or heirs of her body, the said land is to
be divided equally, according to value, between my
other children Cephas Quichel and Catharine
Malinda Coats, or their heirs. Should she leave
any issue, or heirs of her body living the said
land is to descend to them.

Unto my ~~son~~ Cephas Quickel, I give and bequeath
 my Edwards Creek plantation, joining lands of Caleb Miller,
 Henry Chandler & others, I also give and bequeath unto him
 my Sumner plantation adjoining. The aforesaid planta-
 tion on the North Side, containing about 123 acres.
 I also give to him my home plantation and all my
 tracts of land adjoining the same, except what I
 have given to Catharine M. Costner and her heirs
 and except the house and garden which I have
 willed to my wife Elizabeth during her life or wid-
 ewhood. After the expiration of which term
 Cephas is to have and to hold the same in fee
 simple. I also give and bequeath unto my son Cephas
 the following negro slaves: a negro boy named Bryan
 which he has in possession now; also a negro boy
 named Charles, aged about 27 years; also my negro
 boy Ephraim, aged about 16 years. I further give
 and bequeath unto my said son Cephas the following
 property: his horse, saddle and bridle; his breech and
 rifle gun; also my two stills and reels, my thresh-
 ing machine, one cow and calf, and my blacksmith
 tools.

Unto my daughter Catharine Malinda Costner,
 I give and bequeath my Hoke plantation, containing
 five hundred & twenty acres, to her and ^{the} heirs of her body,
 subject nevertheless, to the provision made in the first
 part of this will for the benefit of my wife Elizabeth.

tion on the North Side, containing about 123 acres. I also give to him my home plantation and all my tracts of land adjoining the same, except what I have given to Catharine M. Costner and her heirs (and except the house and garden which I have willed to my wife Elizabeth during her life or widowhood. After the expiration of which term Cephas is to have and to hold the same in fee simple. I also give and bequeath unto my son Cephas the following negro slaves: a negro boy named Byron which he has in possession now; also a negro boy named Charles, aged about 27 years; also my negro boy Ephraim, aged about 16 years. I further give and bequeath unto my said son Cephas the following property: his horse, saddle and bridle; his bureau and rifle gun; also my two stills and vessels, my threshing machine, one cow and calf, and my blacksmith tools.

Unto my daughter Catharine Malinda Costner, I give and bequeath my Hoke plantation, containing five hundred & twenty acres, to her and heirs of her body. Subject nevertheless, to the provision made in the first part of this will for the benefit of my wife Elizabeth. I also give her in like manner one hundred & twelve acres of edge land adjoining my home lands. I also give to her a negro woman named Julia, and her two children named Harriet and Mary.

I further will and bequeath to my said daughter Catharine Malinda Costner one bureau, two bedsteads & furniture, one falling leaf table, one horse, saddle and bridle, two cows & calves and six Windsor chairs.

After the death of my wife, I will and direct that the Negroes left for her use, and their increase, be equally divided between my son Cephas Quickel and my daughter Catharine Malinda Costner, by Commissioners to be chosen by themselves, each to choose one Commissioner, and in case they cannot agree, the two Commissioners are to choose a third person entirely disinterested, and it shall be ~~their~~ duty to make the division as equitably as possible between the aforesaid Cephas & Catharine Malinda Costner or their heirs. And all the other personal property that may be on hand at the death of my wife, I direct to be sold and the proceeds to be equally divided between my three children, if Anna or any heir of her body be living. But if Anna should die before her mother, without any issue or heir of her body living, then the proceeds of the sale directed above, are to be equally divided between my son Cephas Quickel and my daughter Catharine Malinda Costner or their heirs.

I hereby nominate, constitute and appoint my beloved wife, Elizabeth, to be the

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death of my wife, I direct to be sold and the proceeds
to be equally divided between my three children,
if Anna or any heir of her body be living. But
if Anna should die before her mother, without
any issue or heir of her body living, then the
proceeds of the sale directed above, are to
be equally divided between my son Cephas
Quickel and my daughter Catharine Malinda Costner
or their heirs.

I hereby nominate, constitute and appoint
my beloved wife Elizabeth, my ^{son} Cephas and
my son-in-law ~~Samuel~~ ^{John} Costner executors of
this my last will and testament, and
I hereby revoke and annul all former

will by ~~me~~ made. In witness whereof, I
 have hereunto set my hand and affixed my
 seal, this 28th day of April 1849

Signed, sealed, published and }
 declared by the said Michael } Michael Quickel Seal
 Quickel to be his last will & }
 testament in the presence of }
 John M. Jacobs
 Daniel M. Jacobs