

In the name of God Amen
I Jonathan Austin of the County of Union and State of
North Carolina being of sound disposing mind and memory
& calling to mind the mortality of man & knowing that
it is appointed for all men ^{once} to die do make constitute &
declare this to my last will and testament hereby revoking
all other ^{wills or} promises by me heretofore made or done

I now 1st my will is that my beloved wife Elisabeth Austin
& my son James M Austin shall have all my lands lying
East of Austins branch & South of a line running thus
Beginning at stake in Mosey Statens line & white oak pts
S 100° E 75 links from his & William R Jones corner &
runs S 80° west 18 chains to stake in an old field & pines & 2
persimmon tree pts then N 55° W fifteen chains to Hickory by
pine cedar & Hickory ^{then} S 5 W 1 chain & 18 links to a stake by
2 pines & 2 Hickorys then N 88° W eleven chains & 50 links
to a stake in Austins Branch about 200 yards above
where ^{where} an iron line crosses said branch during the lifetime
of my wife Elisabeth Austin and then at her death it
shall belong to my son James M Austin.

Item 2nd my will is that all ^{the} Remainder of my land
be divided between my three sons Rely H Austin

Last Will of Jonathan Austin Continued

John W Austin & Linsey P Austin So as to give my sons Piley, H. & John W eighteen acres each more than Linsey P has Linsey P Austin having received eighteen acres heretofore

Item 5th My will is that my beloved wife Elisabeth Austin shall have one third of all my personal property her choice during her lifetime the balance to be sold and equally divided between my children Piley H Austin, John W Austin, Melinda E. James Linsey P Austin Elisabeth & Fowler James W Austin (& my verbally adopted grand son John C Austin) property John C Dunn and after the death of my wife Elisabeth Austin the personal property ^{belonging} to her is to be sold and the money divided among the above named persons.

Item 6th I hereby appoint my sons Linsey P Austin & James W Austin executors to this my last will and Testament given under my hand &

Item I do hereby appoint my Sons Linus P. Austin
& James W. Austin executors to this my last will
and testament given under my hand &
Seal this 13th day of February A.D. 1877
published & by the testator

Jonathan Austin declared to be his last will in presence
of us who subscribed our names
as witnesses

Test James W. Austin
Test Ashley Griffin

I Jonathan Austin in the County of Union and
State of North Carolina have made my last will
and testament in writing bearing date the 13th
day of February 1877 in ^{and} by which I have given
and bequeathed to my son James W. Austin a certain
portion of my Real estate and to my Sons R. H.
Austin John W. Austin & Linus P. Austin the remainder
of my Real estate Now therefore I do by this my
writing which I hereby declare to be a ~~codicil~~ ^{codicil} to
my said last will and testament and to

Jonathan Austin's last will continued

be taken as a part thereof order & declare that my will is that my verbally adopted grandson John C Austin more properly John C Austin have twenty acres of land to have & to hold forever said land bound as follows Beginning at a post oak stump near R Chances corner & runs with the old Long Stoten line S 22 W 20 chains & 40 links to a stake thence N 35 W 20 Chs & 50 links to a stake in Herbert Thomas line thence his & Chances line East 20 Chs & 80 links to the beginning this tract to be run off before the division spoken of in my will is made and lastly it is my desire that this Codicil be annexed to and be made a part of my last will & testament as aforesaid to all intents & purposes

In Testimony whereof I have hereunto set my hand & Seal this Eighth day of May 1844 Jonathan Austin *Test*
in presence of us who Subscribed
our names as witnesses hereunto

Test James D Chance

Test Ashely Griffin

our names as witnesses hereto

Test James D. Chance

Test Ashley Griffith

A paper writing with Codicil attached of which the foregoing is a true copy purporting to be the last will and testament of Jonathan Austin deceased was offered in open court by James M. Austin & L. P. Austin the executors therein mentioned, & the said will & Codicil was duly ~~presented~~ before me by oath and examination of James D. Chance & Ashley Griffith the subscribing witnesses thereto. It is therefore adjudged by the Superior Court now here, that the paper writings & every part & clause thereof contains the last will & testament of Jonathan Austin deceased, and it is ordered that the same be enrolled & recorded. James M. Austin & L. P. Austin the executors therein named duly qualified as such by taking the oaths prescribed by law & letters testamentary were issued this 3rd day of February 1880

Geo. C. McGarity Esq.