

Last Will and Testament of Hamilton R. Blackburn.

In the name of God amen I Hamilton R. Blackburn in the County of Ashe and State of North Carolina being of sound and disposing mind and memory do make publish and declare this to be my last Will and Testament hereby revoking all former Wills by me at any time heretofore made And as to my worldly estate, and all the property real, personal, or mixed of which I shall die seised and possessed, or to which I shall be entitled at the time of my decease I devise, bequeath and dispose thereof in the manner following, to wit:

My will is that all my just debts and funeral expenses shall, by my executor herein after named, be paid out of my estate; as soon after my decease as shall by him be found convenient.

I give, devise and bequeath to my beloved wife Elizabeth A. Blackburn all my house hold and kitchen furniture, during her natural life and to be disposed of at her will. I also give and devise bequeath to her that part or parcel of my lands bounded as follows Beginning on a bridge a bout thirty feet Southward from my stone house running east with ^{the road} pole to a stake on the North bank of said road thence North 45° East two poles to a stake in the road thence up with the road to Graham line thence North 30° West with the same line to a chestnut on to of the knot thence westward with my out side line to William Howels line thence with said Howels line to Elk Creek thence down with the said Creek to a Buckeye corner of the mill seat tract

Thence with said mill seat tract to the North East corner of same near the mill thence to the Beginning in eliding the dwellings Bound and so forth the a bow described tract of land is to belong to her untill my son George W. Blackburn becomes full twenty one years of age after which time one half of said parcel of land is to be for the use of said George W. Blackburn and he is not to have the right to sell and convey but to use and cultivate to be held so that there will be wood and water on both pieces but George W. Blackburns piece not to include the dwellings house I further declare that if the said Elizabeth A. Blackburn should marry again after my decease then after all of said lands are to be put to the use of said

George W. Blackburn and the proceeds of the same and his heirs and assigns forever it is also my purpose to extend all Right of Dower as the a bow is in lieu of same.

Next I give devise and bequeath to my Beloved son William R. Blackburn his heirs and assigns forever a tract or parcel of my lands Bounded as follows Beginning on a stake on the North bank of said road second corner of the tract devised to my wife Elizabeth A. Blackburn running eastward with said road crossing a branch to a stake in Hulehurs line thence east with said Hulehurs line to his corner thence south with the same to his corner thence east with the same it being an agreed line between me and said Hulehurs to a white oak thence south a few poles to the top of a ridge thence up with the extreme height of the ridge to Willey Howels line thence Westward with an agreed line between myself and John Blackburn to the road thence with the said road down to the Beginning containing twenty acres be the same more or less I also bequeath one half of the rents of my stone house to the said William R. Blackburn and said William R. Blackburn to pay off and discharge two notes of one hundred dollars each with there interest that I am due J. O. Wilcoxen he having already had more than the first.

Next I give devise and bequeath to my Dear beloved Francis Rosham and Mary F. Blodson and Cathie S. Lane my interest in one half of mill and mill property including mill lot to them, their heirs and assigns forever.

Next I give devise bequeath to my beloved daughter Margaret A. Blackburn the portion of my lands lying on the Southwest side Elk Creek containing about fifteen acres be the same more or less, also a include to his tract about one acre and one half of Bottom lying between the mill tract and Creek and between the Saw mill and Grist mill

Next I give devise and bequeath to my Beloved daughter Cora R. Blackburn a Parcel of Land containing four acres be the same more or less and include the lower meadow adjoins said Hulehurs land on the East road on the North Elk Creek on the South mill lot on the

best all other tract it being the remainder of my lands not yet devised Provided on the South of the South Fork of New River on the East William Churches heirs on the North Wiley Howell on the North and William B. Blackburn on the West to him him and assigns forever, I also will that all my personal property not herein included be sold at public sale Except the shop and three milk cows which I want kept for the use of the family I bequeath to Andrew Phillips a colt about six months old provided he stay as long as November One thousand eight hundred and ninety two

And lastly I do nominate and appoint Cicero Koor to be the Executor of this my last Will and Testament in witness whereof the said Hamilton B. Blackburn here to this my last Will and Testament consisting of sheet of paper subscribed by me and affix my seal the fourteenth day of November one thousand eight hundred and ninety one signed sealed published and declared by the said Hamilton B. Blackburn as and for his last Will and Testament in the presence of me who at his request and in his presence and in the presence of each other have subscribed our names as witnesses thereunto

Signature of Witnesses

Hamilton B. Blackburn (Test)

Edmond B. Miller, Monty Mills, A.C.

Levi Morpher Virgil A.C.

Cyrus A. Koub Virgil A.C.

State of North Carolina } In the Superior Court
Leno County

A paper writing purporting to be the last Will and Testament of Hamilton B. Blackburn deceased, is exhibited before me, the undersigned Clerk of the Superior Court for said County, by Cyrus A. Koub, and the due execution thereof by the said Hamilton B. Blackburn is proved by the oath and examination of Cyrus A. Koub and Edmond B. Miller the subscribing witnesses thereto: who being duly sworn, doth depose and say, and each for himself depose and say that he is a subscribing

witness to the paper writing now shown him purporting to be the last Will and Testament of Hamilton B. Blackburn that the said Hamilton B. Blackburn in the presence of this deponent subscribed his name at the end of said paper writing, now shown as aforesaid, and which bears date of the 14th day of November 1891.

And the deponent further saith that the said Hamilton B. Blackburn the testator aforesaid, did at the time of subscribing his name as aforesaid, declare the said paper writing as subscribed by him and exhibited, to be his last Will and Testament, and this deponent did thereupon subscribe his name at the end of said Will as an attesting witness thereto, and at the request and in the presence of the said testator. And this deponent further saith, that at the said time when the said testator subscribed his name to the said last Will as aforesaid, and at the time of deponent subscribing his name as an attesting witness thereto as aforesaid, the said Hamilton B. Blackburn was of sound mind and memory, of full age to execute a will, and was not under any restraint to the knowledge, information or belief of this deponent: And further these deponents say not.

C. A. Koub (Test)

Edmond B. Miller (Test)

Solemnly sworn and subscribed
this 14th day of March, 1892.
before me

C. C. Graybeal
Clerk Superior Court.