

Jesse Kerby's Will

I Jesse Kerby of the County of Ashe and State of North Carolina being of Sound mind and memory but considering the uncertainty of my earthly existence do make and declare this my Last Will & Testament, in manner & form following That is to say, First, I do will to my beloved wife Sally Kerby and James Kerby & Phelip Bryson Kerby to have all my personal property in their care for the support of my Children with the exceptions herein after named, I do will my daughter Frances one Sorrel Colt two years old next Spring also to my Daughter Elizabeth Davis one Colt boy Colout two years old next Spring also one Cow. I do will all my lands to my four youngest sons to be equally divided between them, Jesse Allen Kerby & Joel G Kerby & Fredell Kerby & Councell Perkins Kerby to get in possession of the same as they arrive to the age of twenty one years old with the exceptions of the support for the Widow Sally Kerby her life time or widowhood, I do also will my four last sons one horse each, I do also will my son Joel Floyd Kerby Fifty Dollars extra for his education, I do also will my money to be kept in good hand or collected by James & Bryson Kerbys for the support of children as they may be proper, I also will that if my wife Sally Kerby was to expire before my children was raised the property to remain in James & Bryson Kerbys hand for the support of the left children I also will that if the widow Sally Kerby was to marry before the youngest children was raised the property to remain in the hand of James & Bryson Kerby until the children was raised, and then if there was any property remain when they was all raised the property

to be divided equally between my Eight Children, & the Widow Sally Kerly, & I do will that if she never marries that at her death the property to be equally divided between my Eight Children

In Witness Whereof I the said Jesse Kerly do hereunto set my hand & seal this 29th day of July 1852

Signed sealed published & declared by the said Jesse Kerly to be his last will & Testament in the presence of us who at his request & in his presence do subscribe our names as witnesses thereto.

Morgan Bryan Jun
Leah Hill Heggins Jr

Jesse Kerly @

Mathias Williams Nuncupative Will

Made in his last sickness and in his own house & in his ~~present~~ mind and made on the 4th day of this Instant, he said that he wanted Polly his wife to have all his property to do as she pleased with & his land and when she was done with it he wanted Malborer Richardson to have his land. & this was wrote this 13th Jan^y 1849.

Sub
James Sturgell
Panc^y ^{law} _{agent}