

Will Pocket To January Term 1853

James Boyd's Will.

In the name of God, amen! I, ~~James~~ ^{Edw. Boyd} of the County of Buncombe and State of North Carolina, being of sound ^{Edw. Boyd} mind and memory, but being advanced in age, and calling to mind that it is appointed for all men once to die, do make, ordain and establish this my last Will and Testament, in manner & form following:

First I commend my soul to God who gave it, and my body to the earth to be buried in a Christian manner, at the discretion of my executors, nothing doubting but I shall receive it again at the General resurrection by the mighty power of God. And as touching such worldly substance, as it has pleased God to bless me with in this life, I dispose of the same as follows - to wit: First I will and bequeath to my beloved wife Rachael all my estate both real and personal, including all my household property, debts and moveable effects, for and during her natural life.

Secondly at the death of my beloved wife Rachael, I will and bequeath to my son Robert Boyd his heirs and assigns forever, all that part of my land, which I purchased of Samuel W. Davidson, three Negroes, Henry, Lucinda & Adolphus together with the increase of Lucinda, and one half all my other property.

Thirdly I will and bequeath, at the death of my beloved wife Rachael, to the children, together in lawful wedlock of my son James B. Boyd which may then be living their heirs and assigns forever all the balance of my land consisting of two tracts; one purchased of John Roberson and the other of Peter Mason; four Negroes, Rose, Martha, Andrew & Ben, with their increase, and one half of all my other property to be equally divided amongst them; and should any of the children of my son James B. Boyd die, previous to the death of my wife Rachael, leaving issue of their bodies, such issue is to receive the portion which would have fallen to their deceased parents. Lastly I hereby nominate and appoint my Trusty friends, James Leary and Alexander Roberson, executors of this my last Will and Testament, hereby revoking all former wills by me made.

In witness whereof, I have hereunto set my hand and seal the 12th day of December 1840. Signed sealed and published in presence of us, the word property intimated

James M. Leary (Seal)

John Wells

Codicil

I, James Boyd do make and ordain the following as a codicil to the foregoing will. I will and bequeath the negro woman Harous, after the death of my wife Rachael, who by the third item in said will is bequeathed to the children of my son James B. Boyd, to my son Robert Boyd, his heirs and assigns forever; and I do hereby drive and enforce it on my said son Robert, in consideration of the faithfulness with which the said Harous has served me and my family, to suffer and permit the said Harous, after the death of my wife, to live on some part of the land bequeathed to the said Robert, and to enjoy the benefit of her own labor as a free woman, uninterrupted by him, the said Robert or any other person, farther than is necessary to protect him from the aggression of others.

In witness whereof, I have hereunto set my hand & seal the 21st day of April 1846
 Signed, sealed and published
 as a codicil to the foregoing
 will in presence of
 George Deboard
 J. M. Lourey (Scrib.)

State of North Carolina Court of Pleas and Quarter Sessions
 Buncombe County. January Term A.D. 1853

The foregoing will of James Boyd died, was duly proved in open Court
 (in due form of law) by the oath of J. M. Lourey one of the subscribing witnesses,
 also the Codicil to said will by the same intest, and was ordered to
 be recorded. Witness R. B. Vance clk.

Jane Reed's Will.

State of North Carolina August the 26th 1852

Buncombe County In the name of God, amen! I Jane Reed being weak
 and feeble in body, but Thanks be to God, of perfect mind and memory, but
 calling to mind the mortality of my body and knowing that it is appointed
 to all men once to die, do make this, and no other, my last will
 and Testament, that is to say, first I recommend my soul in to
 the hands of almighty God, who gave it - Secondly I recommend my
 body to the earth to be buried in a Christian manner, at the discretion of
 my surviving friends, and as touching my worldly estate, wherewith it
 hath pleased God to bless me, I give and bequeath in the following manner &
 form. First of all I will that my executors pay and satisfy all my just debts -
 Secondly I give and bequeath unto James Reed, all of my personal property, consisting
 of three head of cattle, my entire stock of sheep, one hog and all my bedding
 household & kitchen furniture, together with my wearing apparel, with the exception
 of one small dress and one Bible & hymn book to Hannah Reed - Also the said
 James Reed to have the further property to wit: one scow, one side saddle &
 one watch together with all the apparatus belonging to the scow. I further
 nominate, constitute and appoint Lawson A. Lanning the sole executor of this
 my last will and Testament. I also hereby revoke, disannul & set aside, any other
 will by me at any time heretofore made, and hereby ratifying and confirming
 and no other as my last will and Testament in testimony whereof, I have
 hereunto set my hand & seal the date above written, in presence of one the
 undersigned witnesses

Attest E Reed

(Signed)

her
 Jane X Reed (S)
 mark

James Cunby

State of North Carolina Court of Pleas and Quarter Sessions, January Term 1853 The above Will
 Buncombe County was duly proved in open Court by the oath of James Cunby, witness
 & admittor of record. Witness R. B. Vance clk.
 Buncombe Co. NC Wills 1831 to 1868