

Will Docket to July Term 1865
 October 10th 1857
 State of North Carolina
 Buncombe County, }

I John Daugherty of the County & State aforesaid being of Sound mind and disposing memory and being in perfect health yet knowing that I have some relatives to die & believe I should while in good health dispose of my property & worldly effects in the best manner among my family & in consequence of which I do make and ordain this my last Will and Testament & for the faithful carrying out of the same I do appoint my three Sons Samuel Daugherty, Jackson W. Daugherty & Silas H. Daugherty as my Executors first after my funeral expenses are paid and all my just debts paid. I will and bequeath to my wife Sarah Daugherty all the lands I now in possession, which is my home tract & all the lands I have farming with all the negroes I may own at the time of my death to stay on the plantation and to be her exclusive property during her natural life or widowhood except what negroes she may dispose of & I wish my Executors to have an over sight of the negroes & see that they are dutiful & obedient to her & if any of them disobey and become refractory to hire out the negroes so disobeying & the money put at interest for the use of her & family. I also wish my Executors to see that everything goes on to the best interest of all concerned my wife not to be troubled but to know to live as comfortable & easy as she may wish or desire, I also will and bequeath to my youngest Son Hapkey Johnston my home plantation at the death of his mother to his own use & proper use his kin, or assigns for ever my daughter Margaret Daugherty to have a life time interest in the above named lands provided she never marries sufficient to support her & what negroes she may have all working together to make a support. I also give my Son Hapkey & at my death a negro woman Haly the youngest child leaving & thine increase from this time.

I bequeath these Sons Samuel & Jackson W. & Silas H. Daugherty three negroes Barney, Andrew & Randall to take them at valuation by disinterested men of judgment at my death and my Executors to see

all or divide what land, I have except what I have expressly
 given to my youngest Son Hugh together with all the property
 of every description that may be on my plantation at my death except
 what will be sufficient for the support of my wife and family
 & negroes that I wish left with her & horses & stock to carry on her
 farming business & with the proceeds of the above then negroes &
 the amount of the Sales of the above named property and what
 notes & debts may be due me or on hand I wish divided
 between the following Children viz.

I wish my Daughter Polly Combs to have a thousand, Daisy
 Harris one thousand dollars, Marcus Hyatt and Margaret
 Daugherty each to have a thousand dollars, each of the above
 named four Daughters to deduct from their amount
 of the thousand dollars, what they have heretofore received.
 Polly Combs has received ninety dollars to be struck from her
 thousand without interest. Daisy Harris has received five
 hundred & twenty five dollars to be taken from her part in
 the same way. Marcus Hyatt has received eighty, Sarah
 & Margaret have each four hundred & twenty dollars
 in no case interest to be added. —
 I also wish each of my Sons, Samuel - Lawson & Silas
 to be made up to them a thousand dollars with what
 they have heretofore received. Samuel has received
 eight hundred & seven dollars, Lawson has received
 two hundred & fifty dollars, & Silas has received twelve
 hundred & seventy two dollars no interest to be charged
 & after each of the above named Polly - Daisy - Marcus - each
 of the above named Polly - Daisy - Marcus - & Margaret - Samuel
 & Silas & Lawson is made equal to a thousand dollars,
 then what is left of the Sale of the above named
 property and valuations of 3^d then negroes &
 notes & debts as above named shall be equally
 divided between the aforesaid Polly - Daisy - Marcus -
 Margaret - Samuel - Lawson - & Silas - notwithstanding what
 I leave to my Daughter Polly Combs, I leave to my
 Son Samuel Daugherty in trust for her use
 to School, & raise her Children and support
 her & Children & Polly Combs never to have any
 advantage therefrom. I also leave to my grand son
 Silas Combs a small tract of land lying in Wayne
 County number of acres not inclosed. Said tract I
 bought from W Combs which I wish my Executors to
 withhold to until he comes of age or of lawful age
 and at the death of my wife or when my Son Hugh
 becomes of age I wish my Executors to sell
 all the property & negroes except what I have

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I John Daugherty of the County
 & State aforesaid being of sound mind and
 disposing memory and being in perfect health
 but knowing that I have some aches to die &
 believe I should while in good health dispose
 of my property & worldly effects as seems best to me
 among my family & in consequence of which I do
 make and ordain this my last Will and Testament
 & for the faithful carrying out of the same I do
 appoint my three sons Samuel Daugherty, John
 W. Daugherty & Silas H. Daugherty, as my Executors
 first after my funeral expenses are paid and all
 my just debts paid. I will and bequeath to my
 wife Sarah Daugherty all the lands I have in
 possession, which is my home tract & all the lands
 I have farming with all the negroes I may own at
 the time of my death to stay on the plantation and
 to be her exclusive property during her natural
 life or widowhood except what negroes she may
 dispose of & I wish my Executors to have an over-
 sight of the negroes & see that they are dutiful
 & obedient to her & if any of them disobey and
 become refractory to her or the negroes so
 disobeying & the money put at interest for the use
 of her & family. I also wish my Executors to see that
 everything goes on to the best interest of all
 concerned my wife not to be troubled but to know to
 live as comfortable & easy as she may wish or desire,
 I also will and bequeath to my youngest son Haysley
 Johnston my home plantation at the death of his
 mother to his own use & proper use his skin assigned
 for ever my daughter Margaret Daugherty to have
 a life time interest in the above named lands
 provided she never marries sufficient to support
 her & what negroes she may have all working together
 make a support. I also give my son Haysley & at my death
 a negro woman Haly the youngest child being & their
 increase from this time.
 I bequeath these sons Samuel, John W. & Silas H.
 Daugherty. Their negroes Barney, Andrew & Randle
 to take them at valuation & to be instructed men
 & servants at my death.

all or divide what land, I have except what I have except
 given to my youngest Son Haysley together with all the property
 of every description that may be on my plantation at my death which
 will be sufficient for the support of my wife and family
 & negroes that I wish left with her & horses & stock to carry on her
 farming business & with the proceeds of the above then negroes &
 the amount of the Sale of the above named property and what
 notes & debts may be due me or on hand I wish divided
 between the following Children viz.

I wish my Daughter Polly Combs to have a thousand Dols.
 Harriet one thousand dollars, Fancis Haytt and Margaret
 Daugherty each to have a thousand dollars - each of the above
 named four Daughters to deduct from their amount
 of the thousand dollars what they have heretofore received
 Polly Combs has received ninety dollars to be struck from her
 thousand without interest - Fancis Haytt has received five
 hundred & twenty five dollars to be taken from her part in
 the same way - Fancis Haytt has received eight Dols.
 & Margaret has received four hundred & twenty dollars
 in no case interest to be added -

I also wish each of my Sons, Lemuel - Samsen & Silas
 to be made up to them a thousand dollars with what
 they have heretofore received - Lemuel has received
 eight hundred & seven dollars - Samsen has received
 two hundred & forty dollars & Silas has received twelve
 hundred & seventy two dollars no interest to be charged
 & of the each of the above named Polly - Fancis - Margaret
 of the above named Polly - Fancis - Margaret - Lemuel
 & Silas & Samsen is made equal to a thousand dollars
 then what is left of the Sale of the above named
 property and valuations of 3^d then negroes &
 notes & debts as above named shall be equally
 divided between the aforesaid Polly - Fancis - Margaret -
 Lemuel - Samsen - & Silas - namely the 1/3rd what
 I leave to my Daughter Polly Combs, I leave to my
 Son Lemuel Daugherty in trust for her use
 to School & raise her Children and support
 her & Children & Polly Combs never to have any
 advantage therefrom - I also leave to my grand son
 Silas Combs a small tract of land lying in the
 County number of acres not inclosed - said tract I
 bought from W Combs which I wish my Executors to
 attend to until he comes to be of lawful age
 and at the death of my wife or when my son
 John comes of age I wish my Executors to sell
 all the property & negroes except what I have

Will Docketed July 1st 1866

expressly named and said property when said
 Interest to be equally divided between my three sons
 Samuel - London W. - Silas J. & my four daughters, Polly
 Dixey Harriet Jorens Wyatt & Margaret or if they
 think best to value the same & keep them among
 them - Polly to retain part to be in trust as before
 named my son Hufley Johnston to have a good
 Horse & Saddle & Bridle & to have five hundred dollars
 out of the sales of the last named property & to
 have sufficient schooling out of what is made
 of the same & I will bequeath to my daughter Sarah
 Platt an equal share with my other daughters &
 the above named lands provided she ~~never~~ has
 a child & if she never has one not to receive any
 part as I have hitherto gave her a likely Negro
 girl Harriet value at the time at four hundred
 dollars & besides ninety two dollars in other property
 which I think is sufficient if she never has another
 Signed Sealed and delivered in presence of
 John Buzin

This the Eleventh day of October
 in the year of our Lord 1857

A. J. Summey

John Sanghaty (Seal)