

January Session 1834

The last Will and Testament of John Merrell.
In the name of God Amen. I John Merrell of the State of North Carolina and County of Buncombe being in a low state of health but in possession of sound mind and memory and calling to mind that it is appointed unto all men once to die do this day make and ordain this my last Will and Testament

In the first place I resign my body to the tomb having full confidence in my surviving friends that I shall have a decent burial and as regards my earthly concerns I will and bequeath as follows
1st That all my just debts be paid out of my Estate
2nd Unto my Companion Catharine Merrell I leave a roan mare saddle and bridle
3^d Unto my children now living and also unto my wife I will an equal distribution of all my Estate when all the property is sold and the debts collected. The above mentioned Legacies as follows my wife Catharine my daughter Sarah Larron, my sons Jacob Merrell and Andrew Merrell, my daughter Susannah Owens, my John Merrell who I wish to have one hundred dollars more than the rest of my heirs and after that an equal share with the rest, My daughter Mary Maxwell, Elizabeth Roberts, and Catharine Cebey, and Nancy Patton and my son Joseph Merrell
4th To my grandson Abner Merrell the only heir of my son William Merrell deceased I will and bequeath one dollar.
5th To this my last will and Testament I constitute and appoint my Sons Jacob Merrell and Joseph Merrell my Executors

In testimony whereof I have hereunto set my hand and Seal the 12th day of April in the year of our Lord one thousand eight hundred and thirty three

In the presence of us
James Breward
N. Henry

John Merrell

Jacob and Joseph Merrell Executors sworn January 1834

N. Carolina } County Court January Session 1834
Buncombe County } The within will was duly proven in open court by the oath of James Breward a subscribing witness thereto and ordered to be recorded