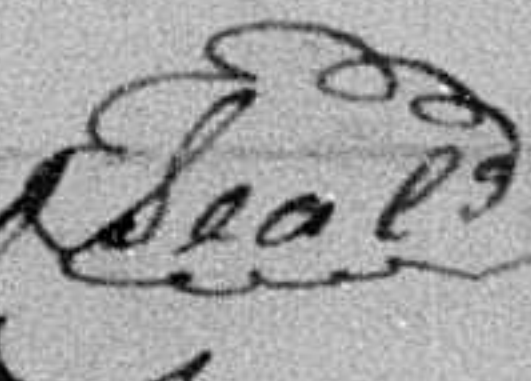


In the name of God Amen I Jacob Seagle
being of a sound mind and disposing memory do
declare and publish this my last will and testament.
First I will and bequeath to my beloved Wife Virginia
A. all my personal mixed and real estate during her
natural life
Second It is my wish and will that if I have a child begotten
by me on the body of my wife Virginia A. surviving
at her death then all my personal mixed and real
estate shall vest in said child
Third If there be no child begotten by me on the body of
my wife Virginia A. then it is my will that all my
personal, mixed and real estate be divided into
^{at the death of my wife Virginia A.}
three equal parts, one third I will to my beloved
wife Virginia A. absolute to be disposed of by her
as she may desire one third to my Brothers and
Sisters and their heirs one third to the Brothers and
Sisters of my first wife Cassandra and their heirs
Fourth I do hereby constitute and appoint James A. Blaywell
Executor of this my last Will and Testament
given under my hand and seal this 4th day of
December A.D. 1868. witnessed before signing

W. H. T. H. P.

E. J. Corwin
J. L. Loxton

Jacob Seagle 

State of North Carolina Probate Court

Burke County 3 December 9th 1868

E. J. Ennis and J. L. Saxton, appeared in open Court and being duly sworn according to law and aforesaid, that the paper writing presented now for probate, by James A. Delaywell, as the last will and testament of Jacob Slaughter, was written by the acting E. J. Ennis, who aforesaid that he wrote the same, at the request and in the presence of Jacob Slaughter, who dictated and directed every part thereof and then signed his name to it, in his presence and in the presence of the other subscribing witness, J. L. Saxton and requested them to sign the same, which they did in the presence of the Testator & in the presence of each other, and he pronounced it to be his last will and testament, and J. L. Saxton aforesaid, that he was present, when the said paper writing, was read over to Jacob Slaughter before it was executed that he pronounced it to be just as he wanted it, signed his name to it in his presence & in the presence of the other subscribing witness E. J. Ennis & said it was his last will & testament and requested them to witness it that he & E. J. Ennis both witnessed the paper in the Testator's presence and in the presence of each other, and both of said witnesses aforesaid and say that at the time of the execution of said paper writing, that Jacob Slaughter was of sound and disposing mind and memory and fully understands what he was doing and they are of opinion that he was entirely capable of making a will & testament Sworn to in open Court,
before me at Office
this 9th day Decr 1868

J. L. Davis Judge of Probate

State of North Carolina Court of Probate
Burke County } December 9 1868

I James A. Claywell, do swear, that I believe, that, this
paper writing now admitted to probate to be and contain the
last will and testament of Jacob Single deceased and that I
will well and truly execute the same, by first paying his debts
and then his legacies as far as the said estate shall extend or the law
shall charge me, and that I will well and faithfully execute the
office of an executor and will faithfully, and honestly discharge the
of this trust and confidence reposed in me according to law
so help me God

J. A. Claywell

Sworn to in Open Court
before me at Office
This 9th day Decr 1868.

F. D. Lewis
Judge of Probate

State of North Carolina, Court of Probate

Burke County December 7th 1868

To the Judge of the Court of Probate of said County

The application of James A. Claywell, respectfully represents, that Jacob Seagr, late of Morganton in the County of Burke departed this life on the 7th of the present month having made and published a paper writing purporting to be his last will and testament, with all the legal formalities to pass both real and personal estate, in which the applicant is named and appointed the Executor thereof.

That Jacob Seagr at the time of his death, was seized and possessed a valuable tract of land in said County on Mounting Creek & its waters adjoining South Hill & others and likewise of a valuable and improved lot in said town, upon which he resided, the two worth some five thousand dollars, and a personal estate, consisting of household & kitchen furniture, stock & notes, or bonds, the probably some thousand dollars, that by the said paper writing the whole estate is given to his widow Virginia A. Seagr, for life, with remainder at her death, to any child which she may have to the testator. In case she shall have no child by him living at her death, then one third of the estate, to be disposed of as the widow desires as her own, one third to the brothers, sisters & their heirs, of the testator, one third to the brothers, sisters & their heirs of his former wife.

That the brothers & sisters of the testator are unknown to this applicant, but that he is informed principally in Lincoln & Catawba Counties, that the brothers & sisters of the testator's former wife, are James Curtis, Elysa Perkins, Sarah Beckwith, Susan England & Jane Hicks, his, living principally in Burke & Wicomico Counties and Susan England in the State of Georgia.

Iverin to in open
Court before me

J. A. Claywell

at Office this 9th day of Decr 1868

F. D. Lewis
Judge of Probate