

James Days
Will

Burke Co. NC Wills 1793-1868
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James Days
Will

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Will

In the Name of God. Amen, - I James Day of the County of Burke and State
of North Carolina being ^{sick} very and weak in Body but of Perfect mind and memory
Thanks be given unto God, calling unto mind the Mortality of my Body and knowing
that it is Appointed for all men Once to Die Do Make and Publish this my last will and
Testament that is to say principally and first of all I Recommend my Soul into the hand
of Almighty God that Gave it and my Body I Recommend to the Earth to be Buried in
Queen's Christian Burial at the Discretion of my friends, nothing Doubting but at the General
Resurrection I shall Receive the same Again by the Mighty Power of God; and as Touch-
ing such Worldly Estate whereith it hath pleased God to bless me in this life I Give
Devise and Dispose of the same in the Following Manner and form
First, I Give and Bequeath to Lucey Day my Dearly beloved Wife all and sing-
ular my goods and Chattels Lands and Tenements with all and Every of my Estate
freely for her to Possess During her natural life or Widowhood and at her Decease
to be Equally Divided between all my Children (to wit) Lewis Nancy Elizabeth
Samuel James Lucey Betsy Aquilla & John Days, and if my Wife should
see Cause to Marry then my hole Estate to be sold and the money to be Equal-
ly Divided between my Wife and all my Children before mentioned
Provided always that if my Negro man Harry should Prove Disobedient
my will is that he should be sold at Any time. or Any Other Property
When it is thought to be Profitable by my wife and Executor, I Likewise Consti-
tute and Appoint John Blair to Execute this my last will and Testament
and I do hereby utterly Disallow Revoke and Disannul all and Every Other
former Testaments Wills Legacies Bequeaths and Executors by me in any way
Before married Willed & Bequeathed Ratifying and Confirming this and no
Other to be my last will and Testament in Witness whereof I have here-
unto set my hand and seal this fourteenth Day of July in the Year of our Lord
one Thousand Eight Hundred and Twenty Six of his

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freely for her to say so
to be Equally Divided between all my Children (to wit) Lewis Nancy
Samuel James Lucy Betsy Aquilla & John Days, and if my Wife should
see Cause to Marry then my whole Estate to be sold and the money to be Equal-
ly Divided between my Wife and all my Children before mentioned
Provided always that if my Negro man Harry should Prove Disobedient
my will is that he should be sold at Any Time. as Any Other Property
When it is thought to be Profitable by my wife and Executor, I Likewise Consti-
-ute and Appoint John Blair to Execute this my last will and Testament
and I do hereby utterly Disallow Revoke and Disannul all and Every Other
former Testaments Wills Legacies Bequeaths and Executors by me in Any way
Before named Willed & Bequeathed Ratifying and Confirming this and no
Other to be my last Will and Testament in Witness Whereof I have here-
-unto set my hand and seal this fourteenth Day of July in the Year of our Lord
one Thousand Eight Hundred and Twenty Six his

James F. Day Seal
Mark

Signed Seald and Acknowledged
in Presence of us - - -

John Day

Nicholas Day clark

Lyddas Day
Mark

State of North Carolina Court of Pleas and Quarter Sessions
 Burke County January Session 1897

The within last Will and Testament of James Day
 deceased was presented in open Court in ~~the~~ ^{the} presence of
~~James~~ James Blair Executor thereof mentioned having been
 Testamentary being granted to him by the Court and was pro-
 ved by Nicholas Day a subscribing witness thereto and
 was ordered to be recorded and on motion of C.
 executor a certificate of probate is granted and the
 Court is adjourned