

In the name of God Amen I John Burham
of the County of Burke & State of North Carolina
being in full health but of sound & disposing
mind & memory & calling to mind the uncertainty
of life & the certainty of death as it is appointed
by our great & Merciful Creator that all men shall
die And being desirous to dispose of such property
as I have been enabled to acquire by the kind
providence of God. Do make this my last will &
testament hereby revoking & annulling all other
wills & testaments & ratifying & confirming this as
I will & bequeath that I be buried in a decent &
Christian manner by my family & Executors.

I will & bequeath to my beloved wife Sarah Burham
all my estate both real & personal including all the
money on hand & all my debts to her during her life or
widowhood.

I will & bequeath that after the death or surviving
of my wife that my Executors sell all my property
both real & personal that all the money arising from
the sale of said property together with all my debts & money
be divided in nine shares after paying all my debts &
other bequests in this will.

~~I do not~~ I bequeath it is my express will that my wife
Mary Burham who has lived with me for many
years be maintained & clothed & conveniently out of my
estate during her life.

I will & bequeath to the children of my daughter Betty
Betters deceased one ninth part of my property ^{& the money} after
the death ^{or marriage} of my wife, deducting all necessary expenses & debts.

I will & bequeath to the children of my daughter Christian
Mull deceased one ninth part of my ^{& the money} estate at my wife's
death ^{or marriage} deducting debts & necessary expenses.

I will & bequeath to my son James Burham ^{& the money} one ninth part
of my ~~estate~~ estate after the death of my wife ^{or marriage} deducting debts & necessary expenses.

8th I will & bequeath to my daughter Nancy Duckworth she have
after the death ^{or marriage} of my wife one ninth part of my estate ~~as stated~~
~~in the will~~

9th I will & bequeath to my daughter Sally Butler she have after
the death or marriage of my wife one ninth part of my estate ^{as stated in the will}

10th I will & bequeath to my daughter Anney Kellbrand she
have after the death or marriage of my wife one ninth part of
my estate ~~as stated in the will~~

11th I will & bequeath to ~~my~~ the children of my daughter Polly Mule
after the death or marriage of my wife one ninth part of my
estate ~~as stated in the will~~ on the following condition that the said Polly Mule
receive the interest on the amount of said ninth part & that
the principal be not paid over to said children until after
death of said Polly Mule but that the same be loaned out until
her death

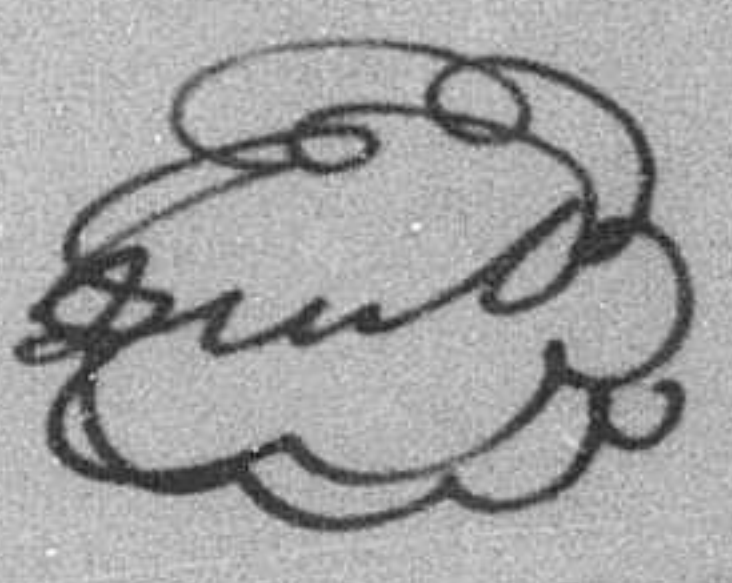
12th I will & bequeath to the children of my daughter Anney Ruckitt
after the death or marriage of my wife one ninth part of
my estate on the following ^{condition} ~~condition~~ that the said
Anney Ruckitt receive the interest of said ninth part during
her life & that the principal be ^{not} paid over to said children
until after the death of said Anney but be loaned out until
then.

13th I will & bequeath to the children of my daughter Jane Caspeland
after the death ^{or marriage} of my wife one ninth part of my estate
on the following condition that the said Jane Caspeland receive
the interest on the said ninth part during her life & that the
principal be loaned out until then & then paid to said
children. It is my request that if the husbands can secure
the money due the children in the then last decesses that they
have the money & if they cannot that the interest be paid
annually.

14 I will & do hereby appoint Alexander Duckworth &
William Brittan my true sons in law the Executors of
this my last will & testament with full power to execute
and deliver all deeds & other writings necessary to carry into

The foregoing being read in a full & ample manner
from which our hand I seal this 28th January
1840

Signed sealed & acknowledged
in presence of the testator
John Cunningham & in the
presence of each other

John Cunningham 
mark

A. L. Erwin Junr

S. B. Erwin

Witness to the above will

I do well set of my cheer that my beloved wife Sarah
Cunningham has power & authority to sell or dispose
of any of my personal property by sale when she
thinks it best to do so ~~in her last will~~
~~which I have~~ I have from the same to my wife
for her under my hand & seal July 20th 1842

Burke Co. NC Wills 1793-1868
www.northcarolinapioneers.com

Signed sealed & acknowledged

acknowledged by the testator John Cunningham
in our presence in the presence
of each other

John Cunningham 
mark

A. L. Erwin Junr

S. B. Erwin