

Burke Co. NC Wills 1793-1868
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Mrs
Nicholas Day

In the Name of God Amen - July the 2nd Day - in the year of our Lord
one Thousand Eight hundred & fifteen A Nicholay Day of the State of North
Carolina and County of Burke Farmour being Verry Sick and Weak in Body
but of Perfect mind and memory Thanks be unto God for the same and Calling to
Mind the Mortality of my Body and knowing that it is Appointed for all men
Once to Die Do make and Ordain this my last will and Testament - that is to
Say Principally and first of all I Give and Recommend my Soul into
the hand of God that gave it and as Concerning my Body I Recommend
it to the Earth to be Buried at the Discretion of my friends - and as touching
Such worldly Estate wherewith it hath Pleas'd God to Bless me in this
life I Give Divise and Dispose of the same in the manner and form following
That is to Say in the first place I Give and Bequeath to my beloved wife
Grace Day my lands and plantation whereon I now live with my House and
Household furniture together with all my Farming Utensials and Stock of Every kind
and my Negro wench Named Winnifred freely to be possessed by her During her Natural
Life or Widowhood my just Debts being first paid out of said Stock and after
her Death or Marriage my will is that all the Above Mentioned Estate together
with the above Named Negro wench and her Increase to my youngest beloved son
Colbert Day freely to be Possessed by him and his heirs forever Excepting one Bed and
furniture and Pot & oven & one Heifer and Book Case & Table and all the other little
Utensials that my wife Grace brought with ~~with~~ her here when I Married her - these I want
Give to my Neph Son John Angely Commonly Called Tipper to be freely possessed by
my beloved Daughters (to wit) Elizabeth Powell

That is to say in the first place I give and bequeath
Grace Day my lands and plantation whereon I now live with my House and
Household furniture together with all my Farming Utensils and Stock of Every kind
and my Negro wench Named Winnifred freely to be possessed by her During her Natural
Life or Widowhood my just Debts being first paid out of said Stock and after
her Death or Marriage my will is that all the Above Mentioned Estate together
with the Above Named Negro wench and her Increase to my youngest beloved son
Colbert Day freely to be Possessed by him and his heirs forever Excepting one Bed and
furniture and Pot & oven & one Heifer and Book Case & Table and all the other little
utensils that my wife Grace brought with ~~with~~ her here when I Married her. These I want
Give to my Step Son John Angely Commonly Called Flipper to be freely possessed by
him forever - I also Give and Bequeath to my beloved Daughter (to wit) Elizabeth Powell
Sarah Carter Mary Powell Isbell Bailey a Certain Tract of Land Equally Amongst
them Containing one Hundred Acres lying in the County of Burke on the top of
the Presby Mountain Beginning at a Poplar tree running South thirty five Chains to a
Whit oak thence East &c Lying on the waters of the Lower Creek by them freely to be
Possessed and Enjoyed and I do hereby utterly Disallow revoke and Disannul all and Every
Other former testament wills and Legacies Bequeaths and Executors by me in any way before
this time Named will'd and Bequeathed Ratified and Confirmed this and no other to be my Last
will and testament and also I constitute and appoint my sons John Day & Nicholas Day to Execute
this my Last will and testament in Witness whereof I have hereunto set my hand and seal
the Day and year first above writter - Signed & sealed in presence of

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us - John Blair

John Day Junr

Nicholas Day
John Day
John Blair

Nicholas Day
Will

Oct 1815

Wm. J. Day

Wm. J. Day

Will

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State of North Carolina Court of Pleas and
Burke County 3^d quarter Term, October 1815
The last will and testament of Nicholas Day died
was presented in Court and proven by the oath of
John Day a witness thereto and ordered to be
recorded

Isa. J. Brown

State of North Carolina Court of pleas and quarter -
Burke County } Upon, July Term 1794

The within will was duly and solemnly proven in open
Court by the oath of Robert Thorman a witness thereto
and ordered to be recorded

Test J. M. M. Clerk

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Attest
James Deane

James Deane
Clerk of the Court