

Will of John Mahan

In the name of God, Amen. I, John Mahan, of the county of Cabarrus and State of North Carolina being in a weak and debilitated state of health but of a sound mind and memory, calling to mind the uncertainty of death, do make and declare this to be my last will and testament, /first recommending my soul to God through Christ, and my body to the earth/, dispose of all my property both real and personal in the following manner, viz -

First That all my just debts be promptly paid by my executor.

Second- That my beloved wife, Mary Mahan, shall remain in the possession of all my estate both real and personal to be enjoyed in common with my son, William O. Mahan and my daughters, Cynthia, Jane C. and Maria N. Mahan, subject however to exceptions hereafter made, during her natural life.

Third- That the management of my house with the appurtenances in Connord and plantation adjacent be committed to the joint control of my wife, Mary so long as she may live and son William O. Mahan and so long as my family may remain together all their labors and earnings shall go into the common stock, and be enjoyed by all in common.

Fourth- That my executor to this my last will and testament after my decease, if the money on hand with the notes and book accounts are sufficient when collected, shall out of the same, by and with the consent of my wife, Mary and my son, William O. Mahan, my daughters Cynthia, Jane C. and Maria N., by the consent and advice of the majority of them purchase two likely negroes, which said negroes shall be conveyed by my executors to my wife, Mary, my son William O., my daughters, Cynthia, Jane C. and Maria N. in common, and to be disposed afterwards as the personal property I hold at my death.

Fifth- That the tract of land of which I am seized and possessed in the state of Illinois, shall be sold by my executors at such time and upon such terms as may be agreed upon by my son William O., and daughters, Cynthia, Jane C. and Maria N. and the monies arising from said sale shall be equally divided between my son, William O., Cynthia, Jane C. and Maria N..

Sixth- That if either of my daughters should marry that they shall receive one fourth part of all the personal property that is of a divisible nature, except the negroes, horses and medical books in my library and farming utensils and beds all but three and upon such marriage, the said negroes, horses and medical books and farming utensils together with such other personable property as may not be of a divisible nature shall be appraised by two disinterested freeholders to be chosen by my executors and family or majority of them and one fourth or an equal proportion of such valuation shall be paid to those then marrying in two equal payments the first twelve months and the second two years from such marriage, which payment shall be made by my son William O. Mahan out of the common stock and the property so valued shall revert to the common stock to be enjoyed by the remainder of the family.

Seventh- I will and bequeath to my son, William O. Mahan my watch, black

smith tools two guns and waggon which wagon and blacksmith tools he shall keep in the family for the benefit of the whole and at the death or marriage of my wife, Mary, I will and bequeath to my son, William O. Mahan, all my real estate in the county of Cabarrus, to him, his heirs, and forever on the condition hereafter mentioned.

Eighth- It is my will that if either of my daughters should marry before the death of my wife, Mary that upon my said wife Mary's death or marriage, my said son William O. Mahan, shall pay to each of my daughters thus married or their legal representatives the sum of two hundred dollars, over and above the one-fourth part of my personal property heretofore disposed of, which sum shall be due in three years after the death or marriage of my wife, Mary. And those of my daughters that may still remain in the family after the death of my wife, Mary whose share of the personable property is still in common with that of my son, William O. Mahan, he shall support and provide for them so long as they remain with him, and upon their marriage he shall pay each the sum of two hundred dollars over and above their share of the personable property devised to them, which sum shall be due in three years from their marriage.

Ninth- I will and bequeath to my daughters, viz: Cynthia, Jane C., and Maria N. each one bed and furniture.

Tenth- It is my will that such personal property as my wife, Mary, my son William O., and my daughters Cynthia, Jane C. and Maria N., or a majority of them may not wish to retain shall be sold by my executor at a public sale, upon a credit of twelve months and the monies arising from such sale shall be either applied to the purchase of the negroes mentioned in the fourth item, or put into the common stock for such purposes as my family may think proper to apply it to.

Eleventh- It is my will that my negro man Sam be sold after my decease by my executor at public sale upon a credit of twelve months and the monies arising from said sale, to be applied as directed in the 10th item.

Twelfth- It is my will that after each of my daughters shall have received their respective legacies that my son, William O. Mahan shall hold and enjoy in his own right the negroes horses and farming utensils to him and his heirs forever.

Thirteenth- It is my will that my well beloved friend, Dr. Robert McKenzie be and he is hereby nominated and appointed executor to this my last will and testament. In testimony whereof I have hereunto set my hand and affixed my seal this 11th day of August, A.D. 1829.

Signed, sealed and declared in the presence of

James G. Spears
John R. Spears

Jno. E. Mahan seal

Codicil.

State of North Carolina
Cabarrus County

I, John E. Mahan, of a sound and disposing mind, and memory, do annex this codicil to my last will and testament to be taken as part of the same in which it is my will that the following alterations be made viz, 1st That part of the 3rd section of the

foregoing will which directs that "so long as my family may remain together all their labours and earnings shall go into the common stock and be enjoyed by all in common", it is my will that my son William O. Mahan shall have and enjoy to his exclusive use and benefit the neat profits arising from my house and lotts and plantations.

Second- It is my will that my negro man, Jack, shall not be taken into the appraisement directed in the 5th section of the foregoing will, but I give and bequeath the said Jack to my son, William O. Mahan entirely and absolutely.

Lastly making and declaring this codicil to be a part of the aforesaid will. do request and authorize the executor named in the aforesaid will to execute it as a part of the same.

In testimony whereof I have hereunto set my hand and affixed my seal on this 21st day of August 1830.

Signed sealed published and declared
in the presence of
Dan. Coleman

John E. Mahan

Probated Oct. Sess. 1830.

Will of William McAnulty

In the name of God, Amen. I, William McAnulty Senr. of North Carolina Cabarrus County, being of sound mind and perfect memory, blessed be God, do this 8th day of May 1808, make and publish this my last will and testament in the manner following-

1st- I order that all my just debts be paid.

2nd- I give and bequeath unto my beloved wife, Rebeca, all my estate, rail and personal, during her natural life with this reservation underwritten.

3rd- I bequeath unto my beloved daughter, Rebeca, my young sorrel mare, and bridle her bed and furniture also one mooley heifer.

4th- I bequeath unto my dauter, Jean Hughes the coal that now is araising when she is of the age of eighteen if said coal should die and any other should be raised of the property of my estate I order her to have it, also one bed and furniture, also one cow.

5th- I order to be sold my wagon, sheep and other articles that my wife and executor may view not necessary for to be kept on the plantation to be for her use. At my wife s demise I allow my plantation to be sold and one hundred dollars to be given to my beloved son, William McAnulty, also one hundred and thirty dollars to be given to my beloved daughter, Rebeca Wallace McAnulty, also my beloved daughter, Polly Grimes, I will and bequeath five dollars, also I will and bequeath unto my beloved daughter, Jean Hughes McAnulty one hundred and thirty dollars.

Also I will and bequeath unto my grandson, Thornton McAnulty, Josephs son, ten dollars, also I bequeath to my grandson, John McAnulty, Arons son ten dollars then the balance of my estate to be equally divided between my three sons, Joseph, William and aron McAnulty.

And I hereby maik and ordain my wothy son, William McAnulty executor of this my last will and testament in witness whereof, I the said William McAnulty, Senr. have set my hand and seal the day and year above written.

Signed, sealed published and declared
in the presence of us.
Josiah Spears
John Bradshaw
Samuel White

William McAnulty seal

July 1808

Will of James Morgan

In the name of God, Amen. I, James W. Morgan, of the county of Cabarrus State of North Carolina, being of sound and perfect mind and memory /blessed be God/ do this 23rd day of December in the year of our Lord one thousand, eight hundred and thirty seven, make and publish this my last will and testament in the manner following, that is to say-

First -Believing in a general judgement and resurrection of the body I bequeath, commit and commend my soul to Almighty God and my body to the earth

Second- It is my will and desire that all my just debts be paid.

Third- I will and bequeath to my daughter, Jane R. Black, the sum of two hundred dollars, which sum she has already received from me.

Fourth- I will and bequeath two hundred dollars to my daughter, Elizabeth Bigger of which she has received the sum of seventy dollars.

Fifth- I will and bequeath to my daughter, Mary Shive, the sum of two hundred dollars, of which she has received seventy dollars.

Sixth- I will and bequeath to my unmarried daughters, Nancy, Margeret, Levina, Rachel and Matilda Adeline each the sum of two hundred dollars, to be paid out of the proceeds of the farm or out of any perishable property which my wife, Mary, may think best to dispose of for that purpose.

Seventh- It is my will that my negroes remain with my wife, Mary, as long as they are obedient, to the family and my wife. But should they be disobedient, my executrix shall send them to my brother in the state of Alabama and by him to be sold.

Eighth- I will and bequeath to my son, Archibald, Enoch L., James N., Cipio O., and John Mc. Morgan, each the sum of two hundred dollars when they arrive at the age of twenty one years.

Ninth- I will and bequeath the use of all my estate to my beloved wife Mary Morgan after the before mentioned bequeaths are paid to my several children, during her widowhood, but if she should marry, I will and bequeath her an equal portion with my children and at her death or marriage it is my will that all my property be sold and equally divided amongst my children.

Tenth- And I do hereby make and ordain my worthy friend and beloved wife, Mary Morgan, my executrix of this my last will and testament, in witness whereof I have hereunto set my hand and seal the day and year above written.

Signed, sealed, published & declared by the
said James W. Morgan, the testator, as his last
will and testament in the presence of us who were present

J.W. Morgan seal