

STATE DEPARTMENT OF ARCHIVES AND HISTORY
RALEIGH, NORTH CAROLINA

[Signature]

(s)

This is to certify that page

of this volume were missing or blank at the time of microfilming.

B.M.

Microfilm Cameraman

I, Elijah Garner son of the County of Gaston and State of North Carolina, being of sound mind and memory, but considering the uncertainty of my earthly existence to make and declare this my last will and testament, in manner and form following, first that my executors hereinafter named shall provide for my body a decent burial suitable to the wishes of my relations and friends, and pay all funeral expenses together with my just debts hereover and to whosoever owing, out of the money that may first come into his hands as a part or parcel of my estate.

I give and devise to my son Williams heirs that tract of land whereon he now lives excepting only a life right for my daughter Mary to the plantation where Michael Gould now lives on the East of Bentals Branch with privileges of rail timber and fire wood during her life time and at her death the same shall go back to the heirs of the before mentioned to have and to hold to them and their heirs in fee simple forever.

I give to my three daughters Mary Tamar and Sarah a bed and furniture each together with the household furniture to be equally divided between them all and what stock I have to be divided equally between my son William and daughters Mary Tamar Sarah and Parmillia Garner wife of John S. Garner and Elizabeth Bell daughter of Caleb P. Bell to be equally divided between them all.

I give to my son Amariah my right in the land called the Canaday land also a crank mill and my saw vat and what leather there be on hand at the time of my death to have to him and his heirs in fee simple forever.

And lastly, I do hereby constitute and appoint my son Amariah G. Garner my lawful executor to all intents and purposes to execute this my last will and testament according to the true intent and meaning of the same and every part and clause thereof hereby revoking and declaring utterly void of all other wills and testaments by me heretofore made. In witness whereof I the said Elijah Garner senr. do hereunto set my hand and seal this January the 9th. 1858.

Elijah ^{his} Garner senr. 
mark

Signed, sealed, published and declared by the said Elijah Garner senr. to be his last will and testament in the presence of us who at his request, and in his presence do subscribe our names as witnesses thereto.

Dexter G. Garner

John G. Garner

Robert Bell

Carteret County Court, Nov. Term 1865.

The foregoing paper writing, purporting to be the last will and testament of Elijah Garner senr. deceased, is exhibited for probate in open Court, and the due execution thereof by the said Elijah Garner senr. is proved by the oath and examination of Dexter G. Garner one of the subscribing witnesses thereto. It is therefore considered by the Court, that the said paper writing and every part thereof, is the last will and testament of the said Elijah Garner senr., and the same is ordered to be recorded and filed. And thereupon Amariah G. Garner, the executor therein named, qualifies as such by taking the oath required by law.

Jas. Ramsey C. C.

Microfilm Camera
negative

This is to certify that page or blank at the time of microfilming.

(6)



STATE DEPARTMENT OF ARCHIVES AND HISTORY
NORTH CAROLINA
RALEIGH

This is to certify that page or blank at the time of microfilming.

This is to certify that page or blank at the time of microfilming.