

October, Sepron 1847.

I the name of God Amen, I John Cunnery of the County of Hamilton and State of North Carolina being Sane and aware of body, but of perfect sound and disposing mind, and memory, but considering the uncertainty of earthly existence, do this 15th day of June A.D. 1847 Make and publish, this my last will and Testament, in manner and form following. And first, that my executors hereinafter named, provide for my body a decent burial suitable to the wishes of my relations and friends.

Then, I give and bequeath to Elizabeth my wife all my beds and their furniture during her natural life, and at her death, one of the beds and furniture to belong to my son Jacob Eli, and the balance of my beds to be equally divided between my daughters Malinda, Elizabeth, Emeline, and my son Peter Benjamin.

I also give unto my wife one chest all my clothes and dresses furniture during her life, and at her death to be divided between my five daughters Malinda and Elizabeth, Emeline and my son P. B. Franklin I also give to my wife my carriage my will and desire also is, that Elizabeth my wife shall have my dwelling house to live in during her life and also the use of the garden &c. Then I give and bequeath to my son Peter Benjamin Franklin all my land being the plantation whereon I now live to him and his heirs for ever provided never the less that my son P. B. Franklin shall furnish a decent maintenance for Elizabeth my wife during her natural life and shall not sell or dispose of said land during his Mother's life, so as to deprive her of a home with out her consent, and provided also if my son Franklin shall fail or neglect to furnish his Mother a decent maintenance as above stated, that then she shall be at liberty to rent as much of the land as may be necessary to furnish her with the same, to wit, a decent maintenance. I also give to my son Franklin one black saddle horse, and a black mare called Nell, all my hogs my Waggons, all my plows horse gear, and farming utensils of every description not otherwise disposed of, and provided further my will and meaning is that my son Franklin shall pay all my just debts, that I may be owing at the time of my death to gather with my funeral expenses, which if he fail to do, my wife or that my executor sell as much of the property that is wished to him and reasonable part as will pay the same to wit, all my just debts funeral

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expenses &c. I give and bequeath to my son Henry a black mare and one pair of steel gear which he has now in his possession. I then give and bequeath unto my son in Law Martin my my Rifle Gun and traps that I own, and one good side of Seal leather which is now in law. The balance of my leather which is in law, or otherwise, I will to be equally divided between Elizabeth my wife and son Franklin. Then, I further give and bequeath to Elizabeth my wife one spinning wheel and wheel stool, one table and all the rest of my house hold Furniture not otherwise disposed of.

Then, and all the rest of my property of any description which is not otherwise disposed of, I will to be equally divided between Elizabeth my wife and my son Franklin. My will also is that my son Jacob Eli shall have free board and the privilege to live in my dwelling house until he be come to maturity, or till such time as he may go to learn a trade, provided he is disposed to stay there, and will work on the plantation as usual for my son Franklin which board my shall be furnished by my son Franklin and finally I will and order that my trusty friend, and Counselor Martin P. G. deacons this my last will and Testament, according to the true intent and meaning of the same, and executing all former wills and Testaments by me heretofore made hereby ratifying and confirming this and none other to be my last will and Testament. In Witness whereof I have hereunto set my hand and seal, this day and date first above written.

Signed Sealed and published,
by the said John Cunnery to be
his last will and Testament
in presence of

Joshua Wilson
Mathew McCarlin

John Cunnery (Seal)
Wife