

## Records of Wills

The 19<sup>th</sup> day of  
March 1872

I James Whitaker of the County of Chester and State of North Carolina, Being of Sound mind and memory but considering the uncertainty of my earthly existence do make and declare this my last will and testament in manner and form as following That is to say

That my Executor hereafter named shall provide for my Body a decent Burial Suit and to the wives of my Children and Grandchildren the expense to be paid out of my Estate. Also to pay all just debts & to discharge all owing out of the first money that may come into his hands as part of my Estate.

That I wish and desire to my beloved wife Mary all that lot of Land on which I live in addition of some twenty or thirty acres joining on to the said land given to me by William H. Thomas with also the Mills all my implements of husbandry and have hold and fixtures furniture with the stock of horses cattle and hogs for her own proper use and benefit during her natural life. The property she brought from her parents is her own and disposed of as she may think proper.

That I give and bequeath to my Grandchildren my furniture and valuable things and have keep one hundred dollars in money to be paid when that amount is collected from the sale of my property.

That the lot of land 1000 in extent 100-1000 lots with other land property Books &c and the proceeds after paying debts and expenses and paying over to Louisiana 1000 one hundred dollars divided amongst my children in equal proportions. Now, I give and bequeath to my Son John all my interest in the Suggans Salter or Cooper Mine in lot 1000 in extent 100- for his own use and benefit.

That after the death of my wife Mary the property remaining be sold the debt that may be then owing collected and the money of any over and above expenses to be equally divided and paid over to all my children in equal parts.

## Records of Wills

But first my desire is that three suitable Marble Slabs be procured with suitable inscriptions one to be over the grave of my wife Polly one over the grave of my wife Mary and the third over myself. Each one to show that we were all under Baptists.

And lastly I do hereby constitute and appoint my body James William Walter Esq. my lawful Executor to all intents and purposes to execute this my last will and testament according to the true intent and meaning thereof and every part and clause thereof, hereby declaring and declaring void all other wills and testaments by me herebefore made.

In witness whereof the said James Whitaker do hereby set my hand and Seal December the 1<sup>st</sup> day 1850.  
J. W. Graham  
J. F. Spindle  
James Whitaker Esq.

(Codicil)

I James Whitaker do hereby acknowledge the above to be my will bearing date December the 1<sup>st</sup> 1850. And I have no cause to alter or amend except as to my Executor herebefore appointed William Walter Esq. he is now in prison in confinement in the enemies hands. I therefore terminate and appoint in his stead J. F. Spindle Esq. to be my lawful Executor & execute to execute this my last will and testament in all respects as if he had been originally appointed. In witness whereof I have subscribed my name and affixed my Seal this the 30<sup>th</sup> day of April in the year of our Lord 1855.  
J. W. Graham  
J. F. Spindle  
James Whitaker Esq.

State of North Carolina the 19<sup>th</sup> day of March A.D. 1872

Chester County. I appear writing purporting to be the last will and testament of James Whitaker deceased is exhibited for probate in open Court and the due execution thereof is proven by the oath of J. F. Graham one of the subscribing witnesses. It is therefore considered by the Court that the said paper and every part thereof is the last will and testament of the said James Whitaker deceased and the same to be entered in the Records and filed Book & page 3.

J. C. Wiley