

I do hereby declare of the County of Franklin
& State of North Carolina being of sound mind & memory
but considering the uncertainty of my earthly existence
do make & declare this my last will & testament
in manner & form following viz

First, That my Executors (hereinafter named)
shall pay all my just debts to whomsoever coming
out of the first money that may come to their hands
as a part of my estate -

Item, I lived to my beloved Wife Elizabeth during
her life & widowhood my home hold tract of land
containing about 140 acres together with all my
land on the north side of the Mill Creek Road
and most of J. Pugh's tract (now Wm. Pugh's)

I also lived her during the same time the following
slaves, To wit, Hazard, Amy, Leah, Susan, Matthew,
Maranda, Abram, Phineas, Kelly, Hinky, Rachel
& George together with their increase since the
2^d day of September 1839, I also give her & a good
Horse, my Carriage, two China Cows & Cows, one set
of Oxen & cart, thirty head of dogs, thirty hives of bees
two good beds, furniture, also the balance of my fur-
niture (House hold & kitchen not to except) & also
also as much provision of every description as my
Executors may think necessary for one year for her
& each of my children or may remain with her
also such plantation tool as may be necessary to carry
on her plantation, also my outfit of every description
valuing my Black Smith tool and five hundred
dollars in cash to be paid her out of any money
that may come into the hands of my Executors from
my estate -

Item, I give & bequeath to my daughter Emily I leave

Wife of Dr. James Glenn, the following negroes, To wit, Jack, Mary, Rasi, Viny, Allen, all born, Caroline & Mary & George, together with their increase if any since the 2nd day of Sept. 1839. The two of it named & given are the same but by Mrs. Rebecca Shumard dec'd, the balance are in possession of Dr. Glenn with the exception of Mary —

Item. I give & bequeath to my Son James G. Carver the following negroes, To wit, Silbert, Maria, Mary & Rachel & their increase. I also bequeath him Daniel & John & should I die without making any further disposition of the two last named, it is my will that they be divided at his death between his children, should he have any, but if none, to be equally divided between his living brothers —

Item. I bequeath to my Son Thomas G. Carver the following negroes, To wit, Alex, William, Sarah, Solomon & Isaac together with their increase during his natural life & after his death to be equally divided between his children, subject to the payment of the following debt, to wit, a debt due by note to Peter Foster for mow then Thomas Dallas, which I and his Mother James G. Carver, are bound to —

Item. I bequeath to my daughter Rebecca Whiteaker (Wife of Joseph A. Whiteaker) the following negroes, To wit, John, Charlotte, Arden, Ann, Simon, John, Mary, Joseph & little Sam, together with their increase during her natural life, and at her death it is my will that they be equally divided between her children if any, but if none to be equally divided between her living sisters. The above negroes have all been delivered to Joseph A. Whiteaker & include them but his wife by her grand mother Shumard —

Item. I bequeath to my daughter Elizabeth Hunter (Wife

of Wm. B. Hunter) the following negroes, To wit, Palmer, Mary, wood, Fanny, Helbert, Simon, William & William, together with their increase during her natural life & at her death it is my will that they be equally divided between her children if any, but if none, to be equally divided between her living sisters. The above negroes have all been delivered to Wm. B. Hunter & include them but his wife by her grand mother Shumard —

Item. I bequeath to my daughter Catherine G. Cooper (Wife of Dr. Cooper) the following negroes, To wit, long, Lucy, Mary, Charlotte, Caroline & a common together with their increase since the 2nd day of Sept. 1839 during her natural life & at her death it is my will that they be equally divided between her children if any, but if none to go to her sister Mary G. Cooper —

The balance of my negroes I wish (after paying all my just debts) to be equally divided between my four youngest children, To wit, Sarah, Ellen, Henry & David, to be drawn for as they come of age, or if my daughters think it best not to draw their share when they marry, but not otherwise —

My will in relation with my Son James G. Carver, he is to have the present of the free mill & half the free mill & it is my will that his wife have the benefit of the other half of the free mill during her life & after her death the free mill to be divided between the four youngest children, To wit, Sarah, Ellen, Henry & David, with the exception of a well & a recently purchased of European land known as the Good & Oak Land containing

166 I wish which I wish sold the proceeds applied to
the payment of my debts. The negroes and my
wife, I wish equally divided at the death of my
wife - (should she not marry again) between my
four youngest children To wit Archibald, Maria,
Eliza, Mary & Anne, but should my wife marry
again it is my will that she have half the
negroes in fee to dispose of as she may please
& the other half to be divided to equal. It is
also my wish that my four youngest children
have the said each - The negroes & Land left
to my children that are under age, I wish
my Executors to hire & put out or make such
disposition of as they may think most to the
interest of the children. The whole of the residue
of my estate not herebefore disposed of I wish
sold & all my just debts paid and if any
thing should remain, I wish it equally divided
between my four youngest children To wit, Archibald,
Maria, Eliza, Mary & Anne.

In order to carry this my last will & testament
into full effect, I hereby constitute & appoint my
relatives John Pickens, George & John
being my Executors and in addition the ordinary
Comptroller of the Court, I allow them two
hundred fifty dollars each for their trouble
& should only one qualify I allow him five
hundred dollars. Resting all other will
I hereby declare this my last will & testament
& bearing witness I have hereunto set my
hand & seal this 20th day of July A.D. 1842

John Pickens
George & John

Archibald

Whereas I Archibald Yarnum have made my
last will & Testament bearing date the 20th of
July 1842 I do hereby declare this to be a cod-
icil to my said will to be taken & construed as
a part thereof. My In directing my said will to
be equally divided between my three youngest
sons Archibald, Henry & David my intention
was to give it in fee simple to them & their
heirs forever and so also with regard to my
son Will & half my first will bequeathed
to my son James G. Yarnum. The property
bequeathed to my son Archibald I do not wish
delivered to him till he comes of age, perhaps he
should go to the West to Dr. James Glenn &
in that case I wish my Ex-ecutors to deliver
it over to Dr. Glenn to be held by him in
Trust till Archibald arrives to the age of
twenty one years. The girl slave given
to my daughter Emily Glenn & now in my
possession I wish retained in my estate
to go with the residue for the payment of
my debts or to be divided between my four
youngest children and should the other
negro named to my said daughter Emily
Glenn have increased any time they were
brought from this State to Tennessee I wish
my said daughter to have the income to her
& her heirs forever. Besides & independent
of the provision I have made for my daughter
Frances Ellen in my will I give this mother
to her one negro girl named Lydia. It
is also my wish that my daughter Catharine
Cooper wife of Dr. Cooper should share equally
with my four youngest children in the
same negro left to my wife at her
death or should she prefer again. Am.

testimony whereof I have been into the High Court
and this 27th day of October 1842

Witness
J. S. Kearney

J. S. Kearney

Arthur G. Garton

Will

Arthur G. Garton

Remitted in Book

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State of North Carolina, County of Johnston
Declaratory of the Court of Probate
in the County of Johnston
December 1842

The foregoing will, together with a Codicil
thereunto was exhibited in open Court for probate, and
the execution of the will duly proved by the oath of
William S. Ray, Clerk of the Court by the oath of
~~James S. Ray~~ Joseph Kearney Subscribing witnesses
thereunto & thereupon was as follows ordered to be recorded
and thereupon Richard S. Garton one of
the Clerks there named came into open Court &
quashed as Executor thereof in due form

Attest

J. Patterson