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I Joseph W Swain of the County of Guilford and State of North Carolina being
of sound mind and disposing memory but being of very feeble health and fully possessed
of the uncertainty of Life and the certainty of Death do make public and
declare the following to be my last will and testament hereby revoking all
others by me at any time made

Item 1st I will that my remains be entored in plain location simply and
the expenses thereof promptly paid

Item 2^d I will that all moneys to me owing by forthwith collected and all
the personal property of which I am now possessed which my wife does not
wish to retain in her use to be by my Executors hereafter named and appointed
& the proceeds thereof applied to the payment of my last debts

Item 3^d I will that the land I now own in the County of Shelby and State
of Indiana be sold by my Executors whenever they shall think proper &
the proceeds of my wife ^{may} require and the proceeds thereof applied
to the purchase of a good piece of land in the County of Guilford North
Carolina which said piece of Land after being by my Executors bought I
hereby expressly will to my beloved wife Esther Swain during her natural
life or widowhood, at the ~~which~~ expiration of which period I will

to the purchase of a good piece of land in the County of Guilford North
Carolina which said piece of Land after being by my Executors bought I
hereby expressly sell to my beloved wife Esther Swain during her natural
life or widowhood, at the which expiration of which period I will
the same to my Daughter Abigail and her heirs forever
Item 2^d I will and desire that in case my wife die or should entermory
before my daughter should at the age of one and twenty (years) that my
Executors shall select some suitable house for my said daughter having
due regard for the religious morality thereof and I hereby most expressly
direct my Executors to use all due economy diligence & faithfulness in
procuring for my said daughter a good and substantial Christian Education
hereby giving them full and unlimited instructions over my property for
that especial purpose

Item 5th I Lastly I hereby appoint ordain & constitute my beloved brother
and trusty friend Obed L Swain & Amosiel S Swain to be my last
Will and Testament

In witness whereof I have hereunto set my hand
and affixed my seal this the 19 day of January in
the year of our Lord eighteen hundred and forty

Jas W. Swain

Seamus James fullborn and (Deceased)
by the Executor to be his Last will and
Testament in the presence of us the
attesting witnesses and signed the
same at his house & dwelt of said
Executor on this afternoon 19 day of Aug 1840

John North off

Seamus James
in

North Carolina

Putnam County 2 February Term 1840

The execution of the foregoing will was duly proven in open Court by
the oath of John North one of the attesting witnesses ordered to be read
Whereupon the said Seamus & Samuel B. James the Executors therein named
came into open Court and qualified as such

Just

W. H. H.