

Richard Whitaker Will

In the name of God Amen I Richard Whitaker of Halifax County, North Carolina being sick of body but perfect in mind & memory blessed be God for it, do make and ordain this to be my last will and Testament in manner and form following (vizt) First: I will that all my just debts be paid & satisfied Impromis. I give and bequeath to my Grand son Wilton Whitaker Carter one negro Boy Ben and one bed and furniture to him his heirs or assigns. But in case my said Grand son Wilton be Carter dies without heir of his body, or under two full age then and in that case my will and desire is that the said negro Ben and his furniture shall return to my children or their heirs. Item I give & bequeath unto my son John Whitaker two negroes (vizt) man by the name of Gummy and girl Molly to him and his heirs and assigns also my China Bowl. Item I give and bequeath unto my son Cary Whitaker two negroes, negro man Jummy and Boy Arie to him his heirs or assigns. Item I give & bequeath unto my son Richard Whitaker the land and plantation wherein I now live after my loving wife's decease or marriage containing three hundred and fifty acres more or less being part of the tract of lands that I gave unto my son John by Act and Warrant by a line of marked trees between my said son John and the land I now live on also one negro man named Chabba negro woman by name Cloe and her increase and negro girl named Priz also one hundred acres of land in the pine woods joining my son Cary and Eliska Pilmansland also my large looking glass to him his heirs and assigns. Item I give and bequeath unto my daughter Mary one negro man by the name of Jerry negro woman Amy and her increase and girl Annica to her and her heirs and assigns. I give and bequeath unto my daughter Mary Whitaker one negro woman by name Winny and her increase one negro Boy named America my horse Cattie Stealing one bed & furniture and one linen sheet to her and her heirs and assigns. Item I give and bequeath unto my daughter Elizabeth Cary Whitaker my negro woman named Molly with all her increase and her child American that I have hitherto given my daughter Mary also one bay horse by the name of Hubal one bed & furniture one linen sheet to her and her heirs and assigns. I leave unto my loving wife Elizabeth Whitaker all the remainder of my Estate that I have not heretofore given during her natural life and after her decease or marriage I give as follows. I give and bequeath unto my son John Whitaker one negro man by name Sam one negro woman Sibby and her child Scithia and her increase from this date to him his heirs or assigns. I give and bequeath unto my son Cary Whitaker my negro woman by name Wanne to him his heirs or assigns. I give and bequeath unto my son Richard Whitaker my negro man by the name of Jacob to him his heirs or assigns. I give and bequeath unto my daughter Elizabeth Cary Whitaker my negro man by the name of Chabba to her and her heirs or assigns. I will that all the several parts of my Estate that is not heretofore given be equally divided between my two children (vizt) Mary

by name Jacob to him his heirs or assigns. I give and bequeath unto my son Richard Whitaker my negro man
by the name of Jacob to him his heirs or assigns. I give and bequeath unto my daughter Elizabeth
Whitaker my negro man by the name of Chelso to her and her heirs or assigns. I will that all the residue
part of my Estate that is not heretofore given be Equally divided between my two Children (viz) Mary
and Elizabeth Cary Whitaker, between them share and share alike between them and their heirs &c.
I do hereby constitute and appoint my two sons Cary Whitaker and Richard Whitaker whole sole
Executors of this my last will & Testament. In Witness Whereof I have hereunto set my hand and affixed
my Seal this 2nd day of October 1789

Signed sealed published and declared to be
the last will & Testament of the Testator in presence of

Richard Whitaker



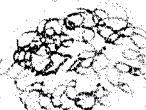
James Jones
J. M. Cherry

This I received with the within will with the attestation, in my view, of that negro man Jacob that I have
given in the within will. I have taken said at my death, and the money arising to go to my son Richard. I also
give to my son Richard my negro man Chelso which I have given to my daughter Elizabeth after the death
of my wife, and I give to my daughter Elizabeth my negro boy & maiden which was given to my daughter
Mary. I also give to my Grand Daughter Peggy Whitaker five pounds Virginia Money and my mourning
Ring. Negro Jacob is to be sold by my Executors. In Witness my hand and Seal this twenty third day of
October 1789

Witness

Mat Col Whitaker
Mendie Spier

Richard Whitaker



Norfolk County Jct. November 23rd 1793. Then this will was Exhibited in in open Court and duly proved
by the Oath of James Jones one of the subscribing Witnesses thereto. Whereupon Matthew Col Whitaker one of
the subscribing Witnesses to the said will came to the said Court and made oath that the said Richard Whitaker
the Testator, acknowledged the said will as a confirmation and republication of his said last will & Testament
and thereupon our Honor ordered that the said will together with the said Oath be Recorded. Whereupon
Cary Whitaker one of the Executors in the said will came in and was duly Qualified. This

Witness

J. J. Jones

North Carolina
Halifax County to wit

Mr. Thomas Amis appeared before me, Deputy Jeth. one of the Justices
of this County, this 2^d day of September 1794, who being duly sworn, saith. That some few days previous
to the Death of Mr. Davis said deceased, he was requested by the said Davis to write his last Will & Testament
which he accordingly did write, but from neglect, and the opinion of his Physicians (who then supposed the said
deceased in no danger) he omitted to present to him for signing & attestation, untill he found him in a
state of Insanity. This Deponent further saith, that the Substance of the said Will which he was requested to write
was as follows. To wit. Impremis. That all his Just debts should be first paid. Item: that the whole of the residue
of his Estate, both real & personal, should be Equally divided between his wife & Child. in case his wife should be now
pregnant, in which case, the whole of his Estate both real & personal should be equally divided between the three.
Item: that in case his wife should not be now pregnant & the present Child should die before lawfull age or marriage
that then his wife should have his whole Estate both real & personal. Item. But that in case his wife should be now
pregnant & either of his Children should die before lawfull age or marriage, that then that portion of his Estate due
to said Child should be Equally divided between the surviving Child & his wife and in case of the death of both Children
before lawfull age or marriage, that then his wife should have & have his whole Estate both real & personal. Lastly
That the said Thomas Amis Deputy Jeth. should be nominated & appointed Executors of his said last Will & Testament.

Sworn & subscribed to before me
this 2^d day September 1794

Thomas Amis

Deputy Jeth. J.P.

Halifax County Feb. November Sessions 1794. Then this now aforesaid Will was Exhibited in Open
Court and Thomas Amis the subscribing Witness thereunto came in and made oath, that at the time of the
making this will the said Davis said the Testator was as he believed in his sound senses and capable of making a
Will and on Motion Ordained to be Recorded

Wilmg

L. Long C.L.