

In the name of God Amen.

I Charles Baring of Old Rock Henderson County North Carolina being in good health and of sound and disposing memory and mind do make publish and declare this my last will and testament in manner and form following hereby revoking and annulling all former and other wills by me at any time heretofore made.

Imprimis I will and direct all my debts and funeral expenses to be paid as soon as may be convenient after my death.

Item, I constitute and appoint my dear wife Constance Baring Exe-
-cutor and my friends William Lucas and Richard Roper Exe-
-ors of this my last will and testament.

Item, Whereas in the division of the estate of my dear Wifes mother Mrs Gent certain negroes were allotted and delivered to my said wife, namely - Jack, Minna, Robert, Bert, Betty, Abby, Harriet, Isaac, Charles Alfred, Minty, Parberry, Amy, and Lizzy, now in my possession, with the exception of Alfred and Abby each being taken at their valuation, Abby by Richard Roper for five hundred dollars, and Alfred by Emma Gent for twelve hundred dollars, both which sums have been paid to my credit as will appear in my factors books, as well as other sums of money derived from her mothers estate amounting to (\$1987.33) one thousand nine hundred eighty seven dollars ³⁵/₁₀₀ in which sum the value of Abby and Alfred is not included, the whole amount received by me as may be seen by the factors books of O'Beard Roper & Stoner being (\$3687 ³⁵/₁₀₀) three thousand six hundred eighty seven dollars ³⁵/₁₀₀ now I hereby declare that all these negroes with their issue and the said sums of money with interest thereon from the day of my death are the sole and separate property of my dear wife and are in no wise liable for my debts, and I hereby order and direct the sums and every part thereof to be delivered over and paid to her for her sole and separate use, to her and her Executors administrators and assigns independently of any provision hereof so made for her.

Item, I hereby authorize and empower my Executors and Executors or such of them as qualify under my will and the survivors of them to sell and dispose of, at publick or private sale, for cash or on credit with undoubted security I deliver to the purchaser or purchasers good and sufficient titles thereto as my estate real and personal whatsoever situated lying and being at the time of my death within the State of South Carolina and I will order and direct that the proceeds shall be invested in such good security as may be considered by my Executors or Executors most safe and

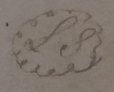
beneficial for my estate, & that I do and to be in their own
 named in trust for my estate, after the payment of my debts &
 funeral expenses and a provision of two hundred pounds
 sterling money (£200) to be paid yearly & every year, to Edward
 Baring Esq. of St. Brimchard in the County of Devon the
 Guardian of my son Alexander Baring until he my
 said son attain the full age of twenty one years, the
 same being for his Education and other expenses atten-
 -dering it.

Item. I will and direct that no part of any
 estate real or personal situate lying or being within
 the State of North Carolina at the time of my death
 shall be subject to the foregoing clause and I will
 and direct that all the property of any description
 of which I may be possessed at the time of my death
 situated lying & being within the State of North Caro-
 lina shall be retained and taken care of by my spec-
 ial And executory until my said son attain
 the full age of twenty one years.

Item. Whereas the situation of this Country is such that
 there is great difficulty in communicating with Eng-
 -land where my son is now at school and there
 is danger of his being deprived of the advice and
 control of his parents, I hereby nominate constitute
 and appoint my nephew Edward Baring Esq. of
 St. Brimchard in the County of Devon England the
 sole guardian of the person and estate of my son Alexander
 Baring until he attain the full age of twenty one
 years of age with full power and authority to mon-
 age my said sons estate Education, and he is
 hereby authorized and empowered to claim
 and demand of my Executors & Executors or any of
 them into many act under this will or the Survi-
 vor or survivors of them, the sum of two hun-
 dred pounds sterling money of Great-Brittain yearly
 and every year, until he attain the full age of
 twenty one years.

Item. I give and bequeath the annuities in course of my
 whole estate yearly & every year unto my beloved con-
 stant son Baring until our son Alexander Baring
 reach twenty one years of age subject to the charge
 of two hundred pounds sterling money.

of Great Britain which his Guardian Edward
 Baring Esq^r of New Brunswick in the County of
 Sussex England is hereby authorized to claim & re-
 main yearly and every year until my said son reach
 twenty one years of age and should my said wife
 marry again before our said son reach twenty
 one years of age that I in that case revoke & annul
 the foregoing bequest to my dear wife and instead
 thereof give and bequeath unto my said wife
 during her natural life one moiety or half part
 of the said income of my estate & the other moiety
 or half part of the said income I give and bequea-
 th unto my said son until he attain twenty-
 one years of age & should my said son live to be
 twenty one years of age then & in that case I give
 & bequeath unto my said son his heirs & assigns
 the whole of my said estate whatsoever & wheresoever
 subject to the charge of the moiety or one half part
 of the said income of my estate unto his said mother
 Constance Baring for and during her natural
 life and should my son die before he reaches twenty
 one years of age leaving lawfully begotten issue
 living at the time of his death who to wit his issue
 who who live to be twenty one years of age then I give
 and bequeath my whole estate aforesaid unto the said
 issue of my said son who his said issue who survive
 him then I give and bequeath my whole estate afores-
 aid unto the said issue of my said son their executors
 Administrators & assigns subject to the charge of one
 moiety or half part of the annual income of my
 estate unto my said wife for for and during
 her natural life & I hereby declare & direct that
 the provision herein made by me for my dear
 wife Constance Baring is and shall be to and
 for her own use & separate use and without being in any manner
 subject to the debts contracts or contract of any husband whom she
 may have. In testimony whereof I the said Charles Baring have here-
 unto set my hand & seal at my residence in the County of Ken-
 tuckee in the State of Kentucky this eleventh day of
 November in the year of our Lord one thousand eight hundred
 and eighty one

Charles Baring 

signed sealed published and declared by Charles
Baring the above named testator as & for his last
will & testament in the presence of us, who in his
presence at his request, in the presence of each
other have signed our names as witnesses
to the same

W. Ripley
W. M. Patton
C. Pettibly

State of North Carolina } Court of Pleas & Quarter Sessions
Henderson County } February Session 1866

The execution of the within will was duly proven in
open court by the oath & the examination of W. Ripley and
W. M. Patton two of the subscribing witnesses thereto. Thereupon
it is ordered to be recorded and filed

Witness my hand & seal

To the Worshipful the presiding magistrates of the Court
of Pleas & Quarter Sessions for the County of Henderson and
State of North Carolina. The undersigned herewith notifies
your worship that he declines qualifying as one of
the Executors named in the last will & testament
of the late Charles Baring of the County & State aforesaid
February 16th A.D. 1866. Richard Roper

To the Worshipful the presiding Magistrate of the Court
of Pleas & Quarter Sessions for the County of Henderson
& State of North Carolina. The undersigned herewith
notifies your worship that he declines qualifying
as one of the Executors named in the last will
& testament of the late Charles Baring of the County
and State aforesaid

February 21st A.D. 1866

W. Lucas