

State of North Carolina } Court of Pleas & Quarter
Henderson County } Session June Session At 1857
The foregoing paper writing was duly Exhibited
in open Court & its Execution duly Proven by the
oath of Moses Whittingburg one of the subscribing
Witnesses and Daniel King & Benjamin McNeill
the two Executors was duly qualified as Executors
and sworn to be recorded & Registered
Witness N. W. Allen c/o

Henderson County }
North Carolina } I Lewis W Herring of the
County and State aforesaid
being of Sound mind and memory but consid-
ering the uncertainty of my earthly existence
and being desirous of disposing of my property
So that there will be no need of a Sale of any thereof
do make and declare this my last will and
testament in manner and form following
that is to say

First I give and devise to my beloved wife
Susan Herring the tract of land on which I
now live together with all the lands I own
in the County of Henderson being about
four hundred and thirty two acres including
my dwelling house and all out houses and
other improvements to have and to hold to her
the said Susan Herring for and during
her natural life or widow hood in Satisfaction
for and in Lieu of her dower and thirds of
and in my real Estate

Item I give and bequeath to my said beloved
wife Susan Herring my boy Jim to have
and to hold to her the said Susan Herring
for and during the term of Her natural
Life

Item I also give and bequeath to my
beloved wife Susan Herring all my house
hold furniture together with all the Stock

of houses, cattle, hogs, sheep and whatever other
 stock that I may have on lands at my
 death and also all the crop and provisions
 that I may have at my death together
 with all the accounts, notes and money
 that I may have at my death after
 paying whatever I may justly owe
 to any one to be here and a disposal also
 - Lastly

I give and devise to my trusty
 friend Joseph Kyrkencoll all the lands
 that I own except the life estate of my
 wife devised in a former term of this
 my will to have and to hold for the sole
 use and benefit of the Poor Saints belonging
 to the primitive Baptist Church whether
 they be ministers or laymembers my will
 and desire is that the said Joseph Kyrkencoll
 shall see that the proceeds of the lands men-
 tioned in this term shall be strictly
 divided out among the poor persons
 belonging to the said primitive Baptist
 Church whether they are ministers or
 members merely and if it shall be the
 opinion of the members of said church
 after maturely deliberating the matter
 among themselves that it would be
 better for the church to sell the said lands
 that therein and in that case it is my
 will and desire that the said Joseph Kyrken-
 coll shall sell the said lands and use the
 proceeds thereof in relieving the wants of
 any and all persons belonging to said
 church wherever they may be

and lastly I do hereby revoke and declare
 utterly void all other wills and testaments by
 me heretofore made.

In testimony whereof I
 the said Lewis W. Herring do
 hereunto set my hand and
 seal this the 18th day of February 1857
 Signed sealed published Lewis W. Herring

Published and declared by
the said Lewis W. Herring to
be his last will and testament
in the presence of us who at his
request and in his presence
do subscribe our names as
witnesses thereto

Robert O. Blythe
Joseph H. Orr

I do hereby republish this my last will
in ~~very~~ particular in testimony whereof
I hereunto set my hand and seal
witness

Robert O. Blythe
Joseph H. Orr

Lewis W. Herring
test

State of North Carolina } Court of Pleas & Quarter Session
Henderson County } June Session 1857

The due Execution of the foregoing papers
-iting was exhibited in open court & it
Execution duly proven in open court by
the oaths of the subscribing witnesses in common
form & record to be Recorded & Registered

Wm. M. 1 R. W. Miller or