

March Sessions 1847

John D. Graham, Will.

Calling to mind the uncertainty of life and the certainty of death; I John D. Graham of Lincoln County North Carolina do make, ordain, and publish this as my last Will and Testament. I request my just debts to be all paid.

I give and devise to my beloved wife Jane, all my Home, or little land on the Catawba River during her natural life: but when my youngest son Robert Clay comes to be twenty one years old, then he is to have one half of said little land until his mothers death where he is to have the whole of said little land, or home place. Also all the House hold & Kitchen furniture, crop, provisions, stock, Tools and vehicles which may be on my home place at my death, I give and bequeath to my wife Jane; except three horses worth not less than seventy five dol'ars each & six Cows and calves to be given, to my three youngest daughters. The above gift is made more ample, because I expect and

and the certainty of death; I John D. Graham of Lincoln county North Carolina do make, ordain, and publish this as my last Will and Testament. I request my just debts to be all paid.

I give and devise to my beloved wife Jane, all my Home, or little land on the Catawba River during her natural life: but when my youngest Son Robert Gray comes to be twenty one years old, then he is to have one half of said little land until his mothers death where he is to have the whole of said little land, or home place. Also all the House hold & Kitchen furniture, crop, provisions, stock, Tools and vehicles which may be on my home place at my death; I give and bequeath to my wife Jane; except three horses worth not less than seventy five dollars each & six Cows and Calves to be given to my three youngest daughters. The above gift is made more ample, because I expect and intend my younger children all to live at the Home place with my wife.

I give and bequeath to my beloved wife Jane the following negroes Ebb, Haley, and her children

Sue and her children, Tal, Dore and Arthur.

I give to my Son Robert Clay, the following negroes; Sarah (wife of old Isaac) Moss, Albert, Vice, Lott, Ephraim, Munroe, George, Gill and Sisco.

I give and bequeath my daughter, Mary Ann, one negro girl named Mary in addition to the negroes heretofore given. I also give her eight thousand pounds of Iron and the same quantity of castings.

I have already, by Deeds and Bill of Sale, given my Son Charles his full share of my Real Estate, negroes and other property at the Forge.

I give and bequeath to my Son Joseph one half of all my Furnace Land, including one half of my share in the ore Bank and limestone quarry near Kings Mountain; also one half of all the Patterns, Flasks, Tools and Stock of Cattle & Hogs at the Furnace; his saddle horse and one waggon and team, and the half of all the house hold furniture and bedding that I left at Furnace.

I have given Joseph his full share of of negroes and made him a Deed of Gift to them.

Albert, Vice, Lott, Ephraim, Munroe, George,
Gill and Lanco.

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I have given Joseph his full share of of negroes and made him a Deed of Gift to them.

I give and bequeath to my son Samuel Franklin the other half of all my lands at and around the Furnace, including one half of my share in the ore Bank.

and limestone quarry also one half of all the Patterns, Flasks, Tools, Stock of cattle and hogs at the Furnace: one good Saddle horse, one waggon and Team. The half of all the household furniture and bedding that I left at the Furnace.

I give and bequeath to my ^{young} Son Franklin the following negroes, Isaac (the potter) and Pat his wife, Harry, Charity, Milet, Milly and old Isaac: I give him Julius and two hundred dollars besides to place him equal in division with those that have expended more money than he at school.

I give and bequeath to my Son Henry my half of the Cancellor Mill land and Sixteen hundred Dollars in money. I give him two horses worth one hundred dollars each, and one good Saddle and bridle. I also give him Twenty Eight hundred & fifty dollars worth of negroes, the value of which to be ascertained by reference to my family book.

I give to my son Alfred F. Hamilton my Cathey plantation with all the crop, provisions, Stock of all kinds and every thing that may be on that place

that I left at the Furnace.

I give and bequeath to my ^{young} Father
Franklin the following negroes, Isaac
(the potter) and Pat his wife, Harry, Charity,
Miles, Milly and old Isaac; I give him
Julius and two hundred dollars besides to
place him equal in division with those
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I give and bequeath to my son Henry
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dollars each, and one good saddle and
bridle. I also give him Twenty Eight hun-
-dred & fifty dollars worth of negroes, the
value of which to be ascertained by refer-
-ence to my family book.

I give to my son Alfred V. Hamilton
my Cathey plantation with all the
crop, provisions, stock of all kinds and
every thing that may be on that place
at my death. I also give him Twenty
Eight hundred and fifty dollars worth
of negroes, the value to be ascertained by
reference to my family book.

I have given my daughter Melvina, her full share of negroes and she has a Deed of Gift for them.

I give now to Melvina Three thousand dollars worth of Iron and castings at four cents each, and half of each deducting what she has already received.

I give and bequeath to my Daughter, Martha Twenty Eight hundred and fifty dollars worth of negroes, the value to be ascertained by reference to my family Book. I also give her three thousand dollars worth of Iron and castings at four cents each and ^{one} half of each, deducting out what money she has received more than the rest of my daughters.

I give and bequeath to my Daughter Eliza P. Twenty Eight hundred and fifty dollars worth of negroes the value to be ascertained by reference to my family book. I give ^{her} one bridle and saddle. Three thousand dollars worth of Iron and Castings at four cents each and one half of each.

I give and bequeath the same amount and kind of property to my Daughter Julia that I have just given to Eliza.

I will and direct that my Sredell plantations on the Patuxent River (near 1000 acres)

about as worth of Iron and Castings at four cents each, and half of each deducting what she has already received.

I give and bequeath to my Daughter, Martha Twenty Eight hundred and fifty dollars worth of negroes, the value to be ascertained by reference to my family Book. I also give her three thousand dollars worth of Iron and Castings at four cents each and ^{one} half of each, deducting out what money she has received more than the rest of my daughters.

I give and bequeath to my Daughter Eliza P. Twenty Eight hundred and fifty dollars worth of negroes the value to be ascertained by reference to my family book. I give ^{her} one bridle and saddle. Three thousand dollars worth of Iron and Castings at four cents each and one half of each.

I give and bequeath the same amount and kind of property to my Daughter Julia that I have just given to Eliza.

I will and direct that my Sredell plantation on the Cataraugus River (near 1000 acres) be sold and the money equally divided among all my children by my first wife who owned about 800 acres of said land.

and limestone quarry also one half of all the Patterns, Flasks, Tools, Stock of cattle and hogs at the Furnace: one good Saddle horse, one Wagon and Team. The half of all the household furniture and bedding that I left at the Furnace.

I give and bequeath to my ^{young} Father Franklin the following negroes, Isaac (the potter) and Pat his wife, Harry, Charity, Miley, Mitty and old Isaac. I give him Julius and two hundred dollars besides to place him equal in division with those that have expended more money than he at School.

I give and bequeath to my son Henry my half of the Cancellor Mill land and sixteen hundred dollars in money. I give him two horses worth one hundred dollars each, and one good Saddle and bridle. I also give him Twenty Eight hundred & fifty dollars worth of negroes, the value of which to be ascertained by reference to my family book.

I give to my son Alfred C. Hamilton my Cathey plantation with all the Crops, provisions, Stock of all kinds and every thing that may be on that place at my death. I also give him twenty

all the household furniture and bedding
that I left at the Furnace.

I give and bequeath to my ^{young} Father
Franklin the following negroes, Isaac
(the potter) and Pat his wife, Harry, Charity,
Miles, Milly and old Isaac; I give him
Julius and two hundred dollars besides to
place him equal in division with those
that have expended more money than he at
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I give and bequeath to my son Henry
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Sixteen hundred Dollars in money. I
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dollars each, and one good saddle and
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Eight hundred and fifty dollars worth
of negroes, the value to be ascertained by
reference to my family book.

I have given my daughter Melvina, her full share of negroes and she has a Deed of Gift for them.

I give now to Melvina Three thousand dollars worth of Iron and castings at four cents each, and half of each deducting what she has already received.

I give and bequeath to my Daughter, Martha Twenty Eight hundred and fifty dollars worth of negroes, the value to be ascertained by reference to my family Book. I also give her three thousand dollars worth of Iron and castings at four cents each and ^{one} half of each, deducting out what money she has received more than the rest of my daughters.

I give and bequeath to my Daughter Eliza P. Twenty Eight hundred and fifty dollars worth of negroes the value to be ascertained by reference to my family book. I give ^{her} one bridle and saddle. Three thousand dollars worth of Iron and Castings at four cents each and one half of each.

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I give and bequeth the same amount and kind of property to my Daughter Julia that I have just given to Eliza.

I will and direct that my Sredell plantation on the Cataraugus River (near 1000 acres) be sold and the money equally divided among all my children by my first wife who owned about 800 Acres of said land.

I keep a family Book in which I set down and charge each of my children with what I give them, now if any one of them receives any portion of the above legacies between the date of this will and my death, that is to be deducted out of their share.

I will and direct that all my personal property not named and given away in this will specifically shall be sold and the money equally divided among my five daughters and ^{my} son Henry to make them equal with my other children who have received somewhat more in land.

In the event of the death of my son Clay before he is twenty one year old, or in case he dies without lawful children then my wife is to hold, use and enjoy the advantages of all the lands and Slaves willed to Clay during her life, and after her death then my home place and all the Slaves given to Clay are to be sold and the money equally divided among all my children.

In witness whereof

I have this 10th day of September 1845

of the above legacies between the date of this will and my death, that is to be deducted out of their share.

I will and direct that all my personal property not named and given away in this will specifically shall be sold and the money equally divided among my five daughters and ^{my} son Henry to make them equal with my other children who have received somewhat more in land

In the event of the death of my son Clay before he is Twenty one years old, or in case he dies without lawful children then my wife is to hold, use and enjoy the advantages of all the lands and Slaves Willed to Clay during her life, and after her death then my home place and all the Slaves given to Clay are to be sold and the money equally divided among all my children.

In witness whereof

I have this 10th day of September 1845
Set my hand and affixed my seal in the
presence of us

James Graham
William D. Johnston
James H. Johnston

John D. Graham (Seal)

January the 1st 1846

I John D. Graham upon further consid-
eration of the above Will and Testament
annex the following Codicil viz. As I
have received Eight Negroes from the Es-
tate of my first wife Elizabeth Graham
namely, Adam, Horace, Jacob, Eve, Litter
and 8 small children of said woman and
may on farther investigation of said Estate
receive others all of which Negroes I devise
equally among my first wifes children -
Provided however that I intend that these
Negroes shall in the first place or before
devision indemnify my Estate against
a suit now pending in Lincoln Super-
ior Court (the suit of Hall v. S. the Sheriff)
for Negroes I have already had sold and
divided in the above Will amongst my
children. I also hereby constitute and ap-
point my son Charles C. Graham and
William Johnston Attorney my lawfull
Executors and hereby revoke all other
wills by me preceding this. In witness
whereof I have hereunto set my hand and
affixed my seal.

In the presence of us

Sidney E. Johnston.

James H. Johnston.

John D. Graham