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December Tenth 1843

Lawson Henderson's Will

I Lawson Henderson of the County of Lincoln and State of North Carolina (being of a sound and disposing mind & memory, but of feeble health of body) do this 1st day of September in the year of our Lord 1842, and in the 6th year of the Independence of the United States, make certain and establish this my last will & Testament viz.

In the first place I commit my soul into the hands of Almighty God who gave it, with full confidence in his goodness, mercy, and resignation to his will. And my body to the Earth, to be buried in a decent and Christian like manner.

As it regards the property of this world, wherein it has pleased God to bless me in this life I do hereby devise & bequeath in the following manner viz. I give and bequeath to my wife Elizabeth the house and lot N^o 7. in the North part of Lincoln (where I formerly lived, now occupied by — Porter & Widow McCulloch), with all the appurtenances thereunto belonging, during her natural life or widowhood, and during said term to have an equal right with my son Wallace H. J. Henderson to live at & occupy in part what is called the brick house plantation where I formerly dwelt (about a mile west from Lincoln) joining lands Peter Hooker & others, containing about 220 Acres. And occupy part of the houses and other buildings (if she may think proper) with such of my children as she may desire and have an

with (conscience (being of a sound and disposing mind & memory, but of feeble health of body) do this 1st day of September in the year of our Lord 1842, and in the 6th year of the Independence of the United States, make certain and establish this my last will & Testament viz.

In the first place I commit my soul into the hands of Almighty God who gave it, with full confidence in his goodness, mercy, and resignation to his will. And my body to the earth, to be buried in a decent and Christian like manner.

As it regards the property of this world, wherewith it has pleased God to bless me in this life I do hereby devise & bequeath in the following manner viz. I give and bequeath to my wife Elizabeth the house and lot N^o 7, in the North part of Lincolnton (where I formerly lived, now occupied by — Porter & Widow McCulloch, with all the appurtenances thereunto belonging, during her natural life & widowhood, and during said term to have an equal right with my son Wallace A. J. Henderson to live at & occupy in part what is called the brick house plantation where I formerly dwelt (about a mile west from Lincolnton) joining lands Peter Hock & others, containing about 420 acres and occupy part of the houses and other buildings (if she may think proper) with such of my children as she may desire and have an equal right with my said son Wallace A. J. Henderson, to cut down a part of said brick house plantation, and cut firewood and rail timber off said land, for and during the said term of her life & widowhood, such part as each

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party shall occupy & cultivate, shall be allotted off to them by my Executors, or two or three. The men mutually selected by said parties, and if the said choose and convene to live together, they are to occupy the aforesaid house and lot and the aforesaid Brick house plantation as tenants in common. And should my said wife Elizabeth die before my said son Wallace A. J. Henderson, then the aforesaid house and lot & the aforesaid Brick house plantation is to belong to my said son Wallace A. J. Henderson ~~his heirs~~ and assigns forever, and if he should die before his mother, then it is to have the sole right therein during her life & widowhood - and at the end of said term, to be sold by my Executors & disposed of amongst my heirs as the residue of my estate, not specially disposed of by this Will - I give and bequeath to my said wife Elizabeth during said term, one half a tract of fifty acres of land which is undivided between her and my son Charles Cotterworth, which I bought of Robt. Williamson Esq. joining land of Michael Quickel others - also a lot of three acres & two perches, which I purchased of Dr. J. P. Simpson and Col. Michael Reinhardt lying between Lincoln town & the publick bridge on the South fork of the Catawba joining lands of Paul Ristler & others - I also give and bequeath to my wife Elizabeth during said term of ^{life or} widowhood, the following Negro slaves viz, A Negro man named Elias, my Negro man named Pompey, & my Negro woman named Mary.

And the aforesaid Brick house plantation as tenants in com-
mon. And should my said wife Elizabeth die before my
said son Wallace A. J. Henderson, then the aforesaid House
that is the aforesaid Brick house plantation is to belong
to my said son Wallace A. J. Henderson ~~his~~ heirs, and
assigns forever. And if he should die before his mother
then it is to have the sole right therein during her life &
widowhood - and at the end of said term, to be sold by
my Executors & disposed of amongst my heirs as the residue
of my Estate. Not specially disposed of by this Will -
I give and bequeath ^{also} to my said wife Elizabeth during said
term, one half a tract of fifty acres of land which is
undivided between her and my son Charles Cotterworth,
which I bought of Robt Williamson Esq. joining
land of Michael Quickel others - also a lot of three acres
& two perches, which I purchased of Dr. J. O. Simpson and
Col. Michael Reinhardt lying between Concolators & the
publick bridge on the South fork of the Catawba joining
lands of Paul Kistler & others - I also give and bequeath
to my wife Elizabeth during said term of ^{life or} nature and
widowhood, the following Negro Slaves viz. A Negro man
named Siles, my negro man named Dony, Negro woman
named Cherry, and her three children, and a negro girl
named Abby (which I purchased of Mr. Shade), a negro woman
named Hannah about fifty eight years old, which
two last Negroes named, I give to her ^{her} heirs and
assigns forever. For good and lawful purposes these laws

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and also a horse saddle & bridle worth one hundred dollars, two good barrels, Pick & vinegar, a good riding saddle, a carriage with double harness, a carry all with single harness two good ploughs & greasing, for the same. It is also my will that my wife Elizabeth divide out my household furniture as equally as she can (taking in a consideration what hath already been divided) at the same time reserving to herself any part thereof she may think proper for the use of herself and such Children & grand Children of ours as may live with her including the kitchen furniture. And with the consent of my said wife Elizabeth I authorize my executors herein after named to sell the house and lot herein before mentioned viz Lot 40 of in the 2nd Square of Winchester and put the proceeds thereof to interest for her benefit during her life or widowhood, or with her consent they may rent out said house and lot buildings and appropriate the profits arising therefrom to her use and benefit. I also trust my Executors to loan out two thousand dollars of money that may belong to my Estate at my decease, and the interest arising therefrom to be appropriated to the use of my said wife Elizabeth during her life or widowhood.

I give and bequeath to my two grand sons, Hugh Lawson Franklin & Charles C Pinckney, sons of John C Henderson deceased, the sum of three thousand dollars, being the principal sum for which I sold a tract of land containing 535 acres called the Mill tract, to them

my two good sons & growing, for the same. It is also
my will that my wife Elizabeth divide not my house
hold furniture as equally as she can (taking in to consid-
eration what hath already been divided) at the same time res-
erving to herself any part thereof she may think proper
for the use of herself and said Children & grand Chil-
dren of ours as may live with, her including the kitchen fur-
niture. By and with the consent of my said wife Elizabeth
I authorize my executors herein after named to sell the
house and lot herein before mentioned viz. Lot 40 of
in the State Square of Concord Tex and put the proceeds there-
of to interest for her benefit during her life or widowhood,
or with her consent they may rent out said house and
lot buildings and appropriate the profits arising therefrom to
her use and benefit. I also trust my Executors to loan
out two thousand dollars of money that may belong
to my Estate at my decease, and the interest arising
therefrom to be appropriated to the use of my said wife
Elizabeth during her life or widowhood.

I give and bequeath to my two grand sons, Hugh
Lawson Franklin & Charles C Pinckney, sons of John C
Henderson deceased, the sum of three thousand doll-
ars, being the principal sum for which I sold a tract of
land (containing 525 acres called the Mid tract) to Hen-
ry Canster, which tract of land I had inten-
ded to give to their Father John C Henderson
(deceased), together with the further sum of one

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thousand seven hundred and fifty dollars which is in the hands of C. C. Henderson. Executor of said John C. Henderson deceased which said sum was made by the sale of property which was in the possession of my said deceased son previous to his decease, for which I had made him no bill, and said funds consists in bonds on Henry Fulmer and the Estate of Robt H. Burton ^(deceased), and said are likely not to be collected in consequence of the Insolvency of the said Henry Fulmer & R. H. Burtons Estate. and if any of the principal of said debts should be lost, it is my will the deficiency be thus created, be made up by other funds out of my Estate.

And if either of the sons of John C. Henderson should die leaving no issue alive, it is my will that the whole of the above bequests should descend to the survivor, and if they should both die leaving no issue alive, then in that case the whole shall be equally divided among my other Children their heirs and assigns.

It is my will that my said two grand sons, have have between one full share of my Estate; and if the above bequests should not amount to an equal share with each one of my Children, the deficiency is to be made up to them out of the residue of my Estate. I also give them a negro man named Peter about 63 years old and negro woman named Isabella about 52 years old, also a negro boy about 16 or 17 years old named Moses, the said negroes

was in the possession of my said deceased son
pursuant to his decease, for which I had made
him no title, and said funds consists in bonds on
Henry Halsewood & the Estate of Robt H. Burton ^(deceased),
and said are likely not to be collected in consequence
of the Insolvency of the said Henry Halsewood &
R. H. Burton's Estate. and if any of the principal
of said debts should be lost, it is my will the deficiency be
thus created, be made up by other funds out of my Estate.
And if either of the sons of John C. Henderson should die leaving no
issue alive, it is my will that the whole of the above bequests should
descend to the survivor, and if they should both die leaving no
issue alive, then in that case the whole shall be equally divided
among my other Children their heirs and assigns:-

It is my will that my said two grand sons, have have betwe-
en one full share of my Estate: and if the above bequests
should not amount to an equal share with each one of
my Children, the deficiency is to be made up to them out
of the residue of my Estate. I also give him a negro
man named Peter about 63 years old and negro woman
named Isabella about 52 years old, also a negro boy
about 16 or 17 years old named Moses the said negroes
are to be included in the amount of the Estate my said grand
sons are to have by placing a reasonable value upon them
I give and bequeath to my son Charles C. Henderson
his heirs and assigns forever all the property I have put

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into his hands. and it now remaining in his possession;
to a part of which property I have made him Teller. Consisting
of Lot No 13 in the South West square of Lincoln containing
84 square perches, with all the buildings & appurtenances thereto
belonging. Also the undivided half of fifty acres of land
which I purchased of Robt Williamson Esq. which was conveyed
to me by him by deed bearing date 5th October 1811. lying on
both sides of the road leading to Waterford from Lincoln -
also two negroes viz. Caesar & Phineas now in his possession,
which said house lot and land together with the negroes together
with cash & other property which I have stated in my Book label-
led Cash Book as advancements to him the said C. L. Henderson
out of my estate, amounting to ^{seven} ~~seven~~ six hundred & ninety dollars
(7.690.00). Including a negro woman named Betty (which died in
his possession), for which I now took his receipt dated & signed
15th 1836. I also gave him, a deed of gift for an undivided
eighth part of a tract of 300 acres of land lying in Rutledge
County called the Beatty Gold mine which I valued to him
at five hundred dollars, and charged him accordingly on my
said Book on took his receipt, but having become convinced
that it was estimated too high I have made a deduction of two hundred
dollars which is entered on my said book, leaving the whole of my
advancements to him the said C. L. Henderson amounting to
eight thousand & fifty four dollars & sixty four ^{cents} ~~dollars~~ as
stated on said Book. I give and bequeath to my son James
Franklin Henderson a negro man named Jack about thirty

84 square perches, with all the buildings & appurtenances thereto
belonging, also the undivided half of fifty acres of land
which I purchased of Robt Williamson Esq. which was conveyed
to me by him by deed bearing date 5th October 1811, lying on
both sides of the road leading to Waterford from Simsbury.
Also two negroes viz. Caesar & Phineas now in his possession,
which said house lot and land together with the negroes together
with Cash & other property which I have stated in my Book labeled
and Cash Book as advancements to him the said G. C. Henderson
out of my Estate, amounting to ^{seven} six hundred & ninety dollars
(7,690.00). Including a negro Woman named Betty (which died in
his possession) for which I saw I took his receipt dated August
15th 1836. I also gave him a deed of gift for an undivided
eighth part of a tract of 300 acres of land lying in Rutland
County called the Bounty Gold mine which I valued to him
at five hundred dollars and charged him accordingly on my
said Book on took his receipt, but having become convinced
that it was estimated too high I have made a deduction of two hundred
dollars which is entered on my said book, leaving the whole of my
advancements to him the said G. C. Henderson amounting to
eight thousand & fifty four dollars & sixty four ^{cents} dollars as
stated on said Book. I give and bequeath to my son Samuel
Samuel Henderson a negro man named Jack about thirty
years old now in his possession, which I value at five hundred
dollars, two mules & a carryall and harness, valued at
two hundred and eighty five dollars, which were deliv-
ed to him in August 1835, and included in a return

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thousand seven hundred and fifty dollars which
is in the hands of C. C. Henderson, Executor of
said John C. Henderson deceased which
said sum was made by the sale of property which
was in the possession of my said deceased son
previous to his decease, for which I had made
him no title, and said funds consists in bonds on
Henry Hulmeider & the Estate of Robt H. Burton ^(deceased),
and said are likely not to be collected in consequence
of the Insolvency of the said Henry Hulmeider &
R. H. Burton's Estate. and if any of the principal
of said debts should be lost, it is my will the deficiency be
thus created, be made up by other funds out of my Estate.
And if either of the sons of John C. Henderson should die leaving no
issue alive it is my will that the whole of the above bequests should
descend to the survivor and if they should both die leaving no
issue alive, then in that case the whole shall be equally divided
among my other Children their heirs and assigns:-
It is my will that my said two grand sons, have have betwe-
en one full share of my Estate; and if the above bequests
should not amount to an equal share with each one of
my Children, the deficiency is to be made up to them out
of the residue of my Estate. I also give them a negro
man named Peter about 62 years old and negro woman
named Isabella about 52 years old, also a negro boy
about 16 or 17 years old named Moses the said Negroes

Said Sum was made by the sale of property which
was in the possession of my said deceased son
previous to his decease, for which I had made
him no title, and said funds consists in bonds on
Henry Hulmecker & the Estate of Robt H. Burton ^(deceased),
and said are likely not to be collected in consequence
of the Insolvency of the said Henry Hulmecker &
R. H. Burton's Estate. And if any of the principal
of said debts should be lost, it is my wish the deficiency to
thus created, be made up by other funds out of my Estate.
And if either of the sons of Saml C. Henderson should die leaving no
issue alive, it is my will that the whole of the above bequests should
descend to the survivor and if they should both die leaving no
issue alive, then in that case the whole shall be equally divided
among my other Children their heirs and assigns:-
It is my will that my said two grand sons, have have betwe-
en one full share of my Estate: and if the above bequests
should not amount to an equal share with each one of
my Children, the deficiency is to be made up to them out
of the residue of my Estate. I also give to us a Negro
man named Peter about 60 years old and a Negro woman
named Estelle about 52 years old, also a Negro boy
about 16 or 17 years old named Moses the said Negroes
are to be included in the amount of the Estate my said grand
sons are to have by placing a reasonable value upon them
I give and bequeath to my son Charles C. Henderson
his heirs and assigns forever all the property I have put

Continued

into his hands. and is now remaining in his possession;
to a part of which property I have made him title. Consisting
of Lot No 13 in the South West square of Lincoln containing
84 square perches. with all the buildings & appurtenances thereto
belonging. Also the undivided half of fifty acres of land
which I purchased of Robt Williamson Esq. which was conveyed
to my by him by deed bearing date 5th October 1811. lying on
both sides of the Road leading to Butehead from Lincoln.
Also two negroes viz. Caesar & Phineas now in his possession,
which said house lot and land together with the negroes together
with cash & other property which I have stated in my Book & have
and last Book as advancements to him in the said C. C. Henderson
out of my Estate. amounting to seven thousand & sixty dollars
and (7,690.00). Including a negro Woman named Betty (which died in
his possession) for which I gave him his receipt dated & signed
15th 1836. I also gave him, a deed of gift for an undivided
eighth part of a tract of 300 acres of land lying in Rutledge
County called the Bealy Gold mine which I valued to him
at five hundred dollars. and charged him accordingly on my
said Book on took his receipt, but having become convinced
that it was estimated too high I have made a deduction of two hundred
dollars which is entered on my said book, leaving the whole of my
advancements to him the said C. C. Henderson amounting to
eight thousand & fifty four dollars & sixty four ^{cents} ~~dollars~~ as
stated on said Book. I give and bequeath to my son James
Franklin Henderson a negro man named Jack about thirty

84 square perches, with all the buildings & appurtenances thereto
belonging - also the undivided half of fifty acres of land
which I purchased of Robt Williamson Esq. which was conveyed
to me by him by deed bearing date 5th Nov: AD 1811. lying on
both sides of the road leading to Bladensburg from Lincolnton -
also two negroes viz. Leason & Phineas now in his possession,
which said house lot and land together with the negroes together
with cash & other property which I have stated in my Book taken
the last Book as advancements to him in - C. C. Henderson
out of my Estate, amounting to seven thousand & ninety dollars
(7,690.00). Including a negro woman named Betty (which died in
his possession), for which I took his receipt dated August
15th 1836. I also gave him, a deed of gift for an undivided
eighth part of a tract of 300 acres of land lying in Rutledge
County called the Bealy Gold mine which I valued to him
at five hundred dollars, and charged him accordingly on my
said Book on took his receipt, but having become convinced
that it was estimated too high I have made a deduction of two hundred
dollars which is entered on my said book, leaving the whole of my
advancements to him the said C. C. Henderson amounting to
eight thousand & fifty four dollars & sixty four ^{cents} dollars as
stated on said Book. I give and bequeath to my son James
Snowden Henderson a negro man named Jack about thirty
years old now in his possession, which I value at five hundred
dollars, two mules & a carryall and harness, valued at
two hundred and eighty five dollars, which were deliv-
ed to him in August 1835, and included in a return

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I gave one dated August 28th 1835. for the sum of \$4,812.78 being the whole of the advancements made to him out of my Estate previous to that date, as stated on my said Cash book. I also bequeath to him \$200.00 the proceeds of the sale of Negro Lewis, which he sold in the State of Mississippi I also bequeath to him a Negro girl named Antoniette, about 9 years old which I valued at the sum of \$250.00. I also bequeath to him the sum of \$500.00 being the hire of a Negro named Henry for two years service, done for the said L. H. Henderson & James P. Henderson which being added to the former advancements will amount in the whole to the sum of five thousand four hundred and fifty two dollars & twenty eight cents as stated on my said Cash Book. It is also my will that my said son J. P. Henderson shall in the final division of my Estate receive such further sum as will make his share equal with ^{those} that of his brothers and sisters; as I wish that each of them shall have an equal share.

I give and bequeath to my son James Pickney Henderson a Negro man named Charles about 24 years of age now in his possession which I value at \$500.00 which included in a receipt of \$1160.00 dated 31st August 1835 for money and property advanced to him out of Estate previous to that date, which together with \$600.00 of the price of Negro named Lewis (sold by J. H. Henderson) which I have directed the said James P. Henderson

Said Cash Book, I also bequeath to him \$400.00 the proceeds
of the sale of Negro Lewis, which I sold in the State of
Mississippi I also bequeath to him a Negro girl named
Antoinette, about 9 years old which I valued at the sum
of \$250.00. I also bequeath to him the sum of \$300.00 being
the hire of a Negro named Henry for two years service,
due for the said L. H. Henderson & James O. Henderson
which being added to the former advancements will amount
in the whole to the sum of five thousand four hundred and
fifty two dollars & seventy eight cents as stated on my
said Cash Book. It is also my will that my said son
J. O. Henderson shall in the final division of my Estate rece-
ive such further sum as will make his share equal with
^{those} that of his brothers and sisters; as I wish that each of them shall
have an equal share.

I give and bequeath to my son James Pickney Henderson
a Negro man named Charles about 24 years of age
now in his possession which I value at \$500.00 which
included in a receipt of \$1160.00 dated 31st August 1835
for money and property advanced to him out of
Estate previous to that date, which together with \$600.00 of
the price of Negro named Lewis (sold by L. H. Henderson)
which I have directed the said James O. Henderson
to receive which will make the sum of \$1,760.00
as stated in said Book. I also give and bequeath
to him a Negro man named Tom about
30 years of age now in his possession or in the

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the possession of L. P. Henderson in the State of Mississippi
which I value at \$500.00 also the price of 320 acres of land
lying on Leonard's fork of Indian Creek. which I sold
to John Horner for \$1600.00 ^{with interest thereon, from the 1st of} ~~principal and \$90.56 interest~~
March A.D. 1839 until paid out by one which amount \$1600.00
principal, interest \$90.56 on the same has been paid out in
the following manner viz: \$1090.00 I paid to C. C. Henderson
as pr. his Receipt dated to me 15th Feby. A.D. 1840. which
money was applied by said C. C. Henderson to the
payment of a note due by L. P. Henderson as principal
& Lawson Henderson as security, to James Greiner of
Banks County, and the balance ^{paid out} ~~the balance~~ for L. P.
Henderson, and took an order from said L. P. Henderson
on fr: said amount of \$600.00 to be paid out of money
deposited by me in the hands ^{of said} L. P. Henderson for the use
of L. P. Henderson, which L. P. Henderson is authorized
to retain in his own hands for his own use in lieu
of the sum advanced. I also give him \$300.00, being the
Giro of Negro Tom for two years ending on the
first of October A.D. 1842 - which makes the sum
of advancements amount to \$4250.56 up to that date
as per cash Book page 27th Also \$750.00 advanced
Feby 22^d, 1843 - amounting in the whole to \$5000.56 to
as per Book page 44th It is my will that my
said son L. P. Henderson receive at the final division of
my Estate such sum as will make his dividend
equal to those of his brothers & sisters

to John Horner for \$1600.00 principal and \$90.56 Interest
March AD 1839 until paid out by one which amount \$1600.00
principal, Interest \$90.56 or the same has been paid out in
the following manner viz: \$1090.00 I paid to C. C. Henderson
as pr. his Receipt dated to me 15th Feby. AD 1840. which
money was applied by said C. C. Henderson to the
payment of a note due by J. P. Henderson as principal
& Lawson Henderson as security, to James Crevier of
Burke County, and the balance I ^{paid out} ~~the balance~~ for L. B.
Henderson, and took an order from said L. B. Henderson
for said amount of \$600.00 to be paid out of money
deposited by me in the hands ^{of said} J. P. Henderson for the use
of L. B. Henderson, which J. P. Henderson is authorized
to retain in his own hands for his own use in lieu
of the sum advanced. I also give him \$300.00 being the
fine of Negro Tom for two years ending on the
first of October AD 1842. which makes the sum
of advancements amount to \$4250.56 up to that date
as per cash Book page 27th also \$750.00 advanced
Feby 22^d. 1842 - amounting in the whole to \$5000.56 as
as per Book page 44th It is my will that my
said son J. P. Henderson receive at the final division of
my Estate such sum as will make his dividend
Equal to those of his brothers & Sisters
I give and bequeath to my son George Wm.
Henderson a bay horse now in his possession,
which I bought from Wm. Slade valued at \$80.00

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a negro man named Job at \$500.00. Cash given him in advancement as for receipt of July 25th 1835. Four thousand dollars, an account paid to the others and \$9.50 and a credit given on a note from Messrs Henderson & Co. dated 1st Feb'y. 1836 which said credit is for \$410.50. I also give and bequeath to him a negro man named Henry about 32 years old which I value at \$500.00 making in the whole advanced to him out of my Estate & to be accounted for by him in the final division thereof the sum of five thousand and five hundred dollars (\$5500.00). It is my will that my son George W. Henderson shall, on the final division of my Estate receive out of the residue thereof such further sum as will make his dividend equal to those of his brothers & Sisters.

I give and bequeath to my daughter Mary Graham Henderson wife of Thos. A. Henderson as follows viz - I have given my said son in law a deed for lot No 11 in the North East square of Lincolnton valued at \$2000.00 which he has conveyed to C. C. Henderson, also a deed for one fifth part of a tract of land lying in Burke County on both sides of South Muddy Creek, which I held as a tenant in common with Thomas Williamson & Henry Canster Esqrs. said deed is made in trust to the said Thomas A. Henderson for Mary G. Henderson his wife & her children which I

anderson \$9.50 and a credit given on a note from Elliott
Henderson & Co. dated 1st Feby. 1836 which said credit is
for \$410.50. I also give and bequeath to him a negro man
named Henry about 32 years old which I value at
\$500.00 making in the whole advanced to him out of my
Estate & to be accounted for by him in the final division
thereof the sum of five thousand and five hundred
dollars (\$5500.00). It is my will that my son George
W. Henderson shall, on the final division of my
Estate receive out of the residue thereof such further
sum as will make his dividend equal to those of
his brothers & sisters.

I give and bequeath to my daughter Mary Graham
Henderson wife of Thos. A. Henderson as follows viz -
I have given my said son in law a deed for
lot No 11 in the North East square of Lincolnton valued
at \$2000.00 which he has conveyed to C. C. Hen-
derson. also a deed for one fifth part of a tract of
land lying in Burke County on both sides of South
Muddy Creek, which I held as a tenant in common
with Thomas Williamson & Henry Cantler Esqrs. said
deed is made in trust to the said Thomas A. Henderson
for Mary G. Henderson his wife & her children which I
valued at \$300.00 I have also given the said Thos. A.
Henderson & wife Mary G. Henderson fourteen hundred &
fifty dollars & forty six & a half cents \$1450.46 1/2 -
by giving a credit for that amount, on a note of

Continued.

four thousand dollars, given to me by the said Thomas A. Herndon for store goods dated 15th August 1836. Also a further advancement of fifteen hundred and forty nine dollars & fifty three and a half cents (\$1549.53½), consisting of cash, provisions and a negro girl named Amanda about fourteen years old, and a negro boy named Jefferson, about 11 years old all of which I have charged in my Cash Book on page 35, 36 & 37. Also another credit in said ~~Journal~~ of one thousand dollars, and a further credit in said note of five hundred dollars, which appears as charged in said Cash Book page 37th. The account on said Cash Book being charged by my taking back the brick house plantation, making the whole amount of advancements made five thousand dollars (\$5000.00). I also give and bequeath to my daughter Mary C. Herndon and her son Thos. Lawson Herndon and such other children as she may have born alive by her marriage with the said Thos. A. Herndon, the following property viz: a negro girl named Julia about eight years old, which I value at two hundred and fifty dollars (\$250.00). Two negroes, a man named J. G. G. about 25 years old and a woman named Charlotte about the same age, which said two negroes were purchased by the said Thomas A. Herndon at the Sale of the property of David Mansour (deceased), and by him conveyed to me by bill of Sale. For the payment of the price of said negroes I doent the said Thos. A. Herndon's

New dollars & fifty three and a half cents (\$549.53½),
consisting of cash, provisions and a negro girl named
Amanda about fourteen years old, and a negro boy
named Jefferson, about 11 years old all of which I have
charged in my Cash Book on pages 35, 36 & 37. Also another credit
in said ~~\$5000.00~~ of one thousand dollars, and a further cred-
it on said note of five hundred dollars, which appears
as charged on said Cash Book page 37th. The account
on said Cash Book being changed by my taking back
the brick house plantation, making the whole amount
of advancements made five thousand dollars (\$5000.00)

I also give and bequeath to my ^{said} daughter Mary G. Herndon
and her son Thos. Lawson Herndon and such other
children as she may have born alive by her marriage
with the said Thos. A. Herndon, the following property
viz: a negro girl named Julia about eight years old,
which I value at two hundred and fifty dollars
(\$250.00) Two negroes, a man named Jugutha about
25 years old and a woman named Charlotte about
the same age, which said two negroes were purchased by
the said Thomas A. Herndon at the sale of the property
of David Mansour (deceased), and by him conveyed
to me by bill of sale. For the payment of the price
of said negroes. I went the said Thos. A. Herndon's
security at the sale, and have given him my obligation
to pay the price of the purchase of said negroes
when said note becomes due. The amount of the purchase

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a negro man named Joe at \$500.00 cash given him in advancement as for receipt of July 25th 1835 Four thousand dollars, an account paid to the attorneys \$9.30 and a credit given on a note from Elletts Henderson & Co. dated 1st Feb'y. 1836 which said credit is for \$410.50. I also give and bequeath to him a negro man named Henry about 32 years old which I value at \$500.00 making in the whole advanced to him out of my Estate & to be accounted for by him in the final division thereof the sum of five thousand and five hundred dollars (\$5500.00). It is my will that my son George W. Henderson shall, on the final division of my Estate receive out of the residue thereof such for the sum as will make his dividend equal to those of his brothers & sisters.

I give and bequeath to my daughter Mary Gordon Henderson wife of Thos. A. Henderson as follows viz - I have given my said son in law a deed for lot No 11 in the North East square of Lincoln town valued at \$2000.00 which he has conveyed to C. C. Henderson. also a deed for one fifth part of a tract of land lying in Burke County on both sides of South Muddy Creek, which I held as a tenant in common with Thomas Williamson & Henry Cantler Esqrs. said deed is made in trust to the said Thomas A. Henderson for Mary G. Henderson his wife & her children which I

and a credit given on a note from Henry
Henderson & Co. dated 1st Feb'y. 1836 which said credit is
for \$410.50. I also give and bequeath to him a negro man
named Henry about 32 years old which I value at
\$500.00 nothing in the whole advanced to him out of my
Estate & to be accounted for by him in the final division
thereof the sum of five thousand and five hundred
dollars (\$5500.00). It is my Will that my son George
W. Henderson shall on the final division of my
Estate receive out of the residue thereof such further
sum as will make his dividend equal to those of
his brothers & Sisters.

I give and bequeath to my daughter Mary Graham
Henderson wife of Thos. St. Henderson as follows viz -
I have given my said son in law a deed for
lot No 11 in the North East square of Lincoln town valued
at \$2000.00 which he has conveyed to C. C. Hen-
derson also a deed for one fifth part of a tract of
land lying in Burke County on both sides of South
Muddy Creek, which I held as a tenant in common
with Thomas Williamson & Henry Cantler Esqrs. said
deed is made in trust to the said Thos. St. Henderson
for Mary G. Henderson his wife & her children which I
valued at \$300.00 I have also given the said Thos. St.
Henderson & wife Mary G. Henderson fourteen hundred &
fifty dollars & forty six & a half cents \$1450.46 1/2 -
by giving a credit for that amount, on a note of

Continued

four thousand dollars, given to me by the said Thomas A. Herndon for store goods dated 15th August 1836. Also a further advancement of fifteen hundred and forty nine dollars & fifty three and a half cents (\$1549.53½), consisting of cash, provision and a negro girl named Amanda about fourteen years old, and a Negro boy named Jefferson, about 11 years old all of which I have charged in my Cash Book on pages 38, 39 & 37. Also another credit on said ~~Jefferson~~ of one thousand dollars, and a further credit on said note of five hundred dollars, which appears as charged on said Cash Book page 37th. The account on said Cash Book being changed by my taking back the Hick house plantation, making the whole amount of advancements made five thousand dollars (\$5000.00). I also give and bequeath to my ^{said} daughter Mary A. Herndon and her son Thos. Lawson Herndon and such other children as she may have born alive by her marriage with the said Thos. A. Herndon, the following property viz: a negro girl named Julia about eight years old, which I value at two hundred and fifty dollars (\$250.00). Two negroes, a man named J. G. G. about 25 years old and a woman named Charlotte about the same age, which said two negroes were purchased by the said Thomas A. Herndon at the sale of the property of David Wainwright (deceased), and by him conveyed to me by bill of sale. For the payment of the price

New dollars & fifty three and a half cents (\$549.53 1/2)
consisting of cash, provisions and a negro girl named
Amanda about fourteen years old, and a Negro boy
named Jefferson, about 11 years old all of which I have
charged in my Cash Book on pages 35, 36 & 37. Also another credit
on said ~~5000.00~~ of one thousand dollars, and a further cred-
it on said note of five hundred dollars, which appears
as charged in said Cash Book page 37th the account
on said Cash Book being changed by my taking back
the brick house plantation, making the whole amount
of advancements made five thousand dollars (\$5000.00)

I also give and bequeth to my ^{said} daughter Mary E. Herndon
and her son Thos. Lawson Herndon and such other
children as she may have born alive by her marriage
with the said Thos. A. Herndon, the following property
viz: a negro girl named Julia about eight years old,
which I value at two hundred and fifty dollars
(\$250.00) Two negroes, a man named Jugatha about
25 years old and a woman named Charlotte about
the same age, which said two negroes were purchased by
the said Thomas A. Herndon at the sale of the property
of David Mansour (deceased), and by him conveyed
to me by bill of sale. for the payment of the price
of said negroes. I want the said Thos. A. Herndon's
security at the sale, and have given him my obligation
to pay the price of the purchase of said negroes
when said Note becomes due. The amount of the purchase

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is seven hundred & seventy eight dollars (\$778.00), also four other negroes by a negro woman named Kitty about thirty years old and her three Children by Amanda a girl about ^{six} ~~three~~ years old, Olan a boy three years old and Rany a boy two years old, the last mentioned four negroes being conveyed to me by said Thomas A. Herndon by bill of Sale, for which I am to pay a debt due Michael Reddick by the said Thos. A. Herndon amounting to one thousand & sixty dollars (\$1060.00) making in the whole amount advanced credited and divided seven thousand and eighty eight dollars (\$7088.00.) The aforesaid negroes are now in the possession of my said son in law Thos. A. Herndon and are to remain in his possession in trust for my said daughter Mary G. Herndon & their son Thomas L. ~~Herndon~~ ^{Herndon} and such other living children as they may have. My said daughter Mary G. Herndon and children are to have an equal share out of my estate with her brothers by taking into account the foregoing advancements devised to upon the final settlement of my Estate.

I give and bequeath to my son Logan Barry Herndon an equal share of my estate with the rest of his brothers & sister by his accounting for advancements to him, and money paid out for him; said advancements to amounting to seven thousand three hundred & forty five dollars seven & a half cents (\$7345.07 1/2) for which amount he gave me a receipt dated 11th April 1844.

and Bary a boy two years old, the last mentioned four
negroes being conveyed to me by said Thomas M. Herndon
by bill of sale, for which I am to pay a debt due Mic-
hael Rudisill by the said Thos. M. Herndon amounting to
one thousand & fifty dollars (\$1050.00) making in the whole com-
not advanced credited and devised seven thousand and eighty
eight dollars (\$7088.00.) The aforesaid negroes are now in the
possession of my said son in law Thos. M. Herndon and are
to remain in his possession in trust for my said
daughter Mary G. Herndon. Their son Thomas L. Herndon
and such other living children as they may have
My said daughter Mary G. Herndon and children are
to have an equal share out of my estate with her
brothers by taking into account the foregoing advancements
devises He upon the final settlement of my Estate

I give and bequeath to my son Logan Barry
Herndon an equal share of my estate with the rest
of his brothers & sister by his accounting for advan-
cements to him, and money paid out for him; said
advancements He amounting to seven thousand three hundred
and forty five dollars seven & a half cents (\$7345.07 1/2) for
which amount he gave me a receipt dated 11th April
A.D. 1840. which advancements are recorded in my
Cash Book on pages 13. 18. 21. 22. 24. 25. 29. 31 & 32. also
the further sum of fifty dollars cash paid by me.
for him 5th Sept. 1840 to Dr. S. P. Simpson which

Continued

makes the whole amount of advancements to him seven thousand three hundred & ninety five dollars seven & a half cents (\$7395.07 1/2).

I give and bequeath to my son Walter Caruth Henderson a barrel mare now in his possession valued at ninety dollars (\$90.00) and I have advanced ~~to~~ him and paid out for him in cash, a record of which is entered on my Cash Book. I have also some of money amounting together to four hundred & ninety dollars seventy two & 1/4 cents. also a note for two thousand dollars on G. W. Mott and J. W. Henderson, reference to my Cash Book being had will show all the items of advancements. I also will & bequeath to my said son Walter B. Henderson, the following negroes, viz a negro man named George about 45 years old I value at \$350.00 and his wife Jimmy 39 years old and her three children viz a boy named Henry Clay about 14 years old, a girl named Mariah 6 years old & Jimmy one year old said women & children I value at five hundred dollars (\$500.00), a girl named Rose 10 years old at two hundred and fifty dollars (\$250.00), a yellow boy named Gero about 17 years old valued at four hundred dollars (\$400.00) making in the whole advanced bequeathed & amount to three thousand nine hundred and ninety nine dollars seventy two & a fourth cents. I wish it to be charged to him and

I give and bequeath to my son Walter Cassius
Henderson a barrel mare now in his possession valued
at ninety dollars (\$90.00) and I have advanced to
him and paid out for him in cash, a second of
which is entered on my Cash Book. Various sums
of money amounting together to four hundred &
ninety dollars seventy two & 1/4 cents. also a note for
two thousand dollars on G. W. Mott and G. W. Henderson,
Reference to my Cash Book being had will show
all the items of advancements. I also will & bequeath
to my said son Walter R. Henderson, the following
negroes, viz a negro man named George about
45 years old I value at \$350.00 and his wife
Jimmy 39 years old and her three children viz
a boy named Henry Clay about 14 years old, a girl
named Hannah 6 years old & Jimmy one year old
said woman & children I value at five hundred
dollars \$500.00, a girl named Rose 10 years old at
two hundred and fifty dollars (\$250.00), a yellow
boy named Gero about 17 years old valued at four
hundred dollars (\$400.00) making in the whole, advanced
bequeathed & amount to three thousand nine hundred
and ninety nine dollars seventy two & 1/4 cents
cents, which sum is to be charged to him, and
accounted for in, from which is to be deducted
the sum of one hundred and fifty dollars, for
the use of I had of his negro boy Noah \$150.00,

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Leaving a balance of three thousand eight hundred and forty nine dollars seventy two & a fourth cents which sum is to be charged to him and accounted for in the final settlement and distribution of my Estate, he is to have an equal share with the rest of his brothers & sister.

I give and bequeath to my son Wallace Stephen & Edwin Henderson his heirs & assigns forever (Subject to My wife Elizabeth Henderson's dower as set forth in that part of this Will, appropriating her share of my Estate,) My house and Lot N^o. 7 in the North west square of Lincolnton. Now occupied by - Porter & Widow McCulloh, also my Brick House plantation joining lands of Peter, Hoke and others lying on the South west side of the South fork one mile West from Lincolnton containing 420 acres. he is to hold and occupy the aforesaid house & Lot, N^o. 7 in the N. W. square of Lincolnton, and the said brick house plantation as Tenant in Common with his Mother Elizabeth Henderson, during her natural life or Widow hood, provided they can agree - and should they wish to make a division, the same is to be made according to the directions set forth in the part relating to her. The whole to belong to him the said Wallace A. J. Henderson his heirs & assigns in fee simple after the death or Marriage of my wife Elizabeth Henderson his Mother. The said house & Lot aforesaid I value at one thousand dollars (\$1000.00) with the encumbrance the brick house plantation I value at two thousand dollars

and distribution of my Estate. he is to have an equal share with the rest of his brothers & sister

I give and bequeath to my son Wallace Stephen Henderson his heirs & assigns forever (Subject to my wife Elizabeth Henderson's dower as set forth in that part of this Will, appropriating her share of my Estate) my house and Lot No. 7 in the North West square of Lincolnton. now occupied by - Porter & Midway all Cullen. also my Buck House plantation joining lands of Peter Hoke and others lying on the South West side of the South fork one mile West from Lincolnton containing 420 acres. he is to hold and occupy the aforesaid house & Lot No. 7 in the N.W. square of Lincolnton. and the said buck house plantation as Tenant in Common with his Mother Elizabeth Henderson. during her natural life or Widow hood. provided they can agree - And should they wish to make a division. the same is to be made according to the directions set forth in the part relating to her. The whole to belong to him the said Wallace A. J. Henderson his heirs & assigns in fee simple after the death or Marriage of my wife Elizabeth Henderson his Mother. The said house & Lot aforesaid I value at one thousand dollars (\$1000.00) with the encumbrance the buck house plantation I value at two thousand dollars with the encumbrances of my wife Elizabeth's dower. making together the sum of three thousand dollars (\$3000.00) to be charged to him in the division of my Estate. I also give and bequeath to my said

Continued

son Wallace A. Henderson an undivided eighth part
of land lying in Rutherford County containing 300 acres
called the Beatty gold mine tract which I held one fourth
part of in company with Thomas Williamson & Henry Conder Egan,
one fourth part of which I claimed (the other eighth part
viz one half of my one fourth part) I gave to my son
C. B. Henderson. The same I valued ^{then} at three hundred dollars
(\$300.00) I also give and bequeath to my said son Wallace
A. Henderson the following negroes viz, (Pars) a man about
30 or 31 years of age valued at five hundred dollars
of 500.00, Stephen another man about 42 years old at 400
hundred dollars (\$400.00) Augustus a yellow boy about 9
years old at two hundred dollars (\$200.00) a negro
woman named Edy about 32 years old her daughter
called Ann about 7 years old named Cinderella about
5 years old, and one about one year old named
Delia, and any children she may have hereafter
to go with her said woman & children I value at
the sum of seven hundred dollars (\$700.00)
also a Bay mare now at the plantation between
5 & 6 years old. I value at one hundred dollars (\$100.00)
The whole amount of the aforesaid requests is five
thousand four hundred dollars (\$5,400.00) I also give
and bequeath to my said son Wallace A. Henderson
two good mules my best Road Wagon with gears
for four horses, all my farming tools not otherwise
disposed of one full set of Black Smith tools (the best

part of in company with Thomas Williamson & Henry Consterdyne,
one fourth part of which I claimed (the other eighth part
viz one half of my one fourth part I gave to my son
C. C. Henderson) the same I value ^{them} at three hundred dollars
(\$300.00) I also give and bequeath to my said Son Wallace
A. Henderson the following requests viz, Dave a man about
30 or 31 years of age valued at five hundred dollars
of \$500.00; Stephen another man about 42 years old at six
hundred dollars (\$600.00) Augustus a yellow boy about 9
years old at two hundred dollars (\$200.00) a Negro
Woman named Eddy about 32 years old her daughter
called Anne about 7 years old named Gwendolita about
5 years old, and one about one year old named
Delia; and any children she may have hereafter
to go with her said woman & children I value at
the sum of seven hundred dollars (\$700.00)
also a Bay Mare now at the plantation between
5 & 6 years old. I value at one hundred dollars (\$100.00)
The whole amount of the aforesaid requests is five
thousand four hundred dollars (\$5,400.00) I also give
and bequeath to my said Son Wallace A. Henderson
two good mules my best Road Wagon with gears
for four horses, all my farming tools not otherwise
disposed of, one full set of Black Smith tools (the best
on hand) four good cows & calves, two 2 year old
steers & two year old steers or heifers and to him and
his mother the whole of my stock of Hogs Sheep & goats

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and my wheat fan the same to be valued (by the Mules Wagon Smith tools and oth. stock, by two disinterested persons (selected by my Executors) upon oath and the amount thereof charged to him accordingly.

It is further my will that my said son shall have good English Education the expenses to be defrayed out of my Estate. I further wish that he should have a Collegiate Education the expenses of which is to be defrayed out of his own part of the Estate. He is to have an equal share in the distribution.

Whereas I hold the balance of a note ^{on my own hand} on Thomas N. Hendon (which he gave me for four thousand dollars dated 13th August A.D. 1836) now if the said balance so due should amount to more than what will make my said daughter Mary G. Hendon and her childrens share (with what they have already got) upon the final distribution of the residue of my Estate. Then in that case my said son in law Thomas N. Hendon is not to be sued on for said balance in any court of law or Equity. It shall be left to the said Thomas N. Hendon to pay the same whenever he can without distressing his family, and should he pay the same he shall not be charged any interest thereon from the date of this Will -

I hereby empower & authorise my Executors herein after constituted & appointed to sell the house &

It is further my will that my said son shall have good English Education the expenses to be defrayed out of my Estate. I further wish that he should have a Collegiate Education the expenses of which is to be defrayed out of his own part of the Estate. He is to have an equal share in the distribution.

Whereas I hold the balance of a note ^{on my son in law} on Thomas A. Heardon (which he gave me for four thousand dollars dated 13th August A.D. 1836) now if the said balance so due should amount to more than what will make my said daughter Mary G. Heardon and her children's share (with what they have already got) upon the final distribution of the residue of my Estate. Then in that case my said son in law Thomas A. Heardon is not to be sued on for said balance in any court of law or Equity. It shall be left to the said Thomas A. Heardon to pay the same whenever he can without distressing his family, and should he pay the same he shall not be charged any interest thereon from the date of this Will -

I hereby empower & authorize my Executors herein after constituted & appointed to sell the house & lot I now live in viz lot #2 in the North East square of Lincolnton either at public or private sale together with all other town lots or lands that may belong to my Estate at my decease, and not

Continued

Specially devised by this my last Will & Testament. They are also to sell all other property not ^{specifically} specially devised ^{at} at public or private sale to the best advantage and where as it is expected that my wife Elizabeth and my son Wallace & J. Henderson will live together & farm together, and that they will need all the crop raised on the farms belonging to, or occupied by me for one year previous to my decease: the whole thereof is therefore to be appropriated to them for their first years support.

It is my Will that all the debts due my Estate at my decease, be collected as soon as possible, that is at least within two years after my decease.

It is my Will that each of my Children shall have an equal share of my Estate, my two Grandsons the Children of John P. Henderson deceased to receive the share of their father would be entitled to were he living. each one of said Children to receive their share when they arrive at 21 years of age, but the same may be paid over to their Guardian at any time after my decease when a majority of my Children may desire a division and the debts due my Estate can be collected, at least within two years after my decease. And my Executors or other persons who may undertake the execution of this my Will, when prepared for a division shall choose

I provide that my wife Elizabeth
and my son Wallace & Henderson will live together
& farm together, and that they will need all the
crop raised on the farms belonging to, or occupied
by me for one year previous to my decease: the
whole thereof is therefore to be appropriated to them for their
first years support.

It is my Will that all the debts due my Estate
at my decease, be collected as soon as possible, that is
at least within two years after my decease.

It is my Will that each of my Children shall
have an equal share of my Estate, my two Grand-
sons the Children of John P. Henderson deceased
to receive the share of their father would be entitled
to were he living, each one of said Children to rece-
ive their share when they arrive at 21 years of age,
but the same may be paid over to their Guardian
at any time after my decease when a majority of
my Children may desire a division and the debts
due my Estate can be collected, at least within
two years after my decease. And my Executors or
other persons who may undertake the execution of this
my Will, when prepared for a division shall choose
two respectable men, who shall be approved by my wife
(if living) and a majority of my Children (or their
guardians) who may be living in this County, and
the said Executors or other persons executing said Will,
shall lay before them upon oath a just and true

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Inventory of said Estate. who shall be sworn to make an equal distribution or division among my said devisees according to this will (according to the best of their judgment) The property which I have especially devised to each one shall be taken at the price set thereon (unless the value thereof shall be materially changed by their opinion by accident or otherwise) as I have charged them in my Cash Book, and I intend to charge any further advancements I may make before my decease in said book, and they are to be counted in in the settlement in the same manner. But if the money and other property so advanced by me and received by any one of my children shall exceed his or their just share of the whole of my Estate. He or they shall refund to the Executor or Executors ^{if unable them} so as to make each share equal as aforesaid. Nevertheless should the share of my daughter Mary G. Hendon & her children advanced exceed their rateable share of the whole Estate by taking into consideration the balance of a \$4000.00 note as above stated, they shall not be compelled to refund unless they are able to do so without injury to their family. Lastly I do hereby constitute and appoint my son Charles C. Hendon and my friend John Coulter the Executors of my this my last will and

best of their judgment) The property which I have
especially devised to each one shall be taken at
the price set thereon (unless the value thereof shall
be materially changed by their opinion by acci-
dent or otherwise) as I have charged them in my
Last Book, and I intend to charge any further
advancements I may make before my decease
in said Book, and they are to be counted in
in the settlement in the same manner. But if the
money and other property so advanced by me and
received by any one of my Children shall exceed
his or their just share of the whole of my Estate. He
or they shall refund to the Executor or Executors
so as to make each share equal as aforesaid
nevertheless should the share of my daughter Mary
G. Hendon & her children advanced exceed their
rateable share of the whole Estate by taking into con-
sideration the balance of a \$4000.00 note as above
stated, they shall not be compelled to refund unless
they are able to do so without injury to their family
Lastly I do hereby constitute and appoint my son
Charles C. Hendon and my friend John Conter
the Executors of my this my last will and
testament and in case ^{they or} either of them should
decline to act or die before the execution of
this Will shall be executed, then I appoint
Jacob Ramsour Senr of Lincoln to execute this

Continued

Will and Testament and I do hereby revoke, disannul
and disallow all former Wills by me made & executed
and declare & publish this & this alone to be my
last Will & Testament. In testimony whereof I
have hereunto set my hand and affixed my
Seal, the day and year first above ^{written} mentioned.

Published & declared by Lawson

Henderson to be his last Will & Testament

in presence of us, in whose presence

& the presence of each other

Lawson Henderson

J. S. Pfander,

H. Cantler,

Jacob Pambour,

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I Lawson Henderson of the County of Lincoln
and State of North Carolina, being made in
body but of a sound mind and memory did
on the 8th day of September AD 1842 make, ordain
Establish and publish the foregoing as is hereunto
attached as my last Will & Testament, and have
this day particularly Examined the same do now
again the 19th day of September publish and
declare the same to be, truly my last Will and
Testament in the presence of the following subscribing
witnesses viz Henry Conster D. S. Johnson & J. T. Alexander
who have also particularly Examined, and in whose
presence I have published and declared the same
to be my last Will and Testament

Witness

A. Conster

Lawson Henderson (Seal)

J. T. Alexander,

D. S. Johnson

Continued

Codicil, Whereas I Lawson Henderson of the
Town of Lincolnton County of Lincoln State of
North Carolina, have duly made & executed my last
Will & Testament, bearing date 8th September A.D. 1842 and
desirous to amend the same in part, Therefore, I do hereby
make and execute this Codicil to be taken as a part
thereof, and to be annexed to said last Will & Testament
Viz, Whereas in the said last Will & Testament I have
willed & bequeathed to Mary G. Henderson wife of Tho.
Henderson some Negroes by Amanda a girl about
fourteen years old, Jefferson a boy eleven years of age
Julia a girl eight years of age together a man twenty
five years of age Charlotte a woman about the same age
Hetty a woman about thirty of age and her three children
namely Amanda a girl about six years of age Clara
a boy three years of age and Barry a boy two years
of age, which are now in the possession of said son
in law Thomas H. Henderson, and are to remain in his
possession in Trust for my daughter Mary G. Henderson
and their son Thos. L. Henderson and such other living
Children as they may have -

This Section of my ^{last} Will
& Testament I do hereby alter in the following man-
ner & form viz I Will and bequeath to my son
Charles C. Henderson my friend John Conliffe
in trust for my daughter Mary G. Henderson, wife of

desirous to amend the same in part. Therefore, I do hereby
make and execute this Codicil to be taken as a part
thereof, and to be annexed to said last Will & Testament
viz; Whereas in the said last Will & Testament, I have
willed & bequeathed to Mary G. Hendon wife of Tho:
N. Hendon nine Negroes by Amanda a girl about
fourteen years old, Jefferson a boy eleven years of age
Julia a girl eight years of age Sigmund a man twenty
five years of age Charlotte a woman about the same age
Ritty a woman about thirty ^{years} of age and her three children
by Amanda a girl about six years of age Elam
a boy three years of age and Barry a boy two years
of age, which are now in the possession of said son
in law Thomas N. Hendon, and are to remain in his
possession in Trust for my daughter Mary G. Hendon
and their son Thos L. Hendon and such other living
Children as they may have -

This Section of my ^{last} Will
& Testament I do hereby alter in the following man-
ner & form viz; I Will and bequeath to my son
Charles C. Henderson my friend John Conliffe
in trust ^{the use & benefit} for my daughter Mary G. Hendon, wife of
the said Tho: N. Hendon and such living Children
as the said Thomas N. Hendon & Mary G. Hendon
may have, the aforesaid nine Negroes viz; Amanda
a girl fourteen years of age Jefferson a boy eleven
years of age Julia a girl eight years of age

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I further a man twenty five years of age Charlotte a woman about twenty five years of age Betty a woman about thirty years of age and three Children viz, Amanda a girl about six years of age Elam a boy about three years of age, and Harry a boy about two years of age, and their Increase.

And the said Charles C. Herndon Son & John Coulter Trustees as aforesaid or their legal representatives, are hereby directed and required, to take the said Negroes into their possession; whenever they believe they are not well treated, or the profits arising from said Negroes and not applied to the Support & maintenance of the said Mary G. Herndon & her Children, as intended by the Will. And in no instance or their increase ^{shall said negroes} be removed beyond the limits of this State, but by the special consent of the above named trustee. I further Will and direct that in case my daughter Mary G. Herndon should die, leaving no living issue, that then the above named nine negroes & their increase be equally divided amongst the brothers of the said Mary G. Herndon & her mother. And whereas I have discovered an error in the amount advanced to the said Mary G. Herndon as set forth in said will of \$7085, which I do hereby correct in the fol-

three Children viz, Amanda a girl about six
years of age Elam a boy about three years
of age, and Barry a boy about two years of age,
and their increase.

And the said Charles C. Henderson
son & John Coulter Trustees as aforesaid or their
legal representatives, are hereby directed and requir-
ed, to take the said Negroes into their possession;
whenever they believe they are not well treated,
or the profits arising from said Negroes and not
applied to the Support & maintenance of the
said Mary G. Henderson & her Children, as intended
by the Will. And in no instance or ^{shall said negroes} this increase
be removed beyond the limits of this State, but by the
Special consent of the above named trustee. I further
Will and direct that in case my daughter Mary
G. Henderson should die, leaving no living issue,
that then the above named nine negroes & their increase
be equally divided amongst the brothers of the said
Mary G. Henderson & her mother. And whereas I have
discovered an error in the amount advanced
to the said Mary G. Henderson as set forth in said
will of \$7085. which I do hereby correct in the fol-
lowing manner, viz. The whole amount advanced ac-
ted and devised to the said Mary G. Henderson
is seven thousand two hundred & fifty dollars \$7250.
And whereas I have directed in my last will &

Continued

Testament that the balance due me on a \$4000 note given to me on the 13th day of August 1836, by Thomas Henderson amounting to the sum of, near twenty six hundred Dollars, is not to be collected by my executors. I hereby revoke the same, and direct my executors to an a final distribution of my property if there should not be enough coming to my daughter Mary G Henderson besides the sum I have already advanced her and her husband of seven thousand two hundred & fifty dollars, to pay the balance of the said four thousand Dollars. That my executors are to collect the said balance from the said Thos. A. Henderson by suit or otherwise, If they should think proper to do in witness whereof I have hereunto set my hand and seal this 17th day of November in the year of our Lord one thousand eight hundred & forty two signed sealed and declared as a codicil to the last will & Testament of Samuel Henderson in our presence

Samuel Henderson (Seal)

H. Chandler

B. S. Johnson

December Sessions 1843

Codicil (second) I Gerson Henderson of the Town of
Lincolnton in the County of Lincoln & State of North
Carolina, have duly made and executed my last
Will & Testament bearing date 8th day of September
1842, also a Codicil thereto bearing 17th day of Novem-
ber 1842 - and being desirous to amend the aforesaid
Will & Testament in another part - therefore I do make
and execute this second Codicil to be taken as a part
of & to be annexed to said last Will & Testament viz;
Whereas in the said last Will & Testament I have Willed
and bequeathed to my Son Walter Carruth Hender-
son seven negroes viz: George a man about forty
five or six years old and his wife Lincy
about thirty nine or forty years old and
her three Children viz a boy named Henry
between four & five years old a girl
named Manah between six & seven years old
and a small girl named Jimmy between one
& two years old, also a girl named Rose
about ten or eleven years old, and a yellow
boy named Geo. seventeen or eighteen years
old (at this time)

This Section of my last Will & Testament
I hereby alter in the following manner to-wit:
I will and bequeath to my son Charles
G. Henderson & my friend John Coalter,

Will & Testament bearing date 8th day of September
1842, also a Codicil thereto bearing 17th day of Novem-
ber 1842 - and being desirous to amend the aforesaid
Will & Testament in another part - therefore I do make
and execute this Second Codicil to be taken as a part
of & to be annexed to said last Will & Testament viz:
Whereas in the said last Will & Testament I have Willed
and bequeathed to my Son Walter Carruth Hend-
son seven negroes viz: Gerge a man about forty
five or six years old and his wife Jimmy
about thirty nine or forty years old and
her three Children viz a boy named Henry
Clay between four & five years old a girl
named Manah between six & seven years old
and a small girl named Jimmy between one
& two years old, also a girl named Rose
about ten or eleven years old, and a yellow
boy named Geo seventeen or eighteen years
old (at this time)

This Section of my last Will & Testament
I hereby alter in the following manner to-wit:
I will and bequeath to my Son Charles
C. Henderson & my friend John Coulter,
In trust, and for the use and benefit of my
said Son Walter C. Henderson the aforesaid seven
negroes viz Gerge, Jimmy & her three Children viz
Henry Clay, Manah & Jimmy, also a negro girl

I increase, and the said Charles C. Henderson & his
Co-trustees as aforesaid, or their legal representa-
tives are hereby directed & required to take the afore-
said Negroes & their increase into their possession
immediately after my decease, if they should deem
it advisable & necessary for the safety of the property
and the benefit of my said son Walter C. Henden-
son, and they (the said Trustees) are to hire out said
Negroes or employ them in some way, that may deem
most advisable for the benefit of my said son Walter
C. Henderson, and in no instance shall the afore-
said Negroes be removed beyond the limits of
this State but by the special Consent of the above
named trustees - But at any time when the aforesaid
trustees shall deem it advisable, they may give
up negroes into the possession of my said son
Walter C. Henderson, and should my said son
live to have children legally born to him, and
should die before he has obtained full possession
and then in that case the said Negroes & their increase
are to be given up by the said Trustees, to the said
Children or their guardians.

I further will & direct that if my said son
Walter C. Henderson should die leaving no
Children lawfully born to him, then the afore-
said seven Negroes and their increase,
are to be sold, and the proceeds of the sale
to be equally divided amongst the said Wal-

Continued.

named Rose & a yellow boy named Geo and their increase, and the said Charles C. Henderson & his Co. Trustees as aforesaid, or their legal representatives are hereby directed & required to take the afore said Negroes & their increase into their possession immediately after my decease, if they should deem it advisable & necessary for the safety of the property and the benefit of my said son Walter C. Henderson, and they (the said Trustees) are to hire out said Negroes or employ them in some way, that may deem most advisable for the benefit of my said son Walter C. Henderson. And in no instance shall the afore said Negroes be removed beyond the limits of this State but by the special Consent of the above named trustees - But at any time when the aforesaid trustees shall deem it advisable. They may give up negroes into the possession of my said son Walter C. Henderson, and should my said son live to have children legally born to him and should die before he has obtained full possession ^{and} then in that case the said Negroes & their increase are to be given up by the said Trustees, to the said Children or their guardians.

I further Will & direct that if my said son Walter C. Henderson should die leaving no Children lawfully born to him, then the afore

lives are hereby directed & required to take the afore
said Negroes & their increase into their possession
immediately after my decease, if they should deem
it advisable & necessary for the safety of the property
and the benefit of my said son Walter C. Hend-
erson, and they (the said Trustees) are to hire out said
Negroes or employ them in some way, that may deem
most advisable for the benefit of my said son Walter
C. Henderson, and in no instance shall the afore
said Negroes be removed beyond the limits of
this State but by the Special Consent of the above
named trustees - But at any time when the aforesaid
trustees shall deem it advisable. They may give
up negroes into the possession of my said son
Walter C. Henderson, and should my said son
live to have children legally born to him and
should die before he has obtained full possession
then ^{and} in that case the said Negroes & their increase
are to be given up by the said Trustees, to the said
Children or their guardians.

I further Will & direct that if my said son
Walter C. Henderson should die leaving no
Children lawfully born to him, then the afore
said seven Negroes and their increase,
are to be sold, and the proceeds of the sale
to be equally divided amongst the said Wal-
ter C. Henderson's brothers & sisters.

December Sessions 1843

In witness whereof I Lawson Henderson have
hereunto set my hand and seal this 12th day
of May A.D. 1843

signed, sealed, published &
declared, as a deed to
the last Will & Testament
of Lawson Henderson, by the
Testator himself, in presence of

Lawson Henderson (seal)

us
O. S. Johnson
J. S. Alexander

Continued

Codicil third. I Lawson Henderson of the County of Lincoln & State of North Carolina I have duly made and executed my last Will & Testament and bearing date 8th September 1842. also a Codicil thereto bearing date 17th November 1842, and a further Codicil bearing date 12th May 1843. - And being desirous to amend the aforesaid Will & Testament together with the first Codicil. Therefore do make and execute this third Codicil, to be taken as a part of and to be annexed to the said last Will & Testament vizz for greater certainty and to remove all doubts as to the bequests to C. C. Henderson and John Coulter as Trustees for my daughter Mary C. Henderson and her son Thomas L. Henderson and such other living Children as the said Mary C. Henderson may have. I hereby state my intention, in such bequests to them in the foregoing Will & Codicil to be, that the said C. C. Henderson & John Coulter Trustees take and hold all the property herein before given to them as Trustees, for the sole and separate use of my said daughter Mary C. Henderson & her Children, subject to the directions & provisions hereinbefore mentioned. In witness whereof I Lawson Henderson have hereunto set my hand & seal this 28th day of June A.D. 1843

Will & Testament and bearing date 8th September 1842. also a Codicil thereto bearing date 17th November 1842, and a further Codicil bearing date 12th May 1843. - And being desirous to amend the aforesaid Will & Testament together with the first Codicil, Therefore do make and execute this third Codicil, to be taken as a part of and to be annexed to the said last Will & Testament (viz) For greater certainty and to remove all doubts as to the bequests to C. C. Henderson, and John Coultas as Trustees for my daughter Mary C. Henderson and her son Thomas L. Henderson and such other living Children as the said Mary C. Henderson may have, I hereby state my intention, in such bequests to them in the foregoing Will & Codicil to be, that the said C. C. Henderson & John Coultas Trustees take and hold all the property herein before given to them as Trustees, for the sole and separate use of my said daughter Mary C. Henderson & her Children, subject to the directions & provision & herein before mentioned, In witness whereof I Lawson Henderson have hereunto set my hand & seal this 28th day of June A.D. 1843

Signed sealed published & declared,
as a codicil to the last Will & Testament of
Lawson Henderson by the testator himself
in presence of us

D. S. Johnson

J. S. Alexander

Lawson Henderson (Seal)