

In the name of God Amen.

I Michael Schenck of the Town of Lincoln in the County of Lincoln in the State of North Carolina being of sound & disposing mind & memory and calling to mind the mortality of my body. Do execute this my last will & Testament in the following manner and form: Viz- My spirit I assign into the hands of God who gave it; and my body to its mother & wish to be buried in a decent & Christian manner. And as touching my worldly estate wherewith I hath pleased God to bless me, I will and bequeath it as follows;

Whereas I have heretofore advanced to my son John Schenck (now residing in Boston County State of Alabama) in cash and other property to the amount of some thousand dollars and upwards, which is more than I am able to give any of the rest of my children, and the said John Schenck not having been and heretofore to refund any of said money, I therefore will and bequeath to my trusty friend Miles Abernathy of the County of Boston in the State of Alabama in trust the plantation whereon my son John Schenck now lives in the County of Lincoln in the State of Alabama, it being the land conveyed by Peter Schenck to me by deed bearing date 29th day of January 1841 on which is a Sulphur Spring and a Saw Mill. And it is my will that the said Miles Abernathy Trustee take into his care & possession the aforesaid tract of land and that he sell the same either publicly or privately, provided that he can sell the same for four thousand dollars or more and out of the proceeds of said sale he is to pay over to my Executors one thousand dollars.

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I do it as my will that the said Miles Abernathy Trustee to be into
his care & possession the aforesaid tract of land and that he sell
the same either publicly or privately, provided that he can sell the
same for four thousand dollars or more and out of the proceeds
of said sale he is to pay over to my Executors one thousand dollars.
And the balance of the proceeds of said sale, after defraying the nec-
essary expenses, said Trustee is to lay out for a good piece of
land, or vest it in other good stock, for the use and benefit of
my said son John Schenck & family, and at his decease the said
property to be equally divided amongst his heirs. And should the
said Trustee not be able to sell said lands for four thousand
dollars then & in that case he is let the said John Schenck
live thereon & occupy it for his own benefit & that of his family;
or lease, or rent it out for their benefit. And after the decease of
the said John Schenck, the said Trustee, or his representative,
are hereby directed to sell said plantation to the best advantage,
and out of the proceeds of said sale to pay over to my Executors
for the benefit of the rest of my heirs the sum of one thousand
dollars, and the balance thereof to be equally divided amongst all
the said John Schenck's children or their legal heirs. And I do
hereby authorize & empower the said Miles Abernathy or his
legal representative, to convey said tract of land with the appurtenances
to the purchaser thereof by a deed of conveyance in fee simple.

To my daughter Elizabeth McDaniel I have given eleven hundred &
thirty nine dollars, for which I hold her husband Daniel D.

McDannels receipt. I also give + bequeath to her my negro boy named Charles which I value at five hundred dollars; and five hundred + fifty dollars in cash.

To my daughter Barbara Hanby I have given seven hundred + fifty dollars, for which sum I hold Allen Hanby's receipt. I also give + bequeath to her the further sum of nine hundred dollars.

I will + bequeath to my grandson John M. Richardson twelve hundred dollars in cash.

To my daughter Lavina McPherson I will + bequeath the house + lot I now occupy it being lot No 16 in the South East Square of Lincolnton, which I value at seven hundred + fifty dollars. I also give her lot No. 38 in the said South East Square of Lincolnton which I value at one hundred dollars; also Lots No 55 + 56 in said Square valued at one hundred dollars. I also give her my negro man named Andrew, valued at three hundred + fifty dollars, and my negro woman named Caroline valued at three hundred + fifty dollars I conveyed to Angus McPherson by a bill of sale dated 1836 when negro women + her children are now in the possession of my said daughter Lavina McPherson. I also will + bequeath unto her the further sum of four hundred + fifty dollars in cash.

To my son David W. Shenck, I have given one thousand + twenty four dollars, for which he gave me his receipt. I also will + bequeath to my said son David W. Shenck the house + lot he now occupies being Lot No 2 in the South East Square of Lincolnton lying on main front street. Also Lots No 34 + thirty five in the said South East Square of Lincolnton. Also a tract of land containing

Executors or heirs by my said Trustee; that sum is to be equally divided between my children Henry Schenck, David W. Schenck, Elizabeth McDaniel, Barbara Hamby, Lavinia McPherson & my grand son John Richeson.

I hereby nominate and appoint my sons Henry Schenck & David W. Schenck and my son in law Allen Hamby Executors, to execute this my last & will and Testament.

~~In witness whereof.~~

And I do hereby disannul, disallow and make void all other & former Wills by me made or executed. And do hereby publish and declare this & this only, to be my last Will and Testament.

In witness whereof I Michael Schenck have hereunto set my hand and affixed my seal the 5th day of April, A.D. 1847.

Signed, sealed, published & declared in presence of us, & in presence of each other.

Michael Schenck (Seal)

J. T. Alexander

Jno. Coulter

Codicil to the foregoing Will.

Signed, sealed, published &
declared in presence of us,
& in presence of each other.

J. T. Alexander

J. C. Coulter

Michael Schenck (Seal)

Codicil to the foregoing Will.

I Michael Schenck who executed the foregoing will being now of sound mind & memory do attach this Codicil making it a part of my last Will & Testament as follows to wit that is to say. I give & bequeath unto my son David W. Schenck & my daughter Lavinia McPherson, jointly & equally a tract of land containing fifty five acres lying on Mill Branch a fork of Clarks Creek conveyed by Absalom Warlick to me, it being the tract willed in the foregoing will exclusively to my son D. W. Schenck.

In testimony whereof I do hereby publish & declare this to be taken as a part to the foregoing last Will & Testament by me made.

In witness whereof I Michael Schenck hath this day at my hand & seal the 19th Feby. 1849.

Michael Schenck (Seal)

J. T. Alexander
B. S. Johnson.