

James Batten Esq. will
State of North Carolina
Montgomery County

I James Batten Esq. of the County and State aforesaid being of sound mind and memory but considering the uncertainty of my earthly existence do make and declare this my last will and testament in manner and form following that is to say

Item 1st) That my executor herein after mentioned shall provide for my body a decent Burial Suitable to the wishes of my friends relations and friends and pay all my funeral expenses together with my last debts - howsoever and to whomsoever owing out of the moneys that may first come to his hands as a part or parcel of my estate

Item 2^d) I give and devise to my beloved wife and my son James Batten one hundred and eighty acres of land it being the balance of the land of land which I now possess which I have not given of to my son James Batten to her him and her during her natural life and at her decease to be my son James; absolute right

Also I give and devise to my beloved wife Mary Batten one negro man named Ephraim and one negro woman named Hannah and all my house hold and kitchen furniture and all my farming tools of every description to be hers during natural life and at her death to be equally divided among my children

To wit South Lewis David Batten Sarah M. Dusan and Mary Channoy and James Batten

Item 3^d) I give and devise to my oldest daughter Sarah M'Duncan South Lewis and the heirs of her body one negro Girl Norry and one Negro Boy named Calvin to be delivered at my decease

James Batten Esq. Will Continued

Item 4th) I give and devise to my daughter Sarah M'Duncan and the heirs of her body one Negro Girl named Len and one do named Sister Mary to be delivered at my decease

Item 5th) I give and devise to my daughter Mary Channoy and the heirs of her body one negro Girl named Nancy Ann and one named Liza Charlot to be delivered at my decease

Item 6th) I give and devise to my son James Batten one negro Boy named Jacob I also give and devise to my son James Batten all my tract of land on which I now live at my wife's decease to have and to hold to him and his heirs in fee simple forever

Item 7th) and lastly I do hereby constitute and appoint my truly friend James Batten my lawful executor to all intents and purposes to execute this my last will and testament according to the true intent and meaning of the same and every part and clause thereof hereby revoking and declaring utterly void all other wills and testaments by me ~~made~~ heretofore made

In witness whereof I the said James Batten Esq. do unto set my hand and seal the 11th day of February AD 1845 Signed sealed published and declared by the said James Batten Esq. to be his last will and testament in the presence of us who at his request and in his presence do subscribe our names as witnesses thereto

James Batten Esq. Subscribed

Codicil to the foregoing will

Whereas James Batten have made my last will and testament in writing bearing date the 11th day of February 1845 and thereby made sundry devises

over

77
Codical to the foregoing Will
and bequest according to then existing
existing circumstances of my estate but
which circumstances having now materially
changed I do by this my writing which I
I hereby declare to be a codical to my said
will to be taken and construed as a part
thereof It is my will that my son James
Batten have in addition to what I devised
to him in the foregoing will a negro Girl
Nancy to be his at the death of my wife Mary
Batten of which I have him a bill of sale
Red Signed & sealed the 7th day of March
A.D. 1833 I present of

Maleum Marchison
Mun Coogin

James ^{his} Batten ^{son}
mark

N.B. the words and her heirs were stricken
out before signing. Also and the heirs of her
Beddy were inserted before signing.

August M. Turner

Robert Boyds Will 78

I Robert Boyd being weak in body yet of
sound and perfect mind & memory blessed be
God do publish and declare this my last will
& testament in manner & form as follows
Item 1st I give & bequeath to my beloved
Wife one Negro girl by the name of
Malinda - I also give & bequeath to my said
beloved wife one third part of the land
where I now live to include my dwelling house
and plantation during her natural life -
Item 2nd And as to the balance of my estate
of goods & chattels lands and tenements of
what nature & kind soever my will and desire
is that the whole be equally divided amongst
my said beloved wife & also Boyd my oldest
son David A Boyd - Nelson W Boyd James
P Boyd - Benjamin B Boyd - Lecky C Boyd
Calvin W Boyd - Martha Boyd & Ann Boyd
all share & share alike -
And last of all I appoint my dutiful & trusty
son David A Boyd Executor with my beloved
wife executrix to this my last will & testament
hereby revoking all former Wills by me made
in witness whereof I the said Robert Boyd
do hereunto set my hand & seal this 19th day
of January in the year of our Lord one
thousand eight hundred & forty eight

Signed sealed published
and delivered by the
said Robert Boyd &
to his last will & testament
in the presence of us who at
his request and in his
presence do subscribe our names
as witnesses Thereto

L Simmons
W H Simmons

N H Boyd Seal