

60. — Will at September 6th 1826.

Abner and Sarah below. — I give my daughter ^{Frances} Elender Barry thirty dollars at the decease of her Mother. — Also I appoint Thomas James and David James my lawful and sole executors to this my last Will and Testament. — and I do hereby utterly disallow all and every other former Testaments, Wills, bequests, legacies and executors by me in any wise before named, made, bequeathed ratified and confirmed this and no other to be my last Will & Testament. — In Witness Whereof I have set my hand and seal this seventeenth day of July in the year of our Lord 1826. — Signed sealed, pronounced and declared by the said John James as his last Will and Testament in the presence of us, who in his presence and in the presence of each other have hereunto subscribed our names. —

William Adair (Scrib)

Thomas Marlow (Scrib)

John James (Scrib)

Wills —

October Court 1826

In the name of God Amen.

I John Schoedel of Pulaski County & State of North Carolina, being in a low state of health and knowing that it is appointed unto man once to die but as the day nor the hour is not known, and I am blessed with my good reasoning faculties and sound mind do make, ordain, declare and publish this my last Will and Testament, revoking all others. —

1st After my decease I request that my body shall be interred in a plain but decent manner at a suitable spot of Ground on the plantation where I now live or may die. —

2nd I earnestly request that my just debts should be all paid (if there should be any) as soon as circumstances will permit. —

3rd Then I give and bequeath unto my beloved wife Sally Schoedel all my real and personal estate during her widowhood, and should my beloved wife die my widow, then our children should have it divided and each receive an equal share, as at present we have but one son whose name is Thomas. — 4th — But should my beloved wife Mary again, I must earnestly desire.

my Executors to reserve my real and personal estate for the only proper use and support of my beloved wife Sally Schoedel and our children, I allude not to any children that my beloved wife may have after my decease, or those that I had in my former marriages. —

And lastly I appoint my executor for the faithful execution of this my last Will and Testament, Absalom Warlick, Jerrall Crowder and Jerramiah Blanton. —

62. Mills - October Court 1826

Rutherford County, State of North Carolina
in the year of our Lord one thousand eight
hundred and twenty six, on the twenty eighth
day of April, and forty eighth year of American
Independence - Signed, sealed and delivered in
presence of this witness
and me in the presence of
each other

Attest
Joseph Green Justice
Samuel Mutton (Jury)

John Schroeder

January Court 1827.

In the name of God: Amen

I Mary Ann York of the County of Rutherford
and State of North Carolina being of an ill State of
Health but of sound and perfect mind & memory do
make this my last will in manner and form following
viz: I give my immortal soul to God that gave it to me
hoping through the merits of our Lord and Saviour Jesus
Christ to enjoy eternal happiness.

Item. I give and bequeath unto my son John York and
feather bed called my down bed and two sheets for himself and
his heirs forever.

2nd Item. I give and bequeath unto my son William York
seventy five Cents for himself and his heirs forever.

3rd Item. I give and bequeath unto my son Arner York seventy
five Cents for himself and his heirs forever.

4th Item. I give and bequeath unto my daughter Sally York
two hundred acres of land on the water of Crooked Run

63. Mills - January Court 1827

which was patented by Christopher Malbirt also the
mare which is with foal and the Colt is to be Sally's son
Laird, also one Cow, nine Hogs, all the beds and all
the bed clothing excepting the bed and two sheets al-
ready devised to John, and also all my household
furniture & Kitchen furniture, and also all the ^{boards} plank &
all the shutters and facings belonging to the house.
and also all the farming utensils also one flax
wheel and cards, one pair of still yards, also my boots
and Carpenters tools, and also all the balance of
my property for myself and her heirs forever.

1st Item. I give and bequeath unto my daughter Nancy York
twenty five Cents for herself and her heirs forever.

2nd Item. I give and bequeath unto my daughter Dickey
Dile twenty five Cents for herself and her heirs forever.

3rd Item. I give and bequeath unto my daughter Mary Ann
Dile twenty five Cents for herself and her heirs forever.

4th Item. I will and ^{allow} bequeath that my daughter
Sally shall pay all my just debts and bequeath-
ments. And also I do hereby make and ordain
my daughter Sally York Executrix of this
my last will and Testament. In Witness
whereof I have hereunto set my hand and
affixed my seal this fifteenth day of
October, one thousand eight hundred and twenty
six.

Signed sealed pronounced &
declared in the presence of
Saml. J. Gidney
Robert Mills (Jurat)

Mary Ann York Seal
mark