

December Term 1853.

The last will and Testament of John Tucker deceased of Halifax County Virginia (of which the foregoing is a true copy) being produced in open Court it was moved that the same be admitted to record: and it appearing to the satisfaction of the Court that the execution of said will had been sufficiently proved in the State of Virginia: It is ordered that said will with the certificates annexed be recorded.

Per W. H. C. C.

I Adam Mitchell of the County of Stokes, and State of North Carolina, 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.

First - that my Executors (herein after named) shall provide for my body a decent burial, suitable to the wishing of my relations and friends, and pay all funeral expenses together with my last debts howsoever and to whomsoever owing, out of the moneys that may first come into his hands as a part, or parcel of my estate.

Item - I give and devise to my beloved wife Mary Mitchell one hundred and eight acres as to include the plantation house all out house and other improvements bounded as follows - Beginning on a sassafras running north two hundred and sixty eight poles to a black oak, thence west sixty five poles to a dogwood, thence south two hundred and sixty eight poles to pointers on the Hoptstone Hill, thence eastward sixty five poles to the beginning, to have and to hold to her the said Mary Mitchell for and during the term of her natural life, in satisfaction for, and in lieu of her dower and thirds of and in all my real estate.

Item - I give and bequeath to my eldest daughter Elizabeth one hundred and fifty six acres of Land whereon she now lives bounded as follows, Beginning at pointers south east corner of lot No three, and running east on the old line sixty three and one fourth poles to a chestnut

tree and pointers in the old line, thence north on a new line four hundred poles to pointers in the northern boundary of the old tract, thence east sixty two poles to a black gum corner of No three, thence south on the line of No three four hundred poles to the beginning, to have and to hold to her and her heirs forever.

Item - I give and bequeath to my second daughter Mary Duncan two hundred and fifty dollars in cash in lieu of land applied a credit to my bond on her husband London Duncan.

Item - I give and bequeath to my eldest son James H. Mitchell one hundred and sixty six acres of Land whereon he now lives bounded as follows that is to say, Beginning on a red oak in Hairstons line running east one hundred and fifty four poles to a Hickory, thence north one hundred and thirty poles to a post oak, thence west forty five poles to a stake or white oak, thence south sixteen poles to a post oak, thence west forty four poles to a white oak near a branch, north one hundred and fifty eight and two thirds poles to a red oak, thence west fifty four poles to a ash, thence south one hundred and sixty one and two thirds poles to a white oak near the spring thence west fourteen poles to a red oak, thence south one hundred and ten poles to the beginning, to have and to hold to him and his heirs in fee simple forever.

Item - I give and devise to my beloved daughter Margaret H. Ward two hundred and fifty dollars cash in lieu of land.

Item - I give and devise to my beloved son Adam H. Mitchell the one hundred acres known as the Butner Land, and fifty acres south end of the tract that James H. Mitchell now lives on bounded as follows Beginning at the corner of two pines and a gum in the Butner line running north fifty four poles to a red oak James H. Mitchells corner thence east on his line one hundred and fifty four poles to a Hickory in W & D Wilsons line, thence south fifty four poles to a white oak on the west bank of the creek thence west one hundred and four poles with the Hairstons line to a white oak Hairstons corner, thence south one hundred and twenty poles to pointers, thence west one hundred and thirty four poles to a pine, thence north one hundred and twenty poles to a chestnut, I M Seales corner thence east eighty four poles to the beginning, to have and to hold to him and his heirs in fee simple forever.

Then - I give and devise to my beloved son Lipe M Mitchell a part of the tract whereon he now lives known as the George Taylor land containing two hundred & fifteen acres bounded as follows. Beginning at a poplar Hainstons corner, north forty two chains to a black oak, west twenty seven chains and forty links to a sassafras, northward sixty five poles to pointers on the soapstone hill, then west seven chains & fifty links to a white oak W.A. Mitchell's corner, thence south forty one chains & eighteen links to a white oak, thence east fifty one chains & eighteen links to the beginning to have and to hold to him and his heirs in fee simple forever.

Then - I give and devise to my two beloved sons Charles A Mitchell & William W Mitchell two tracts of land the Duggins old tract containing one hundred and thirty nine and one half acres and the John Reed tract thirty nine acres. Beginning at a walnut stump in W.A. Mitchell's line W.F. Moores corner running east two degrees south seven and one half chains to a white oak, north six chains crossing the branch to a persimmon, then east thirty seven and one half chains to pointers on soapstone hill, north thirty seven and one half chains to two white oaks, thence west on the John Reed line twenty eight chains to three chestnuts near the fork of a path, thence southward on Moores line by the forked chestnut to the beginning, and the Reed tract bounded as follows. Beginning on a white oak running north on Mitchell's line thirty nine poles to pointers at the ridge path, west one hundred and sixty poles crossing Blackys branch to pointers in Moores line, south in his line thirty nine poles to a post oak, then east one hundred and sixty poles to the beginning, to have and to hold to them and their heirs in fee simple forever.

Then - I give and devise to my beloved daughter Mary A Mitchell (single woman) two hundred and fifty dollars in cash in lieu of land to be paid by my Executor out of any money that may come to hand.

Then - I give and devise to my beloved wife Mary Mitchell two beds & furniture, one cow and calf, one cupboard & furniture, one bureau, all my farming tools, twenty five barrels of corn & seven hundred weight of pork in chains.

pounding table, & dropping table, clock, Bible, one horse to be valued at seventy dollars, three blade stacks & rough food for one cow, loom, wheel & cards & kitchen furniture, during her natural life, and then be sold and equally divided among all my children.

Then - I give and devise to my sons Adam & Lipe the Black Smith tools in the south end of the shop, my old using anvil and my little new anvil.

Then - I give and devise to my sons Charles & William the set in the north end of the shop with the large new anvil & anvil with horn broke off, and it is my desire that all the small tools belonging to the shop be equally divided amongst my four boys, to wit Adam, Lipe, Charles & William.

Then - It is my desire that after the death of my wife Mary Mitchell that her dower be sold to the highest bidder on a credit of nine months and the proceeds thereof be divided among my children to share and share alike to them and to their heirs.

Then - I give and devise to my wife Mary Mitchell two negroes old Luck and her daughter Leah to have and to hold during her natural life, after her death said negroes and increase to be sold and divided among my children to share & share alike.

Then - My will and desire is that all my negroes, not otherwise disposed of be hired out to the highest bidder until my youngest child becomes twenty one years of age, and then be sold to the highest bidder on a credit of nine months the proceeds to be equally divided among all my children, it is further my desire that the hire of said negroes be annually divided equally with my wife & children.

Then - I give and bequeath to my daughter Elizabeth S. Ward wife of Rander Ward one bed & furniture, one bureau, one cow & calf which they have in possession.

Then - I give and bequeath to my daughter Mary S. Duncan wife of Landon Duncan one bed & furniture, one bureau, one cow & calf which they have in possession.

Then - I give and bequeath to my daughter Margaret S. Ward wife of Peter Ward one bed and furniture, one bureau, one cow & calf which they have in possession.

Then - I give and bequeath to my son James M. Mitchell one bed and furniture, one bureau, one cow & calf which he has in possession, also one saddle.

991) I give and bequeath to my son Adam M. Mitchell one bed & furniture, one bureau, one cow & calf or fifteen dollars in cash and one saddle.

I give and bequeath to my son Eze M. Mitchell one bed & furniture, one bureau, one cow and calf & one saddle which he now has in possession.

I give and bequeath to my son Charles A. Mitchell one bed & furniture, one bureau, one saddle, one cow & calf or fifteen dollars in cash.

I give and bequeath to my son William W. Mitchell one bed & furniture, one bureau, one saddle, one cow and calf or fifteen dollars in cash.

I give and bequeath to my daughter Mary R. Mitchell one bed & furniture, one bureau, one cow & calf or fifteen dollars in cash.

My will and desire is that all of my property not disposed of in this will both real and personal be sold to the highest bidder on a credit of nine months and the proceeds be equally divided among my heirs.

My will and desire is that all the residue of my estate after taking out the devises and legacies above mentioned shall be sold and the debts owing to me collected, and if there should be any surplus over and above the payment of debts expenses & legacies, that such surplus shall be equally divided and paid over to my said wife and all my children in equal proportions share ~~for~~ share alike to them and each and every of them their executors administrators and assigns absolutely forever.

I give and devise to my son James H. Mitchell my crop cut saw.

And lastly I do hereby constitute and appoint my trusty friend James H. Mitchell, Adam M. Mitchell & Eze M. Mitchell my lawful executor to all intents and purposing to execute this my last will and testament according to the 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 heretofore made, In witness whereof I the said Adam Mitchell do hereunto set my hand & seal this 4th day of April A.D. 1850. Signed sealed published and declared by the said Adam Mitchell to be his last will and testament in the presence of us who at his request entered his name as witnesses thereto
Land-Scaler W. A. Mitchell

Adam Mitchell (died)

June Term 1850

The execution of the last will & testament of Adam Mitchell deceased (of which the foregoing is a true copy) was duly proved in open court by the oaths of W. A. Mitchell and Hamilton Seales, the subscribing witnesses thereto ordered to be recorded.

W. A. Mitchell

I William J. Ward of the County of Stokes and State of North Carolina being of sound mind and memory, but considering the uncertainty of my earthly existence do make and publish this my last will and testament in manner and form following that to say.

First - that my executor (herein after named) shall provide for my body a decent burial suitable to the wishes of my relatives and friends, and pay all funeral expenses together with my just debts howsoever and to whomsoever owing out the moneys that may first come into his hands as part or parcel of my estate.

I give and devise to my beloved wife Catherine the tract of land whereon I now reside containing one hundred and fifty six acres more or less.

I give and devise to my youngest son Milton Ward thirty three dollars to be paid to him by my Executor.

I give and devise to my son Randolph Ward and my son Peter Ward and to my daughter Rebecca Richardson one dollar to each of them together with former advancements made at their marriage.

My will and desire is that my Executor shall collect the debts owing to me and sell so much of my personal estate which my beloved wife can best spare as will be sufficient to pay my just debts and expenses and the devise