

In the name of God, Amen.

Impressed with the truth that man is born to die, & that the period of his earthly existence is uncertain, believing in Christ my Redeemer, and in the resurrection to eternal life I Emanuel Fisher of the Town of Salem County of Stokes & State of N.C. do make & ordain, publish and declare the following to be my last will & testament, while I humbly recommend my soul to God I bequeath my body to its native dust to be decently interred.

Firstly. It is my will and desire that all my just debts shall be paid, either from money on hand, debts due me, or sale of property which can conveniently be spared.

Secondly. I give devise and bequeath unto my beloved wife The House & Lot and appurtenances which I now occupy in Salem and that she hold the same during her natural life or widowhood, at the happening of either of these events, I give & devise the same unto my son Charles to him & his heirs forever. Which devise & bequests are made of course subject to the manner in which House & Lot are held in Salem. I likewise give & bequeath unto my beloved wife all such household & kitchen furniture as she may choose except such silver ware or plate as may be on hand which I wish divided among my wife & children, and wearing such such a cloth to my estate, to my Executors as may be wanted until my estate is settled.

Thirdly. I give & bequeath to my wife the sum of Five thousand dollars, to be paid her within one year after my death, in either stock or money as she may choose, likewise three hundred dollars to be paid her immediately at my decease, and in addition all such provisions as may be on hand at the time of my death, and if she chooses my Executor may purchase for her out of my estate a black man servant to belong to her during life or widowhood & then to go to the residue of my estate.

Fourthly. To my son Francis I give & devise the house, lot & appurtenances at present occupied by my sister, the same House on main Street, to him & his heirs forever, subject to the Salem regulations.

Fifthly. All my lands in this State I give, bequeath & devise unto my sons in being at my death as tenants in common forever, with liberty nevertheless to their Guardians, during their minority to sell any part with the consent of the Court of Equity, always keeping in mind, that the most of it is land termed speculation land, which I obtained under the will of my Father & which is worth but little now, but may rise in price. This applies to all my land except the black place & the Horse land in Surry which perhaps had better be sold by the Guardian, if a price in any way fair can be obtained for the same.

Sixthly. As far as my out lots are concerned, now in cultivation, subject to the Salem Town regulations I give to my son to be divided between them nevertheless if my wife have any use for them, or for any part thereof, she may them during life or widowhood.

Seventhly. The Land I recently purchased from Mr Shady joining S. Church. When Watson sitting as well as the wood lots on the fishing creek road & which was bought mainly for the benefit of the wood, I give, bequeath & devise to all my children in being at the time of my death to be equally divided between them, reserving the use of fire wood to my wife during life or widowhood.

It must be borne in mind that when the survey of the first tract was made there was a mistake made in the survey to my lot of 12 or 14 acres, which was to be made up to me in land, but which was never done. This must be done with interest from the time I paid the money.

Eighthly. As far as my land library is concerned, it is my will & desire that if either of sons chosen to follow the land as profession he shall have the same as a special bequest, my other books, say those put away as a private library shall be divided between my children, as well as such musical works as I may have. As to the books I accept of my English Bible handed down from Grandmother Fisher which I give to my son Charles, and my old German Bible to my son Francis.

Ninthly. As far as my stock in trade is concerned, be it books or other articles, my Executors will close it in such a way as they think best, the proceeds to go to the rest & residue of my estate, reserving such books as may be deemed best to my private library.

Tenthly. To each of my children I give & bequeath the sum of Eight thousand dollars forever, and it is my will & desire that such of my children who may be uneducated at my death shall be educated out of the profits of their part of the Estate, encouraging if necessary 1/8 when their capital is used to fit them for usefulness in this world, with liberty to my sons to choose any calling they may choose, but it is my desire that neither should follow one of the learned professions unless they win the necessary qualification, in which matter they will be guided by their Guardian & friends, and that time may be the prospect of my children at my death as to property, it is my wish that they should be trained to habits of industry & application to business, for all such work as will.

Eleven. To my son Charles I give & bequeath my wearing watch, & to my son Francis my other watch I may be possessed of. Likewise to Charles, my horse, and to Francis my black place & to my two daughters my Rings.

Twelve. It is my will & desire that as long as my children remain with their Guardian, they shall receive a reasonable compensation out of the profits of the estate.

13 - I give & bequeath unto C. F. Kluge or to his successor in place all my Factory stock in the same manner I now hold the same as to privileges or liabilities, to be held by him in the same way & for the same purposes as the stock now standing in said Kluge's name (or perhaps in the name of this Shrub). If this bequest is unexpectedly refused my Executors shall forthwith sell the same at public or private sale to go to the rest & residue of my estate.

14. I give & bequeath to the Salem poor fund one hundred dollars & to Thomas C. Poffle or to his successor in place in trust two hundred dollars, the profits to be applied in aid of keeping the present public square in proper condition, and to keep up a large column in said square.

15 - It is my will & desire that my Executors may sell my last library as herein bequeathed if the conditions on which the same is given should not happen, to go to the rest & residue of my estate: or my sons may keep the same & divide the books between them.

16. The rest & residue of my Estate or property both real, personal, perishable or mixed, moving or effects whatever including my funeral legacy herein made & not accepted, I give & bequeath to my children to be equally divided between them share & share alike, first taking thereout two hundred dollars, which I give & bequeath unto T. C. Poffle or to his successor in place in trust, the profits of which to be applied in aid of keeping up an efficient night watch in Salem. And in as much as my sons have such an advantage in Houses & Lands, they shall pay as they arrive at age to the residue cash, the sum of Four hundred dollars of which they shall receive no share but be divided amongst the other children. I appoint my friend

Guardian of my children, admonishing them to be careful of stocks or making investments, to avoid some of those that money laid out on security is lost.

17 - I appoint my sons Charles C. & Thomas C. & my friend Francis T. Executors of this my last will & Testament. As my estate is of such a description that it will not probably be settled with the usual limited time & that consequently the most of the business will fall on my sons they shall have for their services each three hundred dollars, again understanding that they have an advantage in the world over the other children & Mr. Fair shall have what is right for his services say, the same sum or more if that is not sufficient. All necessary expenses of course must be paid: and if any unforeseen expense arises in the management of my estate my Executors must be allowed with liberty to my Executors to compromise & settle with all bills and Testaments heretofore made & declaring this to be my last will & Testament. And it is my desire that my friend Dr. B. Selmer should act as counsel.

In witness whereof I have hereunto set my hand and seal this 27th of April A.D. 1846.

Em. Shober

Signed, sealed & declared in presence of
witnesses in the presence of

September Term 1846.

The Execution of the last will & Testament of Emanuel Shober deceased, of which the foregoing is a true copy, was duly proved in open court by the oaths of A. T. Givins, James T. Morehead and John H. Pinner, who proved that the same & every part of said will is in the honest writing of said Emanuel Shober deceased, and ordered to be recorded.

Done accordingly.

In, Hill, etc.