

Thomas Rogers last Will & Testament

In the name of God Amen, I Thomas Rogers of the County of Union and State of North Carolina calling to mind the certainty of death and the frailty of human life and being now considerably advanced in years, yet of sufficient strength of body & mind to dispose of what Earthly Goods it has been Pleased God to bless me with, do hereby make, publish and declare this my last Will & Testament hereby revoking & making null and void all other last wills & Testaments made by me

Imprimis After my death & burial (which I want done in a Christian like manner suitable to the wishes of my family & friends) I desire my Executor hereinafter appointed to pay off and discharge the expenses of my burial and such other necessary expenses and just debts (if any) out of the first money which may come into their hands by virtue of their Office

Item I will & bequeath to my beloved wife Minny, One Negro Girl aged now about fourteen years named Kate to have & to hold during her natural life - Also One Horse (the Grey) One horse cart & Gear two Cows and Calves if any have Calves (her Choice) ten head of Hogs (her Choice), all my Stock of Sheep that may be on hand at my death, all the Kitchen furniture, also all the household furniture, including Beds & their necessary furniture & headsteads, Tables, Chairs & Carthen ware & clock, and all such articles as usually belong to the house - also I give to my dear wife one year provisions out of the Crop.

Thomas Rogers last Will & Testament Contd.

and provisions on hand if there is enough of such to make for herself her negro. Horse & Stock a years support, such allowance to be made by three disinterested persons chosen by my Executor?

Item 2nd I will & bequeath to my dear wife Mary in addition to the above & foregoing ^{inter} property the land on which I now live, bounded as follows Beginning on the true notched Road a little west of a new felled Chard in 1852 & 1853 & then run so as to leave her said field to a corner of the Original One Hundred acre tract which corner is on a pine nearly West of the dwelling House, then down the flat branch so as to give her all the land East of said line & North of the true notched Road supposed to contain two or three hundred acres to have during her natural life

Item 3rd All the balance of my property viz about one hundred acres land joining the lands of Russel Rogers on which Rushing Rogers lives & Richard Rogers Land & the following negro slaves viz, Adam, Elijah, Bill, Hannah, Amanda and Nancy together with increase (if any) and all my cattle & Hogs - Horse and every thing not otherwise disposed of, I wish and it is my will for it to be sold to the highest bidder on such Credit as my Executor may think necessary in their discretion to give and the proceeds of said Land and Negroes and other property so sold to be equally divided between my sons viz, Richard, Rushing, Russell, Shepherd Aaron, Leavin, James M, Jason and Commodore and the Children of Thomas P. Rogers such Children to be entitled to the share which their Father would have been entitled to were he alive

Item 4th In Robinson Rogers I only will and bequeath One dollar having

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Item 4th To Robinson Rogers I only Will and bequeath One dollar having paid debts for him as much or more than what I conceive would be his equal share of my property

Item 5. I Will and bequeath to my daughters Peda intermarried with Arthur Sikes and Minny intermarried with Isaac Elliott, each the sum of One Dollar and no more having heretofore given to each of them a Negro, a Red, Cow & Calf and other property

Item 6th All the property herein Will and given to my beloved wife Minny Land & negroes, Girl, Horse, cattle, Hogs, Sheep, House hold and kitchen furniture, Horse Cart and other articles is hereby given to her during her natural life and at her death to be sold with the increase of it (if any) by my Executor & in the manner heretofore prescribed for the sale of other property and the proceeds of it to be divided among the same persons heretofore mentioned who were to have the proceeds of my other property viz. Richard, Rushing, Russell, Shepherd, Aaron, Lealwin, James M. Jason and Commodore Rogers, and the Children of Thomas P. Rogers they receiving that portion each would have been their Father were he alive

117

Thomas Rogers last Will & Testament Cont?

Lastly I hereby nominate and appoint my Son Russel Rogers and friend D. A. Leaverton Executors to this my last will and testament - hereby revoking all former last Wills & testaments by me made

It just occurs to my mind before signing this will that I have omitted to give to my son Commodore Rogers a tract of land in this County on the head waters of Hog Branch adjoining the lands of Burton Sany the Heirs of Moses Eason & others containing about 200. acres which land I hereby give to my son Commodore Rogers his heirs and assigns forever.

signed sealed published and declared to be the last Will and Testament of Thomas Rogers in the presence of us who in the presence of each other & in the presence of the testator have witnessed the same the 22nd day of April A. D. 1853.

the word or on 2nd page between 14th & 15th lines
from the top of the word debt on the 3rd page between the
16th & 17th lines from top continued before signing also.

the additional item added at the last page to Commodore Rogers
some land

Thomas Rogers
mark



James Le Williams, Jnr
J. S. S. S.

State of North Carolina — Court of Pleas & Quarter Sessions
Union County E April Term 1856
Then the last Will and testament of Thomas Rogers

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sealed

James L. Williams, Jrt
J. Sikes Jrt

State of North Carolina Court of Pleas & Quarter Sessions
Union County E April Term 1856

Then the last Will and Testament of Thomas Rogers duly proved in Open
Court by James L. Williams, & J. Sikes the subscribing witnesses and ordered
to be Recorded. D. A. Covington & Russel Rogers duly sworn to Execute
said Will & letters of adm

W. H. H. H.

Mary Winchester last Will & Testament