

No 77

159.

In the name of God Amen

I James M'Daniel of the State of North Carolina and County of Wayne being very sick and weak in body but of a sound perfect mind memory thanks be to god for the same but feeling the mortality of my body knowing it is appointed for all men once to die to constitute make & ordain this my last will & Testament in manner & form following Vitz—

Principally and first of all I give and recommend my soul into the hands of Almighty god that give it and my body I recommend to the earth to be decently buried at the discretion of my executors named nothing doubting but at the resurrection I shall receive it to rise again by the mighty power of god and as Touching such worldly Estate as it hath pleased god of his mercy to bless me with in this life I do give and Dispose of the same in the following manner and form— first my will & Desire is that all my just debts and funeral charges be cleared and Discharged

Item, I do lend to my beloved wife Alice M'Daniel the use of the land and plantation whereon I now dwell and all the rest of my Estate both Real & personal to be at her disposal during her life or widowhood—

Item, I do give to Jilly Hillitt wife of William Hillitt one Shilling Sterling

Item, I give to my son James M'Daniel one shilling Sterling

Item, I give and bequeath to my Daughter Sarah M'Callin one shilling Sterling

Item, I give & bequeath to my Daughter Sally Hillitt one shilling Sterling

Item, I give & bequeath to my Daughter Mary M'Callin one shilling Sterling

Item, I do give and bequeath to my son John M'Daniel three hundred acres land lying and being in Lanesboro County on the north side of Joshua Swamp including the plantation I purchased from Luke Goodman and also one negro man named Joe

To him & his heirs for ever after his mother's death or widowhood

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Item, I give and bequeath to my son David M'Daniel after the death or widowhood of my wife three hundred fifty acres land including the plantation whereon I now dwell on the north side of Black Swamp in Wayne County, and after his mother's death or widowhood I give and bequeath to the said David M'Daniel one negro woman named (Dinah) and one negro boy named (Isome) To him & his heirs for ever

Item, I do give and bequeath to my Daughter Lucy M'Daniel one negro girl named Phillips to her & her heirs for ever and all the rest of my Estate that I have bequeathed after the death or widowhood of my wife my desire and will is that it shall be divided equally amongst four of my Daughters to wit, Polly, Lydia, Dicy and Lucy to them and their heirs for ever—

Item, I do appoint my beloved wife executrix and my said John M'Daniel executor to this my last will & Testament and in case my stock of cattle should be likely to go to decay and my executors thinks proper I do hereby empower them my said executor to sell the said stock and the money arising from thence to be equally divided amongst my said four Daughters as above mentioned after my wife's death or widowhood the same as my estate as aforesaid to them & their heirs for ever—

and I do hereby utterly revoke Disannul and make void all and ever other former wills & wills heretofore by me made ratifying and confirming this & no other to be my last will & Testament. In witness whereof I have hereunto set my hand and feet my seal this 27th January 1788—

and shall be released & pronounced by the Testator his last will & Testament in presence of his witnesses & the presence of each other & the names subscribed our names.

Joseph M'Daniel
John M'Daniel
Elizabeth M'Daniel

James M'Daniel

January 27 1789—