

Will, NC, Craven, Walter Lane 1742

WALTER LANE'S

Last Will

&

Testament

Sept 1741

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In the name of God, Amen.

The thirteenth day of September in the year of our Lord one thousand seven hundred and forty two, I **WALTER LANE** of New Bern in the County of Craven in the province of North Carolina, being weak & sick in body, but of good & perfect memory, thanks be to almighty God, and calling to remembrance that all must yield to death, do make, constitute, ordain, publish & declare, this my last will & testament in manner & form following, hereby revoking & annulling all other wills & testaments whatsoever by me formerly made & declared either by word or writing: and this & no other is to be taken for my last will & testament.

And first, being penitent & sorry for my sins past, & humbly desiring pardon for the same, I give and commit my soul unto almighty God, savior & redeemer in whom, and by ye merits of Jesus Christ I trust & believe to be saved & to have remission of all my sins, and that my soul with my body at ye general day of resurrection shall rise again with joy, & through ye merits of Christ, possess & inherit the kingdom of Heaven; and my body to be buried by & at ye discretion of my executors hereafter names.

And now for ye settling of my real & personal estate which I have in this world; I do order, give & dispose ye same in manner and form following. That is to say:

FIRST I will that all my just debts be paid within a convenient time after my decease, by my executors.

ITEM I give and bequeath to my beloved wife **MARY [NORWOOD] LANE**, (daughter of **EDWARD [NORWOOD] & ANNE NORWOOD**) this house and lot whereon I now live (being No. ten) during her natural life, and then to my son **GEORGE LANE** son of the aforesaid **MARY** my wife, and to his heirs and assigns forever.

ITEM I give and bequeath unto each of my brothers **WILLIAM LANE, JOHN LANE, & GEORGE LANE** & to each of my sisters **ELIZABETH [LANE] MATTO, SARAH [LANE] GODARD, ELENOR [LANE] HIXON** & to my sister **RACHEL [LANE]** one shilling sterling money of England, to be paid to each of them, their executors, administrators, or assigns by me executors in a convenient amount of time after my decease.

And all the rest of my estate both real & personal I give, devise and dispose unto my aforesaid son **GEORGE LANE**, his heirs and assigns forever excepting one half of my personal estate which I hereby give to his mother & her assigns, out of ye whole, after debts paid, equally to be divided between them. Always provided that my said beloved wife **MARY LANE**, have possess & enjoy the whole benefit, use and advantage of my other two lots No. eight & nine, in New Bern, during her natural life besides her thirds of all my other lands in this county during her natural life as aforesaid.

Also my will is that if my said son **GEORGE LANE** shall happen to die without issue of his body lawfully begotten, that all or any part of the premises herein & hereby given him and not disposed of by him my said son **GEORGE LANE** either by will or any other lawful way, that then my said wife **MARY LANE** shall have the aforesaid house and lot (no. ten, in New Bern) together with one third part of my other lands in the country, which (on default as aforesaid), I give, devise & bequeath unto her my said wife, and to her heirs and assigns forever. And the remainder (on default as aforesaid) I give, devise & bequeath unto **WALTER LANE**, son of **GEORGE LANE**, to and **WALTER HIXON**, son of **RICHARD JOSEPH HIXON**, their heirs & assigns, in quality &

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quantity, equally to be divided between **WALTER LANE** & **WALTER HIXON**, their heirs and assigns forever.

Lastly I do hereby nominate, constitute & appoint my beloved wife **MARY LANE** and **SAMUEL SWANN** ??? Executors of this my last will and testament.

In witness whereof I the said **WALTER LANE** have unto these presents set my hand and affixed my seal the day and year first herein mentioned, & expressed.

WALTER LANE {seal}

Signed, sealed, published and declared (by the testator) to be his last will & testament, in presence of,

JOHN LAPIERRE

JOHN BRYAN, Jurat

MARTIN FRANCK [FRANK]

DANIEL GRANDIN

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Craven County
North Carolina

August Court, 1757

Present his Majesties Justices

Then was the within will exhibited into court by **MARY LANE**, executrix, and proved by the oath of **JOHN BRYAN**, one of the subscribing evidences thereto, who swore that he saw the deceased **WALTER LANE** sign, seal, publish and declare the within to be and remain his last will and testament and that he also saw the other subscribing evidences sign as such and at the same time appeared the above named **MARY LANE** and qualified as executrix & it was ordered that the honorable **RICHARD SPAIGHT**, Esquire, Secretary have notice that letters testamentary issue accordingly.

Test

PETER CONWAY, DCC

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