

Will, NC, Jones, JAMES MCDANIEL 1809

State of North Carolina
Jones County

In the name of God Amen

JAMES MCDANIEL of the county and state aforesaid being weak in body but of perfect sound mind and memory blessed be to God do this 31st day of May in the year of our Lord Christ 1809 make and publish this my last will and testament in Manner and form following viz.

FIRST I give unto my son **WILLIAM MCDANIEL** three pieces of land namely one deed from **GEORGE MILLER** one from **WILLIAM SMITH** heirs and one from **RISDON MCDANIEL**, to him his heirs and assigns forever.

ITEM I lend unto my dearly beloved wife **RACHEL** all the lands that was left to me by my father's will during her natural life.

ITEM I give unto my grandson **DUREN MCDANIEL** all the lands that was left to me by my father's will after the death of my wife and should he die without issue I give the lands left me by my father to **MARGET BROWN** and **SUSANNAH GILBERT** heirs to be equally divided among them.

ITEM I give unto my son **JAMES MCDANIEL** the **BRATCHER** place and all lands on the south side of the road and the north side of crooked run to "quicksand" to him his heirs and assigns forever.

ITEM I leave all the lands on the south side of crooked run to be sold by my executor.

ITEM I give unto my son **RISDON MCDANIEL** all the lands on the north side of the strait "ritch" joining his own land to him his heirs and assigns forever.

ITEM I leave all my lands and Onslow County to be sold by my executor. Also two other pieces of land one a lying by **JOHN GILBERT**'s and the other a lying by **JOSEPH GILBERT** and all my lands that is not willed are to be sold by my executors.

ITEM I give unto my dearly beloved wife one Bay mare by the name of Wallis, and one feather bed and furniture, and one cow and calf, and one sow and pigs, two pewter dishes, six plates, two chairs, one chest, one table, and two pots.

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ITEM and all the residue of my estate to be sold by my executor and after paying all my just debts I given to my son **RISDON MCDANIEL** one hundred dollars cash and the remainder to be divided among my FIVE DAUGHTERS and THREE GRANDCHILDREN and Manner and form following namely: I give to **AMY MCDANIEL** to shares and onto **MARY MCDANIEL** one share and **NANCY UMPHREY [HUMPHREY] [NANCY MCDANIEL]**, one share to **MARGET BROWN [MARGARET MCDANIEL]** one share and to **SUSANNAH GILBERT [SUSANNAH MCDANIEL]** one share; **JAMES ANDREWS, SUSANNA ANDREWS,** and **MARY ANDREWS** one share if they arrive to the age of twenty one.

I hereby nominate constitute and appoint my son **RISDON MCDANIEL** and **WILLIAM MCDANIEL** my two sons Executives to this my last will and testament hereby revoking and disannulling all other Wills by me here too for made.

In testimony where of I have hereunto set my hand and seal the day and year first within written.

JAMES MCDANIEL {seal, his B mark}

Signed, Sealed, published, and declared by the testator for and as his last will and testament in presence of us who have hereunto subscribed our names as Witnesses.

HARDY PERRY
DAVID ANDREWS
MARY WHEATLEY {her x mark}

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State of North Carolina
Jones County

Court August term 1809

When was the foregoing last will and testament of **JAMES MCDANIEL** deceased produced in open court and proved by the oath of **HARDY PERRY** and **DAVID ANDREWS** two of the subscribing Witnesses there too and ordered to be recorded at the same time **RISDON MCDANIEL** and **WILLIAM MCDANIEL** executor is therein named, qualified as such agreeable to law, ordered that letters of testamentary issued accordingly.

Attest
HARDY BRYAN, Clerk of Court

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Jones County

By the worshipful the justices of the court of pleas and quarter sessions

It being certified to us that **JAMES MCDANIEL** late of this county is dead intestate and **RISDON MCDANIEL** and **WILLIAM MCDANIEL** having duly qualified as executor to the said estate these are there for to empower the said **RISDON** and **WILLIAM MCDANIEL** to enter into and upon all and singular the goods chattels rights and credits of the deceased, and the same into possession to take (wheresoever in the state to be found) and an inventory thereof to return according to law: and all the just debts of the deceased to pay and the residue to distribute agreeably by law.

Witness **HARDY BRYAN** clerk of our said Court at Trenton the second Monday of August in the XXXIII year of our independence ad 1809.

HARDY BRYAN, clerk of court