

Will, NC, Rutherford, THOMAS MOORE 1809

In the name of God Amen.

This 12th day of June in the year of our date 1809. **THOMAS MOORE** of Rutherford County and state of North Carolina being in a lowly state of health but of perfect mind and memory to make and ordained this instrument signed with my own hand to be my last will and testament.

IMPRIMIS I recommend my soul to heaven and my body to the earth to be interred in a humane burial and the expenses therefrom arising together with other just debts if there first to be paid if any there first to be paid.

As a considerable part of my estate depends on the issue of suits in court of law and equity in South Carolina, some of which are not yet decided and of course the sums coming to me could not be ascertained; I am therefore obliged first to devise my Negroes, setting a price upon each. I will then make out a list of obligations in my hands for money and lastly I will state as near as I can what will be the amount of the undecided claims, the amount of which obligations and claims when collected are to be disposed of in the manner herein after mentioned.

To my brother **MICHAEL MOORE** of Fairfield district and state of South Carolina I give and bequeath the following Negroes:

<b>STEPHEN</b> a black man	\$500
<b>LEWIS</b> a yellow man	\$500
<b>TOM</b> an old black man	\$300
<b>SYLVIA</b> & child	\$450
	---- \$1750

To my brother **JOHN MOORE** of Rutherford County North Carolina I give and bequeath the following Negroes:

CHARLES and elderly negro man	\$375
LEAH a black woman	\$500
FRANK and negro boy	\$375
MARY a small girl	\$300
BETTY a dark mulatto	\$375
also a Sorrel horse	\$100
one Bay Horse they're both in his possession	\$100
	---- \$2,025

To the children of **WILLIAM MOORE** deceased of Rutherford County North Carolina jointly I give the following Negroes:

MILLEY breeding woman	\$400
SAM a little boy	\$270
PERRY & ESTHER the last at the breast	\$300
DANIEL \$450 NANCY \$375 BILL \$200	\$1,025
	----- \$1,995
Amount	\$5,770

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Amount brought foreword \$5,770

The amount of obligation for money due to me as follows:

<b>MALACHI HOWELL</b> a judgment in Richland	\$250
In <b>JOHN HOOKERS</b> hands by N. Center about	\$95
Notes in <b>R. MILLIGAN</b> 's hands for collection	\$120
Dr. <b>SAMUEL GREEN</b> on a note of hand	\$115
<b>ROBERT CAMPBELL</b> North Carolina Lincoln	\$290
<b>JOHN BROWN</b> Fairfield about	\$240
<b>ROWLAND WILLIAMS</b> Fairfield	\$75
<b>WILLIAMS MILES</b> Fairfield	\$20
<b>ELIJAH HAGEWOOD</b> Fairfield	\$150
<b>ELIJAH HAGEWOOD</b> also on a note	\$340
<b>JOHN &amp; ELIJAH HAGEWOOD</b>	\$270
<b>MICHAEL MOORE</b> Cashland	\$100
Samuel and <b>THOMAS NELSON</b> cash lent	\$78
<b>HENRY RUFF</b> Newberry a note for	\$300
<b>PHILLIPS SLEIGH</b> a note for	\$302

The suit depending on equity Title **ALEN MCGARGLE**  
and others against **ROBERT RABB** and others will  
probably amount to \$3,400

A tract of land on Little River \$450

3 Negroes on the Little River **SYLVIA & TIM** in  
the hands of **JAMES DAVIS** and a little negro in  
the hands of **ABE SMITH** the three worth about \$800

A tract of land on Cannons Creek depending in law  
A note on Monrow scratch Monroe for wagon \$130  
---- \$7,525

\$13,295

The land and the three last mention Negroes I allow my executor to sell at private sale as I have promised the refusal of the land and wish to keep my words the money arising from the obligation and claims above mentioned also from the land and the three last mention Negroes, I shall dispose of as follows.

To my executor I give and bequeath four hundred dollars as compensation for transacting the business which I expect will be attended with difficulties the remainder I wish to be divided between **MICHAEL MOORE** Senior, **JOHN MOORE**, and the children of **WILLIAM MOORE** deceased, jointly in such proportion as when including the amount they have received in Negroes will make the share of each equal. As I wish to leave no room for misunderstanding my meaning is, that my brother **MICHAEL MOORE, JOHN MOORE**, the children of **WILLIAM MOORE** deceased (these last jointly) should each have a third part of my estate, except the allowance made to my executor & some other things hereafter mentioned.

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As to the third part which is coming to the children of **WILLIAM MOORE**, deceased, as I cannot tell the amount I cannot proportion it out amongst them, they ... either divide it themselves or leave the division to men.

To my nephew **MICHAEL MOORE** I give and bequeath my holsters and pistols also a claim of debt against **THOMAS DAVIS** of Rutherford County the amount of which including a note of hand which I gave him to collect on a certain **EDWARD CORNWELL** is \$350. If he accounts for or returns said note it will then be two hundred and fifty dollars which some is secured by a mortgage on the land where on the said **DAVIS** now lives.

To my brother **JOHN MOORE** I leave my watch also a mahogany sideboard that stands in the house of **MICHAEL MOORE** in Columbia also everything else of mine that may be found on his Plantation or in his possession as I recollect nothing worth mentioning.

I do hereby nominate and appoint my brother **JOHN MOORE** sole executor of this my last will and testament. And testimony whereof I have hereunto set my hand and I fixed my seal the day and date above written.

**THOMAS MOORE** {seal}

Signed and sealed in the presence of:

**DAVID BYERS**, jurat

**ZAC WOOD**, jurat [**ZACHARIAH WOOD**]