

legacy to remain to the surviving child, and should both of said children die before they arrive at the lawful age of twenty one years, leaving no lawful issue of their bodies, then in that case the whole of said legacy is to go to my heirs at law.

5th. I give and bequeath unto Margaret Russell daughter of James Russell one dozen silver tea spoons silver and her heirs forever.

6th. I give and bequeath unto Carter Willard daughter of William H. Willard one bedstead and furniture to the same to her and her heirs forever.

7th. It is my wish and desire that all the balance of my estate both real, and personal and perishable at the time of my death shall be sold at public or private sale and on such terms as my executors hereinafter named, shall think meet to the interest of the estate, and the proceeds arising from the same to be disposed of as I shall hereinafter direct.

8th. After my executors hereinafter named have converted the whole of my estate together with the amount due in bonds, notes, and accounts money arising from the same after paying all of my just debts as follows: viz: After paying said legacies, bequeathed in the foregoing clause of my last will and testament, I give and bequeath the balance of the money that may be in the hands of my executors as follows to wit: To my son James S. I give and bequeath one fourth of the balance to his said heirs forever, of said money I give and bequeath unto my grand children (children of my deceased daughter Elizabeth Freetham) one fourth part of balance of said money to be equally divided between them. Should either one or more of said children die before they arrive at the lawful age of twenty one years, leaving no lawfully begotten issue of their bodies, then in that case their portion of said legacy shall remain to the surviving children to them and their heirs forever. I give and bequeath unto my son William S. one fourth of said balance of money to him and his heirs forever. I give and bequeath unto my daughter Mary Good, the remaining one fourth of said money to her and her heirs forever. It is my wish and intention that the legacies going to "Himel S. Gray and to Mary S. Gray" should remain in the hands of my executors without interest until said legacies shall arrive at lawful age or die, when they shall dispose of it as herein before directed.

9th. I do hereby nominate, constitute and appoint my brother James S. Gray, my son William S. Gray, and John Sharp executors to this my last will and testament.

10th. I Robert S. Gray do hereby declare the foregoing to be my last will and testament revealing all former wills made by me in the presence of the witnesses, the at my request sign underneath. October the 20th, 1855.

Robert S. Gray (Seal)

Witness

Robt H. Harriott
Geo. A. Babin
Joel Vails

State of North Carolina, county of Nash, term 1855

A paper writing purporting to be the last will and testament of Robt. S. Gray is offered for probate on the testimony of R. H. Harriott and Geo. A. Babin two of the subscribing witnesses thereto and is duly proved and admitted to probate as ordered.

Attest R. H. Harriott, C. C. C.
Attest R. H. Harriott, C. C. C.

and is recorded.

In the Name of God Amen. I Nathan B. Archball of the County of Nash and State of North Carolina being of sound mind and memory and conscious of my approaching dissolution do make this my last will and testament.

Viz: It is my wish that all of my property consisting of land negroes and stock to be kept or held together with common stock also my bonds until my youngest son John becomes of age. If however my wife Sophia should marry or wish to draw out her proportionable part she can do so at her own discretion letting the other remain as above written for the use of my children, to be equally divided among all my children, after John becomes of age. I also leave this charge to the hands of my executors that if my wife and children should wish to leave or sell the land above mentioned my executors may do so, or by applying thereunto to the purchase of a place where they may wish to settle or to be placed in common stock with the land and so. I also wish my executors to sell anyone of my negroes who may become unruly or unmanageable and apply the money to the buying of one in its place or to be placed in common stock with my bonds. It is also my wish that my executors shall allow some assistance from my estate to the raising or support of my children what ever may be necessary. It is my wish that said legacies to be my executors in in other words, I appoint him executor. Given under my hand and seal this 5th day of September 1855.

Witness William T. Wright
James T. Rogers.

Nathan B. Archball (Seal)

State of North Carolina, court of pleas and quarter sessions
Nash County
Nov. term 1855

A paper writing purporting to be the last will and testament of Nathan B. Archball is offered for probate on the testimony of William T. Wright one of the subscribing witnesses thereto and is ordered to be recorded.

Attest Benj. H. Sorsby, C. C. C.

and is recorded.

Attest Benj. H. Sorsby, C. C. C.

State of North Carolina, Nash County. I Mary Worthington being of sound mind and perfect memory and knowing the uncertainty of life do this the fourteenth day of November in the year of our Lord one thousand eight hundred and fifty one do make this my last will and testament to wit. 1st That my executor and friends shall have me at my death decently buried, and that my executor pay all of my just debts out of the first moneys that may come into his hands from the proceeds of the sale. 2nd. I give and bequeath all of my lands to Archibald Davis and Heverson Alden Davis for the benefit of my daughter Elizabeth Davis, during her natural life and at her death to be equally divided between them. 3rd. I give and bequeath all of my beds household and kitchen furniture and stock of all kinds to Julia Ann Davis and Isabel Davis for the benefit of my daughter Elizabeth Davis, touse during her natural life and at her death to be equally divided between them. 4th. I here solemnly swear before almighty God and a true statement make this my last will and testament. I appoint John B. Mann my executor to this my last will and testament written the above date and day given. signed, and acknowledged this my last will and testament in presence of

Bolen Melton
Allison Strickland
Mary x Worthington (Seal)
mark.

State of North Carolina, Nash County court of pleas and quarter sessions
Feb. term 1855

The paper writing purporting to be the last will and testament of Mary Worthington is exhibited in open court for probate by Joseph B. Mann executor therein named at Nov. term of this court and the execution thereof is duly proven by the oath and examination of Allison Strickland one of the subscribing witnesses thereto and at the present time the said will is exhibited again for probate by the executor and is duly proven by the oath and examination of Bolen Melton, the only other subscribing witness thereto and is therefor considered by the court that the said paper writing and every part thereof is the last will and testament of the said Mary Worthington and the same is ordered to be recorded.

Attest B. H. Sorsby, C. C. C.
Attest B. H. Sorsby, C. C. C.

In the Name of God Amen. I Benjamin D. Battle of the county of Edgecombe in the State of North Carolina, being in a sound state of mind and memory but knowing the certainty of death do make this my last will and only will and testament as follows: Item 1. I direct my executors hereinafter named, shall provide for my body a decent burial according to the wishes of my relatives and friends, and to pay all funeral expenses out of the moneys that may first come into their hands. Item 2. I give and bequeath unto my beloved wife Henrietta H. Battle, during her natural life, my negro woman Aliza, also my household and kitchen furniture of every description and my carriage, harness and horses and also my stock of cattle, poultry and provisions of every kind that may be on hand. Item 3. I direct that my executors shall sell all my undivided interest in the mills and cotton factory, houses and lands together with all appurtenances thereunto belonging, situated in the counties of Nash and Edgecombe at the Falls of Tar River, either jointly or separately with the firm of Battle and Brothers and either publicly or privately at their discretion with a view to a more ready settlement of all the business of said firm, and after the payment of all the debts of said firm, the surplus funds arising from such sale to be divided according to the following item. Item 4th. I direct that after the payment of all my just and lawful debts the balance of funds from the foregoing item together with all the remainder of my property real and personal shall be distributed to my widow Henrietta D. Battle, and to each of my children according as the law directs in such cases and that after the decease of my child aforesaid her part of said distribution shall be equally divided between my children or their respective heirs. Item 5th. I do hereby constitute and appoint my brothers William H. Battle and Richard H. Battle my lawful executors to all intents and purposes, to execute this my last will and testament according to the true intent and meaning of the same. Wherefore I have set my hand and seal on this the 12th day of October, A.D. 1844.

Attest: In presence of
A. Battle,
Thomas Newby/
State of North Carolina court of pleas and quarter session
Nash County

B. D. Battle, (Seal)
sessions Feb. term 1855