

In the name of God - Amen.

I, Thomas H. Wright, of the town of Wilmington, in the County of New Hanover and State of North Carolina, being of sound and disposing mind, memory and understanding, knowing the certainty of death and the uncertainty of the time thereof, and being desirous whilst I have sufficient strength and capacity so to do, to settle and arrange my temporal affairs, do make, publish and declare the following as and for my last Will and Testament - That is to say -

It is my will and I so direct and declare, that the Executors of this my last Will and Testament, or such of them as may duly qualify to execute the same are authorized and empowered, with the consent of my wife, to sell and dispose of any part of my estate whether the same be real or personal, for the payment of my debts, should it be necessary to dispose of any part of my property or estate for such purposes; and they are further authorized and empowered, the consent of my wife being first had, to sell and dispose of any part of my estate real or personal, and to invest the proceeds of such sale or sales in other property real or personal to be held as part of my estate, whenever they in their discretion may consider such sale or sales judicious, and beneficial to the general interests of my estate.

I give, devise and bequeath, all my estate, property, and effects of every nature, kind and description, remaining after the payment of my debts, to my beloved wife Mary, to be held and enjoyed by her so long as she remains unmarried, and after her death she being then unmarried, to be divided and distributed among my children then living, and the descendants of such of my children as may have died prior to the decease of my said wife, in such shares and proportions as my said wife by her last Will and Testament shall declare, direct and appoint; but should my wife marry again, then and upon the happening of that event, my estate, property and effects, shall be divided and distributed equally, share and share alike, among my wife, my several children and the descendants of such of my children as may then be dead, such descendants to be entitled and to take per stirpes and not per capita; and in the event of the death of my wife she not having married again, and she having failed or having declined duly to publish a last Will and Testament, then and on that event my estate, property and effects then remaining, shall be divided and distributed among my children then living and the descendants of such of them as may then be

dead, in such shares and proportions, as though I had at that time died intestate.

It is my will and I so declare, that my wife at any time during the continuance of the estate herein before vested in her in the general residue of my estate, property and effects, may make to any of my children, such limited advancements out of the property held by her, as she may consider judicious and proper, for the better performing and settling of such child in life.

It is further my will and I so declare, that all such substantial donations as may at any time have been made by me to any one of my children, and which would be legally considered as "advancements" had I died intestate, are to be regarded as such, and charged against such child so advanced upon the division and distribution of my estate in the event of the marriage of my wife or her failure to leave a Last Will and Testament; and all such like gifts made by my wife under the power given to her in the last preceding clause of this my Last Will and Testament, are to be considered as advancements, and treated as such, upon the division and distribution of my estate which may take place in the event of the marriage or in the event of the intestacy of my wife - I have given to my son in Law Oliver P. Mearns the sum of twelve hundred dollars, and this sum is to be charged against my daughter Ann Eliza as an advancement according to the previous provisions of this clause of my last Will and Testament.

It is further my will and I so direct, that the several and respective shares or portions of my estate which may be allotted or set apart to my daughters respectively, upon the division and distribution of my estate which may happen in the event of the marriage of my wife or in the event of the death of my wife intestate as is herein before provided, shall be held by the Executors of this my last Will, and the survivors and survivors of them and the Executor of such survivor, in trust for the sole separate and peculiar use of my several and respective daughters, during their several and respective lives; and upon the death of any one of my daughters leaving issue surviving her, the share or portion of such daughter so dying shall be conveyed to such issue in fee simple; but should any one of my daughters die without leaving issue surviving her, then and in that event the share of such daughter held as aforesaid shall be divided and distributed among the heirs at law and distributees of my estate as though I had then died intestate. I hereby nominate, constitute and appoint my

wife Mary, my brother in law John Houser; and my  
 brothers William A. Stright and Joshua G. Stright, Ex-  
 ecutors and Executors of this my last Will & Testament

In testimony of all which I have hereunto sub-  
 scribed my name, this the ninth day of March A.D. 1861.

Signed, published & declared

by the above named Thomas H.

Stright <sup>Testator</sup>

Stright as and for his last Will

and Testament, in the presence

of us, who in his presence and at

his request, and in the presence of each other, have subscribed

our names as witnesses thereto.

Ja. A. Bradley

Henry A. Savage.

State of North Carolina

New Hanover County Court, Decem. Term 1861.

This paper writing purporting to be and contain the  
 last Will and Testament of Thomas H. Stright, decd., is  
 exhibited in open Court, and offered for probate; and  
 is duly proved by the oath of James A. Bradley one of  
 the subscribing witnesses thereto, and the signature of  
 Henry A. Savage, the other subscribing witness, (he being  
 dead), is duly proved by the oath of John Dawson and  
 James A. Bradley; and it is considered by the Court  
 that the said paper writing is the last Will & Testament  
 of Thomas H. Stright in every respect, and sufficient  
 to convey the bequests therein made. At the same  
 time Mrs. Mary Stright, the Executrix therein named,  
 was duly qualified as such. Let the same, with this  
 certificate be registered and filed.

Teste.

Samuel R. Spunting Clerk.

per Wood Dep. Clerk.