

before me, the undersigned, Clerk of the Superior Court for said County by the Executor therein mentioned and the due execution thereof by the said J. W. Stanaland by the oath and examination of Sam Milliken and J. H. Patterson, the subscribing witnesses thereto, who being duly sworn doth depose and say, and each for himself depose and saith that he is a subscribing witness to the paper writing now shown him purporting to be the Last Will & Testament of J. W. Stanaland, that the said J. W. Stanaland in the presence of this deponent subscribed his name at the end of said paper writing which is now shown as aforesaid and which bears date of the 12th day of October, 1905.

And the deponent further saith, that the said J. W. Stanaland, the Testator aforesaid, did at the time of subscribing his name as aforesaid declare the said paper writing so subscribed by him and exhibited to be his Last Will & Testament, and this deponent did then upon subscribe his name at the end of said Will as an attesting witness thereto, and at the request and in the presence of said Testator; And this deponent further saith that at the same time when the said Testator subscribed his name to the said Last Will as aforesaid and at the time of the deponent's subscribing his name as an attesting witness thereto as aforesaid, the said J. W. Stanaland was of sound mind & memory of full age to execute a Will and was not under any restraint to the knowledge, information or belief of this deponent. And further these deponents say not.

Several, sworn and
subscribed, this 14th day

J. H. Patterson
Sam Milliken

of Nov. 1905, before me, R. S. Newton, C. S. C.
North Carolina, } ss. In Supr. Court.
Brunswick County.

It is therefore considered and adjudged by the Court that the said paper writing and every part thereof is the Last Will and Testament of J. W. Stanaland, deceased. Let the said Will together with the probate be recorded and filed. This 14th day of Nov., 1905.

R. S. Newton
Clerk Supr. Court.

No 10.

I, Samuel Black, of the County of New Hanover in the State of North Carolina, do make, publish and declare this my Last Will & Testament, hereby revoking and making void all former Wills by me at any time heretofore made.

I hereby constitute and appoint my daughter, Mary E. Watters, sole Executrix of this my Last Will & Testament. I give and bequeath to my daughter, Mary E. Watters, the profits derived from the services of all my slaves, the dividends arising from my Bank Stock, and the interest accruing on all bonds and notes belonging to my Estate, excepting however the bond hereinafter referred to, to be held and enjoyed by my said daughter for the use, maintenance and support of herself and the maintenance, support and education of my two grandchildren, Samuel Paxton Watters and Sarah Ann Lillington Watters, until the said Sarah Ann Lillington Watters shall have attained the age of twenty-one years. I give and bequeath to my sister, Elizabeth Black the interest accruing on a certain bond made by St. John Lodge and Concord Chapter of Wilmington, now held by me, said interest to be held and enjoyed by my said sister during her life, and it is to be collected by my Executrix and remitted to her semi-annually.

I give and bequeath to my aforesaid daughter, Mary E. Watters, all my slaves, to be held by her during the minority of my grandchildren hereinafore mentioned, and they may be worked or hired out as my said daughter may consider most beneficial to the interest of my Estate and I hereby authorize and empower my said daughter to sell and dispose of any one or more of said slaves should she deem it advisable so to do, and should it become necessary and manifestly to the interest of all interested in my Estate, from the happening of any unforeseen circumstances, connected with slave property, that the whole of my slaves should be sold, I hereby authorize and empower my said daughter to sell and dispose of all my slaves. It is however my wish, and I do direct that my driver, Moses, and his wife Phyllis and her child should not be sold, but they must be kept together and should it become necessary sufficiently provided for during the life of said Moses.

Upon the arrival of my aforesaid granddaughter at the age of twenty-one years it is my will and I direct

that the following division and distribution of my slaves, together with the Bank Stock, bonds and notes held by Executrix as belonging to my Estate be made that is to say, One third part of my slaves shall become the absolute property of my said daughter, Mary E. Watters and the remaining two thirds of my slaves, together with all such bonds and notes as then constitute a part of my Estate, be distributed between my two grand children Samuel Paxton Watters and Sarah Ann Lillingston Watters in such shares and proportions as my daughter Mary E. Watters shall by any paper writing whether in the nature of a deed or Last Will and Testament have designated appropriated or limited, and should my said daughter either by deed or by Last Will and Testament fail to make such designation, appropriation or limitation as aforesaid then and in that event said two thirds of my slaves together with the bonds and notes belonging to my Estate shall be equally divided between my said two grand children, the legal representatives of either of my said grand children who may have died, to be entitled to the same share which his or her parent would have been, if then living. My Bank Stock with the dividend accruing therefrom to be held by my said daughter during her life to her exclusive use, and benefit and upon her death is to be divided and distributed between my grand children aforesaid or the legal representatives of either or both of them, should they or either of them be dead, in such shares & proportions as my said daughter by her last will and testament shall direct and declare, and upon her failure to make such disposition of said Bank Stock by her last will & testament that the same be in that event equally divided between my said grand children or their legal representatives as aforesaid, and I hereby authorize and empower my said daughter should she deem it advisable and prudent so to do, to convey the share or portion of my slaves, bonds and notes and Bank Stock which she may designate and appropriate as aforesaid to my grand daughter, Sarah Ann or any part thereof to a trustee or trustees to be held by him or them for the sole separate and exclusive use of my said grand daughter during her life and upon other and further uses and limitations as my said daughter may deem proper. Should my daughter under the previous provisions of this my Last Will, make sale of any one or more or all of my slaves, or should

be deemed by her advisable to collect any of the notes or bonds she is hereby authorized and directed to invest the proceeds derived from the sale of slaves, and the proceeds of such notes or bonds as may be collected by her together with such moneys derived from the profits of my slaves, dividends from Bank Stock and interest accruing on bonds and notes which shall not have been expended by her as provided in the first clause of this my Will, in the purchase of real estate, bank stock, or in loans upon sufficient security and all such investments in the division and distribution of my Estate are to be considered as belonging to the respective funds or kind of property from which said investments have been respectively made, and the same are to be divided and distributed accordingly.

It is my Will and I do declare that my daughter Mary E. Watters shall not be held accountable for the profits derived from the services of my slaves, the dividends received from my Bank Stock or the interest accruing on notes and bonds during the minority of my said grand children, beyond what shall be necessary for the maintenance and education of my said grand children, but it is my wish that the excess derived from these different sources beyond the amount expended by her for her own maintenance and support and the maintenance and education of my aforesaid grand children should be invested by her for the benefit of those interested in my Estate.

It is my Will and I do direct that in the division of my slaves to be made upon the maturity of my said grand children as hereinbefore set forth, my daughter may select from the whole number of said slaves any two she may wish to be taken by her as a part of her share of my slaves.

I give bequeath and devise all the rest and residue of my property whether the same be real or personal and wheresoever the same may be, unto my aforesaid daughter Mary E. Watters, to her and her heirs, executors, administrators and assigns forever.

In the event of the death of my said daughter during the minority of my aforesaid grand children, I constitute and appoint Mr. Joseph Watters, the paternal grandfather of my aforesaid grand children, Executor of this my Last Will and Testament.

In testimony whereof I the said Samuel Black have to this my Last Will and Testament subscribed my name and affixed my seal this the ninth day of July, A.D. 1847.

Sam^l. Black *(Seal)*

Signed, sealed, published, and declared to be his last Will and Testament by the aforesaid Samuel Black in our presence (the word "wrote" on the second page, and the words "bein" and "it" on the third page interlined before the execution hereof.

John Wooster
Wm. A. Wright:

North Carolina, } June Term, 1851.
New-Hanover County.

This paper writing was exhibited by Mary E. Watters as the Last Will and Testament of Samuel Black and was in due form of law proved to be such by the oath of Wm. A. Wright, one of the subscribing witnesses thereto, whereupon it was considered by the Court that the same is the Last Will and Testament of the said Sam^l. Black and admitted to probate as such and ordered to be recorded and filed. Whereupon Mary E. Watters the Executrix therein named came before the Court and was duly qualified as Executrix thereof, ordered that letters testamentary issue to her as Executrix aforesaid.

L. H. Marsteller, Clerk.
by Dan Dickson, Dy. Clerk.

Test.

North Carolina, }
New-Hanover County. } I, John D. Taylor, Clerk of the Superior Court for the County and State above written do hereby certify that the foregoing is a true & correct copy of the Will of Sam^l. Black as probated & recorded & filed in this office. Witness my hand & official seal this the 14th day of March, 1906.

(Seal)

John D. Taylor,
Clerk Super. Court.

North Carolina, }
Brunswick County. } In Super. Court.

It appearing to the satisfaction of the Court from the exemplification of the record hereinafter mentioned, that the last will and testament of Sam^l. Black, deceased, a citizen of New-Hanover County & State of North Carolina has been duly proved & allowed in the proper Court

of Probate of said County and State, according to Law and it further appearing that the said Sam^l. Black left property (real estate) in this Brunswick County & State of North Carolina, it is therefore ordered and adjudged that the exemplification of a certified copy of the last Will & Testament & of its probate in the proper Court of New-Hanover County, State of North Carolina, which has been produced & exhibited here duly certified and authenticated be allowed, filed, and recorded in this Court. This March 16th, 1906.—

R. S. Newton,
Clerk Super. Court