

In the name of God Amen: I, Daniel S. Butler of the County of Brunswick and State of North Carolina, considering the certainty of death, but now being in health of body and sound mind, memory and understanding, praise be God for the same, do make this my last will and testament, in manner and form following.

First

That after providing for my body a decent burial, suitable to the wishes of my relatives and friends and paying my just debts, and to whomsoever owing, out of the monies of my estate, - I do give and bequeath to my beloved daughters, viz: to Mary G. Marlow wife of Wm G. Marlow, of the County of Columbus and State aforesaid, to Theresa Minto wife of John H. Minto, to Rebecca Stanley wife of John M. Stanley each of the County of Brunswick, and State aforesaid, to Frances C. Cox wife of James M. Cox, to Miriam Cox wife of Wm Cox, each of the County of Columbus and State aforesaid to Mary Ellen Butler and Jessie Butler, heirs of D. S. Butler died together, of the County of Brunswick and State aforesaid, all my earthly estate, both real and personal, which may be found after my death, consisting of one Bank of New Hanover Certificate for \$700⁰⁰ Seven Hundred dollars - and sundry notes &c amounting to \$700⁰⁰ Seven Hundred dollars, or their equivalents should they be collected - also one tract of land situated lying and being on Waccamaw River Swamp in the said County of Brunswick:

My will and desire is that after my death said money and effects shall be equally divided among my five daughters before mentioned - and the said Mary Ellen Butler and Jessie Butler, heirs of D. S. Butler, died together to receive one distributive share that is to say, I desire said money and effects to be divided in six equal parts - and as I have advanced to Rebecca Stanley, wife of John M. Stanley the sum of \$50. (Fifty dollars) in cash I desire said amount to be deducted from her distributive share - and to be equally divided among the five other shares - so that each child may share and share alike.

And lastly, I hereby constitute and appoint Wm G. Marlow and Wm F. Cox, of the County of Columbus 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 and every part

and claims thereof, hereby reciting and declaring utterly
void all other wills and testaments by me heretofore
made. In witness whereof, I, the said Daniel L. Butler
do herewith set my hand and seal, this the 28th day
of April A.D. 1886.

Signed, sealed, published and
declared by the said Daniel L.
Butler to be his last will and
testament in the presence of us
who at his request and in his
presence do subscribe our names
as witnesses thereto.

D. L. Butler (Seal)

John J. Hawes
Richard J. Hawes

Codiced

Whereas I, Daniel L. Butler have made my last will
and testament and assigned the same in the presence
of witnesses on this day. I further devise that my executors
shall at and after the equal distribution of said prop-
erty safely deposit in some solvent bank the amt belong-
ing to the said Mary Ellen Butler and Bernie Butler
until they arrive at the age of twenty one years, or are
married, and the certificate to be held by them the said
executors.

Signed, sealed and published
in presence of us as before

D. L. Butler (Seal)

John J. Hawes

Richard J. Hawes

State of North Carolina }
Brunswick County }

Probate Court
Sept. 13th A.D. 1887

The execution of the foregoing will is proven
before me the undersigned Judge of Probate for the County of
Brunswick and State aforesaid by the oath and examination
of John J. Hawes, who after being duly sworn deposes and says
that he saw the testator sign the said will - that he acknowledged
he came to be his Will and that he signed the same in his
presence as witness at his request in his presence and in
the presence of others. Therefore let it be registered together
with the certificate.

Given under my hand and seal at office this
day and date above written.

W. L. Doshier
b. l. l.

In the name of God, Amen!

I, Lorenzo Drake, of Brunswick County, in the State of North Carolina, being of sound and disposing mind and memory, but mindful of the uncertainty of life do make, ordain and publish this to be my last will and testament hereby revoking and making void all other wills by me at any time heretofore made.

First My plantations and lands on Little River in Brunswick County, comprising my Hickory Hall plantation, and the old place on which my father lived. (A small part, about one hundred and fifty acres, of the Hickory Hall plantation being in South Carolina) I give and devise to my son, Samuel Drake, in fee simple.

Second My house and lot on Bay Street in Smithville, together with the water front in front of it, lying between Bay Street and the River and also a garden lot of about a half acre of the town which I purchased from Moody D. Smith. I give and devise to my friend, Col. Roger Moore, and his heirs, in trust for the sole and separate use of my daughter, Elizabeth D. Gorton, wife of John W. Gorton, during her life, not to be liable for any debt or obligation of her husband; and at her death, then in trust for her children then living and the issue of such child or children as may then be dead, such issue to take, per stirpes, the shares which their parents would have taken if living. All my household and kitchen furniture, silver plate, and silver ware, of all kinds, books, and specific articles of tangible property in and about my house and lot in Smithville, I give and bequeath to be equally divided between my son and my daughter.

Fourth I give, devise and bequeath all the rest and residue of my estate of every kind to be divided into two equal parts; and I give and bequeath one of the said equal parts to my son Samuel.

Fifth I give and bequeath the remaining equal part of the said residue of my estate to my friend Col. Roger Moore in trust for the sole and separate use of my daughter, Elizabeth D. Gorton during her life, not to be in any way liable for the debt and obligations of her husband, and at her death, then in trust for her children then living, and the issue of such child or children as may then be dead, such issue to take per stirpes the shares which their

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which their parents would have taken if living. I hereby authorize and empower my said friend Roger Moore, upon the written request of my said daughter, and at any time during her life, to sell all or any portion of the real and personal estate hereby given to him in trust for her and her children upon such terms as he may deem most advantageous, the Monies arising from such sales to be reinvested by him in other property, to be conveyed to and held by him on the same trusts, for the same persons, and under the same powers and authority, as are herein limited and expressed in relation to the property so as aforesaid given to him in trust.

Lastly I nominate and appoint my said friend Col. Roger Moore to be sole executor of this my will.

In witness whereof I have hereunto set my hand and affixed my seal this 25 day of June A.D. 1877.

Signed, published and declared by the testator as his last will in the presence of us, who in his presence and the presence of each other and at his request, have subscribed the same as witnesses.

W. H. Burton.

M. W. Burton.

L. Drake (seal)

Codicil

I make this Codicil to my foregoing will, conforming the same in all things, except as herein set forth. My daughter Mrs. Elizabeth D. Gorton having died since the execution of my will, all the estate and property in my said will given to her, or to Col. Roger Moore in trust for her and her children after her, I do hereby devise and bequeath to the said Col. Roger Moore and his heirs in trust for the children of my said daughter equally, and if any one or more of said children shall die before coming of age and before marriage, the share, or shares of any so dying shall go and belong to the survivors of them; and if all shall die under age and before marriage, the last survivor to take the whole, and I do hereby authorize and empower the said trustee in his discretion either to accumulate the income of said property, or to expend it from time to time as he may think best for