

No. 410
NORTH CAROLINA.
BRUNSWICK COUNTY.

I, W.T.Gilbert, of the aforesaid County and State, being of sound and disposing mind and memory, but considering the uncertainty of my earthly existence, do make, ordain, declare and publish this my last will and testament, that is to say:

FIRST. My Executor hereinafter named, will give my body a decent burial according to the wishes of my family and my station in life, and pay my funeral expenses, and all my just debts and obligations out of the first moneys which my come into his hands belonging to my estate.

SECOND. I give and bequeath to my grand-daughter Margaret Davis, child of my daughter, Katie Davis, deceased, the sum of one hundred (100) dollars if she be living at the time of my death.

THIRD. I give and bequeath to my grandson, Bryant Galloway, child of my daughter Lizzie Galloway, deceased, the sum of one hundred (100) dollars if he be living at the time of my death.

FOURTH. I give and bequeath to my grand-children David, Roger, John and Elnora Stanley, children of my daughter, Maggie Stanley, deceased, the sum of one hundred (100) Dollars, should they or either of them be living at the time of my death, to be equally divided among them, or the survivor or survivors of them.

FIFTH. I give and bequeath to my beloved wife Ella Gilbert, the sum of Five hundred (500) Dollars, in full and complete satisfaction and settlement of her dower and thirds in and to my real estate, and her interest or share in and to my personal property.

SIXTH. I give and bequeath to my beloved sons, Thomas, John W., Grover C., J.Ernest and Henry all the residue, remainder and balance of my personal property, of whatsoever kind, and wherever situate, to be equally divided among them, share and share alike,.

SEVENTH. I give, devise, and bequeath to my beloved sons, Thomas, John W., Grover C., J.Ernest and Henry all my real estate, wherever situate, to be equally divided among them, and should I during my lifetime give or convey by deed or otherwise, to my said sons, or either of them, any part of my real estate, such gift or grant by me, shall be construed, held and deemed an advancement to be duly accounted for by the taker, grantee or beneficiary, and should my said sons, or either of them, being so advanced, fail to account for such advancement, they or he shall have no further part or share in my estate, and shall take nothing by this my last will and testament. To the end that the division of my real estate may be fairly and impartially made between my said sons, I direct that my Executor shall select three responsible, disinterested citizens of Brunswick County, who are free holders to make the division, taking careful account of any advancements, as aforesaid, as may have been made by me.

EIGHTH. In the event my personal estate is insufficient at time of my death to pay off and discharge the bequests made in paragraphs Second, Third, Fourth and fifth, the said bequests in said paragraphs are to be taken and considered and deemed a charge on my real estate, which may be relieved and discharged by my said sons, hereinbefore named, paying off and discharging said bequests.

NINTH. I nominate, appoint and constitute my beloved son, Grover C. Gilbert, the sole Executor of this my last will and testament and each and every part thereof, and direct that he make full settlement of my estate, in strict accordance with the provisions of this my last will and testament, as early as may be practicable, and for the best of my estate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal this the fifth (5th) day of May A.D.1916.

W.T.Gilbert, (seal)

Signed, sealed, declared and published by the said W.T.Gilbert to be his last will and testament, in the presence of us, who at his request, and in his presence, and in the presence of each other, do subscribe our names as witnesses thereto.

J.B.Ruark,
E.H.Crammer

NORTH CAROLINA.
BRUNSWICK COUNTY.

IN THE SUPERIOR COURT.
BEFORE THE CLERK.

IN THE MATTER OF THE WILL OF W.T.GILBERT, DECEASED.

The paper writing hereto attached and purporting to be the last will and testament of W.T.Gilbert, deceased, is exhibited before the undersigned Clerk of the Superior Court of Brunswick County, North Carolina, by Grover C.Gilbert the Executor therein named, and thereupon the following proof thereof is taken by the oath and examination of J.B.Ruark and E.H.Crammer the subscribing witnesses thereto, as follows:

NORTH CAROLINA.
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J.B.Ruark and E.H.Crammer being duly sworn, depose and say, and each for himself deposes and says that he is a subscribing witness to the said paperwriting now shown him purporting to be the last will and testament of W.T.Gilbert, and that he saw him execute this writing as his last will and testament, and that affiant attested it in the presence and at the request of said W.T.Gilbert, deceased, and that at the time of its execution said W.T.Gilbert was, in affiant's opinion, of sound mind and disposing memory.

J.B.Ruark,
E.H.Crammer

Severally subscribed and sworn to before me,
this 20th, day of April 1929.

A.T.McKeithan,
Clerk Superior Court Brunswick County.

And thereupon it is considered and adjudged by the Court that the said paperwriting and every part thereof is the last will and testament of W.T.Gilbert, deceased, and it is ordered that the same, with the foregoing examination and this certificate, be recorded and filed.

This 20th, day of April 1929.

A.T.McKeithan,
Clerk Superior Court Brunswick County.