

Charity E. Davis, widow of the said John
Davis, by her attorney John M. Perry, appears
Court and signifies her dissent to said will.

Jas. Rumley, C. C.

In the name of God, Amen!

I Levi Oglesby of the County of Carteret,
and State of North Carolina, seriously considering
the uncertainty of life, and being of sound and
disposing mind and memory, do make and declare
this my last will and testament, in manner and
form following - that is to say:

First, It is my will and desire that my executors
hereinafter named shall pay all my just debts,
first by applying the money on hand, and the pro-
ceeds of the notes and accounts due me at
my decease, and then by the sale of such of
my estate as I do not otherwise dispose of in
this will, which I hereby authorize them
to sell at such time and on such terms as they
may deem best.

Second, I give to my beloved wife Elizabeth
one year provisions, to be laid off out of the
crop, stock and provisions on hand, or the value
thereof to be paid to her in money, as she and my
executors may think most to her convenience and
advantage; also one bed, bedstead and furniture,
and one hundred dollars in cash.

Third, I lend to my beloved wife Elizabeth
during her natural life or widowhood, the following
property - viz: my home plantation, that is to say,
from the cross fence east of Dorcas Watsons
East to the division fence between my land
and the land now owned by the heirs of
Lyttleton Martin dec., together with the wood
land attached to the same; and also negroes
William, Charity, John, Hellen, Talcut, Matthew,
Jerry and Mary; also two carts, also three
and calves, one yoke of oxen, two head of horses,
two sows and pigs and four head of sheep, to be
selected by my said wife out of my lot of stock.

Fourth, After paying my debts, the amount

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bequeathed to my wife and all necessary expenses of settling my estate, my will and desire is, that whatever moneys may remain in the hands of my executors shall be equally divided among my children Catharine, Parmelia, Ann, Levi, Nettie, Bridges, Margaret and the two children of my deceased son Nathan, viz: Mary F. and Martha J. Oglesby; the said two children to represent their father Nathan Oglesby deceased, and receive one share, in said division.

Fifth. My will and desire is that all my negroes (except those heretofore loaned to my wife) be divided after my decease into eight equal parts, one of which parts I give to each of my following named children, viz: Catharine Russell, Parmelia Sabiston, Ann E. Cutler, Levi F. Oglesby, Nettie Tolson, & Margaret Bell, to them and their heirs forever. The two remaining parts I lend as follows; one part to my son Bridges A. Oglesby during his natural life; the other part to my two grand daughters Mary F. and Martha J. Oglesby, during their natural lives; both parts to be under the control and management of my son Levi F. Oglesby whom I hereby appoint a Trustee for that purpose, and bequeath the said two parts, or shares, of said slaves in trust to him for the use and benefit of said Bridges A. Oglesby and said Mary F. and Martha J. Oglesby; and should either the said Bridges, Mary or Martha, die leaving lawful issue of their bodies, then my will and desire is that such lawful issue shall have the share or interest in said slaves which I have herein lent to the parent; and I give and bequeath the same accordingly. And should either the said Bridges, Mary or Martha, die without lawful issue, then the said share or interest in said slaves, loaned as aforesaid, shall return to my estate to be divided among my heirs as the law directs.

Sixth. After the death of my wife, my will and desire is that the negroes I have loaned her (except William and Charity, together with their increase, & all other property I have loaned my said wife, be divided among my children and grand children who may be living at that time, so as to allot to each of my children one share and to the children of each my children who may then be deceased, one share; the shares that may be allotted to my son Bridges and my grand daughters Mary F. and Martha J. Oglesby, to be for their natural lives only, and under the control and management of their trustee Levi J. Oglesby. And I give and bequeath said property accordingly.

Seventh. I give and bequeath the negroes William and Charity (excepted in the last clause) to my son Levi J. Oglesby, after the decease of my wife, to him and his heirs forever.

Eighth. I give to my wife Elizabeth the privilege of getting from any lands of mine adjoining the home plantation, all timber and wood for the use of said home plantation, which I have loaned her.

Ninth. The remainder of my Bogue Sound lands together with that tract known as my old place, I leave in the charge of my Executor Levi J. Oglesby, to be rented out for the benefit of my estate, until the death of my wife, when I wish the same to be divided among my children and grand children who may be living at that time, with the property mentioned in the sixth clause of this will, and in the manner and under the limitations mentioned in said sixth section.

Tenth. The remaining lands belonging to me

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in Carters County, not already disposed of. I wish my executors to sell as indicated in the first clause of my will.

Eleventh. On the divisions of my property, any note or judgment found among my papers against my son Bridges, or any others of my children, which I have paid for them, on account of being security for them, shall be charged to him or them respectively, and deducted from his or their shares of the property.

Lastly. I nominate and appoint my son Levi T. Oglesby, and my friend James Ramley, Executors of this my last will and testament, hereby revoking all other wills by me heretofore made.

In testimony whereof I have hereunto set my hand and seal the twelfth day of April A.D. one thousand eight hundred and sixty-one 1861

Levi Oglesby *Seal*
Signed, sealed, published and declared by the said
Levi Oglesby as his last will and testament, in
presence of Wm Cramer
Wm H. Piver

Carters County Court, February Term 1866.

The foregoing paper writing purporting to be the last will and testament of Levi Oglesby deceased is exhibited for probate in open Court by Levi T. Oglesby, one of the executors therein named; and the due execution thereof, by the said Levi Oglesby, is proved by the oath and examination of William H. Piver, one of the subscribing witnesses thereto. It is therefore considered by the Court that the said paper writing

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W. G.

STATE DEPARTMENT OF ARCHITECTURE
WASHINGTON, NORTH CAROLINA

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and every part thereof, is the last will
and testament of the said Levi
Oglesby, and the same is ordered to
be recorded and filed.

Thereupon said Levi T. Oglesby
qualifies as executor, by taking the
oath required by law.
Jas. Sumley C. C.

See book B.

END