

July Session 1866

In the name of God Amen I Philip Nettie of the County of Catawba and State of North Carolina being of sound mind and Memory but considering the uncertainty of my earthly existence do make & declare this my last will & testament in manner & form following I Humbly shew & bequeath to my wife Catherine all my estate both Real and personal and all my effects during her lifetime and after her death it is my will that what personal property may then belong to the estate for my children to agree and divide the same among themselves; and in case they cannot agree it is my will that the property be put to public sale by my executor and the proceeds thereof equally divided among my children share and share alike.

Item 2^d I will & bequeath to my son David all that tract of land where he is now living bounded as follows Beginning at a poplar & dogwood on the west back of a branch & runs South 70^o west 56 poles to a pine thence north 44^o 10 poles to a Mulberry thence west to a Plum tree near the mouth of the lane (the exact course not known) thence South 30^o east to a Chestnut thence South 10^o east 144 Poles to a Post oak thence East 68 Poles to a Chestnut thence North 132 Poles to a pine thence west 32 Poles to a Pine thence North down a branch to the Beginning by estimation 93 Acs

Item 3^d I will & bequeath to my son John H. Nettie a tract of land joining Henry Sager & others Beginning at a Hickory and runs South 32 Poles to a Hickory thence east 70 Poles to a white oak thence South to a Stake on Ambrose Mulls line thence east with Ambrose Mulls line to a Post oak formerly Laughners Corner thence North 108^o east 144 Poles to two Chestnut trees thence North 30 west 56 Poles to a Stake near a wild Plum tree in the lane thence South 60 west along the lane crossing naked Creek 103 Poles to the Beginning including the Warne by estimation 89 acres

Item 4th I will & bequeath to my daughter Susan wife of Ambrose Dull and to the heirs of her body a tract of land lying South of my premises joining Adam Coons & others Beginning at a post oak formerly Laughners Corner and runs 66 poles to a Stake on Coons line thence South 51 poles to a post oak thence east 66 poles to a white oak stump near the head of a Branch thence 81 poles to the Beginning

Item 5th I will and bequeath to my daughter Amy wife of Marcus Joy and to the heirs of her body a tract of land bounded as follows to wit Beginning at a Mulberry on my son Eusebius line and runs down the hollow and branch with Eusebius line to a Stake Eusebius corner thence West with Eusebius line to a Stone pile formerly Lewis corner thence same course to a Stake on the west side of the Spring branch thence a direct course with Eusebius line to a Stake on my line on the Public road at the mouth of Canons Hingus Lane thence South with said line to a Hickory on Henrys line thence North 60^o East 103 poles to a Plum tree thence to the Beginning

Spring dwelling house and all other out Building.
Item 6th I will and bequeath to my daughter Susan wife of Joseph Johnson County Jail Dollars to be paid to her by my sons Eusebius & David and my daughter Amy Joy to be paid in the following proportions viz Eusebius is to pay fifteen dollars David five dollars & Amy five dollars to be paid by them when they shall have been 12 months in full possession of said premises

Item 7th In order that the intents of my will be the better understood it is my will that after my decease provide my wife Catherine be then living that my heirs pay to her 30 dollars annually for her support in the following manner wit Eusebius is to pay 10 dollars David 5 dollars Amy the wife of Marcus Joy 3 dollars and Anna the wife of Ambrose Dull 5 dollars

And lastly I do hereby constitute and appoint my son Eusebius my lawful executor to all the intents & purposes to execute this my last will & testament according to the true intent & meaning of the same In witness whereof I the said Philip Nettie have set my hand and seal this 18th day of Dec 1857

Signed sealed and Published
to be the said Philip Nettie will &
& Testament in the presence of us
J. C. Walker

Philip Nettie Seal