

338

also when my eldest Daughter Sarah E. Hinton  
becomes of age, or marries should she &  
my two eldest Sons Sidney A. and W. T.  
Hinton crave a division of the property my  
will is it shall be granted that she may  
have an possession of her part but Sidney  
A & W. T. Hinton are not to receive their  
portion until they become of age, my  
will further is that the coming of age or  
marriage of my second Daughter Adaline  
Hinton shall control in like manner  
the division of property with the two  
youngest sons of S. A. C. Hinton as I  
have privileged my Daughter Sarah as  
above specified.

Item 4<sup>th</sup>

and best distinctly understood if  
either of my children should die without  
leaving an heir of their body my will  
is that their property shall fall to their  
Brother & Sisters living children I leave my  
loving wife Landice H. Hinton my  
Executor J. N. Mackney Williams Griffin  
& A. P. Oswald Executress hoping they will  
assist my wife in the management of  
my estate & through life given under my  
hand and seal this the 25<sup>th</sup> day Oct: 1851.

Teste

Thos. M. Womble  
George M. Foster

A. J. Hinton *(seal)*

State of North Carolina County of Pleas or  
- Chatham County } greater within Nor

This cutter that the last will & testament of A. J. Hin  
ton deceased duly proven in open court by the oath  
of George M. Foster a subscriber attorney that  
and ordered to be recorded whereupon to witness A  
Hinton the testatrix herein named appears in open  
Court was duly qualified as such

Teste W. Taylor b. b.

339

I Richard Brooks of the County of  
Chatham and state of North Carolina  
being of sound mind and memory but  
considering the uncertainty of my earthly  
existence do make and declare this my  
last will and testament in manner  
& form following that is to say first that  
my Executor herein after named shall provide  
for my body a decent burial suitable to  
the wishes of my relations and friends and  
pay all funeral expenses together with my  
just debts however and whomever owing  
out of the money that may just come into  
his hands as a part or parcel of my estate  
Second Executor herein after named shall  
expose at public sale all my crop stock  
household furniture and all of my  
farmine implements and apply the  
same to the payment of my just debt  
Item third that the tract of land I now  
live on I will and devise to my beloved  
Grandson Isaac *[redacted]* Richard Brooks

*[redacted]* of my beloved son Isaac A. Brooks  
provided my personal Estate does not pay  
my just debts that my Executor  
herein after named shall have  
power to sell a part of my land  
either private or public and apply to  
the payment of debts fourth that my  
son Isaac A. Brooks have a home on the  
land I have heretofore willed to my Grand  
son Richard Brooks during his natural  
life and lastly I do hereby constitute  
and appoint my Beloved son Isaac  
Brooks my lawful Executor to all my  
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 clause thereof hereby  
revoking and declaring utterly void all  
other wills and testaments by me

3870 340

heretofore made

In witness whereof I the said Richard Brooks  
do hereunto set my hand and seal this  
24<sup>th</sup> of May A.D. 1852

Signed sealed and published  
and declared by the said  
Richard Brooks 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 witness thereto

A. Dallas, Headen  
Andrew Headen

Richard + Brooks  
mark

State of North Carolina, County of Pleas  
Spartanburg } & quarter years  
Nov Ten 1852

This certifies that the last will & testament  
of Richard Brooks decd was duly proved  
in open court by the oath of A Dallas the  
afore named a subscribing witness thereto and sworn  
to be executed when upon Isaac A Brooks  
the Executor thereon name appears in open court  
and was duly qualified as such

Test W. D. Taylor

heretofore made now  
 In witness whereof I the said Richard Brooks  
 do hereunto set my hand and seal this  
 24<sup>th</sup> of May A.D. 1852

Signed sealed and published  
 and declared by the said  
 Richard Brooks 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 witness thereto

Richard Brooks  
mark

A. Dallas, Headen  
Andrew Headen

State of North Carolina County of Pleas  
 Catawba County } & greater uplands  
 Nov Ten 1852

This certifies that the last will & testament  
 of Richard Brooks dec was duly proved  
 in open court by the oath of A Dallas the  
 above a subscribing witness thereto and sworn  
 to be executed when upon Isaac A Brooks  
 the executor there name appears in open court  
 and was duly qualified as such

Test Wm Day Jr bld