

State of North Carolina }  
 Duplin County }

Janry Court 1781.

There was the within will proved in open Court by the oath of George Smith and John Whidden and ordered to be filed.

Test. W<sup>m</sup> Dickson C.C.

In the name of God Amen. I Isaac Middleton Junr of the State of North Carolina and County of Duplin Being sick and weak in body but of sound and perfect memory blessed be God, do this twenty third Day of March in the seventeenth year of American Independence and in the year of our Lord Christ one Thousand seven hundred and ninety three make and publish this my last will and testament in manner and form following 1<sup>st</sup> I recommend my soul to God that gave it me and my body to the ground to have decent and Christian Burial at the discretion of my Executors hereafter to be named. 2<sup>nd</sup> I will and desire that all my just Debts and funeral Expence be paid by my Executors out of the most perishable part of my Estate. Thirdly I will and desire that my beloved wife Sarah Middleton do have quiet and Peaceable possession of the Land and Plantation whereon I live including the mill, during her widow hood provided now the law that should my said wife hereafter marry that then she is to be restricted to the one third of the aforesaid Land and plantation and mill &c. 4<sup>th</sup> I will and ordain that after my wife Decease the whole of my Lands in Duplin County be the property of my son Isaac Middleton and of his heirs forever. 5<sup>th</sup> I will and desire that my lands of one thousand acres by in the Cumberland settlement on the western water be sold by my Executors or by whom may be thought most advisable and the money arising from such sale be counted in the common stock of my property to be Divided or hereafter is to be mentioned. 6<sup>th</sup> I

give and Bequeath to my son Isaac Middleton my negro man slave named Liberty to him and his heirs forever Reserving to my beloved wife Sarah Middleton the use and Labour of the said slave Liberty During her natural Life. 7<sup>th</sup> I will and ordain that all the slave of which I am now possessed my stock of every kind Household furniture and plantation tools be and remain in the possession of my beloved wife During her widowhood. 8<sup>th</sup> I will and ordain that at my wifes marriage or at her decease, the whole of my slave except Liberty. All my stock of every kind household furniture, and plantation Tools including the money arising from the sale of my western Lands be thus Divided amongst all my Daughters Equally except my youngest Daughter Polly who is to receive two shares and those of my Daughters that are or before that Division taken place are married to be considered to draw equal with the Rest Reference to what they have already recd or what they may between this and that time receive to be considered in their parts. 9<sup>th</sup> Should my said wife Sarah Middleton hereafter marry then as soon as may be a Division is to take place and she is to be restricted to a childs share of my personal property. Liberty that is mentioned above only Excepted to her During Life. 10<sup>th</sup> I will and ordain that should any of my Daughters that are now single marry before the Death or marriage of their mother that my Executors are to at their discretion Lay off to such child 5<sup>th</sup> marring a part of my personal property as they judge right which is to be counted in their share and also those that are married may receive such part as the S<sup>rs</sup> Executors may judge necessary they giving a recd for the same as part of their share. But the negroes to be together with my wife until a great Division taken place &c. 11<sup>th</sup> I do by these presents nominate constitute and appoint my son Isaac Middleton my uncle James

Middleton and my friend Joseph Dickson Executor to this my last will and Testament hereby revoking all other wills and Testaments by me heretofore made in witness to the which will the said James Middleton Junr hath hereunto set his hand and seal this 23<sup>d</sup> March 1799. Signed, Sealed, published and declared by the said James Middleton Junr. to be his Last will and Testament in the presence of us Joseph Dickson, Mary <sup>his</sup> Middleton, David Middleton.

James Middleton Seal

State of N<sup>c</sup> Carolina } July Term 1805.  
Duplin County }

Thus was the last will and Testament of James Middleton Junr. proved in Court by the oath of Joseph Gillispie and Peter Friedrich, two of the subscribing witnesses thereto, and at the same time David Middleton and Robert Middleton two of the Executors named in the said will came before the Court and Qualified as Executors to the said will according to Law. Ordered that letters issue accordingly.

Test W<sup>m</sup> Dickson C.C.

State of North Carolina } February 22<sup>nd</sup> 1826.  
Duplin County } I in the name of God amenable  
I William Mallard of the County and State aforesaid being of an infirm State of body but sound mind and memory do make constitute and ordain this to be my last will and Testament hereby revoking all other wills heretofore by me made &c. I resign my soul into the merciful hands of God who gave it and my body to be decently buried at the discretion of my Executors hereafter named. My worldly property with which it has pleased God to bless me I give and bequeath in following manner <sup>first</sup> I give and bequeath to my beloved wife Rebecca Mallard all my land and plantation untill my daughter Mary Eliza Mallard come of age, then to be equally

divided between my wife and Daughter to them and thire issue also I give to my wife two negro a woman by the name of Liddy and a boy by the name of Prince to her and her heirs forever, also one horse chair and harness three cows and calves, three pigs and Lamber one sow and pig all my plantation Tools two feather beds and furniture also as much of my house hold and kitchen furniture as will be necessary for her convenience to her and her heirs forever. Secondly I give and bequeath to my beloved Daughter Mary Eliza Mallard two negroes a girl by the name of Sarah and a boy by the name of Stephen to her and her heirs forever. I also give to my daughter Mary Eliza one other negro a man by the name of Lewis which I purchased from James Maxwell for the sum of two hundred dollars the said Maxwell has liberty to take back the said negro Lewis by refunding three hundred dollars in four years from the 17 January 1826. Also I give to my said daughter one feather bed and furniture the residue of property not mentioned I wish sold and all my just debts paid out of the money arising therefrom and after my debts is paid the balance I give to my daughter all of which property she is to receive when she comes of age or marries to her and her heirs forever. I hereby constitute and appoint my friends Aaron Morgan Executor and my wife Rebecca Mallard Executor to this my last will and Testament. In witness whereof 2 the said William Mallard has executed and published the same. Signed, Sealed and published in presence of: David C. Moore, Thomas Heath.

W<sup>m</sup> Mallard Seal

State of N<sup>c</sup> Carolina } Nov<sup>r</sup> Term 1827.  
Duplin County }

Thus was the within will proved in open court by the oath of David C. Moore one of the subscribing witnesses thereto, and at the same time Aaron Morgan, came into Court and Qualified as Executor to said Will. Ordered that letters issue. Test Jas. Parnell C.C.