

I Amos Hoyle of Hoyleville Gaston County and State
of North Carolina being of sound mind and sufficient memory
by the mercy of God but being well stricken in years do make
and establish this to be my Last will & Testament This 2^d day of
November 1856. 1st I Commended my soul to Almighty God & my Body
to be buried in a Christian manner at the Discretion of my friends
1st I will & Bequeath to my only & loved ~~son~~ but affected son Calib
W. Hoyle all that tract or parcel of Land on which I live surveyed
& plotted by Isaac Holloman Esq. for Calib. W. Hoyle Beginning in the old
River Ford below the Bridge containing the home tract the lot Hoyle & Taylor
plus by Estimation seven hundred & seventy acres be the same more or
less together with all the farming tools he may need one Road Wagon
& one also the Wood or farm Wagon all the Gray mares ~~are~~ ^{are} his
his now also one Good Horse & mule Half of all the Cattle Hogs & Sheep
all the Grain & Crops on hand both standing & housed not exceeding
however two thousand Bushels of Corn & wheat the seedling & seed
Bound Bedstead & ~~bedstead~~ ^{couch} & sofa Clock & case three good beds & furniture
all the necessary household & Kitchen furniture all the Tables & Chairs
two conch stands & my wash stand, one Rifle & two Watches and the Buggy
are now his own property I also will & Bequeath to him the following
Negro's Sam & his deceased wife Violet's Children Nelson Rufus Alexander
Anne & Melinda & their present & future increase also Betty Matt Caroline
& all her Children and future ^{increase} ~~children~~ Hannah is to be maintained
Dorothy Little & their future ^{increase} ~~children~~ is to be maintained

Two conch Stoney & my Wash Stoney one Rifle & Two Watches and the Buggy
are now his own property I also will & Bequeath to him the following
Negro's Dan & his deceased wife Violet's Children Nelson Rufus Alexander
Anne & Melinda & their present & future increase also Betty Matt Caroline
& all her Children and future ^{increase} ~~Children~~ Hannah is to be maintained
During her life by my son Caleb I also will him my part of the Store
in Dallas being one half also one half the Store Lot & Buildings & fifty
acres of Land adjoining Paul Humberger on the north side of the
fox fire road in Dallas I also Bequeath to him my Negroes John Bill
& Sarah. Item I Give unto my Beloved wife Malinda Biscan what I
Promised her in a Marriage Contract four thousand Dollars, a good
Buggy she is to have her fire Room in the Dwelling. House Two years
after my death and as long after as she & my son Caleb congeen
she is to have her own bed, Wash Stoney, bureau, bureau, conch Stoney
and all she brought here

Finally I Give unto my Grand son Thomas Biscan all my South ~~part~~
back of Land of Land Except Eight acres adjoining the Store &
including it which eight acre Lot with the Store House is to be sold
of J. W. Craig Biscan, To Continue the Store he may do so for one or
two years after my death or divide the goods at any time within
that period & Let my Executors sell my part of the same being
two thirds of the goods & debts I also wish my Negroes & other
property not willed

to be sold to wit, one Half The Lots in Lincolnton on which Lemmons
Shops are built, John Dillingham who belongs to A & E Hoyt also my
mill tract of Land of Frederick Ford does not remain his Land
I also will that it be sold & like wise The John Roberts Est. in Dallas
if he does not remain is his Land I also, ^{all} ~~the~~ the Horses Cattle Sheep & Hogs
Farming Household and a Kitchen Furniture and all my other property of
Every description not herein before specifically named to be sold also all
my Debts to be collected that can be after the Just debts I owe are
paid & the Legacies & Bequests herein before given satisfied then all The
Residue of my Estate to be disposed of as follows to wit,
to be Equally ~~Divided~~ ^{divided} among the following Surviving Children of:
of Jacob & Mary Fullinwider and Elizabeth Wife of Dr Miller Farming
Wife of Austin Mc New Sarah Wife of Monroe Comy Rebecca Skupford
Anapha C. Fullinwider Henry W Fullinwider & Ed Fullinwider and The
Three Children of my Daughter Elizabeth G. Stow that is Catharine
Watchford Margaret M Stow and William Stow the two Children
of my Daughter Sarah Grier and Mary Adams & Thomas Grier the
five Children of my Son Ed Hoyt and Sarah C Kinan Mary Ann
Barrett Margaret Lusk Labin A. Hoyt & Alpha C. Hoyt the five
Children of my Daughter Margaret Tomkins Maria Lusk Labin Tomkins
Jazurel Tomkins Catharine Tomkins & Mary both Tomkins my
Daughters Elizabeth G Stow & Margaret Tompkins & Calie my Son
Being Twenty two Grand Children and three Children before named

Children of my Daughter Margaret Tomkins Maria Lusk John Tomkins
Jazuel Tomkins Catharine Tomkins & Mary both Tomkins my
Daughters Elizabeth L. Stour & Margaret Tomkins & Calie my Son
Being Twenty two Grand Children and three Children ~~before named~~
~~It is my will & Intention~~ that after all my debts are paid and the specific
Legacies & Bequests herein before made are fully satisfied that all the
Residue of Estate sold as before directed & Reduced to Cash or Notes shall
be Equally Divided among my Twenty two Grand Children & Three Children
before named share & share alike I hereby appoint Samuel L. Adams
trustee to Receive Elizabeth L. Stour's part or share as above described
& hold the same separate & apart from any controul of her husband
Abram Stour & for the sole use & Benefit of the said Elizabeth
and if she should die before I do I will that said share shall be
Equally Divided Between Catharine Hatchford & Margaret M. Stour
and at her death I will that said share be Divided in like manner
It is likewise my Will that if Catharine Hatchford should die before
Receiving her share as one of my Twenty two Grand Children
or should die without Children then her share and the share of
her Mother's share which may fall to her as above directed to go
to Margaret M. Stour's Children - It is also my Will that if
William Stour should die before he comes of age his share as
one of my Twenty two Grand Children shall go to Margaret
M. Stour's Children To Page 85

A. Hoyle Will continued from page 79

I hereby appoint William H. Miller Trustee for Sarah Wife of Monroe Forney to Receive her share & hold the same for her use & support ~~separate~~ apart from the control of her said Husband

I will and Bequeath to my Wife Malinda all my interest in the Free Boy Cherry Lottery bequeathed to me by the County court of Baston City I will that my Executors shall pay to the Church at Goshen & Dallas fifteen Dollars per annum to each church for six years as the said Ministers at those places provided they be presbyterian

It is also my Will that if my son Caleb should die without a Child or Children that the property herein Willed to him shall be divided Equally among my Grand Children before named living at his death & my two daughters Elizabeth & Margaret M. Tomkins my said two Daughters however having three shares each and my said Grand Children having one share each It is my further will that should my son Caleb die leaving a Wife that then she shall have such part of his Estate Real & personal as the Law gives to the wife of a Husband ^{deceased} without Will & as though he was possessed of the absolute Right & Title to all the property herein before Willed to him If any of my Grand Children or Children be indebted to me or receive any thing from me this to be deducted from the share of the one so indebted

I also Give to my son Caleb in addition the cotton Machine the

I also Give to my son Caleb in addition the cotton Machine the
Thrashing Machine & my Iron safe and one Wind mill I hereby nominate
constitute and appoint my worthy Friends Winchester Piggam Jr & Joseph
and Samuel L. Roy Adams Trustees for my son Caleb and I hereby Will to them
& their heirs the property Real and personal herein before bequeathed to me and I do hereby
trust for his use & benefit during his life & at his death to go to his children &
he should have any if not to go as herein before directed & subject to the provisions
herein before made

It is my will and Direction to the Trustees of my son before named that he shall
be treated with liberality and Indulgence that the due that good reasons
are procured for his Neglect it is my will also that should he have Deceitfully
& disagreemently with his Neglect that said Trustees shall sell such & invest the proceeds
in Bank Stock or Land the same until the case invest in what it is good
Bank Stock It is my further will that none of the property herein
willed to my son shall be liable for any debts he may contract
as security It is also my will that my Son be supplied in his wants
with with liberality but that he have not the right to make
Important trades or contracts Least he be imposed upon or
depraved by designing persons I also will that should W Piggam
and J. A. Morris desire to continue in the Mercantile Business in
Dallas they may do so for a year or two after my death by chang-
ing the firm from A Hoyle & Co to C W Hoyle & Co

I hereby Revocable Constitute and appoint my Grandson
 Thomas Guier and Wm Fiston Bynum Executors of This my
 Last Will and Testament Resolving all my former Will, or Wills
 Whosoever I Annul Hoyle the Testator have hereunto Set my
 Hand and affixed my Seal the 20th and year first above with
 signed sealed and acknowledged in the presence of

E. C. Perkins Esq
 Jm Weather Esq

A. D. Hoyle

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