In the name of God Amen. I William Overton of the State of North Carolina and the County of Hertford being sick and weak of body but of sound and disposing mind, memory and understanding considering the certainty of death and the certainty of the time thereof & the end that I may be the better prepared to leave this world when it shall please my God to call me hence, have now determined to direct what disposition shall be made of my property after my decease and after maturely considering the circumstances and condition of all those among whom as my heirs at law or the object of my gratitude or affections in my judgment my estate should be distributed I do make publish and declare this to be my last Will and Testament, hereby revoking and making null and void all former last Wills and testaments and writings in the nature of last Wills and testaments by me heretofore made.

First And my will is first that after my decease, my body shall be decently buried without ostentatious or unnecessary expences and that my funeral charges and all necessary expenses thereto shall be paid by my Executor hereinafter named.

Item I give and devise to my beloved wife Polly the whole of my estate, her lifetime or widowhood.

Item. I give and bequeath to my three daughters, namely Elizabeth Mary and Martha, each one of them a bed apiece after their beloved mothers death. These three beds are to be valued and the one have the best bed are to pay over to the other until the Valuation of each one becomes equal.

My will and desire is that all the residue of my estate after taking

estate, for Eighteen or Nineteen.

Item. I give and bequeath to my three daughters, namely, Elizabeth Mary and Martha, each one of them a bed apiece after their beloved mothers death. These three beds are to be valued and the one have the best bed are to pay over to the other until the Valuation of each one become equal.

My will and desire is that all the residue of my estate after taking out the devised and legacies above mentioned shall be sold or equally divided among my five heirs, namely William, Freeman, Elizabeth, Mary and Martha, debts owing Done collected and if there should be any surplus over and above the payments of expenses and legacies that such surplus shall be equally divided and paid over to my children in equal proportion share and share alike to them and each and every one of them, their executors, administrators and assigns absolutely forever.

I do hereby constitute and appoint my trusty friend William B Overton my lawful executor to all 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 heretofore made.

In Witness Whereof I the said William Overton do hereunto set my hand and seal this 30 day of June A.D. 1859

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Signed, Sealed published and declared by the Said William Overton to be last Will and testament in the presence of us who at his request and in his presence do subscribe our names as Witnesses thereto.

Witness
Amon Overton
Andrew Overton

his
William + Overton (Seal)
mark

North Carolina
Rutherford County

November Court A.D. 1860

The foregoing paper writing purporting to be the last Will and testament of Wm. Overton Sr. exhibited in open Court for probate at this term and the due execution of the same proved by the oaths of A. Overton and A. Overton the subscribing witnesses thereto. It is therefore considered by the Court that said paper writing is the last Will and testament of said Wm. Overton and ordered to be recorded and filed. At the same time appears Wm. H. Overton the executor therein named and duly qualifies as executor thereto.

Test S. P. Hamill Clk