

Will of Martha Smith

I Martha Smith of the County of Johnston & 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 and form following that is to say

First That my executor hereinafter named shall provide for my body a decent burial and pay all funeral expenses together with my just debts hereover and whatsoever owing out of the monies that may first come into his hands as part or parcel of my estate

Item I give and devise to my beloved son Howell Jenkins or his heirs one dollar to be paid by my executor within two years from the time of my death out of the money belonging to my estate

Item I give and devise to my beloved son Lewis Jenkins or his heirs one dollar to be paid by my executor within two years from the time of my death out of the monies belonging to my estate

Item I give and devise to my beloved daughter Jane Harrison wife of Eliza Harrison or her heirs one dollar to be paid by my executor within two years from the time of my death out of the moneys belonging to my estate

Item I give and devise to my daughter Sarah Stallings wife of Isaac Stallings or her heirs one dollar to be paid by my executor within two years from the time of my death out of the moneys belonging to my estate

Item I give and devise to my beloved son William G. Smith any or part or large spider to him and his personal representatives forever

Item My will and devise is that all the residue of my estate after taking out the devises and legacies above mentioned shall be sold and the debts owing to me all collected and all my just debts paid it is also my will and devise that the ballance of my property that is not yet devised away in former be equally divided between my five youngest children to wit Martha Coats wife of W. H. Coats, Elizabeth Johnston wife of Henry Johnson Jr, M. Smith, William G. Smith and

Benjamin H. Smith

It is also my last will and devise that the part of my estate which Benjamin H. Smith would be entitled to if living be equally divided between his three children to wit William, Martha and Joseph it is my will and devise also if either of the children of Benjamin H. Smith should die before they arrive at the age of twenty one years that the surviving child or children shall have the share which they are now entitled to them & each and every one of them, Martha Coats wife of William H. Coats, Elizabeth Johnston wife of Henry Johnston, Joseph H. Smith, William G. Smith and the heirs of Benjamin H. Smith above named to their heirs and assigns forever.

Item It is also my will that my beloved daughter Martha Coats wife of William H. Coats shall have all of my wearing apparel at my death and lastly I do constitute and appoint my beloved son Joseph H. Smith my lawful executor to all intent 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 will and testaments by me heretofore made in witness hereof I the said Martha Smith do hereunto set my hand and seal the 27th December A.D. 1848.

Martha H. Smith

signed sealed published and declared by the said Martha Smith to be her last Will and Testament in the presence of us who at her request in her presence and in the presence of each other subscribe our names as witnesses therunto.

J. G. Gully
J. D. Ingram

Johnston County Court

February Term 1849
Then was the above will duly proven in open court and ordered to be recorded
Thomas Bagley clk