

I Curtis Phillips of the County of Lenoir and state of North Carolina, being of sound mind and memory, but knowing the uncertainty of my earthly existence, do make and declare this to be my last will and testament, in manner and form following, to-wit:-

Item 1st. It is my will and desire, that after death, my body shall be decently buried at the grave yard on Stephen Phillips' plantation, and that all necessary expenses, incurred, shall be paid by my executor hereinafter to be named-

Item 2nd. It is my will and desire, that my son Thomas L. Phillips have all my estate both real and personal and I do hereby give and bequeath unto him, my said son Thomas L. Phillips, all my property, real and personal that I may die possessed of-

Item 3rd. It is my desire, after death, that my son Thomas L. Phillips, remain and live on the plantation I have heretofore given to him, and that he carry on the farm, with the assistance and under the direction of his guardian hereinafter to be named, until he is twenty one years of age-

Item 4th. It is my will and desire, that the expenses incurred in carrying on the farm, be paid by my executor, out of any money, that may come into his hands belonging to my estate - provided my son, Thomas L. Phillips be unable to meet the same, by the proceeds of the crop made by him.

Item 5th. It is my will and desire that my son, Thomas L. Phillips with the consent and under the direction of his guardian, be permitted to sell, such a portion of the crop made by him, and also the rent that may accrue from rented land as may be necessary to carry on the farm, and also to purchase for him the necessaries of life-

Item 6th. It is my will and desire, that my son, Thomas L. Phillips under the direction of his guardian rent out all my land east of the big ditch - one half of the same to be cultivated, the other to be rested from year to year until he is twenty one years of age-

Item 7th. It is my will and desire that my executor collect all sums of money due me by note, or otherwise, and that he take care of the same, for the benefit of my son, Thomas L. Phillips, and after the necessary expenses of my son, Thomas L. Phillips, are paid, from year to year, until he is twenty one years old - then all money in the hands of Executor

to be paid to my son, Thomas L. Phillips.

Item 8th. It is my will and desire, that my Executor make use of such money as may come into his hands, as guardian of my son, as he, in his judgment may think best, for the interest of my son, Thomas L. Phillips, but under no circumstances, do I wish my executor, as guardian, for my son, to become liable or bound for compound interest for any money held in hand as guardian of my son, Thomas L. Phillips.

Item 9th. It is my will and desire, that nothing on my plantation be sold by my son, Thomas L. Phillips, without the consent of his guardian, hereinafter to be named.

Lastly - I do hereby constitute and appoint my true and trusty friend, Joseph B. Taylor as guardian for my son, Thomas L. Phillips, until he is twenty one years of age - and also my executor to carry out the intent purpose of this my last will and testament. In testimony whereof I have hereunto affixed my hand and seal, this 27th day June, A.D. 1872.

Curtis Phillips. (Seal)

Signed, sealed and delivered
in presence of
A. L. Hadenworth.
S. H. Loftin.
C. F. W. & Co.

Recorded in the office of the Superior Court Clerk
and Probate Judge of Lenoir County, North Carolina, the 19th
day of September, 1874.

W. H. Hunter,
Clerk & Judge.