

signed, sealed and declared
by the said M. E. Hill to be his
last will and testament in
the presence of us who at his
request and in his presence do
subscribe our names as
witnesses thereto.

P. M. Rountree
Myrtie N. Gray
Julia E. Gray.

State of North Carolina }
Lenoir County } In Superior Court

In the matter of the last will of M. E. Hill.
Appearing to the Court by the oath and examination of
P. M. Rountree, Myrtie N. Gray and Julia E. Gray the
subscribing witnesses thereto, that the paper writing
propounded by the executor therein named, is the
last will and testament of M. E. Hill and that the
same was duly executed by said M. E. Hill in the
presence of said witnesses and that at the time
of signing the same the said M. E. Hill was of
sound mind. It is thereupon adjudged that
the said paper writing be admitted to probate as
the last will and testament of the said M. E. Hill
and the executor therein named qualify as such.
This the 3rd day of October 1887.

E. M. Riggall
Clerk Superior Court

Recorded in the Office of the Clerk of the
Superior Court of Lenoir County this the 11th
day of October 1887.

E. M. Riggall
cl. Sup. Court

Jacob M. Cotten } North Carolina
Lenoir County } In the Superior Court

Application

Robert B. M. Cotten

for
Letters
Testamentary

In the matter of the will } Before E. M. Riggall
of Jacob M. Cotten } Clerk Superior Court.

Robt. B. M. Cotten, being duly sworn, doth say:
That Jacob M. Cotten, late of said County, is dead;
having first made and published his last will and
testament; and that he R. B. M. Cotten is the execu-
tor named therein.

Further, that the property of the said Jacob M. Cotten
consisting of real & personal estate is worth about
\$5,000.00 so far as can be ascertained at the date of
this application; and that Emmeline M. Cotten, Elizabeth
Corney, & children, Jacob A. Johnson & children, Eliza
Griffins children Julia A. Baraway & children, (except
Marcelus Mrs. B. M. Cotten, & Justus M. Cotten and
Martin Jones) are the parties entitled under said
will to the said property.

Sworn to and subscribed } Robt. B. M. Cotten
before me this 5th day of October }
1887. E. M. Riggall R. S. C. }

Examination
of
Witnesses

State of North Carolina } In the Superior Court
Lenoir County } ss.

A paper purporting to be the last will and testa-
ment of Jacob M. Cotten deceased, is exhibited before
me, the undersigned, Clerk of the Superior Court
for said County, by Robert B. M. Cotten the executor
therein mentioned, and the due execution thereof
by the said Jacob M. Cotten by the oath and
examination of D. R. Jackson and J. L. Jackson
the subscribing witnesses thereto: who, being duly
sworn, doth depose and say, and each for him-
self depose and saith that he is a subscribing
witness to the paper writing now shown him,
purporting to be the last will and testament of
Jacob M. Cotten; that the said Jacob M. Cotten, in
the presence of this deponent, subscribed his
name at the end of said paper writing, which
is now shown as aforesaid, and which is now

Will

I Jacob H. Cotter of Lenoir County 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.

It is my will and desire that my executor hereinafter named provide for my body a decent burial one suitable to the wishes of my family and relatives and pay all my funeral expenses together with all my just debts however and to whomsoever owing out of the first money that shall come into his hands as a part or part of my estate.

Item 1st I give and bequeath to my beloved wife Emaline McCotter all my household and kitchen furniture of every kind and description to have and possess absolutely forever.

Item 2nd I leave to my beloved wife Emaline McCotter for and during her natural life my house and lot in which I now live situated in Belle Ferry in the County of Lenoir and State of North Carolina as bounded as follows.

Beginning at a Brick Pillar near the store on Lenoir Street in Belle Ferry and runs S. 77° W. with said street to the Joshua Manning lot, then S. 5° W. with the Manning line to a post, then N. 88° E. to the corner of lot No 2 in the plan of the town. Then N. 5° W. to the beginning, it being known as lot No. 3 in the plan of said town, to have and to hold said house and lot with all the rights and appurtenances thereto belonging for and during her natural life.

Item 3rd I leave to my son G. B. McCotter and his wife Justine McCotter for and during their natural life and the survivors of them three certain tracts or parcels of land situated in Pitt County and State of North Carolina containing about one hundred and seventy five acres more or less being the tracts or parcels of land I purchased of said G. B. McCotter & wife Justine by deed dated December 18th 1886 and registered in Pitt County in Book 24, page 276 to which deed reference

is hereby had for a more perfect description of said land to have and to hold the same with all the rights privileges and appurtenances thereto belonging for and during their natural life and the survivor of them.

Item 4th I give and bequeath to my wife Emaline all the provisions on hand at my death as years support to her and her heirs absolutely.

Item 5th I direct that the following tracts or lots of land be sold, by my executors the sale to be by public outcry after proper advertisement, and for one third of the purchase money cash, the balance on one or two years time as my executor may deem best for the interest of my estate, the title to be retained till all the purchase money is paid. viz: tract No 1 situated in Lenoir County and on the south side of Contentnea Creek, Beginning at a stake on the side of the road at the mouth of a ditch and S. 8° E. to Eagle Swamp then up the swamp to the Canal, then up the Canal to Mr Phillips Corner, then with Phillips line to mine and Phillips Corner in the wood, then with our line to the road, then with the road to the beginning, containing one hundred and forty acres, more or less.

Tract No 2, Adjoining the above beginning, on the side of the road near a Sweet Gum and runs with a small ditch to the run of Eagle Swamp, then up the various course of the run of said Swamp to the corner of no one, then N. 8° N. with line of tract one to the road, then with the road to the beginning containing one hundred and twenty five acres more or less.

Tract No 3 Adjoining the above tract no 2. Beginning at a gum and Maple on the side of Contentnea Creek and runs S. 51° N. 9 poles to a white oak at the Spring, then S. 44° E. 80 poles, then S. 39° E. 194 poles to perimmon tree at the fork of a ditch then S. 28° N. to the run of Eagle Swamp, then up the various courses of Eagle Swamp to tract no 2. then with the line of tract no 2. to the road, then with the road to Contentnea Creek, then down said Creek to the beginning, containing about one hundred and twenty five acres more or less.

Also all the lots I may own in the town of Belle Ferry not disposed of by this will. The lot in said town heretofore loaned to my wife Caroline McCotter, in the second item of this will, will be sold by my executors after the death of my said wife. Also a small tract or lot of land situated on the north side of the road leading from Kingston to Belle Ferry, and opposite tract no 3. above described, bounded as follows: Beginning at a Gum, corner of tract no 1. and run with the road to Centerville Creek then up the Creek to the corner near Mulberry branch, then about South with the Drew Phillips line to the beginning containing eight or ten acres. Also after the death of my son E. B. McCotter and his wife, Justine McCotter the two tracts heretofore loaned to them in the 3rd item of this will, will be sold by my executor. I also direct that all my personal property not disposed of herein be sold by my executor all debts due me be collected and that the money therefrom and the money on hand at my death, together with the proceeds of the lands before directed to be sold, after paying my debts and out and charges of the settlement of my estate, be divided into five equal parts, and one of said shares or parts to be equally divided between my daughter Elizabeth Corny and her children to share and share alike.

One of said shares or parts to be equally divided between my daughter Jackey A. Johnson, wife of Allen Johnson, and her children to share and share alike, but if said Jackey A. Johnson should die before I do then said part to be divided among her children. One of said parts to be divided between the children of my dear daughter Eliza Griffin to share and share alike. One of said parts to be divided among the children of my dear daughter Julia A. Carraway, to share and share alike, except her son Abner L. Carraway who is not to have any part thereof as I have already given him a fair portion of my estate. And the other part or share to go to my beloved wife Caroline McCotter absolutely.

And lastly, I hereby constitute and appoint my son Robert A. McCotter my lawful executor

to execute this my last will and testament and every part thereof according to the true intent and meaning of the same. hereby revoking all other wills and testaments by me heretofore made.

In testimony whereof I herewith set my hand and seal this the 27th day of June 1857.

signed sealed published and declared by Jacob McCotter to be his last will and testament in our presence who at his request and in his presence subscribe our names as witnesses thereto

D. R. Jackson
J. R. Jackson

Jacob McCotter (dial)

Codicil

State of North Carolina
Lincoln County }

Know all men by these presents that I Jacob McCotter not having made any disposition of the several town lots in town of Belle Ferry and the within named tract of land in Swift Creek Township County of Pitt and State aforesaid do hereby make this an addendum or Codicil to my last will and testament to be disposed of in the following form and manner.

Item 1st I hereby authorize R. B. McCotter my executor to sell the Abram Smith tract of land adjoining the lands of Samuel Currenly Curren Smith and others in Pitt County on which resides Henry L. Jones and make the purchase a title in fee.

Item 2nd I hereby authorize and empower my executor R. B. McCotter to sell the Ware house lot and the lot before my residence lying on the North side of Lincoln Street from the Oak near the Iron Pump up to Dr. J. R. Powell line to be divided into two lots and sold after being divided equally also, the lot adjoining the lot of H. H. Moore running from the Creek one acre deep and also another lot adjoining the last of

lot one acre deep from the Creek, and also the last lot in the town of Rells Ferry in Lenoir County and state aforesaid. All of the said lots, I authorize and empower my executor R. B. McCotter to sell separately and make execute and deliver to the purchaser a deed for the same and all money arising from said sale, are to be applied as already instructed in the main Will and Testament.

Item 3rd I hereby direct and authorize my executor R. B. McCotter to make and execute to Martin Jones a life estate (during the natural life of said Jones) in the land on which the said Jones lives and bounded as follows: Commencing at Contentnea Creek near the creek of the road and runs with the Hirston road to Drury Phillips line, then with Phillips line to Contentnea Creek at Mulberry Cross, thence with the Creek to the beginning, containing fifteen acres more or less to have and to hold and use free of rents for and during the term of the natural life of the said Martin Jones. Then after the demise or decease of the said Martin Jones, I hereby authorize and empower my executor to sell, make execute and deliver to the purchaser a deed for the same and apply the proceeds of the said sale according to the instructions embodied in the will. And now having made this addition to my last will and Testament I do hereby declare sign and seal this as a part of the last will and Testament of which my son R. B. McCotter is executor given under my hand and seal this 21st day of September A. D. 1857.

Signed sealed and declared Jacob McCotter in our presence to be a part of the last will and Testament of Jacob McCotter and at his request we do hereby witness the execution of the foregoing the date above written.

Joni Patrick
S. V. Laughinghouse

Probate
of
will

State of North Carolina,
Lenoir County } In Superior Court

In the matter of the last will, and Codicil thereto of Jacob McCotter.

It appearing to the Court by the oath and examination of D. R. Jackson, J. D. Jackson, Jori Patrick and S. V. Laughinghouse the subscribing witnesses thereto, that the papers writing propounded by the executor therein named, is the last will and Testament and Codicil thereto of Jacob McCotter and that the same were duly executed by said Jacob McCotter in the presence of said witnesses and that at the time of signing the same the said Jacob McCotter was of sound mind. It is therefore adjudged that the said papers writing be admitted to probate as the last will and Testament of the said Jacob McCotter and the executor therein named qualify as such.

This 15th day of October 1857.

E. N. Bizzell
Clerk Superior Court

Recorded in the Office of the Superior Court of Lenoir County State of North Carolina this the 18th day of October 1857.

E. N. Bizzell
Clerk Sup. Court