

Lenoir County - Probate Court June 24, 1878.

On reading and considering the application of Wm. H. West to admit a paper writing purporting to be the last Will and Testament of Earl R. Stilly, deceased, to probate, and to be qualified as executor thereof, according to the appointment thereby made, and having examined on oath, Wm. H. West and Jas. S. Sutton, the two subscribing witnesses thereto, as to the execution thereof.

It is adjudged that the said paper writing and every part thereof is the last will and testament of the said Earl R. Stilly, dec'd, and the same, as such, is ordered to be recorded and filed. And thereupon the said Wm. H. West, the executor aforesaid, comes forward and takes and subscribes the following oath:

State of North Carolina,

Lenoir County, } ss. In the Probate Court.
I, William H. West, do solemnly swear that I believe this writing to be and contain the last Will and Testament of Earl R. Stilly, deceased; and that I will well and truly execute the same by first paying his debts and then his legacies, as far as the said estate shall extend, or the Law will charge me; and that I will well and faithfully execute the office of an Executor, agreeable to the trust and confidence reposed in me, and according to Law as help me God.

Sworn and subscribed before me,
this 24th day of June, 1878.

Wm. H. West
Probate Judge:

whereupon, Letters Testamentary are issued to the said Wm. H. West, as Executor of the said last Will and Testament.

Wm. H. West

Wm. H. West
Probate Judge.

I, Earl R. Stilly, of the County of Lenoir do make and ordain this my last will and testament.

Item 1st. It is my will and desire that after my death that my Body shall be buried according to the wishes of my family and that my burial and funeral expenses shall be paid of the first money that may fall into the hands of my Executor.

Item 2nd. It is my will and desire that my three grand children to wit John L. Haugherty, Betsey Umphrey and

Umphrey shall have the use of all my land for four years provided they will keep the farm in as good fix as it now is free of rent provided further that they cut no timber except for the use Plantation if they shall fail to occupy and keep up the plantation my Executor shall rent out the farm for the ballance of the four years.

Item 3rd. After four years it is my will and desire that my land shall be divided as follows.

Item 4th. I give to my grand son John L. Haugherty, fifty Acres, of Land beginning at the lower corner on the creek and running with my lower line Jas. West's line to my back line then along said back line far enough by running a parallel line with the first line to the creek will make fifty Acres, then down the creek to the beginning.

Item 5th. I give to my grand daughter Betsey Humphrey, fifty acres of land beginning in the creek at John L. Haugherty's last corner an running with his line to my back line, then with said back line far enough by running a parallel line with the first line to the creek will make fifty acres, then down the creek to the beginning including the buildings.

Item 6th. I give the ballance of my land to my three other grand children to wit: Lewis Humphrey Amanda Humphrey, and Caroline Humphrey to be equally divided among them and the division lines are to run parallel with the other division lines each division line running from the back line to the creek.

Item 7th. I give to my two grand daughters Betsey Humphrey and Amanda Humphrey my two beds Betsey to have the one down stairs and Amanda to have the one up stairs.

Item 8. I give to my three grand children John L. Haugherty Betsey Humphrey and Amanda Humphrey the ballance of my House Hold & Kitchen furniture to be equally divided among them.

Item 9th. I give to my grand son John L. Haugherty, my one or two cart and all my farming implements of every of description.

Item 10th. I give to my three grand children John L. Haugherty, Betsey Humphrey and Amanda Humphrey all of my stock of every description consisting of Horses, Cattle, Hogs, Sheep, Pigs, Goats and Poultry after paying all just debts due by me.

Item 11th and lastly I appoint my friend Wm. H. West my full Executor to collect all debts due me and pay all my just debts to carry out every part and clause of this will.