

John Butts Will

In the Name of God! Amen! I John Butts of Lincoln
County of Lincoln, State of North Carolina do make Ordain
& publish this my last Will & Testament in manner & form
following, hereby annulling & revoking all other Wills by me
heretofore at any time made

Imprimis, For the decent support & Maintenance of my
beloved wife Elizabeth I give & bequeath to her for & during
her natural life my Negro Woman Esther & my Negro
man Sam. I likewise give & bequeath to her for & during her
natural life my dwelling House Shop & the lots on which
they stand in Lincoln County known as lots number thirteen and
fourteen in the South East Quarter in the plain of said Town
and for the period term of her natural life all that
piece or parcel of land lying on Mill Creek within &
bought of Wade Stokes formerly owned by David Reinhardt
I likewise give to her absolutely all the furniture bedsteads
and bedding in her Room now occupied by her. I likewise
give & bequeath for her use & enjoyment during life my
two horses Waggons two Carts & gears one Milk Cow & all
the hay Corn Wheat & provisions that may be on hand
at my death together with my farming Tools & implements
and these articles I design shall go into her immediate
possession & be used by her as long as she lives and
not to be sold till her death & then such as may

unconsumed shall pass into the residue of
my estate by my executor as hereinafter provided. I do give & bequeath my
negroes Addaline & Jane and three hundred dollars in money
as a special gift
Item \$1000 To my daughter Anna I do give & bequeath my
family George to my late daughter Elizabeth & her child Susan & bequeath a
fifty dollars in money as a special gift
Item \$100 To my son John & his child Barbara & his child and
to her children John, Franklin, William, George, Susan & bequeath a
fifty dollars in money as a special gift
Item \$100 To my son David & his child George & his child and
to her children these gifts I do now confirm to him I do
bequeath to him and his heirs & assigns forever
Item \$100 To my son John who I have reason to believe
is dead I have given upwards of five hundred dollars in money
but if he is alive I wish him to have a share in the residue
because of this will
Item \$100 To my son Daniel I have given upwards of five hundred dollars
in money & made him a bill of sale for a negro boy named
Danson, which I do now confirm to him - I do further give
& bequeath to him fifty dollars as a special gift -
Item \$100 To my daughter Margaret & her child I have made
advancements as will appear from my family book
have also given her a bill of sale for two
children which I do now confirm to her

Item 7th To my Daughter Margaret both I have made gifts & advancements as will appear from my family Record. And have also given her a bill of sale for two negroes named Rose & Harriet & their Children which gifts I do hereby confirm.

Item 8th In case I may before my death give over to any of the legates or devisees herein mentioned the legacies or devises intended for them; or in case I may sell or dispose of such legacy or devise & give to such legates or devisees the proceeds thereof such legacy or devise is to be deemed "taken as satisfied and discharged" and I may retain out of said proceeds such sum as will compensate me for any cost or trouble I may bear or incur with the said property.

Item 9th As to rest and residue of my estate of every kind, including notes, negroes, hats, stock in my shop, my lot in Sineedmore not before mentioned, my meadow, Tract of Land containing about forty two acres adjoining lands of L. E. Thompson and my land on the north side of and adjoining the public road to Boathys ford, I do hereby give and bequeath to my Executor, and I do direct that the notes be collected and the property sold on proper credits, and the proceeds when collected shall constitute a fund to be applied first to the payment of my Just. debts and the charges of Administration and then to be equally divided between my Children and Grand Children as follows, To my Children

Ann, Jacob Daniel Daniel ^{Margaret} & the John if he be as certain to
be alive within two years from & after my death each one full
share and to my Grand Children John, Franklin, William George
Susan & Leontine the children of my late daughter Elizabeth Shuford
Jointly & Equally one share between them Computing in all seven
shares. if my son John be alive, But if he be not heard from as
alive within the 2 years as aforesaid, then Computing 8 shares
in making said division

Item 10th upon the death of my beloved wife Elizabeth I give
devise & bequeath to my Executor my dwelling house, Shop
& the two lots in Lincolnshire given to me for life the Tract of land
on Mill Creek the Negroes Esther Anna Sam and so much as
may remain on hand at her death as are bequeathed for her
use of the personal Chatter, the two horse Wagon the two mules
& gear and milk cow the farming tools & implements & the
Hay, Corn & Wheat & provender that may remain at her death
which are to be sold by my Executor on proper credit the proceeds
thereof divided between my ^{children} & Grand Children as specified
& directed in the clause last above written

Item 11th The property & bequests herein given & devised to my
daughter Ann, and so given in the hope that she may always
retain the use of her reason and enjoy the blessing of a sound
mind, But should the Almighty in his infinite wisdom so
afflict my Child & thus render the care assistance & guidance
of others necessary to her welfare, then & in that case, whenever

Obtain the use of her Reason and enjoy the blessing of a sound
mind, But should the Almighty in his infinite wisdom so
afflict my Child & thus render the care assistance & guidance
of others necessary to her welfare, then in that case whenever
it may occur I do hereby constitute my son in law Joseph
Cobb her Guardian and Trustee and do hereby give devise
& bequeath to him as such Guardian & Trustee all the property
of every kind herein intended for my daughter Ann, and
said Trustee I do enjoin shall take charge of my said daughter
& her estate and carefully & kindly provide for her wants and
decently maintain and protect her during her calamity, and
should she be restored to her Reason before her death then
she must make Compensation to her said Guardian
and Trustee before she may resume possession of her
estate: But if after a return to Reason she again becomes
afflicted the said Guardianship & Trusteeship shall be
resumed and if she continues of nonsane mind until her
death, then the estate given to her shall be and is hereby given
& bequeathed to her said Guardian & Trustee as a remun-
eration for his services for his care & kindness, In case
my daughter shall marry then her husband shall be her
Trustee and Guardian and if she leave any issue at
her death surviving her, her husband being dead
her estate is hereby given & bequeathed to such issue

For hereby nominate & appoint my Trusty, Love in
law. Joseph Cobb. Executor of this my last Will & Testament
In testimony whereof I have hereunto set my hand & seal this the
fourteenth day of May in the year of our Lord Eighteen hundred
& fifty nine
Signed sealed published &
declared in the presence of
John F. Phifer Juror
A. A. Maclean Juror

Jno. Butts
What

J. B. Cobb Ex^r. Inorn
1863

April Sessions

I James Kincaid of the County Lincoln, and State of North
Carolina, being of sound mind and memory, do make and declare this
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: 1st I devise and bequeath unto my two sisters
Martha & Kincaid: Mary & Kincaid, and to my brother David
Kincaid, all my notes and accounts and money; and also all
other property which I may own to be equally divided
among them. In the event of either of them dying
then the survivor or survivors to have the same in equal
proportions; and in the event of the death of
Married sister and brothers. Then I devise