

I Henry Williams of the County of Martin and State of North Carolina being of sound and disposing mind and memory, do make and publish this my last will and testament in manner and form following: That is to say,

- First I give and bequeath to my wife Mary Ann five thousand dollars in good bonds to be paid to her by my executor in fulfillment of a marriage contract made between us dated the 24th day of January 1837 and Registered in the Register's Office of Martin County.
- Second I give and bequeath to my daughter Mary one bed, bedstead and furniture, the first choice and one Bureau forever.
- Third I give and bequeath to my son Henry one bed, bedstead and furniture (the third choice) forever.
- Fourth I give and bequeath to my daughter Annabella one bed bedstead and furniture (second choice and the Bureau in my bed room forever.
- Fifth I devise and bequeath to my daughter Mary the residue of my house kitchen furniture of every description and all my tools and and the buildings and improvements thereon in the town of Williamston to be accounted for by her in a division of my estate between her and my other children Henry and Annabella as herein provided at the sum of five thousand dollars and if she declines to take the same at that valuation then my son Henry may have the same privilege he accounting as aforesaid. It is however ~~heretofore~~ stipulated that whoever takes under this clause takes subject to the limitations and conditions herein after set forth as applicable to all the property I give to my children Mary Henry and Annabella. It is further my will if both decline to take under this clause then the property to be sold by my executor under the next clause hereof.
- Sixth I wish and direct that all my property real and personal (except my slaves and the property specifically divided and bequeathed in the foregoing clauses) be sold by my executor herein after named on such credit ~~stipulations~~ and

- stipulations as in the discretion of my executor he may deem best with power to convey good title to the purchasers.
- Seventh Out of my estate I wish and direct my executor to hold the sum of five thousand dollars in bonds to be managed and disposed of as follows the interest annually or whenever collected to be paid to my daughter Sarah Foster during her natural life and if at her death she should have issue surviving her then the interest aforesaid is to go to such issue until such issue shall marry or arrive at full age and then the principal is also to go to and rest in the said issue; but in case my daughter Sarah Foster shall die leaving no issue surviving her or in case such issue shall die before marrying or arriving at full age then the principal aforesaid shall be equally divided between Mary Henry and Annabella. And I do hereby direct and provide that this legacy of five thousand dollars, subject to the conditions aforesaid shall be all that my said daughter Sarah Foster shall be entitled to out of my estate either as my legatee or distributee or as the distributee or heir at law of any of my other children.
- Eighth The residue of my estate of every description not heretofore specially disposed of including the devise in the fifth clause in this will I give and bequeath to be equally divided between my children Mary Henry and Annabella to be received used and enjoyed by them for and during the term of their natural lives respectively. And my executor is hereby authorized to deliver to each of my said children respectively the share to which he or she may be entitled to aforesaid, subject to the conditions and stipulations herein after named without requiring more than his or her individual receipt or the receipt of the guardian or husband of the daughter to hold the same subject as aforesaid.
- Ninth Upon the death of my daughter Mary the slaves and other property and the principal of any bonds she may receive as aforesaid including the principal of any Bonds she may be entitled to receive under the seventh clause of this will I give and bequeath

to any issue she may leave surviving her absolutely and forever
 Tenth Upon the death of my son Henry the slaves and other property and
 the principal of any bonds he may secure as aforesaid including
 the principal of any bonds he may be entitled to or receive under
 the seventh clause of this will. I give and bequeath to any issue
 he may leave surviving him absolutely and forever

Eleventh Upon the death of my daughter Annabella the slaves and other property
 and the principal of any bonds she may secure as aforesaid including
 the principal of any bonds she may be entitled to, or receive under the
 seventh clause of this will I give and bequeath to any issue she
 may leave surviving her absolutely and forever

Twelfth If any one or more of my said children Henry, Harriet and Annabella
 shall die leaving no issue surviving him or her then all the prop-
 erty and the principal of any bonds by him or her secured as
 aforesaid or to which he or she may be entitled as aforesaid shall
 go to and rest in the survivor or survivors of my said children
 and this condition is to cover not only the original share to which
 each child may be entitled, but also any share received by right
 of survivorship or under the seventh clause of this will

Thirteenth, I hereby appoint William H. A. Williams guardian to my
 daughter Annabella and I desire that in the decursus of my
 estate as aforesaid any bonds I may hold against the said William
 or against John P. Williams or W. H. A. Williams may be assigned
 to my said daughter Annabella in part of her share of my
 estate as aforesaid

fourteenth I give and bequeath to my executor herein after named the
 sum of one thousand dollars to be received by him for his services
 on the settlement of my estate on lien of any commissions
 or other charges against my estate for his services as executor

Lastly, I hereby nominate, constitute and appoint my son-in-law James R.
 Hutto executor of this my last will and testament, hereby revoking all
 other wills and testaments heretofore made by me

In witness whereof I Henry Williams have hereunto subscribed
 my hand and affixed my seal this tenth day of February, 1859
 Henry Williams

Signed sealed, published and
 attested by the testator Henry
 Williams to be his last will and
 testament in presence of us who
 at his request and in his presence
 do subscribe our names as wit-
 nesses thereto.

J. W. Bagley

Wm. B. Laniar

The erasure of the word "February" and the insertion of "March" was made
 before the signing, sealing and delivery of the above instrument
 J. W. Bagley
 Wm. B. Laniar

State of North Carolina } Court of Pleas and Quarter Sessions
 Johnston County } Jan'y Term 1869

The due execution of the foregoing paper writing as the last
 will and testament of Henry Williams do. was proved on open court by the
 oaths of J. W. Bagley and W. B. Laniar the subscribing witnesses thereto and was
 ordered to be recorded whereupon J. R. Hutto by the executor therein named
 was duly qualified as such by taking the prescribed oath of office
 Ordered that this paper be filed with the records of the office

Wm. A. Harnett CLK