

I William H. H. Philpot of Martin County and State of North Carolina in the name of God Amen do make and publish this my last will and testament in manner and form as follows

Item 1st I give to the Philpot Family fifty feet square at the gate yard the old family burying ground as a place of burying ground for them the same not to be used nor changed nor filled in no way by any person

Item 2 I leave to my sister Elizabeth Philpot all my land household and kitchen furniture, stock of Hogs Cattle Pigs and some Pork Bacon and Lard that is now on hand and all the growing crop of any on land at my death early and gear farming a plenty of every description one mare less and her colt called the little horse and twenty dollars in cash this I give to pay her on her land and all my corn and fodder that is housed and stacked and all my fat pork or may be falling at my death during her life or if she should want to return to them hereafter named none of the said property to be subject to any debt that she may contract But to be unto her a home during her life I also leave her her two tin Lard Stoves I also leave her one wood clock

Item 3 I leave to my nephew James H. Philpot at the death of my sister Elizabeth Philpot my part of the land lying and being hereafter named that is the House Road - Beginning at the Corner of John D. & Cherry and Catherine Parry deceased said Parry line to the old path thence along said path to the upper corner of the plantation to a Post oak thence a straight line to son Cheryls line in the horse pen swamp thence down said Swamp to the first station I leave him one half of said land in connection with the half that his uncle Richard H. H. Philpot gave him in his will at the death of my sister Elizabeth Philpot. I also leave him one horse colt called Tom a red horse

Item 4 I give to my cousin Emaliza Manning ten dollars in cash for services rendered to me by her

Item 5 I also leave to my nephew James H. Philpot one feather bed and furniture. I also give him one Book called Thomasian Practice of medicine to the use of him and all the family and any of the neighbors that he may see fit to administer to I also lend him all the bottles and glasses that my medicine is now in I also give him one bottle hand gun one that I bought of Andrew J. Perry for him

Item 6 I leave to my cousin Emaliza Manning one feather bed and furniture I also give her one steer called Jerry which she raised. I also give her one sow pig her choice

Item 7 I leave to my sister Elizabeth Philpot the contents of the smoke house including one barrel of hams and pork and all the honey and barrels that is therein contained also I leave her my grind stone and hand mill. I also leave her my English musket.

Item 8 I leave my double barrel gun to Mr. W. Philpot my nephew and I also lend to my nephew Charles E. Philpot one single barrel shot gun called shot Sikes and they are not to take them in possession not until they come to the age of twenty one and I leave the same to be in the care of my sister Elizabeth Philpot until that time or some administrator becoming manager to his instrument and then to be in his care to protect

Item 9th

And now it is my free will and record desire that all the residue of my property at the death of my sister Elizabeth Philpot which is not given and a bequest to be equally divided amongst my brother M. C. Philpot children to wit Mary C. Philpot Emaliza Philpot

Item 10th The portion of the property that I have bequeathed to my sister Elizabeth Philpot in Item 8 and 9th at her death a mortgage to be equally divided amongst my brother M. C. Philpot children to wit James H. Philpot Mary C. Philpot Emaliza Philpot William H. Philpot and Charles E. Philpot

Item 11th Lastly at my death I leave all my money notes and one currency to be equally divided amongst sister Elizabeth Philpot and my brother M. C. Philpot children to wit James H. Philpot Mary C. Philpot Emaliza Philpot Wm. H. Philpot and Charles E. Philpot

And I William H. H. Philpot do hereby declare this to be my last will and testament hereby revoking all other and former wills by me at any time herebefore made on this subject whereof I have herewith set my hand and seal this the fourteenth day of September in the year of our Lord one thousand eight hundred and sixty.

Signed sealed and delivered in presence of us

M. C. Philpot

J. J. Parry

We read her in line 20th on first page recited and read the said will and the said will read out before this was signed

J. J. Parry

M. C. Philpot

State of North Carolina, County of Martin, Session of Peace & Quarter Sessions
Martin County, 3rd Term 1866

Now was the foregoing paper writing purporting to be the last will and testament of W. H. H. Philpot, exhibited in open Court for perusal and the due execution thereof was proven by the oaths and examination of J. J. Parry and M. C. Philpot the due reading thereof being certified and witnessed by the Court that the paper reading and using part and clause thereof is the last will and testament of W. H. H. Philpot and it is ordered to be recorded and filed

Wm. H. H. Philpot