

387 January Term 1853

In the name of God Amen'

I William Hale of the County of Martin and State of North Carolina being weak in Body but of sound 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 direct that all my just debts be paid.

Secondly, I give and bequeath to my beloved wife Randolph during her natural life the tract of land and plantation wherein I now reside with all the improvements belonging thereto, and after her death to be equally divided between my children.

Thirdly, I direct and authorize my executors to sell the balance of my real Estate and such personal estate as my executors and my wife may think best, the sale to be made when and on such terms as my executors and wife may deem proper.

In case however of the death of my wife the direction of my executors is to control the matter.

Fourthly, I give and bequeath my beloved wife Randolph such slaves and heritable property as she may choose and desire to keep without having ~~or~~ selling and the income of all my estate of which <sup>not including</sup> description after the payment of my debts out of which and <sup>not including</sup> my children until they severally attain full age or marry and as my children severally attain full age or marry shall be to the equal division between my wife and children and the child arriving at full age or marrying is to receive his or her share of my estate (not including however the income required as aforesaid to my wife) and thereafter the balance of the estate is to continue as before and so on until a final division is made; provided however, that upon the death of my wife before such final division the whole estate at the death of my wife (not including however the income as aforesaid which is given to my wife) is to be equally divided between the representatives of my wife & the children not having received their shares as aforesaid.

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Fifthly, I hereby nominate and appoint to my friend Henry Williams and my friend Asa Biggs executors of this my last will and testament hereby ratifying the same and revoking all others wills previously made by me. In witness whereof I have hereunto subscribed my name and affixed my seal the 2nd day of October AD 1852

William Hale Seal

Signed, sealed, published and  
declared by the testator Now  
Sealed to be his last will Testament  
in our presence who signed the same  
at his request and in his presence &  
in the presence of each other

J H Burnet W G Respy  
State of North Carolina  
Martin County Court January Term 1853

A paper writing purporting to be the last will and testament of William Hale was produced in open Court and the due execution thereof according to law as the last will and testament of the said William Hale was proved by the oath of G Respy one of the subscribing witnesses thereto and on that account it is ordered that the said will be recorded. At the same time Henry Williams and Asa Biggs named as executors in said will appeared in open Court and qualified as executors according to law

J Johnson G E