

461 October Term 1859

In the Name of God Amen!!

I William Watts of the County of Martin and State of North Carolina calling to mind the uncertainty of life, do hereby make and publish my last will and testament in a manner and form following; that is to say;

First I give devise and bequest to my grand children Susan E. Jones, John Moore, Emily Wigell, Mary Ann Moore and William H. Moore children of my deceased daughter Sally Ann Moore, the one seventh part of my estate of every kind real and personal to be ~~divided~~ ^{shared} equally between them share and share alike subject however to the following conditions in case any of the said grand children should die before his her or their arrival at full age and without leaving at the time of his her or their death any child ^{the} then ^{the} share or shares of such grand child or grand children so dying without child or not arriving full age or such part of the share or shares aforesaid as may remain unexpended for necessary support and education, it is my will and desire shall go to and rest in the survivors or survivor of my ~~said~~ ^{said} grand children to have and to hold the same to my said grand children subject to the aforesaid conditions to them and their heirs forever. Second, I give devise and bequest to my grand child Joseph J. Martin son of my daughter Caroline Constitute the one half of the one seventh part of my estate of every kind real and personal to him his heirs and assigns forever.

Third, I give devise and bequest to my daughter Caroline Smithwick the one half of the one seventh part of my estate of every kind real and personal to her and her heirs and assigns forever.

Fourth, I give devise and bequest to my children Thomas W. Watts John Watts William H. Watts Mary A. Johnson and Samuel H. Watts each ~~the~~ ^{to} one seventh part of my estate of every kind real and personal ^{to} them and their heirs and assigns forever.

Lastly I nominate constitute and appoint my sons John Watts and Samuel W. Watts Executors of this my last will and Testament with full power to rent hire sell or otherwise dispose of any or all of my real or personal Estate either at public or private sale as they may deem best

462 October Term 1859

for the interest of all concerned and to make to Purchasers valid conveyances for any property thus sold hereby revoking all otherwise and testaments heretofore made by me.

In testimony whereof I have hereunto subscribed my name and affixed my seal this 26th day of September A.D. 1859

Signed sealed published and declared by the testator William Watts to be his last will and testament in our presence who signed the same at his request and in his presence and in the presence of each other

Wm Watts Seal

Asa Biggs

D. W. Bagley

I William Watts do hereby add this codicil to this my last will and testament. Whereas by the provisions of a marriage contract entered in to by me and my wife Ann H. Watts at our nuptials it is stipulated that upon my death she is to receive out of my estate a certain amount now I do hereby give and bequest to her in addition to the provision therein made the sum of Five Hundred Dollars to be paid her out of my estate and these provisions for her benefit are to come out of my estate before a division among the Legates and devisees according to the provisions of the foregoing will the disposition of my estate as therein made I hereby affirm subject to this codicil. In Witness whereof I have

hereunto subscribed my name and affixed my seal this 26th day of September A.D. 1859
Signed sealed published and declared in our presence
Asa Biggs
D. W. Bagley
Wm Watts Seal

State of North Carolina Court of Pleas and Quarter Sessions
Martin County 3 October Term 1859
The foregoing will and codicil thereto of Wm Watts was this day proved in open Court by Asa Biggs and D. W. Bagley the subscribers at the same time John Watts qualified as executor thereto and Samuel H. Watts renounced in open Court of the said will and codicil and this certificate be Registered 11th October 1859

Wm H. Harrell Secy