

I Colin McKae of the County of Montgomery and State of North Carolina being of sound mind and memory but considering the uncertainty of my earthly existence do make and declare this my last will and Testament in manner & form following that is to say:

And - That my executor (hereinafter named) shall provide for my body a decent burial and pay all funeral expenses and all of my just debts out of the moneys that may first come into his hands as a part or parcel of my estate.

Item - I give and bequeath to David C. McCulley all of my interest in the store at Mt. Pleasant in the firm of D. C. McCulley & Co. And it is my will and desire that my executor shall dispose of the balance of my estate as follows:

Item - I give and bequeath to Eliza McKae the sum of five hundred dollars out of my estate.

Item - I give and bequeath to Mary J. McCulley the sum of five hundred dollars out of my estate.

Item - I give and bequeath to the heirs of D. C. McCulley jointly the sum of five hundred dollars out of my estate.

Item - The remainder of my estate after the foregoing legacies shall have been paid off if there be any I give and bequeath to George W. McCulley son of Andy McCulley.

It is my desire that my executor shall if possible dispose of my estate as herein bequeathed without a public sale by getting competent persons to value the same - so as the negro property shall not go out of the family. But if this arrangement should be impracticable and be unknown to any of the legacies herein named - Then in that event I leave it discretionary for my executor

to sell the same to the highest bidder - And lastly - I do hereby constitute and appoint my friend David C. McCulley my lawful executor to all intents and purposes to execute this my last will and Testament according to the true intent and meaning of the same - and every part and clause thereof - hereby revoking and declaring utterly void all other wills and Testaments by me heretofore made.

In Witness Whereof I the said Colin McKae do hereunto set my hand and seal this 10th day of July 1863

Signed sealed published & declared by the said Colin McKae to be his last will & Testament in the presence of us who at his request and in his presence do subscribe our names as witnesses thereto

Samuel Scarborough
R. L. Wade

Montgomery County Court January 2nd 1863
Ordered by the Court that the Clerk be authorized to send the will of Colin McKae - the former Clerk having neglected to do so.

J. J. Spencer CLK