

64

In the name of God. Amen!

I, Archibald B. McCall, of the County of New Hanover, in the State of North Carolina, being of sound and disposing mind and memory, blessed be God for the same, but being feeble in body and knowing the certainty of death, and the uncertainty of the time thereof, and being desirous of settling all my worldly affairs, whilst I have strength and capacity, do make, publish, and declare, the following as and for my Last Will and Testament, to wit:

Item 1st. I give and bequeath to my executor herein after named, for the purpose following, all of my stock of goods, wares, and merchandise, notes and book-accounts, now in the store, and all warehouses, used by me as such, on the corner of Chestnut and South Water Streets, for him to sell the said goods, wares, or merchandise, at public or private sales, as he may think best, for the payment of all my just debts, and the interest and wellfare of my wife and children. It is my desire, and I hereby direct, my Executor hereinafter named, shall pay all my debts, which I have given security for the payment of, first,

Item 2^d. - I hereby give and bequeath to my beloved wife Mary Susan, during her natural life, or widowhood, or until my youngest child shall arrive at the age of twenty one, after the payment of, all my just debts, the following negro slaves, and their increase, to wit: Mary Ann and her children, Ransom, Bailey, Peter, Benjamin, Eliza and Mariast and Nancy, and her children, Ann, Caroline, Laura, Charles Henry, Josephine and William and Adeline. But if, my said wife should marry after my death, I desire, and hereby direct, that she shall receive a child's part, of the above named negro slaves, to her and her heirs forever, and the balance to be kept in common stock, for the support and education of my said children, (Eliza Jane, Barbara Armstrong, Thomas Davis, Mary Genia), and Caroline Sherman McCall, until the youngest one arrives at the age of twenty-one years, and then to be equally divided amongst them, share and share alike, for them, their heirs and assigns forever.

Item 3^d. - I hereby devise and bequeath to my beloved wife Mary Susan, during her natural life, my house and lot in the town of Wilmington, known by the plan of said town, as the west end of lot No. 1, block 20th. the same being a lot I purchased from Mrs. Ann Sellers. And after her death to be equally divided amongst the heirs of her body, share and share alike, to them and their heirs forever.

Item 4th. - I give and bequeath to my wife Mary Susan, and to her heirs forever, all my household and kitchen furniture,

Lastly, I hereby constitute and appoint, my trusty friend Thomas J. Armstrong, my sole executor, to carry out this my last Will and Testament, hereby revoking all wills by me heretofore made.

In witness whereof I have hereunto set my hand and seal, the second day of June, A.D. 1857.

Signed, sealed, published and declared, by the above named Archd B. McCaleb, as and for his last Will and Testament, in presence of us, who have hereunto subscribed our names, in his presence, and at his request,

A. B. McCaleb. (seal)

Saml. P. Bunting
R. B. Hood Jr

Codicil:

Whereas, I, A. B. McCaleb, of the County and State aforesaid have made my last Will and Testament in writing, bearing date the second day of June, 1857, and by which I have given, devised & bequeathed, to my wife Mary Susan, a certain house and lot in the Town of Wilmington, during her natural life, and then to be equally divided amongst my children. Now therefore, I do, by this writing, which I do hereby declare to be a codicil, to my last Will and Testament, and to be taken as a part thereof, order and declare, that the house and lot, so given to my wife and children, be sold by my executor, if he should think it expedient so to do, for the interest and welfare of my said wife and children, and buy them a farm in the County, or pay the debt of my estate, if the goods, wares, merchandise, notes and accounts, are not sufficient to pay the same. And the said farm so bought, I devise and bequeath to my wife, during her natural life, and then to be equally divided amongst the lawful heirs of her body. And lastly it is my desire that this codicil be annexed to and made a part of my last Will and Testament, as aforesaid, to all intents and purposes. In witness whereof I have hereunto set my hand and seal, the second day of June, A.D. 1857.

Signed, sealed, published & declared by the said A. B. McCaleb, as and for a codicil to his last Will & Testament, in presence of us, who at his request and in his presence, have subscribed our names as witnesses thereto

A. B. McCaleb (seal)

Saml. P. Bunting
R. B. Hood Jr

State of North Carolina.

New Hanover County Court, June Term, 1857

This paper writing, purporting to be the last Will and Testament of A. B. McCall, with the Codicil thereto annexed, is exhibited in open Court, and offered for probate, and is duly proved by the oaths of J. R. Bunting & Rob. B. Hordge, both the subscribing witnesses thereto, and as such, considered by the Court, to be and contain the last Will and Testament with the Codicil thereto attached, and sufficient to convey the property therein bequeathed. At the same time Thos. J. Armstrong the executor therein named, appeared in open Court, & was duly qualified as such according to law. Let the same with this certificate be recorded & filed.

Certo.

Sam^l. R. Bunting clk.

I, Elizabeth Jones, of the County of New Hanover, 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 and form following, that is to say,

First, That my executor herein after named, shall provide for my body a decent burial, suitably to the wishes of my relations and friends, and pay all funeral expenses, together with my just debts, howsoever, and to whomsoever owing, out of the money that may first come into his hands as a part or parcel of my estate.

I give and bequeath unto my daughter, Julia A. McIntire, my negro boy Andrew, to her and to the heirs of her body forever, with this exception, if there should be a deficiency of money on hand, with the notes due me, then it is my wish that my executor hire Andrew out until he raises money enough to pay all the items herein after named. I give and bequeath unto my daughter Margaret P. Bell, my negro boy Tom, to her and the heirs of her body forever.

I give and bequeath unto my daughter Matilda E. Walling my negro boy Washington, to her, and the heirs of her body forever. I also give and bequeath unto my daughter Matilda E. Walling, my house and lot, in the Town of Wilmington, or the proceeds of the sale of it, to her and the heirs of her body, and the proceeds of the sale of it, to her and the heirs of her body, and at her death, to be equally divided between her surviving children.