

I Robert Tate 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 publish this my last will and testament in manner and form following. that is to say.

I first - that my executors hereinafter named shall provide for my body a decent burial suitable to the wishes of my relations and friends and pay all funeral expenses together with my just debts, however and to whomsoever owing out of the first moneys that may come into their hands as a part or parcel of my estate.

I give and bequeath to my daughter Rebecca Ann Thomas the sum of fifty dollars to be paid by my executors. I give and bequeath to my daughter Margaret C. Pitman the sum of fifty dollars to be paid by my executors. I give and bequeath to the children of my daughter Sarah C. McIntire the sum of fifty dollars. to be equally divided among them.

I give and bequeath to the children of my son Thomas H. Tate and their heirs forever, the tract of land called the White Oak being in the County of New Hanover on the West side of the North East River adjoining the lands of heirs of David McIntire McLendon and the lands belonging to Estate of Richard Gordon.

I give and bequeath to the children of my son Robert H. Tate dec'd. my lands lying on both sides of Sill's Creek including the dwelling house out houses and all the improvements thereon to her theirs and their heirs forever.

I give and bequeath to my son Thomas H. Tate Henry's Commentaries the balance of my library I desire to be divided between my son Thomas H. Tate and my grand sons R. Motier McIntire & Robert Hunter Tate. I will and direct that all the remaining portion of my perishable property (not including what has been placed in possession of my friends James Kerr & H. F. Murphy for the benefit of my grand children the children of my son Robert Hunter Tate dec'd.) to be equally divided among or between my son Thomas H. Tate my grand sons Robert M. McIntire & Robert Hunter Tate.

I will and bequeath to Mary D. Simmons the sum of fifty dollars to be paid by my executors.

Lastly I do hereby constitute and appoint my son Thomas H. Tate my grand son Robert McIntire and my friend H. F. Murphy my lawful executors 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 Robert Tate do here-
 unto set my hand and seal, this 31st day of July,
 A.D. 1866.

Robt. Tate

Signed, sealed published
 and declared by the said
 Robert Tate to be his last
 will and testament in the
 presence of us who at his
 request, and in his presence
 do subscribe our names
 as witnesses thereto.

John J. Moore
 R. M. Gilljaw

State of North Carolina } Court of Pleas & Quarter Sessions
 New Hanover County } Dec^r. Term, 1866.

A paper writing purporting to be the last will and
 testament of Robert Tate deceased is exhibited in
 open Court by Thomas H. Tate one of the executors
 therein named and the due execution thereof by Robert
 Tate is proved by the oath and examination of John
 J. Moore, one of the subscribing witnesses thereto. It is
 therefore considered by the Court that the said paper
 writing and every part thereof is the last will and
 testament of the said Robert Tate and the same is
 ordered to be recorded and filed. And thereupon
 Wagon F. Murphy, and Robert M. McIntyre two
 of the executors therein named do renounce in open
 Court and the said Thomas H. Tate executor as
 aforesaid, duly qualified as such by taking the oath
 required by law.

Wood Clerk.

36c. Rev. Stamp
 One Dollar.