

In the name of God - Amen! I Sarah Smith of the town of Wilmington State of North Carolina, being of sound and disposing mind, in view of death that comes to all do ordain make & publish this my last will & testament.

Item 1st I bequeath & devise to R^d Edwin A. Anderson & William B. Flanner of the town aforesaid my brick-house on Market Street in said town, now occupied by Mr. De Neale to them & their heirs forever. In trust that they will apply the rents & profits of said house to the use of my mother during the term of her natural life, & after her death, then to the use of Elizabeth Smith my adopted daughter & Eliza M. Albertson, daughter of Mrs. McDhenny & his wife Sarah Corran, & their heirs, executors & administrators forever?

Item 2^d I bequeath & devise to the said Anderson & the said Flanner & their heirs forever the brick house on Market Street in which I now reside & all the furniture apparel & in said house and kitchen attached. In trust that they will apply the same & the rents & profits arising from the same to the use & benefit of the said Elizabeth Smith my adopted daughter as aforesaid, her heirs, executors & administrators forever.

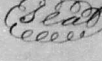
Item 3 - I give bequeath & devise to the said Flanner & the said Anderson & their heirs forever all my real estate on Chesnut Street in the town aforesaid consisting of one full lot. In trust for the sole benefit & use of Eliza M. Albertson, daughter of Mrs. McDhenny & Sarah Corran his wife, her heirs executors & administrators.

Item 4th I bequeath & devise all my Rail Road Stocks of any & every description to the said Anderson & the said Flanner their executors administrators & assigns for the sole use & benefit of the said Elizabeth Smith my adopted daughter as aforesaid & the said Eliza M. Albertson, daughter of Mrs. McDhenny & Sarah Corran his wife, their executors administrators & assigns forever?

Item 5th - All the remainder of my property real & personal I give & devise to the said Anderson & the said Flanner, their heirs executor & administrators forever. In trust for the use & benefit of the said Elizabeth Smith & the said Eliza M. Albertson their heirs, executors & administrators.

Item 6th It is my will & desire, if the said Elizabeth Smith shall continue to lead the life of an abandoned woman, or prostitute & to have illegitimate children that then the said Anderson & the said Flanner shall sell all the property herein bequeathed & devised to the said Elizabeth Smith & divide the proceeds of the sale.

between the said Eliza M. Albertson & the poor of the said town of Wilmington equally share & share alike.
 Item 4th - I hereby appoint the said Flanner & the said Anderson executors to this my last will & testament.
 In testimony whereof I have hereunto set my hand & seal this 13th day of November A. D. 1862.

Signed, sealed & delivered,  Sarah ^{her} Smith 

at the request of the testatrix, and witnessed:

in her presence & in the presence of each other

G. J. McRee Witness 

Wilkes Morris 

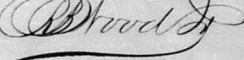
D. J. Gilbert 

State of North Carolina

New Hanover County Court, Decr. Term 1862.

This paper writing, purporting to be the last will and testament of Sarah Smith deceased, was exhibited in open Court, by Wm. J. Flanner, one of the executors therein named, and offered for probate, and the due execution of the same, by the said Sarah Smith, was proved by the oath and examination of G. J. McRee and Wilkes Morris, two of the subscribing witnesses thereto, and it is considered by the Court, that the said paper writing, and every part thereof, is the last will and testament of the said Sarah Smith, and sufficient to convey the bequests therein made, and it is ordered that the same be recorded and filed. - At the same time William B. Flanner one of the Executors therein named, appeared in open Court, and was duly qualified as such.

Teste

Samuel R. Grinting Clk.
 Jm.  Dy. Clk.