

In the name of God. Amen.

I, William C. Bettencourt of the town of Wilmington County of New Hanover and State of North Carolina, being of sound and disposing mind and memory, blessed be God for the same, and being aware of the uncertainty of human life, do make declare and publish this instrument of writing to be my last Will and Testament, hereby revoking and annulling all former wills heretofore made by me.

Item 1st. It is my will and desire that my Executors hereinafter named shall pay all my just debts out of the first monies that shall come into their hands after my death.

Item 2nd. I do hereby devise and bequeath unto my two friends John Dawson and John S. Holmes in whom I place the most implicit confidence, and in case of the death of either of them then to the survivor, to be held by them in special trust, and for the sole and separate use and benefit of my beloved wife Mary Seabed for and during the term of her natural life, the following property, (viz.) The Home and lot on which I now reside in said town. Also the lot and the five tenements thereon, on the corner of Market and Second Streets in said town, it being the same property that formerly belonged to my late Brother Emanuel C. Bettencourt. Also the house and lot on the corner of Second and Prince Streets in said town opposite the old Jail. Also the brick house and lot on the corner of Front and Princess Streets in said town and known as the old Journal Office. And also twenty slaves and their future increase, my said wife shall have the privilege of selecting the same out of all the slaves that I may own at my death without any reference to their value, and said trustees are to allow her to retain in her possession such of the slaves so selected by her as she may deem necessary to wait upon her and use as house servants. And also all my household and kitchen furniture of every kind and description. And it is my will and desire that the trustees as aforesaid of my wife shall rent out all the real estate before mentioned, except my dwelling house which my said wife may live in during the term of her natural life, and also hire out annually all such slaves as my wife shall select or choose out of my slave property that can be hired out, saving and excepting such as she may require for house servants. And all the profits and rents arising from the rent of the aforesaid real estate, and the hire of the slaves shall be paid over to my said wife, as soon as her said trustees shall collect the same after paying due the said taxes always before

paying said rents profits and hire to my said wife, shall deduct from that fund annually all insurance upon the real estate, repairs, and all taxes and other expenses incurred in carrying out said devise and bequest. And in the event of the destruction either partial or total of any of the buildings on any of the aforesaid real estate by fire, then it is my will and desire that said trustees shall apply the insurance money recovered after paying all expenses in the recovery of the same, to the reconstruction of the same and not in any other way. And I do expressly enjoin upon said trustees, that said property as well real as personal shall in no way be liable for any debt or debts that my said wife may contract. And it is further my will and desire that said trustees shall have the sole and absolute management and control of said property, except such as has been herein before excepted. And it is my will and desire, and I do devise and bequeath, in the event of the death of my beloved wife leaving surviving her my son William C. Pettincourt, all the aforesaid property both real and personal, and all rents, profits and hire that may be in the hands of my wife's said trustees at that time, to my friends John Dawson and John S. Holmes and in the event of the death of either of them then to the survivor, to be held by them in special trust for the sole and separate use and benefit of my said son William C. Pettincourt, in the same way and manner, and with the same provisions in which I have devised and bequeathed the same property to the trustees of my wife as aforesaid for her benefit, said property to be under the sole and absolute management and control of the trustees of my said son, and said property not to be liable in any manner shape or form for any debt or debts that my said son has, may, or shall contract in any way whatsoever, and should my son William C. Pettincourt die leaving surviving him any child or children lawfully begotten by him, then and in that event I will, devise and bequeath all the aforesaid property to my friends John Dawson and John S. Holmes, or in the event of the death of either them to the survivor to be held by them in special trust, for the sole and separate use and benefit of such child or children as aforesaid, said trustees applying the profits derived from said property after paying all insurance repairs, taxes and other expenses, to the education and support of such child or children until such child or children shall arrive at the age of twenty one years.

up in possession of such child or children to be equally divided among them share and share alike. But and in the event of the death of my said son William H. Bettincoast, without leaving surviving him any child or children lawfully begotten by him, or in the event of his dying leaving surviving him any child or children lawfully begotten by him and such child or children shall die before arriving at the age of twenty one years, then and in that event, I will devise and bequeath all the aforesaid property to my friends John Dawson and John S. Holmes and in the event of the death of either of them then to the survivor, to be held by them in special trust for the sole and separate use and benefit of the children of my kinsman John Callarda Perry lawfully begotten by him, upon their arriving at the age of twenty five years, said trustees always deducting from the profits of said property all insurance, repairs, taxes and others expenses annually, and when the said children of the said Perry shall arrive at the age of twenty five years, then all of the said property shall be given up to them in their possession, to be equally divided between them share and share alike.

Item 3rd - All the rest of my property both real and personal it is my will and desire shall be sold by my Executors, or in the event of the death of either of them, then by the survivor, the real estate to be sold upon a credit of six and twelve months with interest from the day of sale, and upon such sale to take a mortgage upon said property to secure the payment of the purchase money. The slaves to be sold upon a credit of six months with interest from the day of sale, the purchaser or purchasers giving bond for the payment of the purchase money with good and approved security, such sale both of real and personal property to be made by my Executors either publicly or privately as they shall deem most advisable and the proceeds arising from the sale of the property aforesaid both real and personal, shall be invested by my Executor or the survivor of them, after deducting all costs and expenses incurred upon said sale and the collection of the proceeds of the same and otherwise, in Stocks of the Bank of North Carolina, or the Bank of Cape Fear or in any other stocks that my Executor or the survivor of them may deem good safe and advisable. And it is further my will and desire that all my Bonds, Notes or accounts or other moneys due me, shall

upon the collection of the same after paying all costs and charges incurred upon the collection of the same or otherwise, be invested by my said Executor in the same manner as already provided for the investment of the proceeds from the sale of my real and personal estate.

Item 14th And I do will and bequeath all such stocks as my Executors heretofore have been directed to invest the proceeds from the sale of my real and personal estate as well as all collections made by them of all Bonds, Notes, accounts, or monies due me at my death, and also all stocks earned, whether Bank stock or otherwise by me at my death, and also all other property belonging to me in any way, to my friends John Dawson and John S. Holmes and in the event of the death of either of them, then to the survivor, to be held in special trust, and for the sole and separate use and benefit of my son William H. Pettineourt during the term of his natural life, the said trustees only, paying over to him my said son the dividends and profits accruing and derived from the aforesaid stocks, and other property, upon the collection of the same, after falling due, the said trustees deducting all charges upon the same before paying it over to my said son, saving and reserving and excepting the sum of eight hundred dollars, out of said profits and dividends, arising from said stocks or otherwise to be paid by said trustees annually to my beloved wife Mary Isabel during the term of her natural life, and in the event of the death of my said wife leaving surviving her my son William H. Pettineourt, then and in that event to be paid over to said son annually by his trustees as aforesaid. And also saving and reserving and excepting further out of the said stocks and other property the profits and dividends arising from the same the sum of one hundred dollars which I wish my said Executors to pay over to my faithful and trusty servant Sally and her crippled child James annually and in monthly installments during her natural life, and it is further my will and desire that in the event of the death of my said faithful servant Sally before the death of my said son, then and in that event the said one hundred dollars to be paid over to my said son by his trustees as aforesaid. And it is my express wish and will that my said son William H. Pettineourt shall in no manner, shape, or form, have the control or management of said property bequeathed to his said trustees for his benefit, and to be in no way whatever.

event of the death of my said son leaving surviving him any child or children lawfully begotten by him I then give and bequeath the said property so bequeathed to my said son, to my friends John Dawson and John L. Holmes and in the event of the death of either of them then to the survivor, to be held by them in special trust, for the sole and separate use and benefit of such child or children that my said son shall leave surviving him as aforesaid, said trustees applying the profits and dividends arising and issuing from said property or as much as they shall deem prudent and necessary, (after deducting therefrom all expenses and charges, annually) to the education and support of such child or children, until such child or children shall arrive at the age of twenty one years, then and at that time said property to be given up to, and surrendered into the possession of said child or children by said trustees and to be divided among them equally share and share alike. But and in the event of the death of my said son, without leaving surviving him any child or children of his body lawfully begotten, and should my said wife Mary Seabel be living at that time then and in that event, I give and bequeath to my friends John Dawson and John L. Holmes, and in the event of the death of either of them, then to the survivor, to be held in special trust and for the sole and separate use and benefit of my said wife during the term of her natural life the said property so bequeathed, to my said son, said trustees to pay over to her the said dividends and profits arising and issuing from said estate as soon as they shall be collected after falling due, and after deducting all charges and expenses annually. But and in the event of the death of my wife after the death of my son, without his leaving surviving him any child or children lawfully begotten by him, or in the event of the death of my son after the death of my wife, without leaving surviving him any child or children lawfully begotten by him, then and in that event, I will and bequeath the same property to my friends John Dawson and John L. Holmes, and in the event of the death of either of them, then to the survivor of them, to be held by them in special trust, and for the sole and separate use and benefit of the children of my kinsman John Callarda Perry lawfully begotten by him, said estate to be paid over to them by said trustees in the event of their death when

said children shall arrive at the age of twenty five years, said trustee however deducting all charges and expenses annually and then the said estate to be divided between said children equally, when they shall arrive at that age, share and share alike.

Item 5th I give and devise to my friends John Dawson and John S. Holmes, or in the event of the death of either of them then to the survivor a certain piece or parcel of land in said town of Wilmington between Walnut and Red Crop Streets, and on Birch Alley, which said lot was conveyed to me by Thomas W. Brown of said town as will more fully appear by reference to said deed in the Registers office of said County, to be held by them in special trust and for the sole and separate use and benefit of my faithful servant Sally and her crippled child James during the term of her natural life, and after her death to be held in trust by the trustees of my said son as aforesaid for his sole and separate use and benefit, during his life time, and after his death to his child or children lawfully begotten by him.

Item 6th It is my will and desire that my Executors shall have the sole control and management of my estate, and in the management of the same, & in carrying out all the provisions of this my last will and testament, I give and empower them with full authority to act in such a manner, and exercise such discretion as they may think best, in all things that may conduce to the best interest of my estate.

Item 7th Lastly I do hereby nominate constitute and appoint my friends John Dawson and John S. Holmes, and in the event of the death of either them the survivor, as my Executors to this my last will and testament.

In witness whereof I have hereunto set my hand and seal. This the twenty sixth day of July, A. D. 1860.
(26th July 1860)

Signed, sealed, declared and published to be my last will and Testament in the presence of these witnesses, & who at my request hath signed the same in the presence of each other.

Wm. S. Anderson
B. J. Jacoby.

State of North Carolina

New Hanover County Court. March Term 1863.

This paper writing purporting to be the last will and testament of William C. Settencourt decd. is exhibited in open Court for probate, and the due execution thereof by the said Wm C. Settencourt is proved by the oath and examination of J. P. Jacobs 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 Wm C. Settencourt, and the same is ordered to be recorded and filed. And John Dawson and John L. Holmes the persons named as executors in said will, came into Court, and renounce their right to execute said will, and thereupon on motion made it is ordered by the Court that Patrick Murphy and Robt. T. Murphy do and are hereby appointed administrators with the will annexed of the estate of the said Wm C. Settencourt decd. upon entering into bond in the sum of Three Hundred Thousand Dollars, with John Dawson, John A. Taylor, Joel E. Moom, Joel Holmes, and Thos. H. Harey as sureties. Bond executed and they duly qualified. Upon the probate of the paper writing referred to above as the last will and testament of Wm C. Settencourt decd. it was proved to the satisfaction of the Court that Mrs. S. Anderson one of the subscribing witnesses to said will was absent from the State of North Carolina and thereupon the probate of said will was made as is above set forth.

Teste

Samuel R. Bunting Clerk
for Wood & Dy. Clk.

In the name of God Amen.

I, Sallie C. DeRopet of the Town of Wilmington

North Carolina being in very reduced health but of sound and disposing mind, and memory do hereby make, publish, and declare, this to be my last will, and testament, as follows:

First. I desire that my executor hereinafter named, shall pay out of the first moneys that may come to his hands after my death, all my just debts of every kind, and to whomsoever due.

Second. After the payment of my debts I devise, and bequeath to my beloved sisters Mary H. Waddell, and Claudia E. Waddell, the whole of the residue of my estate of every nature, and description to be held by them as tenants in common, in absolute fee-simple.