

one third part of such surplus money to my son in Law Doctor Anthony Newman; One other third part thereof I give & bequeath to my son Hugh Montgomery; And the remaining third part thereof, I give & bequeath to my daughter Jane Montgomery; And I do direct, that the two last mentioned legacies shall be paid to my said son & daughter severally, as they shall respectively attain their ages of Twenty one years, or are married, which soever shall first happen: And the interest & profits in the mean time to be supplied by my executors in the maintenance & education of them severally; And for the better maintenance & education of these my said son & daughter; I do give & dispose of the Tution & custody of them, unto my said son in Law Doctor Anthony Newman for such time as they respectively continue unmarried under the age of Twenty one years

And my will further is, & I do hereby expressly declare that my Executors aforesaid, shall not be chargeable with, or accountable for any more of my Estate before given, devised or bequeathed than he or they shall actually receive, or shall come to his or their respective virtue of this my will, with any particular loss, which shall or may happen thereto; So no such loss happen without his or their willful default or neglect.

And finally that it shall & may be lawful, for them my said Executors, in the first place, out of the said premises respectively, & out of the residue of my Estate as aforesaid, to deduct & reimburse him & themselves respectively, all such loss, costs, charges, trouble & expences, as he

or they shall sustain, expended or be put unto, for or by reason of the performance of this my will, or the management or execution thereof respectively, or any other thing in any wise relating thereunto. In Witness whereof I the said Testator Hugh Montgomery have hereunto set my hand & seal the day & year first above written.

Signed, sealed, published & declared Hugh Montgomery
by the said Testator as & for his last will & testament, in the presence of us who have subscribed our names as witnesses hereto in his presence & each in the presence of the other of us --

Witness
Max Chambers
B. Booth

State N. Car. S. County.
Febr. 1780.

This will was exhibited by the executors therein named & proved in open Court in solemn form & form of law by the three subscribing witnesses.

J. Osborn

In the name of God Amen! I John Todd of the County of Rowan & State of N. Carolina being of a weak habit & body but of sound & disposing mind & memory, do this third day of February A.D. 1798. make & publish this my last will & testament in manner following that is to say
First My will is that my body be interred in a decent & Christian like manner at the discretion of my Executors hereafter named.
Secondly I give & devise to my daughter Mary Todd fifty acres of land, out of the tract whereon I now live, to her & her heirs forever, to be divided & ascertained as follows. That is to say, beginning at the meadow at the dividing

line, between my son James Todd & myself & running along said line to the corner on the west line of my original tract thence East along said line such distance, as to include the Orchard, dwelling house & Barn, thence such course, as to include the whole of my part of the meadows as now divided between myself & James Todd & so to the beginning; also I give to my said daughter Mary, one sorrel horse, one three year old sorrel colt, two cows & the whole of my household furniture, consisting of all my parlor, pots, kettles & two feather bed with their furniture.

Thirdly I give & devise to my three grand sons, John, James & Thomas Todd, sons of John Todd deceased, to them & their heirs forever the whole of the remainder of the tract of land, wherein I now live, after the aforesaid fifty acres of land given to my daughter Mary is deducted to be equally divided between the above named, John, James & Thomas Todd, subject, nevertheless to the use & occupation of their Mother Ann Todd, during her life or widowhood.

Fourthly I give to my Niece, Polly Short one feather bed & furniture to her & her heirs forever, but that it shall be at the election of my daughter Mary to choose which of the beds the said Polly shall receive.

Fifthly My will is that all my tools & implements of Husbandry, all my stock of every kind not before bequeathed in this will, shall be sold at public vendue by my Executors hereafter to be named & the amount of the said sale together with the debts that are now due me, after payment

of funeral expences, to be divided equally among all my children & my grand son John Todd son of John Todd deceased, share & share alike.

Lastly, I do hereby constitute & appoint John Locke & John Howard Executor of this my last will & test: hereby revoking & disannulling all & every former will or wills & declaring this alone to be my last will & test.

Signed & published
the day & year above
written in presence of,

John Locke.

James Stewart.

Franz. Locke jr.

John Todd Seal

In the name of God Amen. I the Martin of Rowen County being of sound & perfect mind & memory blessed be God do this 5 day of October 1805. make & publish this my last will & testament in manner following that is to say I give & bequeath to my wife Elizabeth Martin the plantation wherein I now live, including the Mill, enduring her life or widowhood & she is to keep all the children with her & all the children is to have an equal part except my son John who has had 140 \$ which is to be deducted out of his part & then is to be & equal heir with the rest & 250 \$ which I want paid to interest I want my just debt paid & if there is any property that can be spared it may be sold for the use of the family & 40 Acres of Land that lies above Abners Mays plantation I want kept for the use of Mill. My negro girl Pegg I leave to my wife enduring her life or widowhood & then the children all to have an equal