

Addison Whittley last will & testament 281

I Addison Whittley of the County of Union 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 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 howsoever and to whomsoever owing out of the moneys that may first come to his hand as a part or parcel of my estate

Item 1st I give and devise to my beloved wife Samira Whittley all my home tract of land consisting of three several Contingent or adjoining tracts making about ~~Two~~ ^{Two} hundred acres where on I now live [&] as to include my mansion house and all out houses and other improvements to have and to hold to her the said Samira Whittley for and during the term of her natural life in satisfaction and in lieu of her dower and thirds of and in all my real estate together with five head of horses and mules known by the name of Clara, Doll Give Two mules by the name of Kate and Dock All the house hold and Kitchen furniture of every description and all farming tools One buggy and Harness One Thrasher and Cotton Gin and running gear Cotton Seed and all the provisions that may be on hand for man

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my real estate together with five head of horses and mules known by the name of Clara, Doll, Gino. Two mules by the name of Kate and Dock. All the house hold and Kitchen furniture of every description and all farming tools one buggy and Harness. One Thresher and Cotton gin and running gear Cotton Seed and all the provisions that may be on hand for man and beast and all my Cows except two head with calves which will be here after disposed of and all my stock of hogs and Sheep all of the foregoing personal property I will and direct to remain with my wife Samira Whittley for and during her life or widowhood. But if my beloved wife Samira Whittley should choose to marry then I will that all my personal property except the house hold & Kitchen furniture shall be sold and the proceeds or monies which may accrue from the sale of said property be equally divided among my daughters Culina Thomas, Emily, Emily Whittley, Mary Ann Whittley, Louisa Whittley and Eunice Whittley.

Item 2^d

I devise and give unto my daughter Emily Whittley one Cow and Calf named Lark. And one Red Stead and furniture also one wheel and pair of Cards.

Item 3^d

I devise and bequeath unto my daughter Mary Ann one Red Stead and furniture which she now claims and one Cow and Calf to be furnished her out of the stock of Cows left to my wife at coming to the age of Eighteen years or upon her marriage if sooner than that time.

also a wheel and pair of Cards
 Item 4th I devise and give unto my daughter Soisa One Cow and
 Calf Bedstead and furniture to be furnished out of the property
 and stock left to my wife at her arriving at the age of eigh-
 teen years or upon her marriage if sooner also a wheel & cards

Item 5th I devise and give unto my daughter Emory One Cow and
 Calf Bedstead and furniture & wheel and pair of Cards
 to be furnished her out of the property & stock left to my wife
 at her arriving at eighteen years of age or upon her marriage
 if sooner

Item 6th I will and devise to my sons Philip Whittley and Addison
 Whittley One Hundred and forty ^{one} acres of land on the waters
 of Little Rock River then known as the Wesley Brown
 place adjoining the lands of W^m Webb John W. Preslar
 and Juliana Thomas said land to be equally divided be-
 tween them in such a way that my son Philip may have
 the Northern part of said tract and Addison the Southern par-
 tition nevertheless I will that my wife may have the Control &
 management of each bounding of the same till Philip and
 Addison respectively arrive at the age of twenty one years
 or until such times as they may choose to marry
 Furthermore I will to Philip a horse Colt named Nealy and
 also the stock of hogs which he now claims To Addison I devise
 and give a mule Colt named Dick to be under the Control of his

Item 10

Item 11

Item 12

management of each breeding of the same till Philip and Addison respectively arrive at the age of twenty one years or until such times as they may choose to marry.

Furthermore I will to Philip a horse Colt named Nealy and also the stock of hogs which he now claims. To Addison I give and give a mule Colt named Dick to be under the control of his mother until he shall come in possession of the land above named.

Item 7th I give and divide unto my two sons John and Joshua all that tract of land left to my wife known as the home tract which is to be equally divided and come into their possession at the time of her death nevertheless should they arrive at the age of twenty one years before the death of their mother one of them may have privilege to cultivate that portion of the land on the North side of Thompkins Branch and that the other that portion which lies South of Little Richardson Creek.

Item 8th I will and divide unto my son Shepherd all that tract or parcel of land known as the Jacob Brown place lying on both sides of the public road leading to Monroe and joining the land of William Bibb J. C. Wiley and others containing about twenty six acres subject to the control of his mother till he arrives at ~~the~~ age of ~~till~~ such times as he shall choose to marry.

Item 9th I will that neither of my sons or daughters should die without him or before arriving at age that all the property

of my estate devised to them in this will be sold and the proceeds equally divided between my five sons and four daughters now at home to wit
Ulrich, Caroline, Mary Ann, Laura & Eunice.

Item 10th I will and devise to my daughter Semina Hinson one Gray mare already in her possession named Gray together with one Cow and calf three head of Sheep Bedstead and furniture plates cups & saucers knives and forks cooking utensils &c. now in her possession.

Item 11th I will and devise to my daughter Samira Hinson one Bed & Furniture.

Item 12 I will that whatsoever property I may have not included in this will may be sold also that the debts owing to me may be collected as soon as possible and the monies of the same applied to the payment of my just debts to whomsoever owing and the surplus if any equally divided among Juliana Thomas and my four daughters at home.

And lastly I do hereby constitute and appoint my wife Samira Whittly executrix together with my friend W H Collins as my executor to all intents and purposes to execute this my last will and testament according to the true intent and meaning 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 Addison Whittly do hereunto set my hand and Seal This the 4th day of October A.D. 1865

And lastly I do hereby constitute and appoint my
wife Samera Whittly Executrix together with my friend
W H Collins as my executor to all intents and purposes to
execute this my last will and testament according to the
true intent and meaning 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 Addison Whittly do hereunto
set my hand and seal This the 4th day of October AD 1865

Signed Sealed and published and declared by the said
Addison Whittly to be his last will and testament in the presence
of us who at his request and named as witnesses thereto
James D Bell
W H Collins

Addison Whittly (Seal)

State of North Carolina D Court of pleas & quarter Sessions
Huron County D October Term AD 1866

The foregoing last will and testament of Addison Whittly
was admitted to probate in due form of law.

Attest Minnet Dockett page

J. E. by Colls
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