

I Thos J. Sutton of the County of Washington 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 maner and form following that is to say: First: That my executors hereinafter named shall provide for my body a decent burial suitable to their wisdom and pay the funeral expenses out of my money now on hand.

Item, I give and devise to my beloved wife Francis H. my entire property which I do possess of real and personal consisting of land stock provisions house hold and kitchen furniture money claims and any & all things else that I possess to her the said Francis H. in fee simple forever.

Lastly I do hereby constitute and appoint my beloved wife Francis H. and her O. Dowering 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 not requiring them to give bond for the faithful performance thereof hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof I the said Thos J. Sutton do hereunto set my hand and seal this the 1<sup>st</sup> day of April A.D. 1880.

Signed sealed published and  
 Thos J. Sutton (Seal)

Declared by the said Thos J. Sutton  
 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.

H. M. Patrick  
 Jobe Claydon

State of North Carolina } In the Superior Court  
 Washington County }

A paper purporting to be the last will and testament of Thos J. Sutton deceased is exhibited before me the undersigned Clerk of Superior Court for said County by Francis H. Sutton one of the executors therein mentioned and the said executors thereof by the said Thos J. Sutton by the oath and examination of H. M. Patrick and Jobe Claydon the subscribing witnesses thereto was being duly sworn both before and after and each for himself depose and swear that he is a subscribing witness to the paper writing now shown him purporting to be the last will and testament of Thos J. Sutton that the said Thos J. Sutton in the presence of this deponent subscribed his name at the end of said paper writing which was shown as aforesaid and which bears date of the 1<sup>st</sup> day of April 1880.

And the deponent further swears that the said Thos J. Sutton the testator aforesaid died at the time of subscribing his name as aforesaid declare the said paper writing as subscribed by him and exhibited to be his last will and testament and this deponent did thereupon subscribe his name at the end of said testator. And this deponent further swears that at the said time when the said testator subscribed his name to the said last will as aforesaid and at the time of deponent's subscribing his name as an attesting witness thereto as aforesaid the said Thos J. Sutton was of sound mind and memory of full age to execute a will and was not under the restraint to the knowledge information or belief of this deponent. And further that deponent says not.

H. M. Patrick (Seal)  
 Jobe Claydon (Seal)  
 I solemnly sworn and subscribed  
 this 11<sup>th</sup> day of August 1880 before me  
 W. S. Davenport  
 C. C.