

WILL OF C. B. CURLEE

State of North Carolina      March the 30<sup>th</sup> 1885.  
Union County

I, **Clement B. Curlee** being of sound mind and memory and viewing the uncertainty of life do make and declare this to be my last will and Testament in manner and form herein set forth to be as follows, viz

Item first. I give my body to its mother dust and my spirit to God who give it and that my body have a decent burial suitable to the wishes of my wife & children and that all my just debts be paid out of the first money coming into the hands of my Executors, belonging to my estate.

Item 2<sup>nd</sup>. I will and bequeath to my beloved wife the following household property during her lifetime or widowhood, namely all of my stock of horses, mules, cattle, hogs, sheep and poultry of all kind together with all my household and kitchen furniture of all kind, all my corn and foder, wheat and oats and all my provishion on hand for family use or stock and all my growing crops of all kinds and farming tools and all the tract of land on which I know live lying on the waters of Richardson Creek and the Carolina Central Rail Road, bounded by Richardson Creek, the lands formerly own by **Wesley Hinson** deceast and the Carolina Rode and the **D. B. Medlin** lands and Jonas Hill & others including the dwelling house wherein I know live and at her death all to be sold and equally divided between my lawful heirs by my Executors.

Item 3<sup>rd</sup>. I will all the remainder of my real estate after my just debts is paid to be equally divided between my bodily heirs to have and to hold during their life time and at there death to go to there bodily heirs if tha have any and if any of my bodily heirs die without bodily heirs then it is my will that it then go to my other bodily heirs living and if any should be dead leaving bodily heirs then in that case I will that there bodily heirs git the same sher as the father or mother would hav gotten if living, to be equal divided between them it being ondily one sher which is to be divided between them.

Item fourth. I will to my grand daughter Ida Lingle to sher equal with my bodily heirs in the divishion of my property and in the same way and on the same condition as I hav will my property in this my foregoing will to my bodily heirs, and that it is my will that my Executors select three free holders to devid my lands between my heirs as set forth in this my will with meet and bounds and have the same recorded in the Register's office of Union County, North Carolina, which report when registered shall be considered to be my will as putting them in possession of the same as I could if living so as to carry out this my will, but if my Executors fail to select the three men to devid my land the Clerk of the Superior Court appoint.

And last I do appoint my friends **N. W. Bivens & T. H. Curlee** as my Executors to this my last will and testament.

In testimony I have hereunto set this my hand and seal in the pressant of the witnesses who hav witnesseth the same at my request.

Witness:

**John Shute**  
**M. L. Stevens**

**C. B. Curlee** (seal)

State of North Carolina, Union County

April 19<sup>th</sup> 1885. This my codicil to my will be executed as follows, that my Executors sell all the personal property that my wife does not want to keep, and enough of my real estate to pay my just debts if necessary and after all law suits ar settled then it is my will that my and be devided then as above stated in my will or at least not to be devide at any time to do injustice to my heirs on the account of any law suit that may be pending for the recovery of any of my lands in dispute. Sined in the presents of these witness at my request.

Witness:

**C. Austin**

**C. B. Curlee** (seal)

**J. E. W. Austin**

A paper writing of which the foregoing is a true copy purporting to be the last Will and Testament of **C. B. Curlee**, with a Codicil thereto as a part of said Will, was offered in open court for probate by **N. W. Bivens** and **T. H. Curlee**, the Executors therein named, and the said Will together with the Codicil was duly proven before me by oath and examination of **John Shute** and **M. L. Stevens** subscribing witnesses to said Will and **C. Austin** and **J. E. W. Austin** subscribing witnesses to said Codicil. It is therefore adjudged by the Superior Court now here that the paper writing and every part and clause there of contains the last Will and Testament of **C. B. Curlee**, and it is ordered that the same be enrolled and recorded, and **N. W. Bivens** and **T. H. Curlee** the executors therein named duly qualified as such by taking the oaths prescribed by law & letters testamentary were issued, this 29<sup>th</sup> day of May A.D. 1885.

**Geo. C. McLarty** Clerk  
Superior Court