

IN THE NAME OF GOD AMEN:

I, Flavel W. Foster, of the City of Wilmington in the State of North Carolina being of sound and disposing mind and memory, but mindful of the uncertainty of life, do make, publish and declare this to be my LAST WILL and TESTAMENT HEREBY revoking all other Wills by me at any time heretofore made.

First: I desire all my debts to be paid by my executrix as soon as practicable after my death.

Second: I devise to my sister Mrs Clara VanDyke, of Canton, Pennsylvania, and her heirs, all that lot of land situate in the said City of Wilmington, and beginning in the Eastern line of Sixth Street one hundred and thirty-two feet Northwardly from its intersection with the Northern line of Harnett Street, and running thence Southwardly with said Eastern line of Sixth Street thirty-nine feet, thence Eastwardly parallel with Harnett Street Seventy-five feet and six inches, thence Northwardly parallel with Sixth Street thirty-nine feet and thence Westwardly to the beginning.

Third: I devise to my niece Della VanDyke of Canton, Pennsylvania and her heirs all that lot of land situate in the said City of Wilmington and beginning in the Eastern line of Sixth Street Sixty feet Northwardly from its intersection with the Northern line of Harnett Street and running thence Northwardly with said Eastern line of Sixth Street thirty-three feet, thence Eastwardly parallel with Harnett Street Seventy-five feet and six inches, thence Southwardly parallel with Sixth Street thirty-three feet, and thence Westwardly parallel with Harnett Street to the beginning.

Fourth: I devise to my beloved wife Gertrude and her ^{to} heirs the house and lot which I own in the City of Washington, District of Columbia, on eighth street next to the corner of L Street, subdivision lot 3 Block 425. I have heretofore given her a lot of land in Block 183 in the City of Wilmington being part of lot No. 3 in said block according to the plan of said City, the deed for which was made directly to her, and I hereby confirm the same.

FIFTH. If my son Daniel Russell Foster shall be of the age of twenty-one years at the time of my death, I give and bequeath to him absolutely all the shares which I may then own of the Capital Stock of "The Fore and Foster Planing Mill and Sash and Blind Co." But if he shall then be under the age of twenty-one years it is my wish, and I direct that all the said shares of stock be sold by my executor as soon as practicable after my death in such manner and upon such terms as to her may seem best, and the proceeds thereof paid over to the Guardian of my said son, to belong to my said son absolutely.

SIXTH. I devise all the lots of land belonging to me in Blocks 266 and 251 in the said City of Wilmington according to the plan of said City unto my beloved wife Gertrude until my said son Daniel Russell Foster shall arrive at the age of thirty years, and upon his arrival at the age of thirty years then I devise the same to him and his heirs absolutely.

SEVENTH. All the rest and residue of my personal estate, personal property and personal effects of every kind whatsoever, I give and bequeath to my dear wife Gertrude to be hers absolutely.

EIGHTH. I devise all the rest and residue of my real estate to my said wife for and during the term of her natural life and upon her death to my son Daniel Russell Foster.

NINTH. If after my death my son Daniel Russell Foster shall die before arriving at the age of thirty-years leaving neither wife or issue, then I devise one half of the reversion or remainder after the death of my wife in the real estate mentioned and referred to in the Sixth and Eighth clauses of this Will to my sister Clara VanDyke, and one third of the other half to my brother Morton Foster, one third to my sister Sarah VanDyke and the other third to the children of my brother Newton Foster, but if my son Daniel Russell Foster should so die leaving a wife but no issue then I bequeath to such wife the sum of Five thousand Dollars in money which is hereby charged upon the said lands and is to be raised by a sale of the same and ⁱⁿ no other way, such sale shall be made by my executrix, who is hereby authorized and empowered to make the same, and who shall after paying such charge or charges, pay over the residue of the proceeds to my said sisters Clara VanDyke and Sarah VanDyke, my brother Morton Foster and the children of my brother Newton Foster, in the proportions above mentioned.

TENTH. I not only devise but I direct that my wife and child shall in all their business affairs consult and advise with Junius Davis and Eugene S. Martin Esquires and I urge them not to disregard this solemn expression of my Will which I attach much weight and importance.

ELEVENTH. I appoint my beloved wife Gertrude sole executrix of this my Will and that she shall not be required to give bond for the same.

In witness whereof I have hereunto set my hand and seal this the tenth day of June in the year 1892.

F.W.Foster (Seal)

Signed, published and declared by the testator to be his LAST WILL

and TESTAMENT in the presence of us, who at his request, and in his presence and in the presence of each other have subscribed our names hereto as attesting witnesses.

Witnesses.

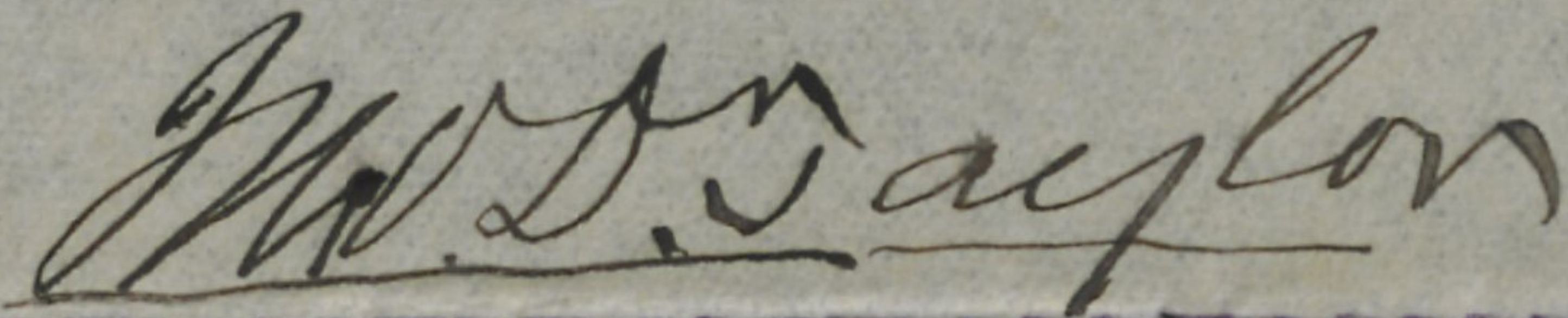
W. P. Toomer.

J. H. Robinson.

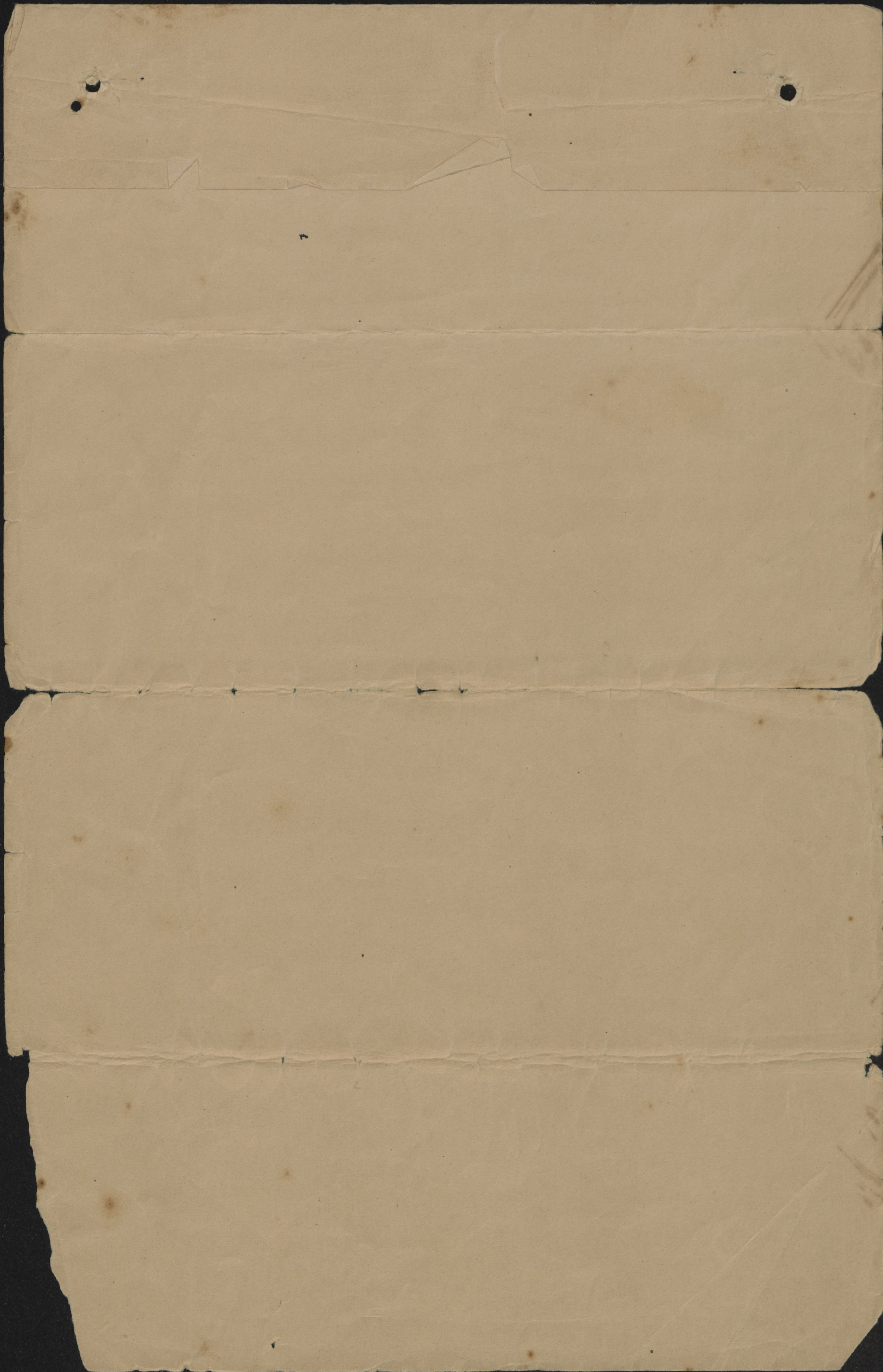
STATE OF NORTH CAROLINA,

COUNTY OF NEW HANOVER.

I, John D. Taylor, Clerk of the Superior Court of said County and State do hereby certify that the foregoing is a true and correct copy of the Will of F.W. Foster as probated, recorded and filed in this office.



Clerk Superior Court.



Copy of F. W. Foster
Will.