

North Carolina } In the Superior Court
Brunswick County } Before the Clerk

In the matter of the will of Samuel S. Swindell, deceased.

The paper writing hereto attached, and purporting to be the last will and testament of Samuel Swindell, deceased, is exhibited before the undersigned Clerk of the Superior Court of Brunswick County, North Carolina, by S. G. Ward, the executor therein named, and thereupon the following proof thereof is taken by the oath and examination of Joseph Gore and Clara J. Davis, the subscribing witnesses thereto, as follows.

North Carolina, Brunswick County.

Joseph Gore and Clara J. Davis being duly sworn, depose and say, and each for himself depose and says, that he is a subscribing witness to the said paper writing now shown him, purporting to be the last will and testament of Samuel S. Swindell, and that he saw him execute (or hear him acknowledge the execution of) this writing as his last will and testament, and that affiant attached it in the presence of and at the request of said Samuel S. Swindell, deceased; and at the time its execution (or at the time its execution was acknowledged) said Samuel S. Swindell, was, in affiant's opinion, of sound mind and disposing memory.

Joseph Gore
Clara J. Davis

Severally subscribed and sworn to before me
24th day of June 1920

A. J. McKeithan

Clerk Superior Court, Brunswick County

And thereupon it is considered and adjudged by the Court that the said paper writing and every part thereof is the last will and testament of Samuel S. Swindell, deceased, and it is ordered that the same, with the foregoing examination and this certificate be recorded and filed.

This 24th day of June, 1920.

A. J. McKeithan

Clerk Superior Court,
Brunswick County

No. 340

North Carolina,
County of Brunswick.

We, John S. Henry and wife, Eliza M. Henry, of this County and State, being of sound mind, and considering the uncertainty of our earthly existence, do hereby make and declare this our last will and testament, to-wit:

First: We give and devise hereinafter named, shall give our bodies a second burial, suitable to the wishes of our friends and relatives and pay all funeral expenses, to gether with all our just debts, and of our first money coming into their hands belonging to our estate.

Second: We give and devise our son John S. Henry the sum of one dollar.

Third: We give and devise to our son Preston Henry the sum of one dollar.

Fourth: We give and devise to our daughter Helen Galloway the sum of one dollar.

Fifth: We give and devise to our daughter Fannie Henry the sum of one dollar.

Sixth: We give and devise to our son Johnson Henry the sum of one dollar.

Seventh: We give and devise to our granddaughter Corie Adrian May the sum of one dollar.

Eighth: We give and devise unto our son, D. S. Hardy four certain tracts or parcels of land situated in the County of Brunswick and State of North Carolina and in town creek Township. Said tracts of land are known as the following:

First tract: Being our home tract on which we reside and containing about fifty acres and lying between tract of land devised in 1870 and tract of land devised to M. C. M. Henry dated October 1870 and recorded in the office of the Register of Deeds

of Brunswick County in Book B.D.
Page 494.

Second Tract: A tract of land containing about 10 3/4 acres and being the same described in a deed from George W. Beddard and wife to John S. Henry, which said deed is dated June 22nd, 1908 and recorded in Book 21, page 97, of the office of the Register of Deeds of Brunswick County.

Third Tract: That certain tract or parcel of land conveyed by Ezekiel Skipper and wife Sallie Skipper to John S. Henry, which said deed conveying said land is duly recorded in the office of the Register of Deeds of Brunswick County. Said tract of land containing 3 1/4 acres more or less.

Fourth Tract: Being a tract of land containing about 10 acres on Town Creek being a tract of swampy land, which said tract of land was conveyed to Lizzie M. Henry wife of John S. Henry, by Ezekiel Skipper, and was conveyed by J. H. Bennett April 28th 1886 and is fully described as follows:

Beginning at a cypress in Town Creek, thence by a cypress corner; run with the line south 40 degrees West 58 poles to a maple at the edge of the line; thence with the edge of the line about South 40 degrees West thirty poles to a black gum at the edge of the road into the creek; thence North 40 degrees East 40 poles to a water oak at the edge of Town Creek; thence with said creek to the beginning.

Witness: It is our will and desire that our daughter Lizzie M. Henry and our grand daughter Elsie Adie shall have a home in the said land, which is described as the 3 1/4 acre tract in the will, and that they may reside and enjoy a home on the same and that a body of the same remain undivided.

At the marriage of Lizzie M. Henry this right to a home for the longer period. It is particularly understood that neither our daughter or grand daughter mentioned in this deed or our will are to have any control, whether over the land or premises, but are simply to enjoy the privilege of residing at the said premises. We hereby constitute and appoint our son, Preston Henry and L. C. Woodbury, our lawful executors, to execute this our last will and testament according to the true intent and meaning of the same, and every part and clause thereof, fully revoking and declaring void, void as to them, all and testamentary wills heretofore made.

In witness whereof, we the said John S. Henry and wife Lizzie M. Henry do hereunto set our hands and seals this 10th day of November 1916.

John S. Henry (seal)
Lizzie M. Henry (seal)

Signed, sealed, published and declared by the said John S. Henry and wife, Lizzie M. Henry, to be their last will and testament in the presence of us, who, at his request and in their presence (and in the presence of each other), do subscribe our names as witnesses hereto.

Edw. B. Lister
Mary Emma Tucker
for W. L. Lister

Walter Carstone, Esq. Superior Court, Superior
Brunswick County
In the matter of the will of John S.
Henry, deceased.

The paper writing hereto attached and
purporting to be the last will and testament
of John S. Henry, deceased, is exhibited before
me undersigned clerk of the Superior Court
of Brunswick County, North Carolina, by
Dorsten Henry, the executor therein named,
and through the following cross-examination
is taken by me and examined by me
C. Little and Jos. W. Little, the subscribing
witness thereto, as follows:

North Carolina

Brunswick County.

That C. Little and Jos. W. Little, being
duly sworn, depose and say, and each
for himself depose and say, that he is a
subscribing witness to the said paper writing
now shown him, purporting to be the
last will and testament of John S. Henry,
and that he saw him execute (or hear
acknowledge the execution of) this writing
as his last will and testament, and that
he placed it in the presence and
attest signed of said John S. Henry, deceased,
and that at the time of its execution
(or at the time its execution was acknowledged
said John S. Henry was, in affiant's opinion,
of sound mind and disposing memory.

That C. Little

Jos. W. Little

Subscribed and sworn to before
me, this 29th day of April, 1921

A. F. McKeithan

Clerk Superior Court, Brunswick County

and through the following cross-examination
by me and said witness said paper writing
and every said thing is the last will
and testament of John S. Henry, deceased,
and it is ordered that the same, with
the foregoing examination and the

Certificate, so recorded and filed
this 29th day of April 1921

A. F. McKeithan

Clerk Superior Court of Brunswick County