

IN THE NAME OF GOD, Amen! I, Joseph Burch, of the Town of Smithville, in the County of Brunswick, and State of North Carolina, fully convinced of the uncertainty of life, and being of a sound, disposing mind, and deeming it prudent to make a disposition of all my worldly estate do ordain and publish THIS as
MY LAST WILL & TESTAMENT.

in manner and form following, viz: I consign my soul to God, from whom I received it, and my body to that Earth from which it was taken. As to my worldly estate which I may at the time of death possess, whether real, personal or mixed, after first paying my just debts, I give, bequeath, and devise unto my six children to be equally divided between them, share and share alike, to their heirs, executors and administrators forever. But it is my will, intention and express direction that the part or parts of my estate as aforesaid herein bequeathed and devised to my three daughters, to wit: Margaret Seidel, Ann Ellen, and Elizabeth McCaleb or to which they may be entitled to under this my last will & testament shall be enjoyed by them during their respective lives only and without any power to sell, transfer or to convey the same and to be free from the constraints or intermeddling of their or either of their husbands, and to be in no wise liable for their debts, contracts or engagements and upon the death of my said daughters, or either of them, give the share of the property aforesaid to their respective child or children if more than one, to be equally divided between them share and share alike, their heirs, executors, administrators forever: and if my said daughters, or either of them should die without leaving issue, then to her or their heirs forever, to be divided equally between them. It is my particular request to my Executors, here in after named that they will strictly carry into execution the part of this my will relating to the property conveyed to my daughters as aforesaid and I do hereby vest them or the survivor of them and the executors & administrators of such survivor with all the power that may be necessary to perform the same. I do hereby nominate & appoint Richard Langdon and Stirling B. Everett Executors to this my last will and testament, and do by these presents revoke all Wills & Testaments by me heretofore made, signed, sealed, published & declared before me by Joseph Burch. Copy of Dec't 1821, to be his last will & testament & signed by him in our presence & by us in his presence and at his request. The word Will substituted before execution thereof. W. H. Haley, Clerk of Court, for the County of Brunswick 1822. The execution of the foregoing Will was proved in open court by the oath of W. H. Haley one of the subscribing witnesses & ordered to be recorded. Also the Court then

Recorded agreeably to Act of Genl. Assembly, Special Session, 1908 - Ratified July 1st 1908. Copied from Old Records Book B. 3. p. 100.

State of No. Carolina } IN THE NAME OF GOD, Amen!
Brunswick County } I, Sarah Dry Smith, wife of Benjamin Smith, of Orlon, in the County aforesaid, being of sound mind and disposing memory, do make and declare this my true will and testament, which though it may not be made in terms of law, I do now most solemnly & unequivocally to be my full wish & intention. I give and bequeath unto my dear husband Benjamin Smith all my estate, real and personal, of every kind, to him, his heirs, executors, administrators & assigns, with the full right of property, whereever to be found excepting 485 Dollars, which I give to Miss Mary Rowan, in testimony of my friendship for her and as a small mark of love for all her kindness to me. I also give to Mrs. Rebecca Chew Sullivan 300 Dollars as a token of friendly affection to her. I give further to my dear husband Benjamin Smith all my right and title to the Richland of New River, which though long contested I believe before God to be my right - I also solemnly request of my dear husband (if not done before) that he will use every possible means to have freed the Mulatto girl Lucetta, daughter of our faithful servant Sam, which I bought with my own money when an infant, of Miss Rowan, for the express purpose of making her free. May the Allmerciful God give my dear husband to enjoy these gifts in peace of mind and health of body & in his good appointed time cause us to meet where the wicked cease from troubling & where the weary are at rest. In testimony whereof I have hereunto set my hand and seal this seventeenth of January, in the year of our Lord & Saviour One thousand, eight hundred & eighteen. And I hereby appoint my husband, the said Benjamin Smith, sole Executor of this my last will & testament
Sarah Dry Smith
Signed, sealed, published & declared before
Mary Rowan, R. Howe, Angus McCallan.
At the same time, I, Benjamin Smith consent to the above. Return my hand & seal.
Benjamin Smith
Return - Mary Rowan, R. Howe, Angus McCallan.
Brunswick County Court } The due execution of the above Will
April Term, 1822. } was proved in open court agreeably to law & ordered to be recorded.
Wm. H. Haley, Clerk

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