

Thirdly I give devise and bequeath to my son, Nelson V. Goodman in his own right & for his own use, one fifth of the two hundred and fifty acres of land on which I reside; also forty eight acres adjoining the land I reside on, it being the remaining portion which I purchased of Amador Bryant and reserved when I sold the balance of said tract to Saml. Biddle which forty eight acres of land includes the new frame now standing on it; also one fourth part of my negroes that are remaining after giving Henry's portion off, that is, he is to have my negro boy, Jtc, in the portion allotted him & his share to be made up of equal value with my other three children, viz: Louisa, William and John; and in case my son Nelson should die without child or children, then his portion to return to my other children.

Fourth I do give to my daughter, Louisa, one fifth of the land on which I reside, that is of the 250 acres, not including any portion of the forty eight acres given to Nelson; also one fourth part of my negroes, after Henry's portion is taken out; and in case she should die without issue, then her portion to return to my other children.

Fifth I give and bequeath to my son William H. Goodman one fifth of the two hundred and fifty acres of land on which I reside, not to include the forty eight acres given to Nelson; also one fourth part of my negroes after Henry's portion is taken out, and in case he should die without issue, then his part to return to my other children.

Sixth I give and bequeath to my son John B. Goodman one fifth of the two hundred and fifty acres of land on which I reside, not to include the forty eight acres given to Nelson; also one fourth part of my negroes after Henry's portion is taken out, and in case he should die without issue his portion to return to my other children.

I do hereby appoint my son, Nelson V. Goodman and Daniel L. Russell and the junior of them Executors of this my last will and Testament.

In witnesses whereof I, Luke Goodman, have set my hand and seal this fourth day of April A.D. 1867.

In presence of
 P. Seelers
 John Biggs
 Luke Goodman.

And the said paper writing is duly proved by the oath of P. Seelers and John Biggs, the subscribing witnesses, when upon oath sworn by the court that the said paper writing is a true and correct copy of the last Will and Testament of the said

Luke Goodman and it is ordered to be filed and recorded as such. Nelson V. Goodman, one of the Executors named in the said Will, comes into Court and qualifies as Executor according to law by taking the oath prescribed in such cases.

Recorded agreeably to an Act of the Genl. Assembly, Special Session 1908. Ratified Feb'y 1st, 1908.

Copied from Old Records, Book B₂ page 21 re.

No. 245

It paper writing purporting to be the Last Will and Testament of Josiah Smith, dec'd, is exhibited for probate in open Court by George Smith & Peter Round the Executors therein named, and the due execution thereof by the said Josiah Smith is proved by the oath of and examination of Wm. H. Hacker & John B. Evans the subscribing witnesses thereto. It is therefore considered by the Court that the said paper writing & every part thereof is the last Will and Testament of the said Josiah Smith and the same is ordered to be recorded and filed, and therefore the said George Smith and Peter Round, Executors as aforesaid is duly qualified as such by taking the oath required by law. Said Will is in the following words and figures, to wit:— I, Josiah Smith of the County of Brunswick and State of North Carolina, being of feeble health in body, but of sound mind, God be praised for His goodness, do ordain and declare this to be my Last Will and Testament hereby revoking all others.

I give and bequeath to my beloved wife, Harriet Smith, and my children who may be living at my death and those who may be born after my death, should there be such all my estate both real and personal each wife & child to share alike. I desire and do hereby enjoin on my Executors, hereinafter to be named, to keep up my plantation whereon I now reside with the negroes thereon, unless the negroes increase so much as to make it necessary for the prudent and profitable management of the estate to hire them out, then, in that event, they shall be at liberty to go. When my son Thomas becomes of age (21 years) or should he die before that time, at such time as when he would have arrived at that age had he lived. I wish all my estate both real and personal equally divided between my wife Harriet Smith and my children each sharing alike and should any of my children die before that time or such time as the division shall then place and

had children, the leaving issue living at the time of the division, said living issue shall share their mother's or father's part of the estate. Or should my wife Harriet marry again before such time as Thos shall have reached 21 years of age. Should he live then, & in that case I will sell all of my property divided equally as before mentioned. I do appoint my friends George Smith & Peter Rouse, my Executors. Signed by me this 20th day of May, 1859, in the presence of

Thos Walker
John B. Evans
J. A. Evans
Josiah Smith

Recorded agreeably, to an Act of Genl Assembly, Special Session, 1908. Ratified Feb'y 1st, 1908.
Copied from Old Records, Book B⁽³⁾, page 47^{re}.

No. 28.

A paper writing purporting to be the Last Will & Testament of Moses Benton, dec'd, is produced for probate by Thos Walker the Executor therein named, and the execution thereof is duly proved in open court by the oath of Marsden Holden and Ezekiel Skipper the subscribing witnesses thereto, whereupon it is adjudged & decreed by the court that the said paper writing is the Last Will & Testament of said Moses Benton and that it be recorded and filed as such. At the same time the said Thos Walker, duly qualified as Executor of said Will by taking the oath prescribed by law.

THE LAST WILL & TESTAMENT OF MOSES BENTON

I, Moses Benton, of the County of Brunswick & State of North Carolina, do make and declare this my Last Will & Testament as follows:—Item: all my estate of whatever kind and nature the same may be, I desire shall be divided amongst my children Elizabeth, Sarah & Moses and Louisa, and my grand daughter Angeline Benton. I give and devise to my well beloved daughter Elizabeth six tracts of land containing one hundred acres—the first tract entered by me Nov. 17th, 1836, the next March 7th, 1836, the other Oct. 5th, 1844. The first one which was entered Nov. 1836 includes my mansion house. I also give my daughter Elizabeth all the cleared land lying South of a ditch which runs through my field north of the house, also another tract containing 37 acres entered by me March 10th, 1832, also another tract containing 40 acres entered 15th Jan'y, 1835, another containing 30 acres entered the 21st of 1847, also 2 cows, Quaker & White, a horse, and the provisions I now have in the house. I also give her an equal share of my other property with my other children Sarah, Moses Louisa, my grand daughter Angeline

Benton. I desire her to have 2 cows, Hens & Cows, and 8 shoats claimed by her. I desire Nelson to have 50 acres of land on which he lives. I give and devise to my son William five dollars. I give and devise to my daughter Mary Benton five dollars. I hereby nominate, constitute & appoint William H. Waster of the said County the Executor of this my last Will and Testament. Witness my hand this 18th day of Feb'y, 1860.

Signed, published and delivered to be the Last Will & Testament of Moses Benton in presence of us, who at his request and in his presence have subscribed our names as witnesses thereto

Marsden Holden
Ezekiel Skipper
Moses Benton
Recorded agreeably to an Act of the General Assembly, Special Session, 1908. Ratified Feb'y 1st, 1908.
Copied from Old Records, Book B⁽³⁾, page 55^{re}.

The paper writing purporting to be the Last Will & Testament of Samuel Rowell, dec'd, having been offered for probate in open court, the same was duly proved by the oath of Joseph Green and John C. Lennon, the subscribing witnesses thereto, and ordered to be recorded, whereupon John C. Rowell and Thos Walker the Executors therein named were duly qualified as Executors in open court.

State of North Carolina.

Brunswick County. } August 8th, 1869.

Know all men by these presents that I, Samuel Rowell, being of a sound and disposing mind and memory & knowing the uncertainty of life and the certainty of death, do make and ordain this my Last Will and Testament in manner and form following:—

- First. It is my will that my Executors pay all my just debts including my funeral expenses out of any money I may have at the time of my death.
- Secondly. I give to my beloved wife, Charlotte Rowell, Twenty one hundred and fifty one acres of land, it being all of my house tract, all my stock of cattle and hogs, my horse, Dolphin, and Twenty hundred dollars so long as she lives or remains single, and at her death or marriage the property given above to be equally distributed among my heirs, share and share alike. I further give to my beloved wife, Charlotte, my household and kitchen furniture, and all my farming tools and utensils of every description whatever.
- Thirdly. It is my will that my daughter Angeline, receive no part of her share of the negroes at the value she may be assessed