

No 580

North Carolina

County of Brunswick

I, George W. Smith, of the aforesaid County and State, being of sound mind, but considering the uncertainty of my earthly existence, do hereby make and declare this my last will and testament, to-wit:

First: My executor, hereinafter named, shall give my body a decent burial, suitable to the wishes of my friends and relatives, and pay all funeral expenses, together with all my just debts, out of the first moneys coming into his hands belonging to my estate.

Second: I give and devise to my trusted friend, John W. Fullwood, all of my property, both real and personal, of ever nature and kind, wherever situated, in fee simple, in payment for having furnished me a home for the past fifteen years.

I hereby constitute and appoint John W. Fullwood my lawful executor, to execute this my last will and testament according to the true intent and meaning of the same, and every part and clause thereof, hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof, I, the said George W. Smith do hereunto set my hand and seal this the 30th day of December 1945

George W. Smith (Seal)

Signed, sealed, published and declared by the said 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), do subscribe our names as witnesses hereto.

Rebecca S. Autry

Mrs. R. L. Dasher

STATE OF NORTH CAROLINA

BRUNSWICK COUNTY.

SS. IN THE SUPERIOR COURT, BEFORE THE CLERK.

A paper-writing purporting to be the last Will and Testament of George W. Smith, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said county, by John W. Fullwood the execut therein mentioned, and the due execution thereof by the said George W. Smith is proved by the oath and examination of Rebecca S. Autry and Mrs. R. L. Dasher, the subscribing witnesses thereto, who being duly sworn do depose and say, and each for himself depose and saith, that he is a subscribing witness to the paper-writing now shown him, purporting to be the last Will and Testament of George W. Smith; that the said George W. Smith, in the presence of this deponent, subscribed his name at the end of said paper-writing, which is now shown as aforesaid, and which bears date of the 30th day of December, 1945

And the deponents further saith, That the said George W. Smith the testator aforesaid, did, at the time of subscribing his name as aforesaid, declare the said paper writing so subscribed by him and exhibited to be his last Will and Testament, and this deponent did thereupon subscribe his name at the end of said Will, as an attesting witness thereto, and at the request and in the presence of said testator. And the deponent further saith that at the same time when the said testator subscribed his name to the said last Will as aforesaid, and at the time of the deponent's subscribing her name as attesting witness thereto, as aforesaid, George W. Smith was of sound mind and memory, of full age to execute a Will, and was not under any restraint, to the knowledge, information or belief of this deponent: And further these deponents say not.

Severally sworn and subscribed, this 9th day of January, 1946, before me.

B. J. Holden  
Asst. Clerk Superior Court.

Rebecca S. Autry

Mrs. R. L. Dasher

STATE OF NORTH CAROLINA

BRUNSWICK COUNTY

ss. In the Superior Court.

It is therefore considered and adjudged by the Court that the said paper writing and every part thereof is the last Will and Testament of George W. Smith.

deceased, and the same, with the foregoing examination and this certificate, are ordered to be recorded and filed.

This 9 day of January, 1946

B. J. Holden  
Asst. Clerk Superior Court.

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No. 581

STATE OF NORTH CAROLINA:

S. S.

COUNTY OF BRUNSWICK:

IN THE NAME OF GOD, AMEN: I, Rebecca Fields of said county and state, being of sound mind, and descretion, and of a disposing disposition, do make, publish and declare this paper writing as my last will and testament, hereby expressly revoking and declaring void, all former wills or codicils, by me made.

Item One:----I give and bequeath my soul unto God who gave  
Item Two:----I direct that my body be given a decent burial, and that some kind of tomb-stones,--that will forever mark my last resting place, be erected over my grave; and the same to be paid for out of the first monies coming into the hands of my executor hereinafter named:  
Item Three:----I desire that all my just debts be paid, should I leave any due at my death, same to be paid out of personal or real, property or monies belonging to my estate.  
Item Four:----I give devise and convey in fee simple unto my Beloved children Henryetta Johnson, George Fields, Ida Bethea; Sam Fields; Lizzie Pellam; the heirs at law of Josie Webb; and Benjamin Fields, eight (8) acres to each or my said heirs (making a total of 56 acres) the same to be out off the Eastern end of my home place--where I now reside, in said county and state, adjoining the lands of Geo. O. Gaylord, Cook and Sykes estates, et. al. and to be laid off in the manner of the drawing hereon, and the names of each heir being upon his eight acre share,---to be surveyed out in equal (eight) acre blocks-- as near as practical and convenient, in the manner to wit:

Cook and Sikes live 75---Min. N. E. Corner

#5 Lizzie Pellam	#6 Josie Webb's Heirs	#7 Benjamin Fields	My Eastern line
#4 Sam Fields	#3 Ida Bethea	#2 George Fields	
#1 Henryetta Johnson			

W. E.  
Fields  
Thomas

Road-----

Geo. O. Gaylord's Lands

-- My S. E. Corner

PROVIDED HOWEVER, I, desire and request that share No. 2 to my beloved son George Fields, shall be so surveyed, as to include his home and all his buildings thereabout.

Item Five:---For and in consideration of the special care given me by my beloved son Thomas Fields, and for the love and affection for him, I hereby bequeath give, grant, demise, and convey unto the said Thomas Fields HEIRS SIMILAR, all the residue of my said home place---described in item four---not conveyed in said item; together with all my personal property---subject to the payment of my said debts, if any, my burial expenses and tomb-stones as aforesaid.

Item Six:---I hereby name, nominate, make and declare my said trustee and true son Thomas Fields my full executor, to execute and carry out, this my last will and testament. (THE END)  
(CONSISTING OF 41 (forty-one) lines including caption, and the map drawing) and pasted together as one Continuous page)  
Given under my hand in the presence of witnesses, this the 10th day of August A. D. 1919.

Rebecca E. Fields

"We, the undersigned witness who at the request of the said testator, in her presence, and in the presence of each other, saw her sign, declare and publish the foregoing, as her last will and testament.

IN WITNESS WHEREOF, We have hereunto set our names and affixed our seals, the and date above written.

Jess Goull SEAL

David Meares SEAL

STATE OF NORTH CAROLINA:--)  
-----S:S:  
NEW HANOVER COUNTY:-----)

Jas. H. Soull--one of the Witness hereto, personally appeared before the undersigned Notary Public, and after being duly sworn, Deposes and says, "That he drew the foregoing Will of Rebecca Fields by her bed side---at her own dictation---without the interference of any of her children--or any other person---and that her desires, will and request was therein embodied as near as words could put it---and the drawing showing that the seven ' acre shares were to be surveyed from her S. E. Corner--in the manner as set forth; and the name of the devisees placed therein at her direction; and that all the residue of her estate-- together with the personal property was to go to her beloved son Thomas---whom she declared had did more for her than any one of her other children"--all did in her presence or Daniel Meares-- and the affiant:--"And that the Foregoing is the Original Copy: Consisting of One continous page and a drawing:

Sworn and subscribed to before me this the 6 Day of Jan'y A. D. 1944:

Mary C. Sheehan

Notary Public: )

Jas. H. Soull

Affiant:

N. P. Seal

My Commission Expires: April 27, 1945

STATE OF NORTH CAROLINA:  
NEW HANOVER COUNTY:

I, Jas. H. Soull a Notary Public, in and for said county and state, do hereby certify that Daniel Meares,---and to me known to be said party, and after being duly sworn, deposes and says:

"That he knows that Rebecca Fields is dead, also Daniel Meares (My father-and one of the subscribing witness to Rebecca Field Will is dead)---That he recalls his being called as a witness to the same that he knows his signature---and after examining the attached Will genuine signature." Further affiant sayeth not:

Sworn and subscribed to before me this Dec. 4th; A. D. 1944:

Daniel Meares

Affiant:

Jas. H. Soull

N. P. Seal

Notary Public:

My Commission Expires June 17th; A. D. 1944:

STATE OF NORTH CAROLINA )  
BRUNSWICK COUNTY. )

ss. In the Superior Court, Before The Clerk.

A paper-writing purporting to be the last Will and Testament of Rebecca Fields, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said county, by Thomas Fields the executor therein mentioned, and the due execution thereof by the said Rebecca Fields is proved by the oath and examination of Jas. H. Soull and Daniel Meares, the subscribing witnesses thereto, who being duly sworn do depose and say, and each for himself depose and saith, that he is a subscribing witness to the paper-writing now shown him, purporting to be the last Will and Testament of Rebecca Fields: that the said Rebecca Fields, in the presence of this deponent, subscribed her name at the end of said paper-writing, which is now shown as aforesaid, and which bears date of the 16 day of

August, 1919.

AND THE DEPONENT FURTHER SAITH, THAT the said Rebecca Fields the testator aforesaid, did, at the time of subscribing her name as aforesaid, declare the said paper writing so subscribed by her and exhibited to be her last Will and Testament, and this deponent did thereupon subscribe her name at the said Will, as an attesting witness thereto, and at the request and in the presence of said testator. And this deponent further saith that at the same time and at the time of the deponent's subscribing her name as attesting witness thereto, as aforesaid, the said Rebecca Fields was of sound mind and memory, of full age to execute a Will, and was not under any restraint, to the knowledge, information or belief of this deponent; And further these deponents say not.

Severally sworn and subscribed, this 13 day of January, 1944, before me.

S. T. Bennett  
Clerk Superior Court

Jas. H. Soull

STATE OF NORTH CAROLINA )

BRUNSWICK COUNTY. )

ss. In the Superior Court

It is therefore considered and adjudged by the Court that the said paper-writing and every part thereof is the last Will and Testament of Rebecca Fields deceased, and the same, with the foregoing examination and this certificate, are ordered to be recorded and filed.  
This 16 day of Jan., 1946.

S. T. Bennett  
Clerk Superior Court.