

porting to be the last will and testament of J. A. Carroll and Sarah E. Carroll, and that they saw the execute (or heard them acknowledge the execution of) writing as their last will and testament and the affiants attested it in the presence of and at the request of said J. A. and Sarah E. Carroll, deceased, that at the time of its execution (or at the time execution was acknowledged) said J. A. and S. E. Carroll, was, in affiants opinion, of sound mind and disposing memory.

Walter Donald
Lizzie Cairns

Severally subscribed and sworn to before me
13th day of Dec., 1919.

A. J. McKeithan,

Clerk Superior Court Brunswick County.

And thereupon it is considered and adjudged the Court that the said paper writing and every part thereof is the last will and testament of J. A. and S. E. Carroll, deceased, and it is ordered that the same be filed after the foregoing examination and this certificate be read and filed.

This 13th day of December, 1919.

A. J. McKeithan,

Clerk Superior Court,
Brunswick County.

State of North Carolina,
Brunswick County.

I, Mary C. Weeks, of the aforesaid county and State, being of sound mind, but considering the uncertainty of my earthly existence, do make and declare this my last will and testament:

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

Second: I give and devise to my beloved son, Harry Weeks, my house and lot on Moore Street, same known as the Homestead.

Third: I give and devise to my daughter, Viola Weeks Guthrie, my son, W. J. Weeks, Julius Weeks and Robert Weeks, the balance of my real estate, in the City of Southport and wherever any may be, share and share alike.

Fourth: I give my bequest to my said daughter, Viola Weeks Guthrie, my son, W. J. Weeks, Julius Weeks and Robert Weeks, all my personal property of every kind and nature, in the said City of Southport, and wherever any may be, share and share alike.

Fifth: I hereby constitute and appoint my son, W. J. Weeks, my lawful executor to all intents and purposes, to execute this my last will and testament, according to the true intent and meaning of the same, and every part and clause thereof, I hereby revoking and declaring utterly void all other wills and testaments by me heretofore made. In witness whereof, I the said Mary C. Weeks, do hereunto set my hand and seal, this 6th day of Sept., A. D., 1916.

Mary C. Weeks (Seal)

Signed, sealed, published and declared by the said Mary C. Weeks to be her last will and testament in the presence of us, who, at her request and in her presence, and in the presence of each other, do subscribe our names as witnesses thereto.

J. H. Standland
C. B. St. George

North Carolina,
Brunswick County.

In the Superior Court
Before the Clerk.

In the matter of the will of Mary A. Weeks deceased.

The paper writing hereto attached and purporting to be the last will and testament of Mary A. Weeks, deceased, is exhibited before the undersigned Clerk of the Superior Court of Brunswick County, North Carolina, by W. J. Weeks, the executor named therein, and thereupon the following proof thereof is taken by the oath and examination of C. B. St. George and J. N. Standland, the subscribing witnesses thereto, as follows:

North Carolina, Brunswick County.

C. B. St. George and J. N. Standland, being duly sworn, depose and say, and each for himself depose and say, that he is a subscribing witness to the paper writing now shown him, purporting to be the last will and testament of Mary A. Weeks, that he saw her execute, (or heard her acknowledge the execution of) this writing as her last will and testament, and that affiant attested it in the presence and at the request of said Mary A. Weeks, deceased; and that at the time of its execution (at the time its execution was acknowledged) said Mary A. Weeks, was, in affiant's opinion, of sound mind and disposing memory.

C. B. St. George
J. N. Standland

Severally subscribed and sworn to before me this the 30th day of July, 1920

A. J. McKeethan.

Clerk Superior Court, Brunswick

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

This 3rd day of July, 1920.

A. J. McKeethan
Clerk Superior Court, Brunswick

No. 338

State of North Carolina,
County of Brunswick.

I, Samuel S. Swindell, of the aforesaid County and State, being of sound mind, but considering the uncertainty of my earthly existence, do make and declare this my last will and testament.

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, which may come into his hands belonging to my estate.

Second. I give and devise to Mrs. Annie Drew, (\$50.00) Fifty Dollars.

Third. I give and devise to Mrs. Mary E. Gore, all of my house-hold and kitchen furniture of every description.

Fourth. I give and devise to S. J. Ward (\$500.00) Five hundred dollars.

Fifth. I give and devise to my beloved cousin Mrs. Mary E. Gore, the balance of my cash money, after paying all debts and burial expenses, together with the above legacies. This I give to her for her kind and faithful services to me while in my infirm and feeble and helpless days.

Sixth. I hereby constitute and appoint my trusty friend, S. J. Ward, my lawful executor to do in all intents and purposes, 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 Samuel S. Swindell, do hereunto set my hand and seal this the 25th day of November, 1919.

Samuel S. Swindell

(Seal)

Signed, sealed, published and declared by the said Samuel S. Swindell 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 thereto.

Joseph Gore
Charles Lewis

A paper writing purporting to be the Last Will and Testament of Matthias Newitt is exhibited in open Court by Elizabeth Newitt which said paper writing is in the following words & figures, to wit: In the name of God, Amen! I, Matthias Newitt, of the County of Brunswick & State of North Carolina, being of sound & disposing mind & memory, considering the certainty of death and the uncertainty of the time thereof, do make this my last Will and Testament

First. My will is that my wife Elizabeth shall the plantation whereon I now live containing 200 acres, One cow & calf, one horse and one sow & pigs, her choice of the horses, cows, sows & pigs, one bed, bedstead & furniture and enough money to finish a dwellinghouse now started on the said 200 acres of land, and my negro Henry to have and to hold during her life time, provided she does not marry after my decease if she should marry again then all the aforesaid property shall be divided equally among all my children.

Secondly. I give and bequeath to my beloved daughter Mary, wife of Samuel Beal, one hundred and six acres of land whereon she now lives already patented.

Thirdly. My will is further that after all my just debts and burial expenses are paid which it is my will shall be done by my Executors that all the rest and residue of my estate real & personal and mixed be equally divided among my six children, Francis, Charles, Rufus, Sarah, Sarah and Mary - except that Mary shall not have but half as much as the rest. Witness my hand & seal. Dec. 14th, 1862.

Matthias Newitt

Signed, sealed, published and declared to be his last will & testament in presence of us, who at his request & in his presence signed our names as witnesses

Washington Holders

Joseph J. Bell.

Reviewed agreeably to an act of the Gen. Assembly, Special Session 1868. Ratified Feb. 1. 1868.

Copied from old Records, Book B, page 182.

State of North Carolina } Court of Pleas & Dr. Services }
Brunswick County } December Term 1862.

Came into open Court Lorenzo Frink, Saml. Hatcher Frink, & Henry Newitt and produced the Last Will & Testament of Samuel Frink, decd., as well as the will to said Will which were offered for probate, and the same proven to the satisfaction of the Court by the oath of John B. Milnes, the subscribing witnesses to the said Will, respectively, and the same were adjudged proved & ordered to be recorded. Whereupon Lorenzo Frink, Saml. Hatcher Frink & Henry Newitt in the Court qualified as Executors of the said Will.

No. 64

In the name of God, Amen! I, Samuel Frink, of Brunswick County in the State of North Carolina, being of feeble health, but of perfect mind and memory (blessed be God) mindful of the uncertainty of life, and desiring so to arrange my worldly affairs that I may be the better prepared to obey my summons to another world when in the providence of God it shall come, do make, publish and declare this to be my Last Will and Testament

First. I desire and direct that all my just debts be paid by my Executors as soon as it may be conveniently done.

Secondly. I give and bequeath to my beloved sons Lorenzo Frink and Samuel Frink, and the survivors of them, and the Executors & administrators of such survivors the following negro slaves, to wit: Lydia Elizer, Will, Spencer, and Flora, Cassius, Coan, William, Lucy also three promissory notes which I hold against Henry Neith one for fifteen hundred dollars principal money, and two for one thousand dollars each principal money, each. Also one bond issued by the Commissioners of the Town of Wilmington Number fifty three payable to for the sum of Five thousand dollars Also fifteen shares of the Capital stock of the Bank of Cape Fear. In trust nevertheless for the sole and separate use and benefit of my beloved daughter, Louisa Neith, wife of Henry Neith, during her natural life, and at her death then in trust to be equally divided among all her children then living and the issue of such as may be dead, such issue to take the further the share which their parents would have taken if then living.

Thirdly. I give and bequeath to my Lorenzo Frink and my son-in-law Henry Neith and the survivor of them and to the Executors and administrators of such survivors the following negro slaves, to wit: Sally, James Sarah, Mary, Little Flora, Little Leffey, Jack, Basha, Little Peggy, Little old Sam, Old Ireland; also my house and lot in the town of Wilmington at the corner of Red Cross and Second Streets which I purchased of Nicholas N. Nixon, also fifteen shares of the Capital stock of the Bank of Cape Fear, also one bond issued by the Commissioners of the town of Wilmington, number fifty four for the sum of Five hundred dollars in trust nevertheless for the sole and separate use and benefit of my beloved daughter, Mary Elizabeth Smith wife of Thomas Smith, during her life and at her death then in trust to be equally divided to be taken all her children then living and the issue of such as may be dead, such issue to take further as aforesaid.

Fourthly. I give and bequeath to my said son, Lorenzo Frink and my son-in-law Henry Neith and to the survivors of them and to the Executors and administrators of such survivors the following negro slaves, to wit:

Frank, Tom, Vester, Harriet, Old Musina, also a tract of
in Cane Run Neck, beginning on the south side of Calabash
beginning in the mouth of the first small branch below Tazewell
forks, thence a straight line across the Neck to the mouth of
old House branch, thence the same course through the marsh to
Jonas Creek, now Bonapart Creek, then down said Creek to the
dividing line between mine and Samuel Standaards, then along
line to the said Cane Run Neck, and across said Neck with said di-
line to the said Cane Run Creek or river, then up said Calabash Creek
the beginning; also another tract of land on the north side of Cal-
ash Creek beginning at the mouth of the old Mill or Cool Spring
then up said branch to the head thereof, then a line to the fork of the
neighborhood and public road, then North thirty two West to Shug-
tee Swamp, then the north side of said Swamp until it intersects
line, then North 32 West the dividing line between my land and Stan-
aards line to a pine in a pond or small bay, then course of
of section tract of land as it is called, that I purchased of William
Woodbury to the said Calabash river, then the various — of said
river or forest to the beginning on which H. H. Watters now resides
also twenty shares of the Capital Stock of the Bank of Hopkinton
also one bond issued by the Commissioners of the town of
number fifty for the sum of five hundred dollars, in trust
the left for the sole and separate use & benefit of my beloved daughter
Leonora Watters, wife of Henry H. Watters during her life and at her
death then in trust to be divided equally between all her children
then living and the issue of such as may be dead, such issue to be
per stirpes as aforesaid.

I give, devise and bequeath to my beloved son Lorenzo Smith
 to his heirs and assigns the following negro slaves, to wit: the
 Grinage, Kuffy, Gama, weaver Peggy, Pres, Baily, Judy, Lucinda
 Sarah, Henrietta, Old Turner & Old Bob, also the plantation
 on I now reside constituting several tracts of land, all joined
 each other bounded on the Westward by the land herein given
 trust for my daughter Leonora, on the Northward by Shingleton
 Swamp Bay, on the Eastward by the dividing line of my land
 William Smith's land, and on the Southward by the Ocean &
 River, also one tract in the Beasley Court containing one
 and a half acres more or less, also one tract of Seventy five acres
 the head of crossed gully, also the Meist's tract containing
 two hundred acres adjoining the above, also one bond
 by the commissioners of the town of Wilmington number
 one for the sum of five hundred dollars.

Robert, Peggy, James, Little Henry, Mary Jane, George, Short Sam, Richard, Peter, Silas, Teiner, Mark, Edith, also thirty shares of the Capital Stock of the Bank of Cape Fear seventy. I give and bequeath to my son in law Henry Retti in trust for the sole and separate use and benefit of my beloved grandson Samuel Francis Potter the following negro slaves to wit: - New, Henry, Breuer, Sandy; also twenty five shares of the Capital Stock of the Wilmington &eldon Rail Road; also five shares of the Capital Stock of the Bank of Cape Fear; and if my said grandson Saml. Fris Potter should die before arriving at full age and leaving us child at his death then the property herein bequeathed for his use & benefit I give to be equally divided among all my children then living and the issue of such as may be dead as aforesaid.

Eightieth I give and bequeath to my son George Frost and my son in law Harry Frost the following negro slaves, to wit: - Selvy, Mary, John, in trust never the less for the sole and separate use and benefit of my great grand daughter Leonora Dozier, infant daughter of my grand daughter Sarah Bellum Dozier, decd., and if my said great grand daughter, Leonora Dozier shall die before she marries or arrives at full age then the said property to be divided among my heirs as aforesaid.

Ninthly. I give, devise and bequeath all the remainder and residue of my estate to be equally divided among all of my beloved children Louisa Witt, Lorenzo Frank, Mary E. Smith, Saml. F. Frank and Lucretia Watters and the same rule and provisions heretofore expressed.

Lastly. I nominate and appoint my sons Lorenzo Frank & Saml. F. Frank & my son in law Henry Witt to be Executors of this my Will in testimony whereof I have hereunto set my hand and seal this 17th day of March, A. D. 1856.

Signed, published, and declared by the testator as his last Will in the presence of us, who in his presence, and at his request have subscribed the same as witnesses - W. H. Gore, John S. Milnor.

Codicil

I, Theresa J. Samuel Smith, have made my last Will & Testament in writing bearing date 17th March 1888, and have thereby made my last wishes. I request according to the then existing circumstances but which circumstances have now materially changed, I be by this my writing check & hereby declare to be a bequest to my said Will to be taken & construed as a gift thereof. In said I have given to my son George & Sarah F. in special trust mentioned in a former letter and known as the Blackwell place for the use of my daughter Susan & her children. Now I give the said to my son George & Sarah F. and their heirs forever.

said land I give my daughter Leonora three promissory notes which I now hold; first note signed by her for twelve hundred and fifty dollars dated 7th July, 1859 payable twelve months after the date; second note made by her for two hundred & fifty eight dollars dated 7th Sept., 1859; third note made or signed by H. H. Watters (now dead) for five hundred dollars payable twelve months after date thereof & dated 13th Sept., 1859. And whereas some negro children have been born since the date of the date of the said Will, now it is my wish and desire that such children as have been or shall be born hereafter shall respectively go with their mothers. In testimony whereof I have hereunto set my hand & seal the 24th day of September, Anno Domini, 1860.

Signed, sealed & published *Samuel Smith*
By the said Saml. Smith in presence of us

John B. Charlotte
John S. Milinor

Recorded agreeably to an Act of Genl. Assembly, Special Session, Ratified Feb. 1st, 1908. Copied from Old Records, Book B. page 17

No. 50

et paper writing purporting to be the Last Will & Testament of John Davis, dec. is exhibited for probate in open court by George W. Davis and George W. Trout the Executors therein named and the due execution thereof is proved by the oath & examination of John W. Galloway one of the subscribing witnesses thereto. It is therefore considered by the court that the said paper writing and every part thereof is the last Will and Testament of the said John Davis and the same is ordered to be registered & filed and therefore the said George W. Davis and Geo. W. Trout Executors as aforesaid duly qualified as such by taking the oath required by law.

In the name of God, Amen! I, John Davis, of Smithville, in the County of Brunswick and State of North Carolina, being of sound and disposing mind & memory but considering the uncertainty of this life, do make, publish and declare the following to be and contain my last Will and Testament.

First - It is my desire that all my just debts be paid out of the first moneys that shall come into the hands of my Executors. I give and bequeath to my wife, Mary, all my property both real and personal, for and during the term of her natural life, without the power however of selling or otherwise disposing of any part thereof. It is my desire that

at the death of my wife there should be an equal division of all my property between my son George and my daughter Jane Trout, and whereas I have already provided by deed of gift that at the death of my wife my slave, Matilda, and all her children shall become the property of my daughter Jane I now give and bequeath to my son George at the death of my wife, all the rest and residue of my property both real and personal. Provided nevertheless that should the said property exceed the value of Matilda & her children, then my son George shall pay over to his sister Jane the amount of such excess so as to make their shares equal, and in like manner should Matilda & her children exceed the amount of the balance of my property the difference shall be paid by her to my son George.

It is my wish that my Executors herein after named, collect what money may be due me at the time of my death and that they loan the same out together with what money I may have on hand or otherwise safely invest so that it may bring a fair interest and that they pay over the amount of such income or interest to my wife annually during her life.

Lastly - I nominate, constitute and appoint my son George and my son in law George W. Trout, Executors to this my last Will and Testament to carry into effect the same, according to its true & meaning hereby revoking all other Wills and Testaments by me heretofore made. Witness my hand & the 2nd day of November, A.D. 1860. *John Davis*
Signed, sealed, published and delivered by the said John Davis to be his last Will and Testament in our presence who in the presence of the testator & of each other have hereunto set our names as subscribing witnesses.

J. W. Galloway
Saml. Langdon

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

Copied from Old Records, Book B. page 220 v.

Executed to this my last Will and Testament to carry the same into effect according to its true intent and meaning hereby made and declaring void all other Wills and Testaments by me heretofore made. In testimony whereof I have hereunto set my hand and seal this 15th day of August, A. D. 1887.

Stephen B. Spencer
Signed, sealed, published and declared by the testator to be his last will and testament in presence of us, who in his presence and in the presence of each other have at his request hereunto set our names as subscribing witnesses.

Benj. D. Morrill,

Thos. A. Durant,

Michl B. Smith

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

Copied from Old Records, Book D. Page 1.

No. 85

State of North Carolina - Brunswick County.

In the name of God, Amen! I, John Galloway, in my perfect senses, do, with all obedience to Almighty God, make my last Will and Testament. I do hereby give unto my well beloved wife's hands three hundred acres of one negro fellow named Jo, also one negro wench named Seneca and named Teuer, and one negro fellow named Manuel, and a boy named Lou, and a girl named Hannah, and also all my household goods and after my wife's decease, to be equally divided amongst my four youngest children which are Alfred and Corneilus and Mary and Charles: and also I give unto my well beloved son Nathan one hundred acres of land that he now lives on, and one negro named Jupiter to be his full and just portion of all my estate and I hereby acknowledge this to be my last Will and Testament, whereunto I do hereby set my hand and seal this 17th day of September 1788.

John Galloway

Witnesses - Samuel Bell, Henry Goodman, William Galloway.

The within Will was proved agreeably to Law & ordered to be registered.

Fred. Ward, Clerk.

Brunswick County April 1st, 1798. The within Will of John Galloway was registered in the Clerk's Office in Book A. p. 566. by

John Cairns, Clerk.

Recorded agreeably to an Act of Genl. Assembly, Special Session 1908

Ratified Feb'y 1st, 1908. Copied from Old Records, Book A. p. 566.

In the Name of God, Amen! I, Samuel Frink, of the County of Brunswick and State of North Carolina, being in a low state of health, but, thanks to God of sound mind and memory, do make and ordain this my Last Will and Testament in manner and form following: - First, I bequeath my soul to Almighty God, and my body to the Earth, to be buried in a decent Christian manner on the Plantation whereon I now live under a Cedar Tree at the discretion of my Executors. And as touching and concerning the Worldly Estate God hath been pleased to bless me with I leave in manner and form following: - First, I desire all my just debts to be paid by the sale of any of my property either real or personal as my Executors shall think proper, or, if they find it convenient, by crops. Infirmities, I give and bequeath to my beloved wife, Sarah, five negroes, named Hagar, Isaac, Buff, Joe and Hannah, one third part of all my horses, cattle, hogs and sheep, one feather Bed and furniture to her and her heirs forever. I also lend unto my beloved wife, Sarah, during her widowhood all the real and residue of my estate real and personal. Item, I give and bequeath to my nephew, Samuel Frink, two negro boys, named Jack and Bob to him and his heirs. Item, as to the real and residue of my Estate, real and personal, I give and bequeath to all the children of my brother Dennis Hankins, except his daughter, Elizabeth Cairns, and all the children of my brother Thomas Frink, to be equally divided amongst them, who lastly I do nominate, constitute and appoint my trusty friends Masters Hankins, Messrs. Maden Foster, and John Frink, when he comes to the age of twenty-one years, Executors to this my last Will and Testament; and I do hereby revoke all former Wills by me heretofore made, ratifying & confirming this as my Will. In witness whereof I have hereunto set my hand and seal this fifth day of May, Anno Domini One thousand seven hundred and ninety. "Executor" in the fourth line from the bottom interlined before signed.

Signed, sealed and acknowledged in presence of Samuel Hankins, Elizabeth Hankins. The within will & testament of Saml. Frink was registered in the Clerk's Office of Brunswick County in book A. p. 607 the 20th day of July, A. D. 1798.

John Cairns, Clerk.

Recorded agreeably to an Act of the Genl. Assembly, Special Session 1908
Ratified Feb'y 1st, 1908. Copied from Old Records, Book A. p. 607.