

In the Name God Amen I Samuel B. Price of the town of the town of Smithville in the County of Rutherford and State of North Carolina being of sound mind and memory and considering the uncertainty of this frail and transitory life do therefore make ordain publish and declare this to be my last Will and Testament that is to say I give and bequeath to my beloved wife Sarah Elizabeth Price the house and lot known in the town of Smithville as lot No. 2 situate between John's corner on the East and Joseph Pinner's on the West. the lot is thirty nine feet wide and one hundred and thirty five feet from Main Street to S. M. Thompson's on the South, together all of my household and kitchen furniture now possessed by me during the term of her natural life and after her death to be divided equally among my children. And I do further declare that it is my will for my beloved wife Sarah Elizabeth Price to have full control of the above stated house and lot as long as she shall live unmolested by any person or persons.

In witness whereof I have hereunto subscribed my name and affixed my seal this 22nd day of May in the year of our Lord one thousand eight hundred and seventy nine.

S. B. Price.

The above written instrument was subscribed by the said Samuel B. Price in our presence and acknowledged by him to each of us and he at the same time published and declared the above instrument as subscribed to be his last will and Testament and we at the testator's request and in his presence have signed our names as witnesses hereunto and written opposite our respective places of residence.

Julius Docher Smithville N. C.
Harry Collett " "

Since the within will and Codicil was written in the year one thousand eight hundred May 22. and seventy nine which I bequeath my house kitchen to give with household and kitchen furniture and lot No. 2 as appears in view of town the Smithville now called Southport in Rutherford County North Carolina, to my beloved wife Elizabeth Price after my demise to have full charge of the same during her life time then to my children which time I have been unfortunate and lost all I had to make a living and since then my daughter Sarah Florence Price has to keep school and otherwise employed has had to furnish means to repair house and fence and all so support her mother and myself and now think it proper and just to give to my daughter Sarah Florence Price after her mother demise if she her mother dies first, the house kitchen and household and kitchen furniture consisting of bedding hearstons Chairs Carpets Crockery ware and other useful articles with the clear understanding clearly my meaning that my daughter Mary Elizabeth shall have a life-time right live in the house as a home during her life time with right but shall not have the right till any part of the same and if Florence shall live the longest the house lot and kitchen and furniture shall all be long to Sarah Florence Price and I now wish it clearly understood that Mary Elizabeth Price shall work and do all she can to help support and if they both agree to rent out the house they shall divide the rent equally between them after all expenses is paid, all the above written Codicil I have done being in my right mind and memory and affix my name this 26th of December in the year of our Lord eight hundred and eighty eight.

S. B. Price.

The foregoing Codicil to the will of S. B. Price was signed by him the said S. B. Price in our presence and were requested by him to sign the same as witnesses—
H. S. Docher
Sam S. Drew.

This should have been recorded after the Codicil on the next page.

In the name of God, Amen: I Samuel B. Price of the Town of Smithville, in the County of Brunswick and State of North Carolina, being of Sound mind and memory and considering the uncertainty of this frail and transitory life, Do therefore make, ordain, publish & declare this to be my last Will and Testament: That is to say: I give & bequeath to my beloved wife Sarah Elizabeth Price, the House and lot now in the plan of Smithville, a lot No 2 being situated between Julius Docker of the East and Joseph Pinner on the West the lot is thirty nine feet wide and one hundred and thirty five feet from Moore Street to J. M. Thompson's line on the South: together all my house hold and kitchen furniture now possessed by me during the term of her natural life and after her death to be divided equally among my children and I do further declare that it is my will for my beloved wife Sarah Elizabeth Price to have full control of the above stated house and lot and as long as she shall live, immediately by any person or persons.

In witness whereof I have here unto subscribed my name and affixed my seal this 22nd day of May in the year of Our Lord one thousand eight hundred and seventy nine S. B. Price

The above written instrument was subscribed by the said Samuel B. Price, in our presence and acknowledged by him to each of us and he at the same time published and declared the above instrument as subscribed to be his last will and Testament and in at the testators request have signed our names as witnesses hereto, and written opposite our respective places of residence Mr. Julius Docker Smithville, North Carolina Harry Corlett Smithville North Carolina

Codified to my Will.

Whereas S. B. Price, of the Town of Smithville and State of North Carolina have made my last Will and Testament in writing on bearing date the 22nd May in the year of Our Lord one thousand eight hundred and seventy nine in and by which I have given and bequeathed to my beloved wife my house & lot and house hold and kitchen furniture during her natural

I do in the presence of those witnesses authorize Mr. S. O. Sharp, to sell to the best advantage he can by public sale or privately, as best he may think (If not disposed of by my self before I die) my interest in the Town of Smithville, N.C., owned by Lorenzo Pauland and my self one half (1/2) each, the sale of which to be applied to settling with M. S. Robbins, the balance that may be due to him on the house that I now live in at this date of writing May 19th 1879. S. B. Price

In witness whereof I have hereunto subscribed my name and affixed my seal this 22nd May in the year of our Lord one thousand eight hundred and seventy nine in the presence of these subscribing witnesses. Julius Docker, of Smithville N.C. Harry Corlett of Smithville " "

Since the within Will and Codicil was written in the year one thousand eight hundred (1879) seventy nine in which I bequeathed my house kitchen together with house hold and kitchen furniture and Lot No 2 as expressed in Plan of Town of Smithville, now called Smithville in Brunswick County, North Carolina, to my beloved wife Elizabeth Price after my demise to have full charge of the same during her life time and then to my children. Since which time, I have been unfortunate and lost all I had to make a living, and since then my daughter Sarah Florence Price, had to keep school and otherwise employed, has had to furnish means to repair house and fence and also support her mother and myself and I now think it proper and just to give to my daughter Sarah Florence Price after her & mother's demise (If she her mother dies first) the house kitchen and house hold, and kitchen furniture consisting bedding, trunks, chairs, carpets, crockery ware and other useful articles with the clear understanding; clearly meaning, that my daughter Mary Elizabeth shall have a life time right to live in the house as a home, during her life time with equal rights but shall not have the right to sell any part of the same, and if Florence shall live the longest, the house, lot and kitchen and furniture, shall all belong

to Sarah Florence Price, and I now wish it clearly understood that Mary Elizabeth Price shall work and do all she can to help support and if they both agree to rent out the House they shall divide the rent equally between them, after all expenses are paid;

All the above written Codicil I have done being in my right mind and memory and affixed my hand this 26th of December in the Year of Our Lord Eighteen Hundred and eighty eight
S. B. Price

The foregoing Codicil to the Will of S. B. Price was signed by him the said S. B. Price in our presence and we were requested by him to sign the same as Witnesses.

H. S. Doshier
Sam S Drew

State of North Carolina } In the Superior Court.
Brunswick County } Before the Clerk
A paper-writing purporting to be the last Will and Testament of Samuel B. Price, deceased, is exhibited for probate before me, the undersigned Clerk of the Superior Court for the said County, by Sarah Florence Price one of the devisees therein named and the due execution thereof by the said Samuel B. Price, is proved by the oath and examination of the following witnesses, viz: Harry Conliffe, Samuel P. Drew, Richard Doshier and S. P. Tharp.
Harry Conliffe, being duly sworn, deposes and says that he is a subscribing witness to the paper-writing now shown him purporting to be the last Will and Testament of Samuel B. Price; that the said Samuel B. Price, in the presence of this deponent, subscribed his name to the said paper-writing now shown him as aforesaid, and which said paper-writing bears date of the 22nd day of May, 1879, and this deponent further says that he is a subscribing witness to the paper-writing now shown him purporting to be a Codicil to the last Will and Testament of Samuel B. Price; that the said Samuel B. Price, in

the presence of this deponent, subscribed his name to the paper-writing, which said paper-writing bears date of the 22nd day of May, 1879. And this deponent further says, that the said Samuel B. Price, the Testator aforesaid, did, at the time of subscribing his name as aforesaid, declare the said paper-writing as subscribed by him, to be his last Will and Testament, and this deponent did thereupon subscribe his name at the end of the said Will as an attesting witness thereto and, at the request and in the presence of the said Testator, and this deponent further says, that the said Samuel B. Price, the Testator aforesaid, did at the time of subscribing his name to the aforesaid Codicil which said Codicil bears date of the 22nd day of May, 1879, declare the said paper-writing as subscribed to be a Codicil to his last Will and Testament, and this deponent did thereupon, at the request and in the presence of the said Testator, subscribe his name as an attesting witness thereto. And this deponent further says; that Julius Doshier, one of the subscribing witnesses to the aforesaid Will and Codicil is now dead and that, the said Julius Doshier did subscribe his name as an attesting witness, both to the Will and Codicil in the presence of this deponent, at the request and in the presence of the said Testator. And this deponent further says; that at the time when the said Testator subscribed his name to the said Will and the said Codicil, and at the time of deponent's attesting as an attesting witness, to both the Will and Codicil, the said Testator, Samuel B. Price, was of sound mind and memory, of full age to execute a Will, and was not under any restraint or undue influence to the knowledge, information or belief of this deponent. And further this deponent says not
H. C. Conliffe

Richard Doshier being duly sworn, says; that Julius Doshier, one of the subscribing witnesses to the paper-writing now shown, and purporting to be the last Will and Testament, and one of the subscribing to the paper-writing now shown purporting to be a Codicil to the aforesaid Will, is now dead. That this deponent is well acquainted

with the hand writing, of the said Julius Doshen, having often seen him write, and that the name of the said Julius Doshen, subscribed to the afore said Will and Codicil is in the proper hand writing of the said Julius Doshen, and is his genuine signature, and further this deponent says not Richard Doshen -

Samuel D. Drew, being duly sworn, deposes and says: that he is one of the subscribing witnesses to the paper-writing, now shown him, purporting to be a Codicil to the last Will and Testament of Samuel B. Price, deceased, which said paper writing bears date of the 26th day of December 1888: that the said S. B. Price, in the presence of this deponent, subscribed his name to the said paper writing. And this deponent further says: that the said S. B. Price, the Testator afore said, did, at the time of subscribing his name as afore said, declare the said paper writing to be a Codicil to his last Will and Testament, and this deponent did thereupon, and in the presence and at the request of the Testator, subscribe his name thereto as an attesting witness. And this deponent further says: that W. S. Doshen, one of the subscribing witnesses to the paper writing above named, is now dead. That the said W. S. Doshen, did in the presence of this deponent at the request and in the presence of the said Testator S. B. Price, subscribe his name as an attesting witness to the said paper writing. And this deponent further says: that the said Testator, S. B. Price, at the time he subscribed his name to the afore said paper writing and at the time when this deponent subscribed his name as a witness thereto, was of sound mind and memory of full age to execute a will and was not under any restraint or undue influence to the knowledge, information or belief of this deponent. And further this deponent says not.

Sam. D. Drew -

J. P. Sharp, being duly sworn, deposes and says: that W. S. Doshen, one of the subscribing

witnesses to the paper writing, now shown him, purporting to be a Codicil to the last Will and Testament of S. B. Price, which said paper writing bears date of the 26th day of December 1888, is now dead. That he is well acquainted with the handwriting of both the said W. S. Doshen, and the Testator, S. B. Price, having often seen each of them write, and that the name of the said W. S. Doshen, so subscribed, is in the proper hand writing of the said W. S. Doshen, and the name of the Testator S. B. Price, so subscribed, is in the proper hand writing of the said S. B. Price, and that each name, so subscribed is the genuine signature of the respective parties, and further this deponent says not.

J. P. Sharp

Generally sworn and subscribed to be fore me this the 1st day of June 1900

Thomas L. Vines
Clerk, Superior Court -

State of North Carolina In the Superior Court
Brunswick County } Before the Clerk.
From the foregoing affidavit it is ordered and adjudged by the Court that the said paper writing bearing date of the 22nd day of May 1879, together with the paper writing purporting to be a Codicil bearing date of the 22nd day of May 1879 and the paper writing purporting to be a Codicil, bearing date of the 26th day of December 1888, and every part thereof is the last Will and Testament of S. B. Price, deceased, and is sufficient in law to pass real and personal property there is devised and bequeathed. The said paper writings, together with examination and this Certificate are ordered to be recorded and filed.

Thomas L. Vines

Clerk Superior Court

This June 1st 1900.