

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, 1841, 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, Quack & Mink, for Corns & wheel, 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, Margaret, as part of her share of the negroes at the value she may be assessed

at by the Commissioners appointed to divide my property among my heirs.

Fourthly- I give to my grand children, children of my son Samuel F. Rowell, three hundred dollars to be equally divided among them.

Fifthly- I give to David C. Stokes Five Dollars and he never to have any more of my estate whatever.

Sixthly- It is my will and desire that the distributive share that fell to Adeline Bordeaux be hers so long as she lives and then go to her children to be equally divided share and share alike.

Seventhly- It is my will and desire that the balance of my estate be equally divided among my four heirs, to wit: Adeline Bordeaux, William H. Rowell, John C. Rowell, and the children of my late son Samuel F. Rowell.

Eighthly- I do hereby appoint my sons William H. Rowell and John C. Rowell Executors to carry out this my last Will and Testament

Samuel Rowell

Signed in the presence of

Joseph Green

John P. Lennor

July 1st, 1908.

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

Copied from Old Records, Book B, page 56. 14

No. 99

A paper writing purporting to be

The Last Will and Testament of William Gause is brought into open Court and is propounded for probate by Percy Gause and Olin B. Gause who are therein named Executors and Executrix thereof which said paper writing is in the words of following, to wit:—

I, William Gause, of the County of Brunswick & State of North Carolina, being of a sound mind & memory, but considering the uncertainty of my earthly existence do make & declare this to be my last Will and Testament in manner & form following that is to say,

First- That my Executors, hereinafter named, shall provide for my body a decent burial suitable to the wishes of my relations & pay all funeral expenses, together with my just debts however and to whomsoever owing out of the money that may first come into his hands as a part or parcel of my estate so it respects my worldly goods wherewith it hath pleased God to bless me with I give devise and bequeath in manner following:

to wit:—

Item- I have given, devised and bequeathed to my son Thomas F. Gause Peter, Dolly, John, Abner, Sam, Harry, Lizzie, Flora, Peter, Jimmy, Jim, Mary & her child, not named, these were all young and valuable negroes. I also gave him 8 cows & calves, two goats of oxen, several head of my cattle and some sheep, a valuable possession of land on Lockwood's folly and Ebers creek. I also gave him one half of rice hope swamp, called the Big Swamp which said tract of land sold winter before last for four thousand dollars; I gave him a four hundred dollar note due me by him, and a five hundred dollar note.

Item- I gave and bequeathed to my son John W. Gause, Jim, Mariah, Willie, Friday, Tony, Becky, Peggy, Daniel, Justice, Loucass, Meriner, Delia, Lela, Robert, the above named negroes, were all young, valuable negroes. I gave him a valuable possession of land on Lockwood's folly at the upper bridge and one half the big Swamp, called Walden & rice hope; I gave him six cows & calves, one goat of oxen, several head of dry cattle & some house hold furniture—also four hundred dollars due me by him.

Item- I have given and bequeathed to my son Wesley C. Gause, Solomon, Joshua, Nester, Mary Ann, Gortune, Little Peter, Clara & (old Tony which he exchanged with one for a girl) Minnie, a young woman & her two children were sold for him, as he preferred having the money than to have them—the above named negroes were all young valuable negroes except Nester. She was almost forty years old; I gave him two hundred dollars on his brother Wm., which sum was due me.

Item- I gave and bequeathed to my son Samuel P. Gause, Lydia, Jubiter, Bella, Thomas, Little Bella, Henry, Dolly, Mariah, Sarah, Anne Amy, Sam, Russell, Patricia, James, Richard, Little Tony & Dick, as Dick was old & infirm he gave him to me my life time during which time he died—the above named negroes were most of them young, valuable negroes; I gave him a valuable tract of land on Lockwood's folly; I gave him a note of about five hundred dollars on James Baugh which was due me; also another note of one hundred dollars on John Picket and three hundred dollars due me by him; I gave him a gun for which I gave fifty three dollars & one cow and half. I furthermore give, devise & bequeath to my first children, namely, Thomas F. Gause, John W. Gause, Wesley C. Gause, and Sam P. Gause five dollars to each one of them after my debts are paid.

Item- I give, devise & bequeath to my beloved wife P. Gause certain negroes with their increase, namely, by her