

State of North Carolina
Beaufort County, } In the Superior Court.

I Elizabeth J. Smith, do swear that I believe this writing to be and contain the last will and testament of James F. Smith, deceased and that I will take and truly execute the same by first paying his debts and then his legacies, & for as the said estate shall extend, or the law will charge me, and that I will well and faithfully execute the office of an executrix agreeable to the trust and confidence reposed in me, and according to law, so help me God.

E. J. Smith

Sworn and Subscribed before me this 30th
Day of July, 1887
W. J. Reynolds J. B.

In the Name of God, Amen, I William McBrayer of the County of Beaufort and State of North Carolina, being of sound mind and memory but weak in bodily strength, and desiring to make the uncertainty of my mortal life, do make, publish and declare this to be my last will and testament:

First - I will and bequeath to my beloved wife Elizabeth one bay horse, and all my saddles, traps and sheep, household and kitchen furniture and growing crops and tools, for her own use and the use of her family that remains with her, and to dispose of the same as she thinks best.

Second - I will and bequeath to my said wife Elizabeth all my real estate lying and being in the said county of Beaufort and on Camp Road when I now live, adjoining lands of George Wright, L. C. Clayton, dec'd and James McBrayer, dec'd & others, when I now live, from hundred and twenty acres more or less, to have and to hold for and during the term of her natural life, and then to go to my four daughters to wit: Mary Elizabeth, Lucy Ann, Milly Matilda, Lavinia Adeline, equal as tenants in common, and to be divided as they may think proper; but it case that it should be necessary to sell any portion of said real estate for the payment of any debts or expenses more during my lifetime or for my funeral expenses, I hereby authorize my said wife to sell and convey the same in fee simple, but only so much thereof as may be necessary for the payment of said debts and expenses and no more.

Third - I will and bequeath to my four daughters, my dear Gray Man, six years old, and her increase, and one milk cow, to have and to hold as tenants in common. In witness whereof I have set my hand and seal the 26th day of August A.D. 1877.

William McBrayer

Signed, Read and Subscribed in our presence, and we subscribed the same as attesting witnesses in the presence and in the sight of the testator and in the presence of each other.

W. J. Reynolds
John Reed, Sen
J. E. Reed

State of North Carolina, in the Superior Court,
Beckham County

A paper purporting to be the last will and testament of William McBrayer, deceased, is exhibited before me the undersigned, Clerk of the Court for said County, by W.C. Fortune, and the same execution thereof by the said William McBrayer by the oath and examination of W.C. Fortune and J. E. Reed, the subscribing witnesses thereto, who being duly sworn, doth depose and say, and each for himself depose and said that he is subscribing witness to the paper writing now shown him, purporting to be the last will and testament of William McBrayer, that the said William McBrayer in this do beneath, subscribed his name at the end of said paper writing which now shown as aforesaid, and which bears date of the 26th day of August 1877, and this do beneath further sayeth that the said William McBrayer the testator aforesaid, died at the time of subscribing his name as aforesaid declared the said paper writing so subscribed by him and exhibited, to be his last will and testament, and that do beneath did thereupon subscribe his name at the end of said will as an attesting witness thereto. And at the request came and was in the presence of of the said testator. And this do beneath further sayeth that at the said time when the said testator subscribed his name to the said last will and testament as aforesaid, and at the time of do beneath subscribing his name as an attesting witness thereto, as aforesaid, the said William McBrayer was of sound mind and memory, of free age to execute a will, and was not under any restraint to the knowledge, information or belief of this do beneath.

W.C. Fortune, Clerk
J.E. Reed, Clerk

Seemingly sworn and subscribed this 22nd day
of Oct. 1877
W. F. Reynolds, C. C.

State of North Carolina, Newcombe County
April 12th 1886.

I, Silas James, of the County and State aforesaid, being over in my fifty seventh year, and knowing in the course of nature must soon leave the works of men, I therefore make and ordain this to be my last will and testament, viz:
I will and desire that after my death my body be decently buried in the Turkey Creek Graveyard near the place where my wife is buried, there is if I die in this part of the County. I also will and desire that all my just debts be paid, and I desire that my effects or my property and estate be divided as follows: 1st The land which I have deeded to my son John who is the son of my last wife, I desire that title shall stand. The land which I have deeded to my daughter Allie, which is the daughter of my last wife, I desire that title shall stand. The land which I have deeded to my son Thomas, who is the youngest son of my last wife, I desire that that title shall stand. I desire that my property and effects be disposed of as follows: I desire first that my wife, if she ~~has~~ lives longer than I do, to have all my property, monies and effects with which to raise the children, to her heirs as long as she lives to make her comfortable. At her death, it is my will that whatever is left of my said estate is to be divided equally among my last wife's other children, which are minors, and to carry out this will I desire that Adolphus Hardwick be my Executor of this my last will and testament, and this I desire because I feel that I have a sound mind and after mature deliberation, and hope that all my children will be satisfied.

In witness whereof I have set my hand and seal, this day and year above written.
Silas James

Attest:
J. W. Anderson
B. A. Lomax