

out or worked, at the discretion of my Executors, and the proceeds to be equally divided among the heirs above named after supporting the family and paying the expenses of the farm. I will and

desire that all my just debts be paid of the proceeds of my farm, from the sale of slaves, or from the sale of any property that my executors may think best.

I appoint my sons Nedham B. & Robert M. Weeks, Executors of this my last will and testament, hereby revoking all former wills by me made. In witness whereof I have set my hand and seal this day of December A.D. Eighteen hundred and fifty-eight.

Elijah Weeks

Signed, sealed, published and declared before me above named Elijah Weeks to be his last will & testament, in our presence

Wm. F. Bell

Isaac Weeks

Mary S. Bell.

Court of Pleas and Quarter Sessions of Eastern District of North Carolina, County of Johnston. Feb. Term A.D. 1859.

The foregoing paper writing, purporting to be the last will and testament of Elijah Weeks deceased, is exhibited for proof in open Court, by Robert M. Weeks, one of the executors therein named, and the due execution thereof, by the said Elijah Weeks is proved by the oaths and examinations of William F. Bell and Isaac Weeks, two 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 Elijah Weeks deceased, and the same is ordered to be recorded and filed. And thereupon the said Robert M. Weeks, executor as aforesaid, qualifies as such by taking the oath required by law.

Branney Weeks, widow of Elijah Weeks, appears in Court, by A. G. Hubbard her attorney, and dissents from the said last will and testament of Elijah Weeks deceased.

Jas. Rumley C. C.

I, Allen Lupton of the County of Carteret and State of North Carolina, being of sound mind and memory but considering the uncertainty of my earthly existence, do make and declare this my last will and testament, in manner and form following, that is to say:

First, That my Executor (hereinafter named) shall provide for my body a decent burial suitable to the wishes of my relations and friends and pay all funeral expenses, together with my just debts, howsoever and to whomsoever owing out of the moneys that may first come into his hands as a part or parcel of my estate.

Then, I give and devise to my son John Lupton the piece of land where he now lives together with ^{my} house and improvements, Reserving my house and plantation to my wife during her widowhood or her natural life time if she remain unmarried, and then to belong

to my son. To wit. The land lying and being on Core Sound Cartest County, Beginning at the shore side to an oak near the mouth of Cedar Creek and running to the westwards to gut and punchin fence and thence along with that fence to a ditch and thence with that ditch to the road to another ditch and fence, an then running to the eastward down the ditch to the turn and the same direction to the creek and down the creek to the beginning to have and to hold to him and his heirs in fee simple forever.

Item, I give and bequeath to my daughter Polly a piece of land joining the piece I give son mentioned in the above item. To wit, beginning at the North West corner of my sons at the ditch and running with that ditch to the road and with the road to the west to garden's line and with the line South to Satter's line and with that line my son's above name line and with the line to beginning No. acres not known, to have and to hold to her and her heirs in fee simple forever.

Item. I give and bequeath to my beloved wife Kethurah, two cows and calves of her own and all my stock of hogs and sheep and one bed and bedstead, with the covering the she has made, loom and one tub and other articles of furniture that has been obtained since she first lived with me, and all the provisions on hand at the time of my death, and all the crop of any ^{her and} to be at her disposal forever.

Item. I give and devise to my son John W. Lupton my two canoes and my nets, two sties, one cow and her yearling. I also give him all my carpenters tools to him and to his disposal absolutely forever.

Item; my will and desire is that all the residue of my cattle not otherwise disposed of in the will shall be equally divided between my daughters; to each and every one of them living; to them and to their personal representatives forever.

Item; my will and desire is that all the residue of my estate, after taking out the debts above mentioned, shall be sold; and of the proceeds thereof should be any surplus over and above the payment of debts and expenses, that such surplus shall be equally divided and paid over to all my daughter in equal proportions to them each and every one of them and their assigns absolutely forever.

And lastly I do hereby constitute and appoint my trusty friend and son John W. Lupton, my lawful executor to all intents and purposes to execute the my last will and testament, according to the 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 Allen Lupton do hereunto set my hand and seal. This January 21st and in the year of our Lord one thousand eight hundred & fifty nine.

Allen Lupton ^{his hand}
 Signed, sealed, published and declared by the said Allen Lupton to be his last will and testament, in the presence of us who at his request and in his presence, do subscribe our names as witnesses thereto.

Samuel Taylor
 James Chadwick

Carters County Court, May Term A.D. 1861

The foregoing paper writing purporting to be the last will and testament of Allen Supton deceased, is exhibited for probate in open Court, by John W. Supton the executor therein named, and the due execution thereof, by the said Allen Supton is proved by the oaths and examination of Silman Taylor and James Chadwell 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 Allen Supton, and the same is ordered to be recorded and filed. And thereupon the said John W. Supton, executor as aforesaid, is sworn in as such by taking the oath required by law.

Jas. Rumley C. C.

I, Zilphian Davis of the County of Carters and State of North Carolina, being of sound mind and memory, but considering the uncertainty of my earthly existence, do make and declare this my last will and testament, in manner and form following, that is to say: -

First, that my executor (hereinafter named) shall provide my body a decent burial suit according to the wishes of my friends and relations, and pay all funeral expenses together with my just debts, howsoever and to whomsoever owing, out of the first monies that may come into his hands, as a part or price of my estate.

Item. I give and devise unto my son Nathan Davis my negro man named Jimm, to him and his personal representatives forever.

Item. I give and devise unto my three sons, Wallace Davis, Josiah Davis and Nathan Davis, my half of the wind mill in equal shares to them and their heirs forever.

Item. I give and devise unto my grand daughter Zilphia Davis (daughter of my son Nathan Davis) my negro girl by the name of Harriet, to her and her personal representatives forever.

Item. I give and devise unto my grand children, Mary James Davis, Michael Standell Davis, Cordelia Davis, Zilphia Ann Davis, & Martha Jane Davis (being the children of my deceased son Jesse T. C. Davis) my negro man Peter, equally between them, share and share