

In the presence of us, who, at his request, and in his presence do subscribe our names as witnesses thereto.

John S. Guthrie
B. H. Simpson

North Carolina } Court of Probate
Carteret County } Dec. 28th. 1868.

The execution of the foregoing will is proved before me according to law, by the oaths and examination of John S. Guthrie and Bryan H. Simpson the subscribing witnesses thereto, who swear that they saw Charles F. Foreman the testator, execute the same as his last will and testament; that they attested it in his presence and at his request; and that at the time of its execution, he was, in their opinion, of sound mind and disposing memory.

Jas. Rumley, Judge of Probate.

State of North Carolina } Court of Probate
Carteret County } Dec. 28, 1868.

John B. Russell offers for probate a paper writing purporting to be the last will and testament of Charles F. Foreman deceased, and makes oath that he is the agent and attorney of William F. Langley the executor named in said will; that the property of the testator consists of Real Estate, household and kitchen furniture, farming implements, cattle, horses and hogs; the value of the whole being about fifteen hundred dollars; and that the names of the parties entitled to said property are, Orpha H. Langley, wife of William F. Langley, James Foreman, the school boy, wife of John B. Day, Sophia H. Foreman and John S. Norris; that Orpha H. Langley resides in Pitt County; the other parties entitled reside in Carteret County.

John B. Russell.

Sworn to & subscribed before me, Jas. Rumley, Judge of Probate.

I, Elijah Hamilton, 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.

Item. I give and devise to my beloved wife forty acres of land to be set out in metes and bounds to include my dwelling house where I now live, together with all my beds and furniture of every kind I give also one cow to have and to hold during her lifetime or widowhood.

Item. I give and devise to my daughter Nancy's two boys, Wm. R. Willis and James Griffin Willis, the above named lands and improvements, at the death of my wife.

I give and devise to my daughter Charilla Fisher five acres of land to join the place where my daughter Nancy now lives to have and to hold to her heirs in fee simple forever.

Item. I give and devise to my daughter Rosa the above named cow, with all her increase at the death of my wife, to have and to hold to her and her heirs forever.

Item. I give and devise to my daughter Zilphia Myron one bed at the death of my wife to have and to hold to her heirs forever. And lastly I do hereby constitute and appoint my trusty friend, Jobiah Fisher 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, hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof I the said Elijah N. Hamilton do hereunto set my hand and seal this twenty-sixth day of June A.D. 1868, eighteen hundred

and sixty five.

Signed, sealed and published ^{his} and declared by ^{mark} said Elijah H. Hamilton 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.

Wallace H. Styron

Mitchell Hamilton

State of North Carolina } Court of Probate
Currit County } May 31, 1869.

The execution of the foregoing will is proved before me, according to law, by the oath and examination of Wallace H. Styron and Mitchell Hamilton, the subscribing witnesses thereto, who swear that they saw Elijah Hamilton the testator, execute the same as his last will and testament; that they attested it in his presence and at his request; and that at the time of its execution, he was, in their opinion, of sound mind and disposing memory.

Jas. Rumley, Judge of Probate

State of North Carolina } Court of Probate
Currit County } May 31, 1869.

In the Matter of the probate of the last will & testament of Elijah Hamilton dec.

Lovely Hamilton widow of Elijah Hamilton dec. makes oath that she is a devisee mentioned in the will of said Elijah Hamilton now offered for probate; that the value of the property left by the testator, Elijah Hamilton, is about five hundred dollars; that the names and residences of the persons entitled to said property, are as follows: Lovely Hamilton aforesaid, residing at Hunting Quarter; Charitta Faleher, Rosa Smith, Joseph Styron, William R. Willis & James Higgins Willis, residing in Currit County - the two last named being minors, without Guardians.

Lovely H. Hamilton
^{her} mark

Shown and subscribed before me.

Jas Rumley, Judge of Probate.

In the name of God, Amen.

I, Elias Lupton of the County of Currit and state of North Carolina, being of sound mind and memory, do make this my last will and testament, utterly revoking all former wills made by me, declaring this to be my last will and testament.

1. I give my body to be buried and my soul to God who good.

2. I give and bequeath unto Elias S. Lupton, my youngest son all of my houses and land on Hog Island, my wife life estate excepted, also one half of my land on the Whaler's Camps; also one half of my land on Cedar Island.

3. I give and bequeath to my son Allen Lupton one half of my land on the Whaler's Camps, and also one half of my land on Cedar Island.

4. I leave all of my property, consisting of stock of cattle and hogs and sheep. Boats and canoes and all of my working tools, to be sold and the money arising from the same together with all my note if any. I give to each of my daughters, viz. Bessie, Alice, Mary, Fiddie, Annie Lupton, and Abner Lupton fifty dollars each.

5. I give and bequeath unto my wife Rhessa Lupton all of my ready money, together with all of my household and kitchen furniture.

6. I leave all of my land in Beaufort County N.C. to be sold, and out of the moneys arising from the same I give and bequeath unto my son William Lupton forty dollars.

7. I give and bequeath unto my son Wilson Lupton five dollars.

8. I give and bequeath unto the heirs of my son Clifford Lupton five dollars.

9. I give and bequeath unto my son Joseph Lupton five dollars.

Lastly, after all my just debts are paid, the whole residue of my estate I give and bequeath unto my wife Rhessa Lupton during her natural life time, and then to be equally divided among my children.