

who being duly sworn, does depose and say on oath for himself ~~deposes~~ and saith; that he is a subscribing witness to the paper writing now shown him, purporting to be a last will and testament of Lundy L. Churchill. That said Lundy L. Churchill in the presence of this deponent subscribed his name at the end of said paper writing, which is now shown as aforesaid, and which he has seen of the 31 day of December, 1868. And the deponent further saith, that the said Lundy L. Churchill the testator aforesaid, did, at the time of subscribing his name as aforesaid, declare the said paper writing to be subscribed by him, and exhibited, to the said last will and testament, and this deponent doth therefore subscribe his name at the end of said will, as an attesting witness thereto, and at the request and in the presence of said testator. And this deponent further saith that at said time when said testator subscribed his name to the said will as aforesaid, and at the time of the deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said Lundy L. Churchill was of sound mind and memory, of full age to execute a will, and was not under any restraint to the knowledge, information or belief of this deponent; And further ^{deponent} ~~deponent~~ say not.

Verdancy Brown and
subscribed this 16th day
of November 1881, before
me.

D. W. Patrick
Prob. at Judge

North Carolina }
In the Prob. at Court: November 16th 1881,
A paper writing purporting to be the last will and testament
of Lundy L. Churchill, aged 71, exhibited for Prob. at in open
Court by L. B. Shaffer, Churchill, the executor therein named.
And the due execution thereof by the said Lundy L. Churchill
is shown by the oath and examination of William B.
Hooker and J. D. Jackson the subscribing witnesses
thereto, it is considered by the Court that said paper
writing, and every part and clause thereof is the last will
and testament of the said Lundy L. Churchill, and the same
is ordered to be recorded and filed. And therefore the said L. B. Shaffer
Churchill executor as aforesaid, duly qualified as such by
the taking the oath required by law. ~~Prob. at Court~~

In the name of God, Amen,
I, Henry Williams of the State of North Carolina, County
of Lenoir, being sworn in body, do hereby depose and
deposing mind and memory, do this the fifteenth day of
March, in the year of our Lord one thousand eight
hundred and eighty-two, make, publish and declare unto
paper writing to be and contain my last will and testament,
revoking all other wills made by me, in manner and form
following. Viz: I give and bequeath to my wife
Phila Williams two hundred acres of land wherein I
now live. So as to include the mansion house and
other out-houses, also two head of horses - her choice - one
barrel which I now have, also negroes Frank, Peggy
and Orelina, twenty barrels of corn, one hundred pounds
of bacon, and four barrels of pork, one stand of Lard,
twenty head of hogs, her choice, milk cows and calves - her choice
all of the household and kitchen furniture of every kind, all
of the land on hand, twenty bushels of peas, two plows
and gun - her choice, twenty-five pounds of iron, one set
of blacksmith tools, four stacks of fodder - her choice,
all of the dwelling on hand, and all of the flour on
hand, all the poultry of every kind, all the wheat and
domestics on hand, all the dress-making and clips on
hand during her widowhood - on conditions that, if
the said Phila Williams should hereafter become dissa-
tisfied by living on the above named plantation, and wish
to take up and remove to some other place, then I
herby empower my executors to make her with in pro-
prietorship for ever, or on a credit as they may think
proper, or to much of the above named property. Specifying
in the first item, as they may think best, and the proceeds
arising therefrom to be applied to the purchase or rent
of some other place, as they may think advisable for
the benefit of my said wife and children namely;
Mary Ann Martha Williams and Susan Virginia
Williams, during the widowhood of my said wife
I give and bequeath to my two children, namely;
Mary Ann Martha Williams and Susan Virginia
Williams, the following negroes, Viz: Tom, Abraham
Baker, Peter, Ned, Labeal and their future increase
to remain in common stock until my two children,
namely, Mary Ann Martha Williams and Susan
Virginia Williams arrives at lawful age, or
marries, then to be equally divided between them.

Shore and shore alike, to before from the control of their husbands should they hereafter marry, should that of either Mary Ann Martha Williams or Susan Virginia Williams dies without issue of body, then her share or legacy to go to the survivor of them, free from the control of her husband, to her own separate use and issue of her body forever.

Item 3rd

I desire that all the balance of my property, now hereafter named in the first and second wills, of every kind, be paid by my Executors, either privately or publicly for cash or on a credit, as they may think best; and all my just debts paid, and the balance of any arising from either date, together with what money, notes, judgments, accounts and debts known of Book Stock in the Bank of the State at Newbern, be equally divided between my two children, namely Mary Ann Martha Williams and Susan Virginia Williams, when they arrive at lawful age or marry, should they hereafter marry.

Item 4th

I nominate and appoint my brother James Williams and Benjamin H. Haggerton Executors to my two children, namely Mary Ann Martha Williams and Susan Virginia Williams, until they arrive at lawful age or marry.

Witness and

I nominate and appoint my brother James Williams and Benjamin H. Haggerton, Executors to this my last will and Testament.

But witness whereof I have hereunto set my hand and seal, this day and year above named.

Henry Williams (Seal)

Signed in presence of us -
Owen B. Jones
Benjamin Rabberry

State of North Carolina } May Term 1842.
Harris County }
last will and Testament of Col. Henry Williams, deceased, exhibited in open court, and the execution thereof duly proven, by the oath of Owen B. Jones and Benjamin Rabberry the Subscribing witnesses thereto, and ordered to be recorded. At the same time James Williams and Benjamin H. Haggerton the appointed Executors came into open court, and qualified according to law. Ordered that letters Testamentary be issued accordingly.

Attest- James Williams Clerk

The above is a verbatim copy of the original will of Henry Williams, deceased.

John D. Smirley Clerk
John J. C. Dixon Jr. Clerk

Harris County - Superior Court -

In the matter of the last will and Testament of Henry Williams late of Harris County. On the twelfth day of December in the year of our Lord one thousand eight hundred and eighty one came before me Daniel B. Patrick, Clerk of the Court aforesaid Mary Ann Martha Williams nee Williams and F. K. Miller her husband by their attorney at law and in fact Edward C. Yellowley and offered for the purpose of being recorded in my public office, a paper writing purporting to be a duly certified copy of the last will and Testament of Henry Williams late of this county.

And upon the evidence adduced it appearing to my satisfaction that said Henry Williams died during the last will and Testament, and that it was duly admitted to probate in the County Court of Harris County at May Term 1842, and recorded in the office of said County Court, and that the copy here and now offered to be recorded is a true and correct copy of said will from the records of said County Court, and that the same is genuine and duly certified by the proper officer of said County Court, and that the original will was destroyed by the burning of the County House of Harris County.

It is therefore on motion of said Edward C. Yellowley, Ordered that said paper writing as of right ought to be recorded, and will be, and said paper writing filed among the records of this office.

D. B. Patrick
Clerk Superior Court