

S. Audham Timmers of County of Jones and State of N. Carolina. seriously considering the uncertainty of human life at least do while in a firm state of mind and sound recollection make this my last will and Testament. intending hereby to dispose of my worldly affairs not as humor may prompt but as equity shall seem to direct. First of all I most humbly and devoutly recommend my soul to the extensive mercy of that all wise Supreme & intelligent being who gave it. most earnestly at the same time deprecating his justice subside with the pompous follies of this life I wish to have no posthumous ones displayed at my interment. Therefore I desire to be deposited in a decent manner in my Fathers seminary or Family burying ground. -

Item 1st I found my beloved wife Elizabeth Simmons, during the term of her natural life and no longer, ~~an~~ one third part of the plantation whereon I now live also the privilege of reciprocal tithes for fencing and fuel, nearly adjacent thereto.

I further lend her one large Bible, one Beacon, one maple desk one Book case, two walnut tables, one standing case, two looking glasses two covered Trunks, one set Silver table spoons, one little Tea Spoon until my son Amos shall arrive to the age of Twenty one years or the day of his marriage.

Item 2^d I give and devise unto my said wife one fifth part of my hoges and
hogg, Five Cows & calves two half pice one third of three fully lambs of Indian-
born five hundred. 100. of Bacon or rash four stacks of blade and four of ditto
Sef fodder, one yoke of Oxen or cart one riding Chair and harness, one umbrella
two bar plows two set of Iron Traces one of chain, three axes two trading hoes two
grubbing hoes two pair Iron wedges, one hand Mill, one drawing knife three Iron pots
one barrel, one half of my small coopers ware two sisters, two feather Beds & three
and necessary furniture one oval Table one pine ditto, two Trunks one portable case
one set China ware, one third of the earthen ware, six Silver Tea spoons, one pair Sugar
Tongs, one ~~beaten~~ wheel, two twirling wheels, one Loom, & harness, one pair ~~spinning~~ ^{spinning} ~~the 3^d~~
Tongs & shovel, one pair candlesticks snuffers & tray, six green Chairs, one set knives & forks, one pair
waffle Irons, one Tea Kettle to her and her heirs forever to be allotted of to her by my Executors

Item 3^d I give & devise unto my eldest son Samuel T^h Simmons the following property. viz.
All the lands I purchased of Simon Foscue jr. on the No. side of Trent River and on the bank
of Beaverdam Pishers & Long branch. the above piece contains four hundred & ninty six acres
these following References must be had to deeds & dates.

Nine fifty acres I bought of Hezekiah Monett dated 28th Novr 1811.

fifty six acres I bought of Abram Kornegay dated 12th Novr. 1810.
fifty six acres I bought of Abram Kornegay dated 12th Novr. 1810.

Two hundred & thirty seven I bought of H. Almerett 28th Nov. 1811

fifty acres & bought of Nath. Alcott.

Twenty three acres I bought of Jas. Merritt dated 27th Novr. 1812

Twenty three acres I bought of Jas. Stevens and
Eighty five acres I bought of Isaac Kornev dated 11th of May 1892. Carried to page 64.

Sixty seven acres I bought of Wm & Abner Harget dated 2nd of June 1813
One Hundred & fifty acres I bought of Robt Hornegay dated 26 of March 1814
fifty acres I bought of Daniel Ambros dated 12th July 1816
One hundred & forty five acres I bought of Robt Hornegay 2nd of June 1813.
two hundred acres I bought of Robt Hornegay dated. -
Sixty 4th acres I bought of Isaac Hornegay dated 22 of June 1814. -
Two hundred and twenty acres on the East side of Beaver dam branch that I bought
of Edmund Hatch 4th of July 1814.

Thirteen acres I bought of Alfred & Lewis Harget 25th of Sept 1814

Eighty four acres I bought of Mrs. Murphy dated 20th of Sept. 1814

4 and half acres I bought of Jas. Reynolds dated 8th of Aug 1814

4 and half acres I bought of Daniel Harget dated 25th of Sept. 1814

One Hundred & fifty ^{four} acres I bought of Sarah Fosse 6th of Oct. 1817.

Thirty three acres I bought of Jephth Bogan dated 10th of July 1816

Ten acres I bought of Bogan. Mumford dated the 22nd of Sept. 1818

Eleven acres I bought of John C Bogan dated 12th of Nov. 1818

Eleven acres I bought of Enl. Horne dated 13th of July 1816

Six and half acres I bought of Jas. Bonds dated 25th of Sept. 1814

Also one acre of Land that I obtained of Bogan Mumford for a Mill seat with
the Improvements thereto to him his heirs and assigns forever. -

Item 4th I give and devise unto my son Furnifold Green Simmons the following property
subject to such restrictions and regulations as shall be specified at the conclusion of
the Omeagost Viz, one Tract of land on the south side of Trent. River Beginning at a
Red oak Denton Hatches corner known and distinguished by the name of the
asher corner and runs thence so. 81 Et south sixty eight degrees East to Trent. River
then up the various courses thereof to the mouth of Lizaes branch then up the same
the various courses thereof untill it strikes the dividing line between me and Genl.
Dumont Hatch and is to the same to the Beginning also one Lot in Trenttown
No. 72. Provided said Furnifold should die before he is of lawful age without
lawful issue the said lands to be equally divided between my two sons Lemuel and
Amos, to him his heirs and assigns forever

Item 5th I give and devise to my Daughter Polly Simmons the following property sub-
ject to the Regulations and restrictions here after expressed. One Tract of land on the
No. side of Trent River known and distinguished by the name of the Busick plantation
Beginning at a Cypress Tree on the River bank Simon Fossies lower corner an River with his
line at 30 116 one hundred and twenty poles to a stake then no 20 Et 114 poles then no.
15 at 18 poles then no. 20 Et 80 poles then no 5 no. 10 poles to polelocks patent line as now
marked and is to the same south 80 00 110 poles to Edmund Hatches Corner then
no. 11 Et 328 po. to Joseph Sandersons line then to 5th at with said Sandersons line 138 poles
then with the out line of a dam from Benj. Boushett to Amos Simmons
bounded to page 65

65

until it will strike the division line between the heirs of John Simmons and myself then
with said divisional line S-19 W-1 320 poles to Trent River then up the same to the
Beginning containing about three hundred & eighty acres exclusive of 149½ acres
sold to Lewis Foscoe Reference being had to my deed, one other Tract of land
on the S-10th prong of Bachelors Creek part of two Tracts one granted to
Amos Simmons & Hardy Mitchell for 224 acres the other granted to myself for forty
five acres, which two Tract contains about one hundred and twelve acres. Also
in or near the forks of Whitlock river one other Tract of two hundred acres
lying in the Lyncher Township adjoining Jacob Fields lines, Jacob Fields lines the two last
mentioned Tracts was granted to the late Amos Simmons and myself jointly Reference being
had to said grants. One other Tract of land on the no. side Trent River and East-
side of Beaver dam Branch Beginning at a pine the Beginning of a 3110 acre Patent
granted to John Murphy and Amos with a line of the same due East 88 po. then N-10
30 E-1 318 po to a line of Eml. Simmons, 80 acres survey near the little Focasons
and runs with a line of the same S-74 W-1 216 poles to Beaver dam Branch then
down the same to the Beginning containing about 225 acres Provided always that my
other children have immolated crop and ingrop to and from said River mentioned in the
forepart of 5th Item and 4th Page, for the special purpose of landing lumber and nar-
-el staves at the log. landing And if the said Polly should die before she arrives of-
lawful age and without lawful issue the said lands to be equally divided between
my other children to her and her heirs forever -

Item 6th I give and devise to my youngest son Amos L. Simmons the following property
subject to the Regulations and restrictions hereafter expressed viz. One Tract of Land on the
south side of Trent River Beginning at a Red Oak Durant Hatchers Corner known and
distinguish by the name of Ashers Corner and Runs thence South sixty eight East to
Trent River then down the same to the mouth of Hatchers Mill Run then up the same
to the main Road near the mill thence to Buckner Hatchers Corner thence with his line
his line to Heavens branch then up the same to Hells Corner Oak then with his and the
late Samuel Hatchers line to Durant Hatchers line and with his lines to the Beginning also
Eighty acres of Land on the no. side of Trent River opposite the above in Frederick's neck
adjoining Edw. Mumpfords line. Also two hundred & sixty acres granted to the late -
Emmanuel Simmons on Bachelors Creek in the difference Tracts including the premises
whereon the said Eml. lived, One hundred acres adjoining the same granted to myself
by Patent dated 26 of Novr 1793. one hundred & eighty acres granted to the same by -
Patent 26 of Novr 1793 Fifty acres of land granted to the same dated 7th Novr 1795 -
One hundred & fifty acres granted to the same Novr. 22^d day 1803. - Fifty acres -
adjoining the same granted to the same and dated the same Novr. 22^d 1803. Two hundred
and five acres that I purchased of Edmund Hatch dated 30th May 1808 Fifty acres
I purchased of Thos. Murphy dated 10 of May 1808 Also one other Tract of about two
hundred & twenty acres being part of Four fractional Tracts granted to John Murphy Eml.
Simmons & myself. Beginning at a pine the second corner of Hezekiah Merriets 9½ acre
Corner to page 66

One hundred acres I bought of Wm & Anne Harget dated 2nd of June 1813
One hundred & fifty acres I bought of Robt Kerrigan dated 26th of March 1814
fifty acres I bought of Daniel Ambros dated 12th July 1816
One hundred & forty five acres I bought of Robt Kerrigan 2nd of June 1813.
two hundred acres I bought of Robt Kerrigan dated. -

Sixty six acres I bought of Isaac Kerrigan dated 22nd of June 1814.
Two hundred and twenty acres on the East side of River dam branch that I bought
of Edmund Hatch 4th of July 1814.

Thirteen acres I bought of Alfred & Lewis Harget 25th of Sept 1814

Forty four acres I bought of Thos Murphy dated 20th of Sept. 1814

Two and half acres I bought of Jas. Reynolds dated 8th of Aug 1814

Two and half acres I bought of Daniel Harget dated 25th of Sept 1814

One hundred & fifty ^{four} acres I bought of Sarah Fosse 6th of Oct. 1817.

Thirty three acres I bought of Jdph Bogan dated 16th of July 1816

Ten acres I bought of Bogan. Mumford dated the 22nd of Sept. 1818

Eleven acres I bought of John C Bogan dated 12th of Nov. 1818

Eleven acres I bought of Em. Kince dated 13th of July 1816

Six and half acres I bought of Jas. Woods dated 25th of Sept 1814

Also one acre of Land that I obtained of Bogan Mumford for a Mill seat with
the Improvement thereto to him his heirs and assigns forever. -

Item 4th I give and devise unto my son Furnifold Green Simmons the following property
subject to such restrictions and regulations as shall be specified at the Conclusion of
this Amagraft. Viz. one Tract of land on the south side of Trent River Beginning at a
Red oak Durand Hatches Corner known and distinguished by the name of the
asher Corner and runs thence so. 81 Et. south sixty eight degrees East to Trent River
then up the various courses thereof to the mouth of Lizards branch then up the same
the various courses thereof untill it strikes the dividing line between me and Genl.
Durand Hatch and within the same to the Beginning also one Lot in Trenttown
No. 72. Provided said Furnifold should die before he is of lawful age without
lawful issue the said lands to be equally divided between my two sons Lemuel and
Amos, to him his heirs and assigns forever

Item 5th I give and devise to my Daughter Polly Simmons the following Property. sub-
ject to the Regulations and restrictions here after expressed. Viz. One Tract of land on the
N. side of Trent River known and distinguished by the name of the Bushy plantation
Beginning at a Cypress Tree on the River bank Simon Fossies lower Corner an Runs with his
line s. 4th. 30 1/2 one hundred and twenty poles to a Stake then n. 20 Et. 144 poles then n.
10 Et. 14 poles then n. 20 Et. 80 poles then n. 5 Et. 10 poles to polecks patent line as now
established and within the same south 80 Et. 100 poles to Edmund Hatches Corner then
n. 10 Et. 32 poles to Joseph Sandersons line then to 5th at with said Sandersons line 138 poles
then within the out line of a dam from Benj. Brackett to Amos Simmons
Dated to page 65

63

until it will strike the division line between the heirs of John Simmons and myself then
with said divisional line S. 19 W. 320 poles to Trout River then up the same to the
Beginning containing about three hundred & eighty acres exclusive of 149½ acres I
sold to Lewis Hoscoe Reference being had to my deed, one other Tract of land
on the S. W. prong of Bachelors Creek part of two Tracts one granted to
Amos Simmons & Hardy Mitchell for 224 acres the other granted to myself for forty
five acres, which two Tract contains about one hundred and twelve acres. Also
in or near the forks of Whiteoak River one other Tract of two hundred acres
lying in the Syncher Township adjoining Jacob Fields lines, Jacob Fields lines the two last
mentioned Tracts was granted to the late Amos Simmons and myself jointly Reference being
had to said grant. One other Tract of land on the N. side Trout River and East
side of Beaver dam Branch Beginning at a pine the Beginning of a 3000 acre Patent
granted to John Murphy and runs with a line of the same due East 88 po. then N. 10
30 E. 38 po. to a line of Emb. Simmons, 80 acres survey near the little Pocosons
and runs with a line of the same S. 74° W. 216 poles to Beaver dam Branch then
down the same to the Beginning containing about 225 acres Provided always that my
other children have unobstructed egress and ingress to and from said River mentioned in the
forepart of 5th Item and 4th Page, for the special purposes of landing lumber and nar
-el stones at the log. landing and if the said Policy should die before the arrival of
lawful age and without lawful issue the said lands to be equally divided between
my other children to her and her heirs forever -

Item 6th I give and devise to my youngest son Amos L. Simmons the following property
subject to the Regulations and restrictions hereafter expressed viz. One Tract of Land on the
south side of Trout River Beginning at a Red Oak Durant Hatchers Corner known and
distinguished by the name of Ashers Corner and runs thence South sixty eight East to
Trout River then down the same to the mouth of Hatchers Mill Run then up the same
to the main Road near the mill thence to Buckner Hatchers Corner thence with his line
his line to Chavers branch then up the same to Halls corner Oak then with his and the
late Samuel Hatchers line to Durant Hatchers line and with his lines to the Beginning also
Eighty acres of Land on the N. side of Trout River opposite the above in Frederick's neck
adjoining Edward, Mumfords line, Also two hundred & sixty acres granted to the late
Emmanuel Simmons on Bachelors Creek in the difference Tracts including the premises
whereon the said Emb. lived, One hundred acres adjoining the same granted to myself
by Patent dated 26 of Nov. 1793. one hundred & eighty acres granted to the same by
Patent 26 of Nov. 1793 Fifty acres of land granted to the same dated 7th Nov. 1795 -
one hundred & fifty acres granted to the same Nov. 22^d day 1803. - Fifty acres -
adjoining the same granted to the same and dated the same Nov. 22^d 1803. Two hundred
and five acres that I purchased of Edmund Hatch dated 30th May 1808 Fifty acres
I purchased of Thos. Murphy dated 10 of May 1808 Also one other Tract of about two
hundred & sixty acres being part of Four fractional Tracts granted to John Murphy Emb.
Simmons & myself. Beginning at a pine the second corner of Hageheish Morris 9½ acre
Curried to page 66

Eighty seven acres I bought of Wm & Abner Harget dated 2nd of June 1813
One Hundred & fifty acres I bought of Robt. Kermegay dated 26th of March 1814
Fifty acres I bought of Daniel Ambros dated 12th Feb. 1816
One hundred & forty five acres I bought of Robt. Kermegay 2nd of June 1813.
Two hundred acres I bought of Robt. Kermegay dated. -
Sixty six acres I bought of Isaac Kermegay dated 22nd of June 1814. -
Two hundred and twenty acres on the East side of Beaver dam branch that I bought
of Edmund Hatch 4th of Feb. 1814.

Thirteen acres I bought of Alfred & Lewis Harget 25th of Sept. 1814

Eighty four acres I bought of Mrs. Murphy dated 20th of Sept. 1814

Six and half acres I bought of Jas. Reynolds dated 8th of Aug. 1814

Six and half acres I bought of Daniel Harget dated 25th of Sept. 1814

One Hundred & fifty ^{four} acres I bought of Sarah Fosse 6th of Oct. 1817.

Thirty three acres I bought of Jephth. Bogan dated 16th of Feb. 1816

Ten acres I bought of Bogan. Mumford dated the 22nd of Sept. 1818

Eleven acres I bought of John C. Bogan dated 12th of Nov. 1818

Eleven acres I bought of Enl. Kence dated 13th of Feb. 1816

Six and half acres I bought of Jas. Woods dated 25th of Feb. 1814

Also one acre of Land that I obtained of Bogan Mumford for a still seat with
the Improvements thereto to him his heirs and assigns forever. -

Item 4th. I give and devise unto my son Furnifold Green Simmons the following property
subject to such restrictions and regulations as shall be specified at the Conclusion of
this Will. Viz. one Tract of land on the south side of Trent River Beginning at a
Red oak Denard Hatches Corner known and distinguished by the name of the
ashier Corner and runs thence S. 81st E. south sixty eight degrees East to Trent River
then up the various courses thereof to the mouth of Lingers branch then up the same
the various courses thereof untill it strikes the dividing line between me and Genl.
Denard Hatch and is to the same to the Beginning also one Lot in Trentown
No. 12. Provided said Furnifold should die before he is of lawful age without
lawful issue the said lands to be equally divided between my two sons Lemuel and
Amos, to him his heirs and assigns forever

Item 5th. I give and devise to my Daughter Polly Simmons the following property sub-
ject to the Regulations and restrictions here after expressed. Viz. One Tract of land on the
N. side of Trent River known and distinguished by the name of the Busck plantation
Beginning at a Cypress Tree on the River bank Simon Fossies lower Corner on Rivers with his
lines S. 71st W. 30th 100th one hundred and twenty poles to a stake then N. 20th E. 144 poles then N.
25th W. 28 poles then N. 20th E. 80 poles then N. 5th W. 10 poles to Bellocks patent line as now
established and with the same south 80th W. 100 poles to Edmund Hatches Corner then
S. 81st E. 320 poles to Joseph Sandersons line then to 5th W. with said Sandersons line 138 poles
then with the out line of a ditch from Benj. Brooks to Amos Simmons
Daniel to page 65

until it will strike the division line between the heirs of John Simmons and myself then with said divisional line so 19 1/2 320 poles to Trout River then up the same to the Beginning containing about three hundred & eighty acres exclusive of 149 1/2 acres I sold to Lewis Foscoe Reference being had to my deed, one other Tract of land on the so 1/4 prong of Bachelors Creek part of two Tracts one granted to Amos Simmons & Hardy Mitchell for 224 acres the other granted to myself for forty five acres, which two Tract contains about one hundred and twelve acres. Also in or near the fork of Whitlock river one other Tract of two hundred acres lying in the Synony. Among adjoining facet fields lines, facet fields lines the two last mentioned Tracts was granted to the late Amos Simmons and myself jointly Reference being had to said grants. One other Tract of land on the no. side Trout River and East side of Beaver dam Branch Beginning at a pine the Beginning of a 300 acre Patent granted to John Murphy and Amos with a line of the same due East 88 po. then 110 30 64 38 po to a line of Emb. Simmons, 80 acres survey near the little Focasons and runs with a line of the same so 74 1/2 216 poles to Beaver dam Branch then down the same to the Beginning containing about 225 acres Provided always that my other children have unmolested crop and ingress to and from said River mentioned in the foregoing of 5th Item and 4th Page, for the special purpose of landing lumber and raw-wood stores at the log. landing and if the said Polly should die before she arrives of lawful age and without lawful issue the said lands to be equally divided between my other children to her and her heirs forever -

Item 6th I give and devise to my youngest son Amos L. Simmons the following property subject to the Regulations and restrictions hereafter expressed viz. One Tract of Land on the south side of Trout River Beginning at a Red Oak Durant Hatchers Corner known and distinguished by the name of Ashers Corner and Runs thence South sixty eight East to Trout River then down the same to the mouth of Hatchers Mill Run then up the same to the main Road near the mill thence to Buckner Hatchers Corner thence with his line to his line to Chavens branch then up the same to Halls corner Oak then with his and the late Lemuel Hatchers line to Durant Hatchers line and with his lines to the Beginning also Eighty acres of Land on the no. side of Trout River opposite the above in Fardencicks neck adjoining Edward, Mumfords line. Also two Hundred & sixty acres granted to the late Emmanuel Simmons on Bachelors Creek in three difference Tracts including the premises whereon the said Emb. lived, One hundred acres adjoining the same granted to myself by Patent dated 26 of Novr 1793. One Hundred & eighty acres granted to the same by Patent 26 of Novr 1793 Fifty acres of land granted to the same dated 7th Novr 1795 - One Hundred & fifty acres granted to the same Novr 22nd day 1803. - Fifty acres adjoining the same granted to the same and dated the same Novr 22nd 1803. Two hundred and five acres that I purchased of Edmund Hatch dated 30th of May 1808 Fifty acres I purchased of Thos. Murphy dated 11 of May 1808 Also one other Tract of about two hundred & sixty acres being part of Four fractional Tracts granted to John Murphy Emb. Simmons & myself. Beginning at a pine the second corner of Hezekiah Merrieths 94 acre

Came to page 66

Survey in John Murphys line and runs with Clements line to 60th Et 200 po to the begin-
ing of 100 acres granted to myself and runs with the courses of said grant. So 31st lot
20 po then to 30th Et 18 po then no. 31st Et 34 po then to 21st Et 70 po to Edmund Hatches
Corner then no. 36 Et 21 po then no. 37 lot 28 po then to 29th Et 28 po to the fifth
corner of John Murphys survey then with said Murphys line East 80 pole then no 20
lot 34 po to a corner of Emel Simmons 80 acre survey and with a line of the same
to 74th lot 14 po or until it will strike the corner bequeathed to my daughter Sally Simmons
and with her line to the Beginning, fifty acres on the sand Ridge granted to me by patent
7th of Nov. 1795. also fifty acres lying on the mining Branch on both sides of the County
line and adjoining Isaac Herreggers land dated. Also one other Tract of land on the
N^W side of Front River containing two hundred acres deduced by Joseph Gramade to
Amos Simmons 21st of January 1797 One hundred & twelve acres deduced by Benjamin
Brockett to Amos Simmons 8th Sept. 1801 - one other piece adjoining the two last mentioned
Tracts. Beginning at a white oak in the Quaggar road a corner of the Gramade deed
and runs south forty five East seventy three poles to Hatches Corner then with the line
of a bequeath to my Daughter Sally north fifty five East three hundred & twenty eight
poles to the out lines of a deed from Benja. Brockett to Amos Simmons dated 9th of
February 1804 then with the out lines of the same the Reverse thereof to the Beginning
containing one hundred & sixty acres. Also, one other Tract of about Two hundred and
Ten acres being part of four different Tracts granted to Benja. Whittier Wm G. Gray Thos
Murphy and my self Beginning at the fourth corner of the Wilson patent and runs
due East two hundred & seventy eight poles to Robert Jones Patent line and with the same
south one hundred & sixty poles to Wilsons patent line and with the line of said patent
the Reverse thereof to the Beginning. Provided said Amos dies before lawful age
& without issue then said lands to be divided between my two sons Lemuel &
Samuel or the survivors of them, to him his heirs and assigns forever.

Item I give & devise unto my youngest Daughter Sophia Elmore Simmons the following
property subject to such regulations and restriction hereafter expressed I say =

One Tract of land known and distinguished by the name of the Brocket-plantation
which piece of land I purchased of Amos W. Simmons deed bearing date 16 of December 1817
containing Three Hundred & sixty Six acres Also one other piece of Land containing
one Hundred & fifty three acres being a part of said Brockett Plantation known
by the appellation of Lot No. 3 which fell to the share of John P. Simmons. And if the
said Sophia E. Simmons should die before she arrives of lawful age not leaving issue
of her body then the said Lands to be divided between all my children or their
survivors, to her heirs and assigns forever

And I give and bequeath unto my son Lemuel Simmons my horsemen's Pistols &
sword also my surgeons compass Chain and Case of Plotting Instruments & field notes
to him his heirs and assigns forever

And I give and bequeath unto my son Samuel Simmons one Riding horn Bridle & Saddle.
also my hunting gun Black & shot pouch likewise my Pocket Pistols also my
Carried to page 67.

Cepler Extractor and a pair of dividers to him and his heirs forever. 67
Item 11th I give and bequeath unto my Daughter Polly Simmons one negro Girl named Aggy one by Mare named Granvil Bridle & Saddle one Feather bed Stand & Furniture one covered Trunk to her heirs forever.

Item 12th I give and bequeath unto my Daughter Sophia Elanory Simmons one negro Girl named ~~Willet~~ ^{and} five hundred dollars in Cash to be paid her when she is of Lawful age or Marries to her heirs forever.

Item 13th I further give and devise unto my son Furnifold subject to the ^{Residuum} ~~Residuum~~ ^{in the 14th Item} of this will, viz. All my lands whatsoever that has not already been given away in the foregoing Clauses of this will to him his heirs and assigns forever.

Item 13th My will and desire is that one fifth part of my negro Slaves that is not given away in the foregoing Clauses of this will be allotted to my wife to her ^{heirs} ~~heirs~~ forever. and the Remaining four fifths to be allotted of to my four Children - namely Furnifold, Polly, Amos & Sophia, as they shall severly arrive of age or Marry to be equally divided ~~thence~~ and share alike to them their heirs and assigns forever.

Item 14th My desire is that all my Books shall be kept by my Executors in good preservation untill my Children arrives at the age of care and discretion when it may be necessary to use them in their studies then the same to be equally and fairly divided amongst all my Children to them their heirs and assigns forever.

Item 15th I will that my antiquated silver Buckles be kept untill my son Amos arrives of age then to be divided with those things I lent my wife between my two Sons Furnifold & Amos.

Item 16th My will and desire further is that the Residue of my Estate not already devised be sold by my Executors for the payment of my just debts, and the Surplus that may remain after deducting necessary Charges ~~together~~ with what debts may be due me here of negroes and the Rent of ~~the~~ Plantation till they are set off and then my Children are intended to their Respective and Specific Legacies agreeable to the tenor and meaning of this will to be equally and fairly divided between my four Children viz. Furnifold Polly Amos and Sophia, to share and share alike to them their heirs and assigns forever.

Item 17th My further request is that particular care and pains be taken to give my children a judicious and competent education suitable to their circumstances and span of life.

Item 18th My last and most earnest request is that peace and harmony may ever rest among my Children which is more to be prized than the wealth of Ophir and whereas no doubt some of the lands given in this will may upon some that is given in another Item, my will is ~~that~~ ^{in that} case that the first gift shall stand in preference to the latter having been very explicit in the several Items.

I hope there will be no occasion of Contention if there should Arise my will is that it shall be decided by my Executors and if be that Complaints will not abate by their word the property in dispute to be sold by my Executors and the money Carried to page

property to be divided amongst all my children -
Item 19th Lastly I nominate and appoint my Friends Durant Hatch Jr
Edmund Hatch Jr. Thomas Murphy Esqrs and Lemuel H. Simmons Executors
of this my last will and Testament hereby Revoking and disannulling all others here-
before made acknowledging this only. In witness whereof I have hereunto set
my hand and affixed my seal this in the year of our Lord one thousand eight hundred

and. acknowledged
by the Testator before

us the subscribing witnesses

Thomas Murphy

James Marshall

L. Simmons

December the 31st 1819 The following Codicil
annexed I acknowledge the foregoing will to be my last will and Testament subject
to the restrictions hereafter named Viz. The property I lent ~~my~~ ^{my} wife be equally
divided between my surviving children to them and their heirs -
Item my will is that my oak mulga land that I bought at Sheriff sale also
seventy five acres I bought at Sheriff sale near or adjoining the oak mulga land
be sold by my executors for the payment of my debts
Item my will is that my negro man Bill shall belong to my son Lemuel with
the mills to him and his heirs forever.

Item whereas a doubt has arisen in my mind where in I have willed to my daughter
Sophia in the foregoing will page the eighth ^{the} ~~the~~ beneath a certain piece of Land
wherein I have no legal title now if I should die not attaining a title for the
same my will is that case is that she be paid ~~one~~ ^{one} thousand dollars in addition
to the legacy already given in page ninth Item 11th to her her heirs and assigns forever
Item as a doubt has arisen as respects the equity of my foregoing will if either
of my sons Furnifold G. Simmons or Amos L. Simmons should die under age of twenty
one not having issue lawfully begotten of their body my will is that their lands
should be equally divided among all my children -

Signed and acknowledged in the presence of us the subscribing witnesses
December the 31. 1819

Thomas Murphy

James Marshall

L. Simmons

February 9th 1822 The following codicil annexed I ac-
knowledge the foregoing will to be my last will and Testament Subject to the restrictions
hereafter named Viz. my will is that all my lands which I have bequeathed to my son
Furnifold G. Simmons to go to my son Amos L. Simmons and all the lands which I bequea-
thed to my son Amos L. Simmons to go to my son Furnifold G. Simmons
and is that the land willed to my daughter Polly ~~Simmons~~ ^{Simmons}
be divided with to her 1821

known in this will by the name of the Burches land in page 4th & Item 3rd to go to my Daughter Sophia and that will to my daughter Sophia known in this will by the name of the Burches Land in page 8th & Item 7th to go to my Daughter Polly.

State of North Carolina } Court of Pleas and Quarter Sessions

Jones County

March Term 1822 —

Then was the annexed Last will and Testament of Nathan Summons deceased produced and proved in due form of Law by the oaths of Thomas Murphy and James Marshall the two subscribing witnesses thereto as also the codicil annexed bearing date the 31st of December 1819. the codicil dated the 9th February 1822 not being signed by the Testator was not admitted to probate ordered that said will be recorded at the same time Samuel H. Summons one of the Executors therein named Qualified as such a grantee to Law ordered that letters Testamentary issue accordingly

A True copy of the original

Attest Robt. Thornjay C.C.C.

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February the 10th 1821

In the name of God amen I Selby H. Wise being weak of body but of sound mind & knowing that it is appointed unto all men once to die do make and ordain this my last will & Testament that is to say first I Commend my soul unto the hands of God who gave it and my body to be Buried in a decent manner and touching such worldly Estate as it hath pleased God to bless me with in this life I give Devise & dispose of in the following manner & form

first I bequeath my Beloved Wife Edimiah Wise all my Estate Real and personal during her natural life, after to be disposed of as follows

first I give unto Archelus Bishop that I have raised the plantation where in I now live to him his heirs & assigns forever

And I give unto Joseph Morse one Hundred dollars

And I give unto Benjamin Gomer Ezekiel Bell et al my Wife all the residue of my estate to be sold and equally divided between the three last mentioned ordaining this to be my last will and Testament and revoking all others heretofore made

I constitute Joseph Morse & Archelus Bishop my sole Executors to this my last will and Testament signed and acknowledged as my last will in the presence of us

Selby H. Wise

Attest

Justus Bryan

I enter this Codicil the day and date above written that Luke my negro slave shall not be considered by my executors as any part of my before mentioned Estate but that he shall be set free and enjoy his liberty signed in the presence of

Carried over to page 70