

that the said Hazeiah Thomas, in the presence of this deponent subscribed his name at the end of said paper-writing, which is now shown us aforesaid, and which bears date of the 23rd day of February, 1851.

And the deponent further saith that the said Hazeiah Thomas the testator aforesaid, did, at the time of subscribing witness, as aforesaid, declare the said paper writing so subscribed by him and exhibited to be his last will and testament, and this deponent did thereupon subscribe his name to the said last will as aforesaid, and at the time of deponent's subscribing his name as an attesting witness thereto, as aforesaid the said Hazeiah Thomas 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 these deponents say not.

A. B. Poice, *Seal*
Daniel Williams *Seal*

Sworn and subscribed
this 3rd day of January
1853 before me

M. H. Hunt,
Probate Judge.

In the name of God, Amen. I Hazeiah Thomas of Lenoir and State of North Carolina being weak in body and sound mind, memory and understanding, praise be to God for the same, do make this my last will and testament in manner and form following:

I give, devise, and bequeath unto my beloved wife Nancy A. Thomas, her and her assigns forever, all my property—real, personal and mixed of what nature or kind soever and wheresoever the same may be at the time of my death.

If I leave any debts there shall be enough of said property ^{with} to pay them.

And I do nominate, constitute and appoint my friend M. H. Selig Executor of this my last will and testament hereby revoking and making void all and every other will or wills at any time heretofore made by me, and declare this to be my last will and testament.

In witness whereof the said Hazeiah Thomas have hereunto set my hand this the 23rd day of February,

1851.

Hazeiah Thomas.

Signed, declared and published
by the above named Hazeiah Thomas as and for his last will and testament in the presence of us, who, at his request, and in his presence have subscribed our names as witnesses thereto.

A. B. Poice
Daniel Williams.

North Carolina, } Probate Court,
Lenoir County. } Dec. 23, 1853.

The foregoing last will and testament of Hazeiah Thomas, dec'd, is exhibited before me for Probate by John H. Selig, the Executor therein named, and the due execution thereof by the said Hazeiah Thomas is proved by the oath and examination of A. B. Poice and Daniel Williams, the subscribing witnesses thereto.

It is therefore considered by the court that the said paper writing is the last will and testament of said Hazeiah Thomas, and the said is ordered to be recorded and filed. The said John H. Selig, Executor, duly qualifies as such by taking the oath required by law. Let two Testamentary issues.

M. H. Hunt
Probate Judge.

State of North Carolina } In the Probate Court.
Lenoir County. }

I, John H. Selig do solemnly swear that I believe this writing to be and contain the last will and testament of Hazeiah Thomas, deceased, and that I will well and truly execute the same by first paying his debts and then his legacies, as far as the said estate shall extend or the law will charge me; and that I will well and faithfully execute the office of an executor agreeable to the trust and confidence reposed in me, and according to law: So help me God.

Sworn and subscribed before
me this 2nd day of January, 1853.

M. H. Hunt,
Probate Judge.

(Over:—see page 280.)