

By the name of God Amen

I George E. Fennell alias Walker being in good health of body, and of sound and disposing mind and memory, and being desirous to settle my mordle affairs while I have strength and capacity so to do, do make and declare this my last Will and Testament, hereby revoking and making void all former wills by me at any time heretofore made.

1st.

I hereby constitute and appoint Edwin A. Anderson, William H. Peden, William G. Bettencourt and James T. Miller, of the town of Wilmington, N.C. Executors of this my last Will and testament. And it is my will that out of the first monies of mine coming into their hands they shall pay off and discharge all my just and honest debts.

2nd.

It is my will and I hereby authorise and specially direct my said Executors to cause to be emancipated as soon as possible after my death, my slave Margaret Ann, and her daughter Mary Elizabeth together with all other children which the said Margaret Ann may hereafter have. (the said Margaret Ann being at present my wife.) and it is my will further, that my Executors shall use all my personal estate, of every description, and all my Real Estate, (consisting at present of one lot deeded to me by my mother Aspinwall S. Walker, being in the Town of Wilmington, at the North West intersection of Smith and Chestnut Streets, and at the South eastern part of Block No. 195, and appropriate as much of the proceeds of said sale to the expense of effecting their emancipation as may be necessary, and the rest due thereof, to give to the said Margaret Ann as her sole property upon her emancipation being effected.

3d.

But shrould the said Margaret Ann, after full information upon the said and facts, touching her emancipation positively refuse to comply with the conditions and provisions rendered necessary in law to effect that purpose, then and in that event I give devise and bequeath to Edwin A. Anderson, Wm H. Peden, William G. Bettencourt and James T. Miller, and to the survivors and and survivors of them, all my real and personal estate, property and effects, including the child Margaret Ann and her children, now or hereafter born.

In testimony whereof, I the said George E. Fennell alias Walker have hereunto set my hand and seal, this 18th day of April anno domini Eighteen hundred and fifty six.

Signed, Sealed, published and declared by the said George E. Fennell alias Walker, as his last will and testament, in the presence of us, who in his presence, and at his request, have hereunto set our names as witnesses

George E. Fennell alias Walker,
J. C. H. mark.

J. C. H. mark
S. C. H. mark

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State of North Carolina

Surry Hanover County Court. March Term. 1859.

This paper writing is presented for probate, and is duly sworn by the oath of Wm. P. Price, one of the subscribing witnesses thereto, and as such, considered by the Court, to be and contain the last Will and Testament of George C. Fennell alias Walker, and sufficiently to convey the bequests therein made. At the same time, James S. Miller, one of the executors therein named, appeared in open Court, and was duly qualified, according to Law. Let the same, with this certificate be registered.

Sgt. Sam'l P. Smting. Clerk

Strawberry, New Hanover Co. N.C.

November 15th 1858.

If I should die without a will, let this be my last wishes. That all of my real and personal estate, and every thing I own, (after paying all my debts, and one thousand dollars. (\$1000.) to be given to the two Episcopal Churches in Wilmington). Shall go to my dear wife. It is also my wish that none of the negroes shall be separated, man and wife. I mean, and no small child from its mother. I wish my Father to evahone and get them all right.

E. S. Lane.

A paper writing, bearing date the 15th day of November 1858, purporting to be the last Will and Testament of Ezekiel Edward Lane, deceased, was exhibited to the Court, and forthcoming for probate as such. Whereupon Leon Lane, William Walter Lane, Edward D. Hall and Adam Empie, Jr. being duly sworn, the said William Walter Lane proved, that said paper was by him found, in a secret drawer in the desk of said deceased, in which desk were the valuable papers and effects of said deceased, and the said Leon Lane, W. W. Lane, E. D. Hall & A. Empie Jr. severally testified that they had seen the deceased write frequently, at different times, that they were acquainted with his hand writing, and they firmly believed that said paper writing, and every part thereof, and the signature of deceased thereon, is in the proper hand writing of said deceased. It is therefore considered by the Court, that said paper writing, and every part thereof, is the last Will and Testament of said Ezekiel Edward Lane deceased, and it is ordered that the same be recorded and filed as such.

On motion it is ordered, that Letters of Administration with the Will annexed on the Estate of Ezekiel Edward Lane, deceased, be granted to William Walter Lane, upon his entering into bond in the sum of Forty Thousand Dollars with Leon Lane as security.

Sgt. Sam'l P. Smting. Clerk.