

Whereas, I, John Swann of the County of New Hanover, and State of North Carolina, have made and duly executed my last Will and Testament, in writing bearing date the 28th day of May A.D. 1873. Now I do hereby declare this present writing to be a codicil to my said Will, and direct the same to be annexed thereto, & taken as part thereof.

I hereby increase the quantity of rice given by my said Will to my wife Sarah Swann, twenty five casks, each weighing 500 pounds net, of good merchantable rice, which I direct to be annually delivered to my said wife on the 1st day of January in each and every year so long as she may live, and the same to be charged in the manner declared in said Will.

The debt in the Bank of Cape Fear, secured by a pledge of a part of the stock bequeathed to my said wife in said Will, although in my name, is due by my sons John Swann and J. H. Swann, and I hereby request my said sons to discharge said stock, of all claims of said Bank, so that my wife may possess and enjoy the same without any incumbrance.

As Linda given by said Will has been exchanged for Nani, I hereby bequeath the said Nani to my said wife, also Margaret the youngest child of Jimmy.

In the bequest of slaves in said Will, to my said wife, the name of Sandy is specified, by which I meant Sandy, who drives my carriage, the son of Belia and Ganger, and I hereby confirm the same.

In the sixth clause of said Will, bequeathing to my said wife my horses &c, I meant, thereby, to bequeath all my horses and mules and I hereby confirm the same.

I also bequeath to my said wife all my silver plate wherever it may be, my carriage and harness, my waggon and cart with the gear belonging to them; also the rice which is now at Dr. H. Hill's machine on Baro, which was sent there to be prepared for market.

I give to my grand daughter, Mary Green Swann the daughter of my son J. H. Swann, Mary Ann the daughter of Lucy.

I give to my grand daughter, Olga Toomer, Nancy the child of Jimmy.

I give and devise to my daughter, M. R. Toomer, and her heirs forever all that lot of ground in the town of Wilmington on the east side of Front Street, bounded on the south by a lot belonging to Dr. De Ropot and on the north by a lot formerly the property of the late John Martin.

I also give and bequeath to my daughter, M. R. Toomer, all the negroes which I have given her at different times and which are now in the possession of her husband, with all their children which have been born since the gifts were made; this clause is inserted because no deeds were executed for said negroes, and it is hereby my intention

to confirm said gift.

I hereby request my son F. I. Swanwick to convey to my grand-son Henry Spooner and his heirs forever, that part of the tract of land in Mount Misery Neck, lying on the little or landing creek, which I had intended to give my son John Swanwick; my sons John Swanwick and F. I. Swanwick are acquainted with the situation and boundary of said piece of land which I had intended to give my son John Swanwick as aforesaid, and they are hereby requested to lay off and prescribe the same according to said intentions, and they are hereby vested with full power on said subject, and my son F. I. Swanwick is requested to convey the same.

I also request my grand-son Henry Spooner should he receive the title to the tract of land called the Coco Pens, devised to him in my said will, to retain either of the said two tracts so devised to him as aforesaid, which he may prefer, and to convey the other in fee to his brother John Swanwick Spooner.

In witness whereof I the said John Swanwick have hereunto signed my name and affixed my seal, this day of January A.D. 1824.

Signed, sealed, published and declared by the said Testator, as a Codicil to his last will and Testament in our presence, who subscribed the same in the presence of the testator, and in the presence of each other,

James T. O'Brien

Hugh McQueen

F. I. Swanwick (Seal)

New Hanover County }

County Court,
November Term 1824.

The within last will and the codicil thereto was duly proved in open court in due form of law and ordered to be recorded. At the same time Frederick I. Swanwick one of the Executors named therein qualified.

Witness

Thos. H. Davis, Clk.