

I give to my brother, Tobias Fountain my gun,
I also appoint my friend William Sidbury, Executor and Manager
of the same; the same is my wish and desire. In witness where-
unto set my hand this 3rd day of April 1828.

Test

John Sidbury Junr
Tobias L. Fountain

marks

Noah ^{his} Fountain
marks

New Hanover County } County Court, June Term 1828.

The execution of the within Will and Test-
ament of Noah Fountain, was exhibited in open Court and proved
by the oath of John Sidbury subscribing witness and ordered to be
recorded; at the same time William Sidbury qualified as Executor,

Witness

Thos. H. Davis. Cky

In the name of God Amen. I, Stephen Hillyear,
of the State of North Carolina and County of New Hanover,
being of sound and perfect mind and memory (blessed be God)
do this twenty second day of December, in the year of our Lord but
thousand eight hundred and thirty seven, make and publish this
my last Will and Testament setting aside all others, do give and
bequeath my property in the following manner, viz.
I give and bequeath to my grandson, John David Hillyear,
the land whereon my son John Hillyear now lives, situate on the
south side of Lewis Creek, beginning at the main road where the
Creek now crosses, and running up the various courses of said Creek
to the mouth of Cooks branch, thence up the said branch to the
rolling road, thence on in a south course across a bay pond, to
my old corner, and on the various courses of the line eastwardly
to the said main road, thence up said road to the beginning.
To my son Josiah L. Hillyear, I give and bequeath a tract or parcel
of land lying and being in the County above mentioned, on both sides
of Lewis Creek, adjoining the main road on the West side of said
road, to him and his heirs forever.
The land whereon I now live including the mill, I give and
bequeath to my son James Hillyear (after the death of my wife
Susan) to him and his heirs forever. Also one horse and horse
cart, one cow and calf, one feather bed and furniture, also all my
shop tools.
To my wife Susan, I also give all my household and kitchen
furniture, plantation tools, and stock, of all kinds during her
natural life, after her death to be equally divided between my

daughters Mary Smith, Susan Simmons, and Sarah Diverz two children, the said two children to draw only their mother's share. To my daughter, Susan Simmons I give one feather bed and furniture and one cow and calf.

To my son John Hillyar, I give one ox cart.

I also give a piece or parcel of land lying and being in the County aforesaid, on the east side of the North East River, to be equally divided between my daughters Mary Smith, Susan Simmons, and Sarah Diverz two children, the said two children to draw only their mother's share.

My two sons John and James Hillyar I appoint as managers to my estate to dispose of it as it is described within.

Signed in the presence of

Wm. J. Love. Secy.

Stephen Hillyar

Hardy broom

State of North Carolina

New Hanover County

County Court, December, Term 1839.

The execution of this Will of Stephen Hillyar was exhibited to Court and proved by William J. Love one of the subscribing witnesses and ordered to be recorded; at the same time John and James Hillyar qualified as Executors.

Witness

Thos. J. Davis. Ck.

I, Samuel Green of New Hanover County, in the province of North Carolina, practitioner in physick, being of sound disposing mind and memory, do make this my last Will and Testament, in manner, and form following; and I do now initiate constitute and appoint Cornelius Hamet, George Moore, Alexander Lillingston and John Ashe esquires, to be executors thereof hereby revoking all other and former Wills by me heretofore made. First of all. I desire to be interred in the Church yard in Wilmington forty eight hours after my decease, in a grave adjoining to those of my sons, without any pomp or expence except what common decency may require. Also I desire that my funeral expences be paid by my Executors as speedily as possible, and all my perishable estate and such as may not be immediately useful be sold.

Also I give and bequeath unto my wife (Hannah Mercer formerly of Liverpool) my negroes Silvia, and her daughter, Phoebe, two cows and calves, and one moiety of my household furniture, to be divided by my Executors. I also give to my said wife one third part of the negroes not herein particularly mentioned, and one third part of the cattle and