

ITEM: I leave my negro wench Flanes, and her increase if any to be equally divided between my two sons James Marshburn and Daniel Marshburn being twenty one years of age to them their heirs and assigns forever.

And I hereby make and ordain my worthy friends my loving wife Ann Marshburn and Joseph Marshburn Executors of this my Last Will and Testament in witness whereof I the said Henry Marshburn have to this my Last Will and Testament set my hand and seal the day and year above written,

SIGNED SEALED PUBLISHED AND DECLARED
BY THE SAID HENRY MARSHBURN THE
TESTATOR AS HIS LAST WILL AND
TESTAMENT IN THE PRESENCE OF US WHO
WAS PRESENT WHO AT THE TIME OF
SIGNING AND SEALING THEREOF

TEST: JOHN JONES

WILLIAM HUMPHERY

WILLIAM SANDERS

EXECUTORS THEREIN NAMED QUALIFIED.

HENRY MARSHBURN (SEAL)

ON SLOW COUNT:

In court July Term 1801, This Will was proved by the oath of John & Jones and William Humphery the subscribing witnesses and the Executors therein named qualified,

MATH LOOMIS C.C.

I, Certify the above to be a true copy.

MATH. LOOMIS C.C.

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IN THE NAME OF GOD AMEN: I Nancy Mitchell of the County of Onslow and State of North Carolina. Seriously considering the uncertainty of human life at best more especially my own in my declining & previous situation, do while in a firm state of mind & sound recollection make & ordain this my last Will & Testament, intending hereby to dispose of my worldly affairs, not as humor may prompt, but as Justice and Equity shall seem to direct.

FIRST of all I most humbly recommend my soul to the extensive mercy of that all-wise Supreme intelligent Being who gave it me, most earnestly at the same time deprecating his Justice.

ITEM: My will and desire is, that my just debts be paid and satisfied by my executors.

ITEM: I authorize constitute & appoint my Brother Nicholas H. Mitchell and R. O. Dickson & their successors Trustees giving and granting unto them full & discretionary power at all times to controul & dispose of the following property that shall be named in this douse for the benefit & use of my Nother Nancy Montfort during the term of her natural life. That is to say, Negro Charles his wife Lucilla, Nan & Sanders Deanna Selah & Lucy to be disposed of as before stated by my said Trustees for the use & benefit of my said Mother only & in a manner they shall think best, at their discretion.

ITEM: I authorize my said Trustees to sell to the best advantage my moiety of the land or plantation on New River in the County & State aforesaid after the decease of my Mother or before if they think it expedient & convey the same to any purchaser they may contact with. The same and all the lands that be bequeathed me by the last Will & Testament of my Father the late George Mitchell & with the poudres pay my debts as far as it will extend after deducting necessary charges, & the surplus if any in hand, be paid my Mother as she may have occasion in small payments.

ITEM: I settle upon said Trustee R. O. Dickson N. H. Mitchell at their discretion one man named Bets for the use occasionally of my Mother Nancy Montfort during the term of her natural life.

ITEM: I authorize my said Trustees after the decease of my Mother to set off the Negroes & increase contained in the second item as a trust in equal dividends if they can so apportion it to each of my Brothers & Sisters but if it cannot in their opinion be fairly done, then said Trustees are empowered to sell said Trust to the best advantage in their power at their discretion after deducting charges the net pounds to be divided equally between my Brothers & Sisters aforesaid, them their heirs & assigns forever.

ITEM: I give and bequeath to Rebecca Burke, thirty dollars, her her heirs & assigns forever.

Last of all I constitute and appoint my said Trustees Executors of this Instrument or Will, revoking all others & acknowledging this only.

In testimony whereof I have this day set my hand & seal the 19th day of May Anno Dom 1812 & Independence the XXXVI.

her
NANCY K MITCHELL (SEAL)
mark

Signed sealed & acknowledged by the
Testator as her deliberate act & deed
In Presence of:

ISAAC COLLINS

REBECCA KEY

her

PHITHIAH K MAKINNG
mark

ON SLOW COUNTY In court July term 1812: The will of Nancy Mitchell was proved by PHITHIAH MAKINNG.

IN THE NAME OF GOD AMEN: I Charley R. Moore of sound mind but infirm in Body and knowing it appointed for all flesh to die do make & ordain this my last Will and Testament.

FIRST: I recommend my soul to the Lord of Heaven who gave it & my body to be buried in a Christian like manner.

ITEM: It is my wish first that all my just debts shall be paid out of my Estate. I lend to my beloved wife Ann Moore the following Negroes (viz) Cains, Dick, Jack, Lott, Sam. Lewis, Rachel, Delsey, Lucy, Moses, young Rachel & Delias the said Negroes & their increase to her the said Ann Moore during her natural life & it is my will that if the said Ann Moore after my death should inter marry with any person that her right in the above loaned Negroes shall all not be subject to be sold by the person who should inter marry with her & by the inter marriage with the said Ann there shall be know rise title nor interest in the said property. Which can be conveyed the said person which shall inter marry with the said Ann.

ITEM: I give and bequeath to my beloved wife Ann Moore the following hoges and stock (viz) Doll, stump, the Dealer & Alexander, one yoke of Oxen & ox cart, five cows and calves. Two gows and pigs & twelve head of sheep, & all the noultry an the plantation & one years provision for herself & family.

ITEM: I lend to my beloved wife all my household & kitchen furniture, as much as she shall say that she kneads & the said loaned furniture to be subject to the same restrictions as the above named Negroes.

ITEM: I lend unto my beloved wife one negro man named William, which is now in the possession of Sarah Philyaw to be subject to the same restrictions as the before mentioned Negroes.

ITEM: It is my will that my Mill and Mill seat be sold in the following terms, (viz) that she shall be offered at publick auction, & the amount which she shall be sold for, to be paid in the following manner one fourth cash, one fourth in twelve months one fourth in two years & the other fourth at the expiration of the third year.

ITEM: It is my will that the plantation whereon I now live to be sold & the payments for the said plantations be the same as that of the Mill.

ITEM: I give unto my son Alfred Cains Moore the following Negroes (viz.) Elisha, & Sarah which is in the possession of Sarah Philyaw the said Negroes and their increase to him & his heirs forever.

ITEM: I give unto my daughter Sarah Ann Moore one Negro Boy Harry & one Negro girl named Fanny to her & her heirs & their increase to her & her heirs forever.

ITEM: I lend the following Negroes unto my father Levi Moore (viz.) Robbin, Wanny, Isaac, Ginny, & Washington to him the said Levi Moore during his natural life in trust of my Executors hereafter to be named & the rite in the said loan not to be subject to any debt of his the said Levi Moore contracting. & after the death of the said Levi Moore the said loaned Negroes to be equally divided between my son & daughter above named.

ITEM: The Negroes & other property which is heretofore loaned in this my Will to my wife consisting of thirteen negroes & furniture to be equally divided between my son Alfred Cains Moore & daughter Sarah Ann provided one of my said children should die leaving no heirs before the death of my wife & the survivor to heir the property of the deceased of the death of the said Mother & if the survivor should die leaving no heirs the property to decen to wife, the division of the above named property to take place after the death of my wife.

ITEM: All my property which is not named in this my will I wish to be sold by Executors & out of which first my just debts be paid & the balance after having

paid my debts to be laid out in land in some healthy part of the State by the assistance of my Executors where my wife shall select, but not lower down the county than Sampson County, & the said land so purchased the use of which I lend to my wife during her natural life, subject to same restrictions as the Loaned Negroes, & after the death of my said wife to descend & be divided in the manner as the Negroes loaned to wife. (Vis) my son and daughter.

ITEM: My wife for and in consideration of the property that I have loaned & gave to her, shall give my son a Classical Education & the profession of Law and Physics, & give my daughter an Education suitable to her sex, & she is to raise them & all the Negroes willed to them clear of board or charges.

ITEM: If I should die leaving a crop un-sold it is my wish that the corn should be made use of in fattening my hogs, & if there should be any debts that should require cash immediately that the said pork after fattened shall all be carried to market & sold for cash, & my stock of cattle to be fattened & sold in like manner but if cash should not be required that the stock after fattened & crop shall be sold at six months credit.

ITEM: It is my will that out of the money arising out of my Estate that there shall be bot for my Brother Daniel Moore a horse Bridle & saddle & the price of it shall not exceed two hundred dollars I also give him fifty dollars in cash for an in consideration of his services rendered to me since he attended to my business & all the accounts which I have against him & all the notes & debts paid by me are not to be collected out of him, & that he is not to be considered responsible for the payment thereof.

ITEM: I make & ordain my Beloved wife & trusty friend John A. Averietts Executors to this my last Will & Testament. In testimony whereof I have hereunto set my hand & seal 18th May A. D. 1820.

CHARLEY R. MOORE (SEAL)

WITNESS:

JOHN A. AVERIETT

W. W. ARMSTED

N. B. I revoke that part of my will which leaves the plantation I live on to be sold & lend it to my wife during her natural life, in the same way I loaned the other property, & after her death to descend to my heirs.

ITEM: It is my wish that the following Negroes (VIZ) Big Rachel & her two children be sold if my Executors think it is necessary, in the place of the Boy I have left left to be sold which I had given to my son Alfred if the said Boy should be sold by Executors, then I give unto my son Alfred a certain Negro Boy named Moses this 5th August A. D. 1820.

CHARLEY R. MOORE (SEAL)

WITNESS:

DAVID MOON

JOHN A. AVERIETT

CHARLEY R. MOORE WILL 1820

ONSLOW COUNTY:

In Court Feb. term 1820. This will was proved by the oath of John A. Averietts one the subscribing witness and ANN Moore qualified as Executor therein.

TEST: BANNISTER LESTER CLK.

STATE OF NORTH CAROLINA:

IN THE NAME OF GOD AMEN: I James Marshborn being very sick & weak in body but of sound mind and memory calling to mind that it is appointed once for all men to die I therefore make and ordain this my last Will and Testament in the following manner that is to say, First I give and bequeath to my beloved wife Seany one bay mare & side saddle and nine head of cattle one ewe and five pigges and one white yearn sow and five shotes and one red chist one sawe and five pigges and one caned and split mat 2 wheels one of woolen and linen wheel and 2 plogs and gun and choice ginn and sawing tree 1 Dutch oven and pan of whithkes one breed tray and sifter and a shaver and a clock one tickle six chens one inch oager and one hand saw one iron square 2 cages 2 coffey potes and one iron pot tramell one candle stick and mlet one sugar case one tin basin and 2 plannery one for plannen & smover plane 2 disels one axe and iron awl one hsp ten old barrels, one pan shaver and all the land where L. A. Williams lives being deeded from Benjamin Whit to

to wife Seaney and all the above as it is menched to my wife Seana. Nowe I lend to my wife her life time one bed & bed stid and one furniture then to Riley adm. I also lend to my wife one loom a stick and sampler loom to be to Riley adm. one skillet one fine chis her life time then to Riley adm. one body cart and gear and at her death the cart and chis to be sold at her death one cross cut saw and big Bible to Howel H. Marshburn the market to James and the shot gun to James Marshburn. I give to my wife Seana Marshburn 2 poles and 1 washen tub one cherns one half bushel tub to Riley then one die tub to my wife one bed and stid and cow to Suckey one bed to Anna and twelve head of gees to my wife and at her death to Riley and one guernst chist and all at is in it one little chest to Riley adm. And I leave all of my corne & fodder as it now standes to my wife Seana and potatoes to her all as they stand and all of my unwilling property to be sold as have the rest and to pay all of my just debts and of ten the unpaid then the total to be divided among my boys and the Christian Chart to be sold after my wife death it to be give to Gunn Maple and I give Kilent to my wife Seana I also give to my wife Seana all of the turpentine still the boy Abagner will in after this year and one bolster to Suckey one to Anna. I then beg make and ordain my friend L. A. Williams Executor to my last will and Testament in witness whereof I the said James Marshburn hereto set my hand and seal this to be my last Will and Testament here set my hand and seal this the 12 of Sept. 1841.

JAMES MARSHBURN (SEAL)

TEST: DANIEL THOMPSON

TEST: JAMES O. BALLARD

TEST: SAMUEL WILLIAMS

STATE OF NORTH CAROLINA: COURT OF PLEAS & QUARTER SESSIONS NOVEMBER TERM 1841

Then was the foregoing will of James C. Marshburn offered for probate and admitted on the Oath of Daniel Thompson Lemuel Williams two of the subscribing witness thereto and Lewis M. Williams the executor therein named was duly qualified according to law and this will ordered to be recorded.

JASPER FREDRICE CLK.

IN THE NAME OF GOD AMEN: I Joseph Marshall of the County of Onslow and State of North Carolina being in a very low State of health and infirm, and knowing that it is appointed for all men once to die. Have made and ordained this to be my last Will Testament. In manner and forme following that is to say first of all I recommend my sole into the hands of him that first gave it when it shall please God to call me home and my body I recommend to be buried in a decent manner as my Executors shall think fit and calling to mind the property which it hath ben please God to bless me with have devised of the same in the following manner.

ITEM: I lend to my beloved wife Mary Marshall my two Negro women known by the names of red Mary and Black Mary during her natural life or widowhood also I lend unto my beloved wife Mary Marshall all my household and kitchen furniture excepting such articles as I shall hereafter name during her life or widowhood. I also desire that she may have the use of my dwelling house in the same manner as all the rest. Also my will and desire is that my four daughters, Sarah Marshall and Elizabeth Marshall and Cinderlily Marshall and Mary Marshall not to be turned of the plantation but my will is that all of them to live with their Mother as long as they shall think proper and further my will is that my beloved wife and four daughters and all their Negroes to be kept together and to be maintain, by my two sons Samuel and Hawkins Marshall with every necessity of life and not to let them suffer for anything they shall stand in need of.

ITEM: I give and bequeath to son Samuel Marshall I also give and bequeath to my son Samuel my Ewen plantation with all the land therunto belonging known by the name of Golde neck plantation to him and his heirs and assigns forever as for house hole property he has had his part already so that my will is for him to have no more except what I shall hereafter mentioned.

ITEM: I give and bequeath to my son Hawkins Marshall my maner plantation with all the lands therunto belonging together with my Mills to him and his heirs and assigns forever also I give and bequeath to my son Hawkins one Negro Man by the name of Ceason to him and his heirs and assigns forever I also give and bequeath to my son Hawkins one feather bed and furniture and further my intent and meaning is that my son Hawkins to have the logs carried and timber chain teaserels belonging to the said Mill to him and his heirs and assigns forever. I also give to my son Hawkins Marshall one set black smith tools and one old yoke of oxen all so the young mair to him and his heirs and assigns forever I also give to my son Hawkins my shot gun and at the death of my wife I give to my son Hawkins my meghogone table to him and his heirs forever. I also give and bequeath to my son Hawkins one grindstone.

ITEM: I give and bequeath to my daughter Sarah Marshall one Negro boy by the name of Luke to her and her heirs forever I also give to my daughter Sarah Marshall fifty dollars in cash to be paid to her by my Executors within a short time after my death. I also