disposing mind and memory whereupon it is adjudged by the Court that the said paper writing and every part thereof is the last will and testament of said Godfrey Langley and the same is fully admitted to probate and ordered to be recorded. Thereupon the said David T. P. Langley and James L. Langley are duly qualified as Executors by taking the oath prescribed by law.

Attest H. Sheppard Clk

State of North Carolina. Pitt County. In the name of God Amen. I Benjamin Briley of the State and County aforesaid being not in good health but of sound disposing mind and memory and being desirous of making some distribution of my property knowing that is decreed for all men to die do make ordain this my last will and testament in manner & form following viz.

Item 1st I give & bequeath to each of my Children to whom I have advanced property of any kind whatever all that I have heretofore put into their possession to them their heirs and assigns forever including persons and future increase.

Item 2d I give unto my two Children Mary Briley & William T. Briley my tract of land lying on Tar River on which I now live & which I purchased from the estate John T. Freeman decease also a tract of land I purchased of Arthur Otis containing about twenty four acres to be divided as follows my son William T. Briley to have two thirds & my daughter Mary Briley to have one third of said lands it is my will and desire that the above mentioned lands be kept together and not divided untill my son William T. Briley arrives at the age of twenty one years and the net proceeds of said lands to be divided in the same manner as above directed I also give to my daughter Mary Briley & my son William T. Briley the following negroes, woman Hebrich, Frances Frank, Richard, Isabella, Cato, Bill, Irene, Kiz & wife Cynthia them & their future increase to be held & kept in common stock until my son William T. Briley shall arrive at the age of twenty one years I also give my daughter Mary Briley & my son William T. Briley two feather Beds & furniture &c. and also give unto my son William T. Briley one hundred dollars in money to purchase him a horse when he may need him I also give my daughter Mary & son William T. Briley two cows & calves their choice. I give my daughter Elizabeth Stephens one piano forte & stool and a accordion. all of the above property included in this item I give to my children as above stated to them their heirs and assigns forever.

Item 3 I give & bequeath to my several heirs as named viz Martha Turnage one negro. Willis Briley one negro the children of Bennet Briley one negro. provided either or both of them should have a lawful heirs otherwise it is my desire that the said negro should be divided between my other heirs to my daughter Mary one negro. to my son William T. Briley one negro. Eliza Andrews one negro. Winfield Ballard one negro. the children of Lissie Briley one negro, Nancy Vines one negro to them their heirs assigns forever.

Item 4th All the rest of my estate of every kind both real and personal I give to my children and Grand Children (Except my bank Stock) in the following manner I give to Martha Turnage one tenth part to John Briley one tenth part, to Willis Briley one tenth to the children of Bennet Briley one tenth part provided they or one of them should live to have a lawful

heir otherwise to go back to my other heirs to many Briley one tenth part & to the children of Lissie Briley by his first wife one tenth part also to Nancy Vines one tenth part provided she should have a lawful heir begotten of her body otherwise my will is that the share allotted to her shall be equally divided between the rest of my children and the children of Bennet & Lissie Brit.

Item 5th All my bank stock I give in trust to my friends Charles Greene for the use & benefit of my several heirs, viz Martha Turnage John Briley, Willis Briley, Nancy Vines, Eliza Andrews, Winfield Ballard, Mary Briley, William T. Briley, the children of Bennet Briley deceased, the children of Lissie Briley by his first wife making in all ten shares it is my will and desire that my said Trustee shall only receive the dividends accruing from said Bank for the space of two years & not to touch sell or dispose of in any way the original amount in the said bank invested during that time unless the bank or banks should commence winding up its concerns in that event he shall receive both principal and dividends and pay the over to my several heirs as above directed I wish my trustee to distribute the dividends as soon as he receives them as directed above to each of my children one tenth part & to the children of Bennet Briley one tenth part & to the children of Lissie Briley by his first wife one tenth

Item 6th It is my will & desire that my Executor shall sell all my perishable estate not given away & take charge of any other property that may come into his possession until all my just debts are paid & then distribute the surplus if any as directed in the fourth clause of this will in testimony whereof I the said Benjamin Briley have hereunto set my hand and seal this the 28th day of Jany 1853

Benjamin his mark Briley Seal

Signed Sealed & delivered in presence of
Jos L. W. H. Delaney
David Wood

State of North Carolina — Pitt. I do hereby that the within copy purporting to be the last will and testament of Benjamin Briley is true as will appear on my office in will Book date 1842 to 1855 and page 127 & 1828 given under my hand & seal of Office at Greenville Jany 19th 1853

Tommy Sheppard Clk
By J. B. Albritton D.C.

A true Copy of an exhibit in the Cause of Martha Turnage & others against Charles Greene of record in the Supreme Court of North Carolina
Test. T. B. Freeman Clk

Joseph L. Ballard & als
vs
Samuel Vines & als

The Court Orders that the following issues be admitted to a jury to wit
1st In the paper writing filed in the cause corrected by the insertion of the words of Lissie Briley between the words children and one negro in the ninth line of the 3d Item so that the same shall read "to the children of Lissie Briley one negro a true and correct copy of the last will of Benjamin Briley
2d Was the same duly proved at Feby term 1853 of this court and recorded and did the said known as and did Samuel Vines qualify as admr with the will annexed having been appointed such admr
& was the said original will and the record thereof and of the probate destroyed in the burning of the court House Jany 1858 whereupon the following jury being impanelled and sworn to wit George Moore Jno Meeks Lissie Chapman John Smith

Allen Fulford Jery Warren Fred Dunnegan Theofilus Ellis W. A. James Isaac H. Carson Benj Plunegge & Ashley S. Barnhill find all the foregoing issues in the affirmative. The court thereupon declares and pronounces the said copy filed corrected as aforesaid to contain the last will and testament of Benjamin Briley and that the same was duly proved at Feby term 1853 and that Samuel Briley was duly appointed and qualified as adm with the will annexed of said testator and the court orders said copy so corrected to be recorded with this decree

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In the name of God Amen. I Jenny Carney of the county of Pitt and State of North Carolina being of sound mind and memory but considering the uncertainty of my earthly existence do make and declare this my last will and testament in manner and form following that is to say—

First That my executor hereinafter named shall provide for my body a decent burial suitable to the wishes of my relatives and friends pay all my just debts honestly and to honestly owing out of the money that may first come into his hands as a part parcel of my estate

Item I give to my son Marcus B. S. Carney all my corn, fodder, bacon, and Pork on hand Wheat Oat Hands and grass, brandy, stills, apple knifes and cider barrels farming utensils of every description, two Bay Stallards and colton one horse five sheep one yoke steers and all my hogs and two grindstone and all my cane bottomed chairs Glass and crockery ware all my spoons knives and forks and jugs, under carpet floor carpet one feather bed furniture and sted his choice one table his choice and all my stock of hogs of every description, and all my crop on hand if I have commenced ploughing and all my negroes and horses, to continue till finished and housed before removed one negro man "Isaac" one negro woman Rachaby and her three children John, Alfred and Pathina and increase from this day and two hundred and fifty dollars and also all the other property that I heretofore given her

Item I give to Emmanuel Whitehurst one feather bed furniture and sted and one horse & half

Item I do in closing the crop after death if any and I do my free will and desire that all the residue of my property be sold and equally divided between my four daughters to wit Patience Thigpen, Elizabeth Carney, Harriet Carney & Samuel Mooring, the portion of the money that falls to my daughter Samuel Mooring I have in the hands of William Thigpen as trustee for her to use the same to her advantage

Lastly I do hereby appoint and constitute my trusty son Marcus B. S. Carney my lawful executor to all intents and purposes to execute this my last will and testament according to the true intent and meaning of the same and every part and clause thereof hereby revoking and declaring utterly void all other will and testament by me heretofore made at any time or times. Wherefore I the said Jenny Carney do hereby set my hand and seal this the thirteenth day of January one thousand eight hundred and fifty one assigned sealed and delivered in presence of us

Jenny Carney (Seal)

Attest William W. R. Phelps
William H. Whitehurst

State of North Carolina } Court of Pleas & Quarter Session May term 1860
Pitt County } A paper writing purporting to be the last will and testament of Jenny Carney deceased was offered in open court by Marcus B. S. Carney the executor therein named and the execution thereof by said Jenny Carney was duly proved by the oaths of the subscribing witnesses William W. R. Phelps and William H. Whitehurst it is therefore considered by the court that the said

paper writing and every part thereof is the last will and testament of the said Jenny Carney and the same is ordered to be recorded and filed and thereupon the said Marcus B. S. Carney executor as aforesaid duly qualified as such by taking the oath required by law

Test W. H. Shepperd Clk

The Last Will and Testament of Stephen H. Johnston

In the name of God, Amen— I Stephen H. Johnston of Pitt County in the State of North Carolina being of sound disposing mind and memory do make and ordain this as my last Will and Testament I give to my son Stephen Marion Johnston when he arrives at the age of Twenty one years my Land whereon I now reside Fourteen Negro Slaves to wit Negro woman Celia, Ben, Henry, Lydia and her two Children named Mary & Bob, Peggy, Henry & her three Children named Abram Cora & Adline, Rocky Henrietta & Peter and I also give to my son Stephen Marion Johnston all the children that may be hereafter born of said Negroes and all the Children that any of said Negroes shall have living at the time of my death I also give to my son Stephen Marion Johnston all of my household and Kitchen furniture all of my Stock consisting of Horses Mules Hogs Cattle &c. &c. all of the possessions I leave on hand at my death. Also all my Money and Notes and all the ballance of my property of every description except the property now in the possession of the Widow of of my deceased Bro James Johnston which I give to James Johnston Children by farm Stobe Carrent on as it is at present by the Executor and Guardian of my son and my desire is that my Negroes be treated well clothed well fed well particularly Celia & Ben for former services, I want nothing sold of my household & Kitchen furniture nor any thing that will be needed on my farm my plantation to be kept in good repair House & my Mill provided the Guardian of my son think it to be to his interest, Should my son Stephen Marion Johnston die before he arrives at the age of Twenty one years, All the before mentioned property shall devend Four fifths equally to my Mother Lidia Johnston my Brothers & Sisters by, Robert Johnston of Dyer County Tennessee Mary Summerell Lidia Evans John H. Johnston Martha Stancell & Franklin Johnston all of Pitt Co North Carolina & the the remaining one fifth equally to the children of my deceased Brothers Charles & James Johnston I also desire Franklin Johnston to have Celia & Lidia Evans Ben as a portion of their share of the above property in case the death of my son and that none of my Negroes to go to Robert Johnston but his share to be in other property, Lastly I appoint Franklin Johnston my Executor and the Guardian of my son and that he keep the before mentioned property for the use & benefit of my son or a sufficiency thereof until he is twenty one years old or as long as he shall live Should he die before that time and that he receive more than Guardian generally do for his services I desire him well paid I also require him to put and Iron fence arround the graves of my own family June 21st 1861 S. H. Johnston (Seal)

State of North Carolina } Court of Pleas & Quarter
Pitt County } Sessions Nov Term 1861

There was the foregoing paper writing purporting to be the last will of Stephen H. Johnston dec'd produced in open Court and the same was proved by Henry Shepperd Jos Jo Carey and Germain Bernard every word to have been in the hand writing of him the said Stephen H. Johnston and it being then also proved that said paper writing was found after the death of the said Stephen H. Johnston locked up among his valuable papers and effects the Court doth declare that the said paper writing and every part thereof is the last will and testament of Stephen H. Johnston dec'd so made and executed as to pass both real and personal estate and the same was ordered to be recorded and filed At the same time Frank Johnston the person named as executor in said will came into open Court and duly qualified as such according to Law

W. H. Shepperd Clerk