State of North Carolina Pitt Co
13th April 1864

Know all men by these presents that I D.O. Spain being in sound mind do make this my last will and testament viz: I will that after my death that I shall have decent burial and after the expenses thereof are paid: all my just debts must also be settled. The remainder is to be shared equally among my Brothers Stanly S. Spain and Sidney H Spain and my Sister Mary A Brown with this provision. that Mary A Brown's share shall be in the hands of a Guardian that will give it to her as she needs it. If not needing shall be given to her children to have and hold forever.

Signed and acknowledged in presence of

D. O. Spain

Witness
W J Foreman
D. A. Mayo N.D.

County of Pitt }
August Term 1865. }
A paper writing purporting to be the last will & testament of D O Spain deceased was exhibited in open court by Sidney Spain a brother of the said D.O. Spain for probate and the due execution thereof by the said D.O. Spain is proved by the oath & examination of W J Foreman and D. A. Mayo the two subscribing witnesses thereto. It is therefore considered by the Court that the said paper writing and every part thereof is the last will & testament of the said D.O. Spain and the same is ordered to be recorded & filed

G. A. Davey Clerk

The last will and testament of Macon W. Tucker:

In the name of God Amen. I Macon W Tucker of the County of Pitt and State of North Carolina being of sound and disposing mind and memory and knowing the uncertainty of life and being desirous to arrange my affairs do make and publish this my last will and testament in manner and form as follows

Item 1st I give and bequeath to the children of my sister Rebecca Moore and George son of my deceased brother John jointly together my tract of land, all my interest in my Fathers Estate and all my notes and accounts after payment of all just debts each and all of them to be equally interested in the said property share and share alike: and it is my wish if one of the said children should die that the others should share the whole. And I hereby appoint my brother Benjamin F Tucker Guardian for all the said children mentioned in this item to hold, manage and disburse the said property or its proceeds in such way as may by him deemed best for their interest and welfare.

Item 2. I nominate and appoint my said brother B F Tucker my sole executor to carry out the provisions of this my last will and Testament in its full intent and meaning. In witness whereof I have hereunto set my hand and seal to this my last will and testament written upon one half sheet of blue cap paper and upon one side of the same this day of May AD One thousand eight hundred and sixty-one

Signed, sealed published & declared to be the last will & Testament of Macon W. Tucker who at his request and in his presence & in the presence of each other, do subscribe our names as witnesses thereto

Macon W Tucker (Seal)

William H Tucker
Wm A Edwards

Court of Pleas & Quarter Sessions }
August Term 1865. }
A paper writing purporting to be the last will & Testament of Macon W Tucker is exhibited for probate in open Court by B F Tucker the Executor therein named and the due execution thereof by the said Macon W Tucker is proved by the oath and examination of W H Tucker one of the subscribing witnesses to the same - It is also proved by the oath & examination of the said W.H. Tucker that Wm A Edwards the other of the subscribing witnesses is dead. It is further proved by the oath ~~and~~ examination of the said W H Tucker that he is well acquainted with the hand writing of the said Wm A Edwards having often seen him write and that the name of the said Wm A Edwards subscribed to the said will as witness thereto is in the hand writing of the said W H Tucker - 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 Macon W Tucker. And the same is ordered to be recorded and filed

G. A. Davey Clerk

I Theophilus Evans of the County of Pitt & State of North Carolina being of sound mind & memory but considering the uncertainty of my earthly existence do make and declare this to be my last will & testament in manner and forms following that is to say

first that my Exetor hereafter named shall provide for my body a desent burial suitable to the wishes of my relations & friends and pay all funeral expences together with my just debts however and to whom soever owing out of the money that may first come into his hands as a part or parcel of my estate

Item first I lend all of my estate both real and personal to my beloved wife Elisabeth Evans for the term of two years and then at the expiration of the said two years to be equitly divided between her and such child or children as I may have living by her the said Elisabeth equitly as the law would provide in case of no will but in the event I shold dey leving no lawful issue then in that event I give in fee simple all of my Estate now in hand or coming to me in any way whatsoever to my beloved wife Elisabeth Evans to her and to hold forever. and lastley I do hereby constitute & appoint my wife Elisabeth Evans my lawful Exetor to all intents and purpises to execute this my last will and testament according to the true intent and meaning of the same & any a parte and clause thereof hereby revoking and declaring utterly voyd all other wills and testants by me heretofore made. In witness I the said Theophilus Evans do set my hand & seal in the presents of subscribing witness this the twenty forth (24) day of October (1864) one thousand eight hundred and sixty four

Test

Theophilus Evans (Seal)

Jas L Paul
Caleb Cannon

A paper writing purporting to be the last will and Testament of Theophilus Evans deed was produced in open Court by his widow Elizabeth Evans and the same was proven in due form of law to be the last will and testament of the said Theophilus Evans and the same was ordered to be recorded & filed. At the same time Elizabeth Evans the Executrix therein named gave bond in the sum of $500 with Wm F Lanikin & Wm Stocks as sureties and then duly qualified in open Court as Executrix to said will

G. A. Davey Clerk