The jury in this case having found the 1st 2nd 3rd 4th 6th 7th issues in the affirmative and that the contents of the will are as set forth in the petition it is adjudged and declared by the court that Simon Keel died leaving a last will and testament and that the same was duly admitted to probate and that the records of said will was destroyed by fire and that the contents of said will are as follows to wit

In the name of God Amen I Simon Keel of the county of Pitt and State of North Carolina being low in health but of sound disposing mind memory and memory do make and ordain this my last will and testament in manner and form following viz

Item I give and bequeath unto my Grandson Lamb. T. Keel one tract or parcel of land on the north side of Tar River and bounded as follows Beginning at a gum on Rodgers line to the mouth of Mill field Satterthwaites line then with their line to an agreed line between Simon Keel and Stephen Bennington then with the said agreed line to a gum and pon the same to a gum and from thence to the beginning containing forty Acres more or less to him and his heirs forever

Item 2nd I give to my beloved wife Penny Keel all of my Stock consisting of hogs sheep and horses also all of my household and kitchen furniture to her and her heirs forever

Item 3rd I lend to my beloved wife Penny Keel the land & plantation whereon I now live during her natural life

Item 4th I give and bequeath to my beloved wife Penny Keel negro woman Amey and her youngest child named Louisa to her and her heirs forever I also lend her the following negroes (viz) Chris and Eliza during her natural life and after her death I give the aforesaid negroes Chris and Eliza to my daughter Nancy Moore during her natural life and after her death I give the aforesaid negroes to the children of the aforesaid Nancy Moore to them and their Heirs forever

Item 5th After the death of my beloved wife Penny Keel I give the land and plantation whereon I now live to my Grand children James Keel Martha Keel and Samuel Keel to them and their Heirs forever

Item 6th I give to my beloved wife Penny Keel all my Corn bacon pork and fodder all the foodstuff of any description

Item I give to my daughter Margaret Knisall wife of Reuben Knisall five dollars to her and her heirs forever

Lastly I nominate constitute and appoint my beloved wife Penelope Keel my whole and sole executrix of this my last will and testament revoking all other or former wills by me heretofore made in testimony whereof I have hereunto set my hand and seal this 22 day of Febry 1841

Signed sealed and published and declared to be the last will and testament of the aforesaid Simon his mark Keel (Seal)

in presence of us Blount Spier & John Bugh

And it is ordered by the court that this adjudication and declaration be recorded as the last will and testament of Simon Keel and it is ordered that one half of the costs be paid by the petitioner one fourth by Penelope Keel and the other fourth by the other defendants Knisall and wife excepted

In the name of God Amen

State of North Carolina Pitt County I Titus O. Allen of the county and State above mentioned I do make declare and publish this my last will and testament in manner and form as follows to wit

Item I wish my executor hereinafter named to provide interment for my body suitable to wishes of my friends and relations and pay the expenses of the same out of the first monies that may come into his hands belonging to my estate

Item I give my dearly beloved wife Nancy a years allowance for herself and family and all the remainder of my estate personal and real to be sold by my executor on such credits as he may think advisable and at any time after my death he may think proper

Item I give and bequeath to my wife all of my household and kitchen furniture and my grey horse (Sam) and buggy and one third of the proceeds of my land during her natural life with which she is at liberty to buy a homestead for herself but at her death the homestead so purchased if purchased and if it is not purchased the money is to be divided between my children

Item It is my will and desire that the proceeds of the sale of my personal Estate shall be equally divided between my wife and children each and every one sharing alike

Item I leave my friend Elias J. Blount ~~executor~~ to execute this my last will and testament according to the true intent and meaning of the same given under my hand and seal this the 7th day of March 1860

in presence of
R. N. Mountie
Alexander Carr

his mark Titus O. Allen (Seal)

North Carolina
Pitt County

May Sum County Court 1860

This paper writing purporting to be the last will and testament of Titus O. Allen deceased was offered for probate by the executor Elias J. Blount and duly proved by the oaths of R. N. Mountie and Alexander Carr the two subscribing witnesses thereto who testified that they saw the testator sign said paper writing at the request of said testator and in his presence and that he published and declared the same to be his last will and testament and that at the time of said doing he was of sound and disposing mind and memory and that at the same time the said paper writing was read to the said testator the court adjudges the same to be the last will and testament of Titus O. Allen and orders and directs the said writing to be recorded and the original to be filed among the records of the court and at the same time Elias J. Blount the executor named therein was duly qualified

Attest H. S. Heppard Clk