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Last Will and Testament of John Thomas Simms
in the Name of God.

I John Thomas Simms of
the County of Union and State of North Carolina
being of a sound mind and memory and consider-
ing the uncertainty of this frail and Transitory
life do therefore make ordain publish and declare
this to be my last will and Testament.
That is to say: First after all my lawful debts is paid
and discharged the residue of my Estate real and per-
sonal I give bequeath and dispose of as follows
to wit: To my beloved wife the land and appurte-
nances situated in the State of North Carolina Union
County and in Jackson Township known as the
M^{rs} Swain tract during the term of her natural life
and at her death it is my will that my beloved
Brother Orvin Jackson Simms have one hundred
Acres of said tract of land off what portion of
the plantation he chooses the balance of said
land to be sold and the proceeds of such sale
be equally divided between all of my Brothers &
Sisters and the heirs of them that is not living
at that time.

It is my will that my beloved wife &

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It is my will that my beloved wife have all

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 of my Stock of Hides, Cattle, Hogs, and
 Goats and the Wagon, ^{and altogether} together with all of
 that upon the plantation ^{that is}
 my house hold and kitchen furniture
 All of my crop that has been raised this
 present year.

I likewise make constitute and appoint
 my beloved wife Mary A Simms to be
 executor of this my last will and Testament
 hereby revoking all former wills by me
 made.

In Witness whereof I have hereunto sub-
 scribe my name and affix my seal
 this the 10 day of December one thousand
 Eight hundred & seventy six

John Thomas Simms
 The above written instrument was
 subscribed by the said John Thomas Simms
 in our presence and acknowledged by
 him to each of us; and at the same time
 published and declared the above instrument
 so subscribed to be his last will and tes-
 tament and we at the testators request

Last

Article

"

"

Article

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published and declared the above instrument
so subscribed to be his last will and tes-
tament and we at the testators request
and in his presence have signed our Names
as witnesses hereto
Alexander M. Elvain
Calvin Broom
James M. McNeely

State of North Carolina } January 13th 1877.
Union County }

In Probate Court a paper writing purporting to
be the last will and testament of John Thomas Simms
was offered in open court by Mary A. Simms for
Probate and the due execution of it was Proven
by the oaths of Alexander M. Elvain Calvin Broom
& James A. McNeely the three subscribing witnesses thereto
It is considered by the Probate Court that the paper writ-
ting & every part thereof is the last will & testament of
John Thomas Simms & the same is ordered to be recorded &
filed & the said Mary A. Simms Executor therein named
was duly qualified as such by taking the oath required
by law. This 13th Jan'y 1877 G. W. Flinn P. J.