

Will of Sallie Ann Davenport And dated April 2, 1888.

Revoking and Declaring void all other Wills and Testaments
by me heretofore made.

In witness whereof, I the said Sallie Ann Davenport do
hereunto set my hand and seal this 4th day of April -
A.D. 1888. - *Sallie Ann Davenport*

Signed, Sealed, Published, & Declar'd by the said Sallie
Ann Davenport, like her last Will and Testament in the
presence of us, the at her request and in her presence do
subscrive our names thereto - *R. Howell, Hamilton Davenport,*
State of North Carolina } In the presence of
Washington County } the 4th day of April, 1888.

A paper purporting to be the last Will & Testament
of Sallie Ann Davenport deceased, is exhibited before me,
the undersigned Judge of Probate, for said County, by William
McLinen and the Executrix herein mentioned, and to the execution
thereof by the said William McLinen, by the said and
examination of R. Howell and Hamilton Davenport, the undersigned
Witnesses thereto, who, being duly sworn, doth depose & say, and each
for himself deposes and saith, that he is a Subscribing Witness
to the paper writing hereinabove purporting to be the last Will
and Testament of Sallie Ann Davenport. That the said Sallie
Ann Davenport, in the presence of the said deponents, subscribed her
name at the end of said paper writing, which was done as aforesaid,
and which bears date of the 4th day of April 1888.

And these deponents further say, That the said Sallie Ann Davenport
the Testator aforesaid, did, at the time of subscribing her name as
aforesaid, declare that this paper writing to be authorized by her and
Exhibit 3, to be her last Will & Testament, and these deponents did
thereupon subscribe their names at the end of said Will as
an attesting witness thereto, and at the request and in the
presence of the Testator, subscribed her name to the said last
Will as aforesaid, and at the time of the former subscribing his
name as attesting witness thereto, as aforesaid, the said
Sallie Ann Davenport, was of sound mind and memory, of full
age to execute a will and was not under any restraint to the
knowledge, information or belief of these deponents. And
further these deponents say not - *J. Howell, Hamilton Davenport*
duly sworn & subscribed this 5th day, A.D. 1889, before me -
State of North Carolina *(John) M. Morrissey, Notary Public*

Washington County, Before

Thos J Morrissey Notary Publ - In the matter of the last Will
of Sallie Ann Davenport - R. Howell & Hamilton Davenport - being
duly sworn, doth say, That Sallie Ann Davenport, late of St
County, is dead having first made & published her last Will -

Sale of said property will cont-

and Testament, and that William McLinen, is the Executor
named therein. Further, that the property of said Sallie Ann Davenport
consisting of personal property - is worth about \$2000, less
expenses to far as can be ascertained at the date of this applica-
tion; and that Henry Jackson & William McLinen
are the parties entitled under said will to the said property
brought and described before me the 5th day December 1889
Thos J Morrissey Notary Publ - *W. McLinen*

I, William McPatrick, of the County of Washington 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:

Item 1 - That my Executor herein after named, shall provide for my
body a decent burial suitable to the wishes of my relatives
and friends, and pay all expenses therefor; together with
all my just debts - however and to whom same owing
and of the money that shall first come into her hands
as a part or parcel of my estate;

Item 2 - I give and bequeath and devise to my beloved wife all
my houses and lands together with all my stock of
horses & mules with all my cattle hogs and sheep also
all my provisions forming articles to live off - machinery
all my house hold and kitchen furniture, to have and to
hold to her the said Francis Patrick for and during the
term of her natural life, in satisfaction for and in lieu
of her dinner and thirds off and in all of my real and
personal estate, she being my first executor on this date.

Item 3 - After the death of my beloved wife, I give and bequeath to
my oldest son Bill McPatrick, one double barrel gun, brass
mounted gun which he now has in his possession.

Item 4 - I give and bequeath to my oldest daughter Anna Elvord by
one bed and contents to be selected by my beloved wife &
Executor.

Item 5 - I give and bequeath to my son Bill McPatrick, provided
he comes and occupies it during his life time and then
to his children. The tract of land on which I now live
bounded as follows & wit: Beginning on on the north
side of plantation opposite the mouth of the ditch
which runs through the middle of the pieces of
land between my house and my son Thompsons house
up the said ditch a cross my road & two acres

- over -

Contd.

- = beyond thence along a ditch to the lane, thence along the said lane southerly to the back line Riddicks line & the corner thence to Ephraim C. Daenhardt, thence westerly to the land given to my youngest son Rock, thence along his line to the first station;
- Item 6. I give and bequeath to my son Agustus Patrick during his natural life and then to his eldest living son a certain piece or parcel of land including my right in and to the tract on which he now lives and one acre to the northward of my main plantation which is now divided but not enclosed containing about three acres.
- Item 7. I give and bequeath to my daughter Charissa Phelps one Red and Centuck to be selected by my beloved wife.
- Item 8. I give & bequeath to my son Thompson the tract of land beginning at my gate near his house thence southerly to the back line thence northwardly to within one acre beyond of the back of the garden thence eastwardly to the Centre-ditch thence along the said Centre ditch to the road, thence easterly to the first station. This to take effect after my & my beloved wife's death and said title to be to him his life time & then to his two sons Rock & Bruce.
- Item 9. I give and bequeath to my youngest son Rock & Patrick our farm the Devilin Quiv after the death of my beloved wife, and to him his life time and then to his daughter Dallie & Patrick and in the event of her death to her brother Lee. The one acre adjoining the lands hereunto given to my son Rock which is on the south side of my big ditch down to the road.
- Item 10. I give and bequeath to my son Milton R. Patrick and Rock as I have the other of my lands the two acres lying between Rock & Dallie Reynolds & Agustus said Leonard, they being about equal.
- Item 11. It is will that my roads and passways shall be free for my people and others as they have heretofore been.
- Item 12. It is my will that my woodland to the East of my plantation shall be free for plantation use for Minton R. Agustus and Rock & Patrick and for no other purpose they each in proportion paying the taxes on the same.
- Item 13. That after the death of my beloved wife it is my will that all of my personal property which has not heretofore been given off or used up by my beloved wife for her maintenance shall after her death be by my second executor publicly sold and equally divided between my son Bird & Patrick & my two daughters Ann C. Woodley & Charissa Phelps

(- over Contd -) to my page

(Continued)

- After having paid her necessary burial expenses and all her just debts. That such surplus shall be paid over to my Son Bird and Ann C. Woodley & Charissa Phelps in equal proportion and shall abide on this record absolutely forever.

And - Lastly I do hereby constitute and appoint my truly friend J. H. Snell my lawful Second Executor to all intent and purpose to execute this my last will & testament according to the true intent and meaning of the same and ever forthwith record thereof ready reciting and declaring utterly void all other Wills and Testaments by me heretofore made. In witness whereof I do hereunto set my hand and seal this the twenty sixth day of March A.D. One thousand and Eight hundred and Eighty nine,

William M. Patrick

Signed Sealed published and declared by the said William M. Patrick to be his last Will and Testament in the presence of us who at his request and in his presence did subscribe the our names as witnesses thereto:-

Teste J. H. Snell, As. Read Snell.

State of North Carolina } See in the Probate Court.
Washington County }

A paper purporting to be the last will & testament of William M. Patrick, deceased, is exhibited before me, the undersigned, Judge of Probate for said County, by J. H. Snell the Executor therein mentioned, and the same executed through by the said -
by the oath and examination of J. H. Snell & Asa D. Snell the subscribing witnesses thereto; who, being duly sworn, doth depose and say, and each of them - doth deprecate and saith, that he is a subscribing witness to the paper writing above named him, purporting to be the last will & testament of William M. Patrick; that the said William M. Patrick in the presence of this deponent, subscribed his name at the end of said paper writing, which is now shown him as aforesaid, and which bears date of the 26th day of March 1889. And the deponent further saith, that the said William M. Patrick the testator aforesaid, did, at the time of subscribing his name as aforesaid, declare to said paper writing so subscribed by him and exhibited, to be the last will & testament, and this deponent did thereupon subscribe his name at the end of said will as an attesting witness thereto, and at the request and in the presence of the said testator. -

(Concluded)

And this deponent saith, that at the said time when the said testator subscribed his name to the said will as aforesaid, and at the time of deponents subscribing their names as attesting witnesses thereto, as aforesaid, the said William M. Patrick was of sound mind and memory of free age to execute a will, and was not under any restraint to the knowledge, information or belief of these deponents. And further this deponent sayeth not.

At Chapel Hill near Duke said generally known and subscribed this 2^d day December 1889,
before me, F. J. Marion - Probate Judge.

State of North Carolina
Washington County

I W. A. Spruill of the County and State aforesaid 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 it to say:-

First - I give and devise to my beloved wife Mary E. Spruill the farm whereon I now live called Oakland (except such portions as shall be set out by me and bounds over the southern portion of said farm to my Daughter) also ten acres near Concord Church where Stony Harry has also my interest in the four-thousand acre tract, - to have and to hold to her, the said Mary E. Spruill for and during the term of her natural life, - in satisfaction for and in view of her care and thirds of and in all my real estate:-

Item - I give and devise to my son Dempsey Spruill Berrydale Farm (except such portions as are mentioned in another item) also one bed and furniture, and one cow and Calf all of which he has, in satisfaction for and in view of his part of my estate,

Item I give and devise to my three daughters Maggie - Spruill Josephine Spruill and Mary E. Spruill the following Real estate to be divided as follows (and drawn for) First - all that tract of land on the southern portion of the said Oakland farm beginning at a poplar stump at the west end of a six foot ditch at H. W. Phelps line, running east along said ditch and following the field road to my main leading ditch that runs down by Conquay, thence running along said ditch to a four foot ditch that runs to the main

Protestably affixing my Mary E. Spruill and wife and
subscribed to the will presented to law for the
probate of executors and letters were issued to her
this June 11th 1890 F. J. Marion C.S.C.

Age

Road said ditch formerly being the dividing line between my own land and the land owned by Mrs. G. Petiguer thence running along said four foot ditch to the main road, thence along said Road to the corner of Belgrave plantation and at the foot of the road that leads by St. David's Church thence running along said road and following the course of the open Dempsey Spruill line to Scrappington, thence running up the ridge and following the various courses of the same to Spruill Bridge thence following the road that leads to Crosswell to the post that leads to St. David's Church thence along said road that leads to St. David's Church to a ditch the dividing line between my own land and a portion of the Town of Crosswell, thence along said ditch to the main road at the Cal Methodist Church thence across the main road and following the courses of my own line, and Ramps and Washington Bennett line to my main leading ditch thence along said ditch to the main road, thence along said road to H. W. Phelps line, thence along said Phelps line to the beginning including also in this item all that tract of land left by will to my son Dempsey Spruill, by my Father subsequently added to the of my son, containing ten acres and adjoining the lands of the late Dempsey Woodley,

Second, all that tract of land wheron I now live called Oakland except that portion which has already been mentioned in a former item, and also except the life estate of my beloved wife Mary E. Spruill as mentioned in a former item. I include in this item all that tract of land being swamp land containing 30 acres adjoining the lands formerly owned by Little Isaac Palmer also all that tract of swamp land containing 30 acres more or less adjoining the lands of the late Joseph Allen and others,

Third - all that tract of land known as Holly Grove Farm, formerly owned by my son Dempsey Spruill after all that tract of land known as Poplar Neck adjoining the aforesaid farm but from the proceeds of the property mentioned in this item just be paid to my daughter that draws the land on the southern side of Oakland farm and adjoining the Town of Crosswell two thousand dollars without interest within six years after my death, and said Holly Grove Farm is to be responsible for the payment of said amount. To have and to hold to them and their heirs in fee simple forever.

Item My Will and desire is that my beloved wife Mary E. Spruill and my daughter that draws the southern portion of Oakland Farm have equal right to my main leading ditch or Canal that leads by Crosswell, all parties doing using their equal share in keeping said Canal in order, and in keeping up the fences around said farm