

In the name of God, Amen.

I, Caroline Phelps, otherwise Todd, being of sound mind and memory & understanding, praise be to God for the same do make this my last will and Testament in manner and form following:

1st I give devise and bequeath to my beloved sister Eliza Davenport one Dollar in cash.

2^{ndly} I give to my nephew James F. Davenport all the tract of land willed to me by my uncle James Phelps adjoining the lands of C. S. Phelps & Lewis Comstock containing sixty-eight & one-half acres more or less.

3rd I give & bequeath to Claudia Davenport, daughter of James F. Davenport one Bush & covering.

4th and lastly, I constitute and appoint my nephew James F. Davenport my executor to furnish my body a decent burial & to execute this my last will to all intents and purposes.

In witness whereof I the said Caroline Phelps otherwise Todd have hereunto set my hand & seal on this the 10th day of Sept. 1851.

Caroline Phelps otherwise Todd.

Signed declared & published by the above Caroline Phelps otherwise Todd as to her last will & testament in presence of us who at her request & in her presence have subscribed our names as witnesses thereto.

Teste Josephus H. Snell,
R. Edward Russell,

State of North Carolina,
Washington County,

I, W. F. Ansborn, Depy. Clk of the Superior Court, do hereby certify that the execution of the annexed will was this day proven before me by the oath and examination of R. Edward Russell one of the subscribing witnesses thereto, this 12th day of Feby. A.D. 1908.

W. F. Ansborn, Depy. Clk
Superior Court,

State of North Carolina, In the Superior Court,
Washington County, } Before the Clerk,

A paper writing, purporting to be the last will and Testament of Caroline Phelps otherwise Todd, deceased, is exhibited for probate, in open Court, by James F. Davenport, the Executor therein named, and it is thereupon proved by the oath and examination of W. H. Hardison and C. I. Spruill that Josephus H. Snell, one of the subscribing witnesses thereto is dead. And it is further proved by the oath and examination of the said W. H. Hardison that he is well acquainted with the hand writing of the said Caroline Phelps otherwise Todd, having often seen her write, and that the name of the said Josephus H. Snell, subscribed as a witness to the said will, is in the hand writing of the said Josephus H. Snell. And it is also proved by the oath and examination of the said C. I. Spruill that he is well acquainted with the hand writing of the said Caroline Phelps otherwise Todd, having often seen her write, and that the name of the said Josephus H. Snell subscribed as a witness to the said will, is in the hand writing of the said Josephus H. Snell.

W. H. Hardison, (S. ad)

C. I. Spruill, (S. ad)

Subscribed and sworn to before me, this 12 day of Feby. 1908.

W. F. Ansborn, Depy. Clerk
Superior Court,

The facts sworn to in the foregoing affidavits are found to be true. It is therefore ordered that the will of whom Caroline Phelps otherwise Todd, together with the said affidavits, and this order be recorded & filed.

W. F. Ansborn, Clerk,
Superior Court,