

North Carolina, Washington County

I, Nathan Spencer, of the aforesaid County and State, being of sound mind, but considering the uncertainty of my earthly existence, do make and declare this my Last Will and Testament;

First. My Executors, hereinafter named, shall give my body a decent burial, and pay all funeral expenses, together with all my just debts, out of the just moneys which may come into their hands, belonging to my estate.

Second. I leave to my beloved wife Matilda Jane Spencer, my entire estate both real and personal during her natural life or widowhood, and at her death to my children and their heirs in fee simple forever as follows, to wit;

Third. I give and bequeath to my two sons B. B. Spencer and C. G. Spencer the tract of land on which I now reside at the death of my wife Matilda Jane, in fee simple upon the condition that they pay to my three daughters, Martha Swain, Laura Swain and Alice Horton one hundred & fifty dollars between them, or fifty dollars to each of them.

Fourth. I give and devise to my grand-daughter Elansey Liverman, the sum of fifty dollars, as the only heir of my deceased son, Armin Spencer, to be paid by my executors.

Fifth. My executors hereinafter named shall sell at public or private sale at the death of my beloved wife, all my chattel property of every kind and description and divide the proceeds among my five children, share and share alike.

Sixth. I hereby constitute and appoint my two sons, B. B. Spencer and C. G. Spencer my lawful Executors to all intents and purposes, to execute this my last will and testament, according to the true intent and meaning of the same, and every part and clause thereof, hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof I, the said Nathan Spencer, do hereunto set my hand and seal, this 26th day of October, 1903, Nathan Spencer, (Sub)

Signed, sealed, published and declared by the said Nathan Spencer to be his last will and testament in the presence of us, who, at his request and in his presence, do subscribe our names as witnesses thereto.

Witnesses;

C. R. Spruill }
H. L. Whitcomb. }

State of North Carolina } In the Superior
Washington County } ss. Court,

A paper-writing purporting to be the last will and testament of Nathan Spencer, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by B. B. Spencer, one of the Executors therein mentioned, and the due execution thereof by the said Nathan Spencer by the oath and examination of C. R. Spruill, one of the subscribing witnesses thereto, who being duly sworn, doth depose and say, that he is a subscribing witness to the paper-writing now shown him, purporting to be the last will and testament of Nathan Spencer; that the said Nathan Spencer, in the presence of this deponent subscribed his name at the end of said paper-writing, which is now shown as aforesaid, and which bears date of the 26th day of October, 1903.

And this deponent further saith, that the said Nathan Spencer, the testator aforesaid, did at the time of subscribing his name as aforesaid declare the said paper-writing as subscribed by him and exhibited to be his last will and 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 said testator. And this deponent further saith, that at the same time when the said testator subscribed his name to the said last will as aforesaid, and at the time of the deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said

Nathan Spencer 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 this deponent. And further this deponent says, not.

C. R. Spruill.

Sworn and subscribed, this
16th day of February, 1909, before me.

C. W. Winslow,

Clerk Superior Court,

North Carolina, }
Washington County, } In the Superior Court,
State of North Carolina, to Clerk Superior
Court, Princess Anne County, Virginia - Greeting:

It, reposing special trust and confidence in your integrity, do authorize and empower you to cause H. L. Whitthurst to appear before you at such time and place as you may appoint, and him on oath to examine touching all such matters and things as he shall know of and concerning the witnessing of the paper-writing sent herewith purporting to be the last will and testament of Nathan Spencer, deceased, and the dispositions in writing by you so before, the same to transmit, sealed with your seal, to our Superior Court, for said County.

Witness, C. W. Winslow, Clerk of said Court, at office in Plymouth, this 16th day of February, 1909.

<L.S.>

C. W. Winslow,

Clerk Superior Court

The Commonwealth of Virginia,
County of Princess Anne, to-wit:

Be it known
That J. A. E. Kellam, Clerk of the Circuit Court of Princess Anne County, Va., duly appointed and commissioned by the Judge of the Superior Court of Washington County, North Carolina, to take the testimony of H. L. Whitthurst, a subscribing witness to a paper-writing purporting to be the last will and testament of Nathan Spencer, deceased, late

a resident of said Washington County, in the State of North Carolina, which commissions and the said last will are herewith annexed, do hereby certify, that in presence of said commissions, I caused said H. L. Whitthurst said subscribing witness as aforesaid, to come personally before me at Princess Anne Co. Va., who being by me first duly sworn according to law, to speak the truth, the whole truth, and nothing but the truth, concerning, and in relation to the execution of said will, deposes and says that he was present at the execution of said will, hereto attached, and at the request of the testator, subscribed his name to said will as witness in the presence of the testator, and in the presence of C. R. Spruill, the other subscribing witness to said will all being present at the same time; that he saw the said Nathan Spencer, deceased, make his mark and heard him acknowledge the same to be his last will and testament; that the said Nathan Spencer, deceased, was at the time of executing said last will and testament of legal age, and of sound mind, and memory, and not under any restraint whatsoever.

H. L. Whitthurst,

I, J. A. E. Kellam, Clerk as aforesaid, do further certify that said testimony was reduced to writing by myself, in presence of said witness, and subscribed by said witness in my presence on the 23rd day of February, in the year nineteen hundred and nine, (1909).

<L.S.>

J. A. E. Kellam,

Clerk of the Circuit Court
of Princess Anne County, Va.

North Carolina, }
Washington County, } ss. In the Superior Court,

It is therefore considered and adjudged by the Court that the said paper-writing and every part thereof is the last will and testament of Nathan Spencer, deceased. Let the said will, together with the probate, be recorded and filed. This 16th day of March, 1909.
C. W. Winslow, Clerk Superior Court

H. L. Whitthurst & J. A. E. Kellam, Clerk of the Circuit Court of Princess Anne County, Va., duly appointed and commissioned by the Judge of the Superior Court of Washington County, North Carolina, to take the testimony of H. L. Whitthurst, a subscribing witness to a paper-writing purporting to be the last will and testament of Nathan Spencer, deceased, late

State of North Carolina.

Knowing the uncertainty of human life I hereby will and bequeath to my beloved brother Torrey N. Gray all of my property both personal and real that I may own at the time of death.

This sixth day of July, 1908.
T. N. Gray.

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

A paper-writing purporting to be the last will and testament of T. N. Gray, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by B. F. Spruill. And thereupon came the said B. F. Spruill and H. H. Hardison, who being duly sworn, each for himself deposes and says, that they found the said will among the valuable papers and effects of the said T. N. Gray after his death.

And also came the said B. F. Spruill and H. H. Hardison and C. C. Spruill, who being duly sworn, each for himself deposes and says, that they and each of them are acquainted with the handwriting of the said T. N. Gray, having often seen him write, and that they and each of them, verily believe that the name of the said T. N. Gray, subscribed to said will and the said will itself, and every part thereof is in the handwriting of the said T. N. Gray, and further they each say,

B. F. Spruill.

H. H. Hardison.

C. C. Spruill.

Subscribed and sworn to before me,
this March 2, 1909, as to B. F. Spruill and H. H. Hardison, and March 16, 1909, as to C. C. Spruill,
C. W. Ansborn, C. C.

North Carolina, } In the Superior Court,
Washington County, }

A paper-writing without subscribing witnesses, purporting to be the last will and testament of T. N. Gray, deceased, is exhibited for probate in open court by B. F. Spruill, and it is thereupon proved by the oath and examination of B. F. Spruill that the said will was found among the valuable papers and effects of the said T. N. Gray after his death.

And it is further proved by the oath and examination of three competent and credible witnesses, to-wit, B. F. Spruill, H. H. Hardison and C. C. Spruill, that they are acquainted with the handwriting of the said T. N. Gray, having often seen him write, and verily believe that the name of the said T. N. Gray, subscribed to the said will, and the said will itself, and every part thereof, is in the handwriting of the said T. N. Gray. And it is further proved by the evidence of the three last mentioned witnesses, that the said handwriting is generally known to the acquaintances of the said T. N. Gray. It is, therefore considered and adjudged by the Court that the said paper-writing and every part thereof is the last will and testament of the said T. N. Gray, and the same is ordered to be recorded and filed.

C. W. Ansborn, Clerk
of the Superior Court