

State of North Carolina
Washington County }

I Benjamin M Spruell, of the State and County aforesaid
being of sound mind and good memory, do make and
ordain this my last Will and Testament, in the terms follow-
ing to wit:

1. I give and bequeath to my son Angelo G. Spruce that part of my land, known as the Haffer land, bounded as follows; Beginning at the foot of the Waller road or lane on the South side of the main road (or Papa road) running thence up along the middle of the Waller road down and one half degree west, to the back line dividing my land from that of Lloyd Peacock; thence eastward along a line of marked pine to Nathan Spencer road; thence along down said Spencer road to the main or Papa road; thence along said main road to the beginning, the said land containing sixty acres more or less;
2. I give and bequeath to my daughter Indiana Virginia Spruce that part of my land upon which stand my dwelling house and other buildings, reserving first to my wife Frances Elizabeth Spruce her lifetime estate therein to her sole enjoyment use and benefit, in any way and manner that she may see fit to adopt. But at her death to revert to my daughter Indiana Virginia aforesaid. This division is part of my land. Begins at a certain red cedar on the south side of the main or Papa road and runs thence South thirty three degrees west across the field to the line dividing my land from that of William Chicory; thence down that line to the run of Swamp Swamp; thence down the run of said swamp to the main road; thence up the main road to the beginning containing sixty acres more or less; further I give and bequeath to my daughter Indiana Virginia a certain small tract or parcel of wood land lying on the opposite side of the main or Papa road beginning at the red cedar aforesaid running thence North sixty two degrees East along and in a certain small ditch to the Canal dividing my land from that of John Engleton; thence down said Canal to the head neck road thence up the head neck road to the main road thence up the main road to the beginning containing two acres more or less. First reserving to my wife Frances Elizabeth Spruce her lifetime estate in the same

of writing, I will and order to be sold by public auction and the proceeds thereof applied to the payment of any debt remaining unpaid, and necessary expenses incurred. And if any money remains thereafter I will and order it to be divided equally among my sons and daughters named in this my last will and Testament. (see Case 2, sec 2)

10. I Made and make John Singleton sole Executor to this my last will and Testament.

In testimony hereof I set my hand and seal the eighth day of January A.D. 1841, in the presence of the subscribing witnesses

B. M. Spruice Seal

John A. McCalister
Wm H. Lewis

Codicil to my Will dated 8th day of January 1841
State of North Carolina

Washington County

1. In this Codicil to my last will and Testament, I so far modify and amend the 5 section of my last will and Testament as to give and bequeath to my wife, Frances Elizabeth Spruice one hundred dollars worth of provisions instead of twenty five dollars worth as therein directed

2. The section of my last will and Testament I so far alter and amend, that instead of dividing any remainder of money (after all the other provisions of this my last will have been fulfilled) among all my sons and daughters named in the same; I order and direct such said remainder of money to be given and paid to my daughter Indiana Virginia

3. I so far amend the 3 section of my last will and Testament that should my daughter Indiana Virginia die leaving no lawful issue heirs of her own body then and in that case I direct, order will, and devise the said share of land to my two grand sons Clarence Spruice and Matthew Arnold Spruice, sons of Angelo H. Spruice in the same way, and after the same manner, as though it had never pertained to my daughter Indiana, or been bequeathed or devised to her

4. In testimony hereunto I set my hand and seal this sixth day of December A.D. 1841, in the presence of

John A. McCalister
Wm H. Lewis

B. M. Spruice

Codicil (No 2) to my last will and Testament dated 8th of January 1841.

State of North Carolina,
Washington County.

In this Codicil to my last will and Testament, it is my intention, and I so order, that, if by any chance, accident, or misfortune, there should not be money enough on hand after the necessary expenses are paid to give and pay my wife Frances E. Spruice the three hundred dollars bequeathed to her in this will, the tract of land which I lately bought of Joseph F. Spruice (the same whereon Nathan Oliver resided at the time of his death and whose corners are set forth in the deed he gave me) shall be rented out yearly and the proceeds applied to paying her until with what she may receive otherwise from my estate, the sum shall amount to three hundred dollars, then such renting, and such payments of rents to my wife Frances E. Spruice shall cease. The renting out above named shall be restricted to the field the farm or cleared land, and the houses, not to the wood land and timber.

After the aforesaid sum of three hundred dollars shall have been paid, I give and bequeath said tract of land to my daughter Indiana Virginia and her heirs forever, subject to the following conditions only to wit, I expect and reserve one hundred thousand feet of Pine timber to be cut off of said land and sold at two dollars per thousand feet to complete and finish the payment of two hundred dollars that I am still owing Joseph F. Spruice on said land, and on which he holds a Mortgage for one half of said tract of land, unless said two hundred dollars shall be paid during my life time. In testimony hereunto I set my hand and seal, this 12th day of May A.D. 1842 signed and sealed in the presence of

John A. McCalister
Wm H. Lewis

B. M. Spruice

State of North Carolina } In the Superior Court
Washington County }

A paper writing purporting to be the Last Will and Testament of B. M. Spruice deceased, is exhibited before me the undersigned Clerk of the Superior Court.

for said County by J. S. Singleton the executor therein mentioned and the due execution thereof by the said B. M. Spruill is proven by the oath and examination of W. W. Lewis and John A. McCalister the subscribing witnesses thereof who being duly sworn, each depone and say each for him solemnly depose and oath that he is a subscribing witness to the paper writing now shown him purporting to be the last will and testament of B. M. Spruill with Codicils attached that the said B. M. Spruill in the presence of this deponent subscribe his name at the end of said paper writing now shown as aforesaid, and which bear date of the 5th day of January 1891, as to will & Codicil No 1 December 16th 1891- and Codicil No 2 May 12th 1892.

And the deponent further saith that the said B. M. Spruill the testator aforesaid, did at the time of subscribing his name as aforesaid, declare the said paper writing so 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 the said testator, And this deponent further saith that at the said time when the said testator subscribed his name to the said last Will as aforesaid, and at the time of deponent's subscribing his name as an attesting witness thereto, as aforesaid the said B. M. Spruill 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. Now further these deponents say "not"

W. W. Lewis
John A. McCalister

Sub
Sub

Personally sworn and
subscribed this 1st day
of June 1892, before me
Thos. J. Mannin
Clerk Supr Court

State of North Carolina Washington County
I Joseph Simpson, 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 is to say,
First that my Executor (hereinafter named) shall provide for my body a decent burial and pay all funeral expenses to be paid except my just debts however and whosoever owing out of the moneys that may first come into his hands as a part or parcel of my estate.
I give 1st I loan to my beloved wife Mary Simpson all that tract or parcel of land known as my home tract upon which I now live so as to include my mansion house, all out houses and other improvements, to hold during her widowhood.
I give 2nd I give and bequeath to my beloved wife Mary Simpson 2 beds 2 bedsteads, with necessary covering for the same so much of my kitchen furniture as may be actually necessary for her use 2 head of cattle 6 flogs one horse and all of the domestic fowls, her Chaise, out of the above named furniture & such a sufficient amount of provisions for her the remainder of the year should there be enough on hand at the time of my death, all of the crop grown on the land as described in item 1st one farming implement of every kind which I may have in hand to the said Mary Simpson.
I give 3rd I give and devise to Emily Simpson wife of Wm Simpson at the death of my wife Mary or in case of her marrying, all of that tract or parcel of land which I have in item 1st and my wife during her widowhood unto the said Emily Simpson, to have and to hold forever.
I give 4th I loan to Liddie Boston, the tract of land on which she now lives containing twenty five acres during her natural life and at the death of the said Liddie Boston, I then loan the same tract of land to Edward James, during his lifetime then to be equally divided between Joseph Simpson, Halsey Simpson, Jure Simpson & Thos Simpson.
I give 5th I give devise and bequeath unto my nephews that is to say Joseph Simpson Thos Simpson Halsey Simpson and Jure Simpson all that part of my land which has not been disposed of

Personally appeared W. H. Blain the Executor named in said will and sworn and subscribed to the oath, perused by him for the qualification of executor and letters were issued to him as of this page. This Dec 6th 1892 Thos J Mannin C. S. C.