

In the name of God Amen. I **Hezekiah SPRUILL** of the County of Tyrrell and State of North Carolina being of sound mind and memory blessed be God, do this twenty fifth day of May in the

year of our Lord one thousand eight hundred and two make and publish this my last will and testament in the manner following, that is to say

Impremis - I lend to my beloved wife **Rhoda SPRUILL** the use of the one third part of my manor Plantation whereon I now live and one half the buildings thereon, with the privilege of fire wood and timber off of any part of my land she may choose to repair the buildings and support the plantation; one third part of my moveable estate except negroes and articles hereafter mentioned. I lend to my beloved wife the use of three negroes named **LYDIA, LITCH,** and **BLACK JANE** during her life or widowhood.

Item. I give to my wife **Rhoda SPRUILL** my riding horse called Bows, a side saddle and bridle, one yoke of oxen and one ox cart. I give to my wife and son **Samuel SPRUILL** all the groceries I may be possessed of at the event of my death for the use of the family, also all my plantation tools of every sort for the use of the plantation.

Item. I give and bequeath to my daughter **Ann MIDGET** all the land contained in the bounds of a deed I purchased of **Thos WILLIAMS** also I give to my daughter **Ann MIDGET** fifty acres of land to be laid out of my Patent No. 751 beginning at a Poplar, Hopkins corner and running southerly by a line of marked trees for the compliment to her her heirs and assigns forever.

Item. I give and bequeath to my daughter **Lois SPRUILL** and my little grandson **Hezekiah Gilbert LEIGH** the balance of the land contained in my patent No. 751, also two hundred & thirty acres of land within the bounds of my patent No. 427 adjoining the upper neck & Cypress Swamp to be equally divided between my daughter **Lois** and my grandson **Hezekiah Gilbert LEIGH** according to quality and quantity to them their heirs and assigns forever.

Item. I give and bequeath to my daughter **Rosanah LEIGH** forty acres of land lying in the westernmost end of my Savannah Patent beginning at a black gum at the mouth of the water Oak Branch in the Savannah Swamp near the road leading on the swamp northerly to a poplar, thence along a line of marked trees south 75ø East to a pine, thence westerly by a line of marked trees to a water Oak in the water Oak Branch, thence down the Branch to the first station to her the said **Rosanah** and her heirs and assigns forever.

Item. I give and bequeath to my son **Samuel SPRUILL** all the lands within the bounds of my deed I purchased of **Jesse WYATT** containing 310 acres to him his heirs and assigns forever. I also give and bequeath to my son **Samuel SPRUILL** 300 acres of land contained within the bounds of my patent No. 430 and known by the name of the Savannah with all and ??? the remainder part of my lands and tenements wherever to be found to him the said **Samuel SPRUILL** his heirs

and assigns forever.

Item. I lend to my daughter **Ann MIDGET** three negroes namely **YELLOW GINNY, TOM** and **ANNIS** and at her death I give and bequeath the aforesaid negroes to my daughter **Ann's** children or heirs lawfully begotten on her body to be equally divided amongst them, to them their heirs and assigns forever, with their increase.

Item. I lend one third part of two negroes namely **LITCH** and **BLACK JENNE**, with their increase to my daughter **Ann MIDGET** during her life and at her death I again give and bequeath the aforesaid one third part with their increase to her children or heirs lawfully begotten on her body to be equally divided between them, to them their heirs and assigns forever.

Item. I give and bequeath to my two daughters **Rosanah LEIGH** and **Lois SPRUILL** the remaining two thirds of the negroes above mentioned namely **LITCH** and **BLACK GINNY** to be equally divided between them, to them their heirs and assigns forever.

Item. I give and bequeath to my daughter **Rosanah LEIGH** three negroes named **MURTIFEN, MERCURY, & PEGGY** to her, her heirs and assigns forever.

Item. I give and bequeath to my daughter **Lois SPRUILL** three named **BLACK ANDREW, CLOE & LITTLE ESTER**, to her her heirs and assigns forever.

Item. I give and bequeath to my son **Samuel SPRUILL** four negroes named **JOE, LEWIS, DOLLY** and **YELLOW ANDREW**, to him, his heirs and assigns forever.

Item. I also give to my son **Samuel SPRUILL** one negro woman named **LYDIA** at the death of my wife, to him, his heirs and assigns forever.

Item. I give and bequeath to my little grandson **Hezekiah Gilbert LEIGH** one negro boy named **SAM** now in the possession of **Richard LEIGH** to him his heirs and assigns forever, but if the aforesaid **Hezekiah Gilbert LEIGH** should depart this life without lawful issue, then I give the aforesaid negro boy **SAM** to his four sisters, that is to say, **Elizabeth, Sarah, Charlotte, and Lois LEIGH** to be equally divided between them, their heirs and assigns forever.

Item. I ordain and direct that my son **Samuel SPRUILL** take the negro man named **LON** into his possession and hire him out to the best advantage, year by year or sell him at his own discretion, even keeping the money upon interest by renewing the bond or bonds every year until my two little grand daughters **Charlotte & Lois LEIGH** are of the age of eighteen or marriage.

Item. I give and bequeath the aforesaid negro man **LON** with the profits of him or the money arising from the sale (if sold) with the interest of the money to my grand daughters above named viz.

Charlotte & Lois LEIGH daughters of **Richard LEIGH** to them and their heirs forever, but if should so happen that the said **Charlotte or Lois LEIGH** departs this life without issue of their

bodies, then I give the aforesaid negro to be equally divided between the surviving brothers and sisters to them their heirs and assigns forever.

Item. I give and bequeath to my grand daughter **Keziah Permelia FOSTER** one negro boy named **EDMON**, provided her father **John FOSTER** never takes her away from her grandmother or her Aunt **Ann MIDGET** and if the said **FOSTER** does ever take **Keziah Permelia** from the

care of her said grandmother or Aunt then I give the said negro boy to be divided between my three daughters **Ann MIDGET, Rosanah LEIGH, and Lois SPRUILL**, and I do hereby commend the said negro boy to the care of my son **Samuel SPRUILL** to wait the event and to be delivered to the said **Keziah Permelia** at the day of her marriage or the age of eighteen (if she should continue to live in the family, otherwise the said negro to go to my three daughters above mentioned to them their heirs and assigns forever.

Item. I give and bequeath to the heirs of my daughter **Keziah FOSTER** one shilling sterling they having received what I designed to give her.

Item. I give and bequeath to my four grand daughters **Elizabeth, Sarah, Charlotte, & Lois LEIGH** one negro woman named **BIG ESTER** and one girl named **LITTLE DOLL** and their increase, now in the possession of their father **Richard LEIGH**, to be delivered to them when **Elizabeth LEIGH** shall arrive at the age of eighteen, to them their heirs and assigns forever, and if any of my grand daughters above named should depart this life without issue I give and bequeath the two negroes above named **BIG ESTER & LITTLE DOLL** to their surviving sisters to them their heirs and assigns forever.

Item. I give and bequeath to my son **Samuel SPRUILL, Ann MIDGET, Rosanah LEIGH** and **Lois SPRUILL** all the remaining part of my estate to be equally divided between them at my death, to them, their heirs and assigns forever.

Item. I give and bequeath to my son **Samuel SPRUILL** and my three daughters **Ann MIDGET, Rosanah LEIGH** and **Lois SPRUILL** all the third part of my estate except negroes lent my wife during her life in the first clause of my will to be equally divided at my wife's death between them, my son and my three daughters above named, to them their heirs and assigns forever.

Item. And I hereby make and ordain my son **Samuel SPRUILL** and my daughters **Ann MIDGET, Rosanah LEIGH & Lois SPRUILL** executors and executrixs of this my last will and testament, In witness whereof I the said **Hezekiah SPRUILL** have to this my last will and testament set my hand and seal the day and year above written,

Signed, sealed & declared and published by the said **Hezekiah SPRUILL** the testator as his last will and testament in presence of us at the time of signing and sealing thereof

HEZEKIAH SPRUILL {seal}

AMELIA (her mark) PEUSHE
JOHN SWAIN

Tyrrell Court April Term 1804

Personally appeared **Amelia PEUSHE** in open court and swore that she saw **Hezekiah SPRUILL** sign and pronounce this instrument of writing to be his last will and testament and that she believes he was at the same time in perfect and sound mind and memory and that she saw the other subscribing witness sign his name also

for **CHAS SPRUILL**, Clk

State of North Carolina
Tyrrell Court

I **Jos HALSEY**, Clk of this Court of Pleas & Quarter Session for the county aforesaid do hereby certify the foregoing to be a true copy of the will of **Hezekiah SPRUILL** dsd with a probate of the same as filed in my office given under my hand and seal of office at Columbia this 28 of August 1828

JOS HALSEY, Clk