

Olde Dobbs Trail

OLD DOBBS COUNTY GENEALOGICAL SOCIETY
of the Wayne County Historical Association
P.O. Box 617, Goldsboro, NC 27533-0617

Oct-Nov-Dec 2005

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GREETINGS FROM THE PRESIDENT

Dear Friends,

Signs of fall are appearing each day. I hope your summer was pleasant and that you found time to work on your genealogy and history projects. I started a new project this summer. I attended some scrapbook parties to learn to put my photos in order and to tell the story that goes with the picture. It is fun and my photos are really beginning to tell the story that I want my descendants to know and they are displayed so charming and neat.

If you missed the Johnston County Genealogical workshop you missed a treat. Ray King did an excellent job instructing the use of land records in genealogical research and researching tips for burned counties.

Old Dobbs will be sponsoring a workshop about census records in October. Rhonda Konig, local history room librarian, will be the instructor. Rhonda's presentations are great and informative I hope you will attend. Also, the NC Genealogical Fall Workshop will be in November [details in last newsletter].

Presale of Volume 1 of the Wayne County Cemeteries has ended. We will order some additional volumes and CDs. It will be a great addition to your library. We hope to have Volume 2 completed very soon. We are asking all members who are able to stay and help with the recording of Old Mill Cemetery after the October meeting. A lot of people can accomplish a large job quickly. Old Mill is the only large cemetery left to complete in Volume 2. Please plan to help if you possibly can.

The devastation of Katrina has touched all of us. Americans have really had horrific disasters to deal with the last four years. Lynn Johnson reminds us that we need to share and store our genealogical research in several places in hopes of preserving our work in the event of a disaster. With today's technology it is easy to save our research to CDs and floppy disks. Share with interested siblings, cousins or just ask friends or family members to store a copy for you.

Our October program will be "Our Scottish Heritage – Scots who settled in NC and tracing your Scottish Ancestry." The Meeting is October 22 and will begin at 10:30 a.m. at the Weil Auditorium at the Wayne County Public Library. Mark you calendar and join us.

See you then,
Cathy

Receive your newsletter by email! In an effort to get your newsletters to you in a more efficient manner, we're offering the option for members to receive their newsletters by email. If you are interested in this, please contact Guy Potts at gpotts1@nc.rr.com for specifics.

OLD DOBBS COUNTY GENEALOGICAL SOCIETY

July 23, 2005

The Old Dobbs County Genealogical Society met on Saturday, July 23, 2005 in the Weil Auditorium, Wayne County Public Library in Goldsboro. President Cathy Blow called the meeting to order, welcomed the approximately 25 members and guests, and led us in the Pledge of Allegiance. Lynn Johnson gave the invocation. Minutes from our last meeting were approved as written in the newsletter and a balance of \$5,177.77 was reported by the treasurer.

For your convenience, e-mail addresses for all of the Old Dobbs officers are now listed at the end of the newsletter. If you have questions or would like to volunteer for one of our projects, we encourage you to get in touch with any of us.

Cemetery Committee – Volume 1 of our cemetery book project is ready to be published. Cost will be \$30.00 for hardback or CD version, plus \$5.00 shipping and handling. Volume 1 contains a complete listing of all the cemeteries in Nahunta, Buck Swamp, and Great Swamp Townships. Books should be delivered in November, 2005. Volunteers are still needed to help survey the few remaining cemeteries for Volume 2. If you are interested in helping, please contact Cathy Blow, Guy Potts, Stacy Jones, or Barbara Lancaster. Volunteers are also needed to abstract the death records at the Wayne County Courthouse. This is a great way to contribute to this project if you are unable to physically survey cemeteries. Cathy Blow will be happy to give instructions to anyone who is willing to help.

Family History Center Committee – Volunteers are still needed to help transcribe the Revolutionary War records of men who had connections to Dobbs County. If you are available to help with this project, please contact Cathy Blow, Guy Potts, or Jerome Tew.

Newsletter Committee – Response to receiving newsletters by e-mail has been very positive. Approximately 40 members are participating. If you are interested in this, please contact Guy Potts or Lisa Corbett.

Items of new business were as follows:

Rhonda Konig presented suggestions for indexing our old newsletters. It was decided that we would send our old newsletters, up to the year 2000, to the Allen County Library to be indexed into the Periodical Source Index or PERSI. These old newsletters contain valuable and unique information that cannot be accessed in their present form without searching through each volume. It was also decided that we make our newsletters up to the year 2000 freely available online. More details to follow.

Since there is a conflict with our meeting at the Weil Auditorium on two of our meeting dates, it was decided that we move our meeting date to the third Saturday of January, April, July, and October. This will begin with our January, 2006 meeting. Please mark your calendars. **Our October 2005 meeting will be the fourth Saturday, October 22.**

Lynn Johnson introduced our speaker, LTC (Ret.) Sion Harrington, military archivist for the North Carolina Archives. He presented a very interesting and informative program on the role played by North Carolinians during WW II and the importance of preserving the military history

of North Carolinians. He requested our help in interviewing veterans so that their stories can be recorded for generations to come. After our meeting was adjourned, Mr. Harrington answered questions presented by the audience.

If you have photographs, documents, or other like materials that you would like to donate to the Military Collection of the State Archives, please contact LTC (Ret.) Sion H. Harrington III at Archives and Records Section, ATTN: Military Collection, 4614 Mail Service Center, Raleigh, NC 27699-4614; by phone at (919) 807-7314; or, by email at sion.harrington@ncmail.net

The next meeting will be at October 22, 2005 at 10:30 a.m. at the Wayne County Library, Goldsboro, NC. Julia Batchelor and Nelson Stewart Lockey of the Down East Scots Society will be discussing the role played by early Scottish settlers in North Carolina. They will also discuss tracing Scottish ancestors. You'll be surprised at the sheer number of surnames in Wayne County that have their origins in Scotland! Please make plans to attend.

**Archivist Wants to Record WWII Veteran's Stories
By Phyllis Moore - Published in News-Argus, July 24, 2005.**

A resurgence of interest in World War II might be helpful in collecting data about North Carolinians who served then and in other facets of the military, the state's military archivist said.

Ret. Lt. Col. Sion Harrington III of the Archives and Records Section of the state Division of Historical Resources has spent the last 10 years compiling a roster of North Carolinians who have served in various branches of the military. He has already gathered thousands of photos and documents, plus 500 interviews of veterans collected for an oral history.

On Saturday, he spoke to the Old Dobbs Genealogical Society about the effort and why it is so important to preserve the state's military history. "We're now finally realizing that we're losing more of our World War II veterans," he said, "1,400 a day or about 42,000 a month; that's a city." With the passage of time, the history will be buried and lost forever if the stories are not collected and shared, he said.

"I have gone to funerals and heard about what the person did in the service, but no one wrote it down," he said. "It won't be a bit of good after they're dead. While we have these people, we have these pictures, you're going to regret it if you don't ask them to share their stories." He said World War II is particularly significant because it was a total war effort that the country stood behind.

"We have not had a war even close to that since then to even approach that," he said. "It was, as Studs Terkel said, the last good war." He said that "everybody understood it had to be fought. North Carolinians were in every branch of service" and the nation, young and old, got involved and pitched in, even going so far as to raise money to pay for the war. "People were willing to sacrifice to win that war," he said.

Harrington said he is thankful the project began a decade ago to document information and individual stories. At that time, he said, there were still more than 70 WWI veterans still living in the state. "Unfortunately, we were unable to get all of them but we did get a lot of them," he said. "So we have a lot of them on videos or on audio."

He said the collection includes interviews from veterans of World Wars I and II, people in POW camps, and Pearl Harbor survivors. The weakest areas are the more recent conflicts, from Korea and Vietnam, to Desert Shield and Desert Storm. There are also fewer stories on women veterans, he said. "We need to get their stories," he said.

Harrington told the group it doesn't matter how short or long the person served, during war time or peace time, or how seemingly small their contribution. "If you know a veteran and want to make sure their story is preserved, talk to them," he said.

His office will even make available the questions and information to conduct the interviews, which can then be sent to the archives office in Raleigh. "We're looking for anybody who served," he said. "Some of these people have never told their story. No one's ever asked them. "You won't do anything that's more rewarding than interviewing a veteran."

Another project his office is involved in is compiling a roster of North Carolinians who served in Confederate Naval service or the Confederate Marine Corps, which only had about 500 men in it at its peak, he said. Harrington said because his office is limited in staff and time, the projects would be good ones for organizations like Dobbs as well as DAVs and American Legions to take on.

For more information on any of the archive projects or to submit photographs, papers, or other memorabilia from military veterans, contact Harrington at the Archives and Records Section, Military Collection, 4614 Mail Service Center, 4614 Mail Service Center, Raleigh, NC 27699-4614, or call 919-807-7314.

The Dobbs Society also has several publications planned. President Cathy Blow said the first volume in a series is expected to come out in November and will feature listings of cemeteries in Nahunta, Buck Swamp and Great Swamp townships. Pre-orders are being accepted until Sept. 1, she said, and a limited number will be available for sale. For more information, call 735-1089.

News from the Wayne County Library by Rhonda Konig

U.S. Population Census Class for Beginners - Learn what the U.S. Census Population Schedules are and some basic strategies to try when using them for genealogy research Saturday, October 15, 10:30 a.m. – 12:30 p.m., Gertrude Weil Auditorium, Wayne County Public Library. To register for this free class call or come into the library's reference desk (919-735-1824 ext. 4).

Recent Acquisitions at the Library

- 1850 Census of Johnston County North Carolina – Helen Marler
- Abstracts of Deed Books 15-23 Mecklenburg County, North Carolina, 1794-1830 – Herman Ferguson
- Abstracts of Divisions of Estates Perquimans, North Carolina, 1741-1804 – Lori Higley White
- Abstracts of Perquimans County, North Carolina Wills, 1761-1864 – Raymond Winslow
- Abstracts of Wills Pasquotank County, North Carolina, 1752-1824
- Bladen County North Carolina Abstracts of Wills 1734-1900 – Wanda Campbell
- Bladen County North Carolina: Marriage Records 1868-1872, Miscellaneous Records 1872-1931 – Bladen County Historical Society

- The Changing Face of Justice: A Look at the First 100 Women Attorneys in North Carolina – by Emily Colin and Lynn P. Roundtree
- Chatham County, North Carolina Marriage Records, 1782-1867 – Frances Ingmire
- Chowan County Will Abstracts, 1707-1850 – Edenton Tea Party Chapter NSDAR
- Citizens of Craven County, North Carolina and Vicinity, Volume 1: 1809-1813 – Barry Munson
- Citizens of Halifax County, North Carolina and Vicinity: 1824-1825 – Barry Munson
- Citizens of Orange County, North Carolina and Vicinity, Volume 1: 1820-1822 – Barry Munson
- Citizens of Orange County, North Carolina and Vicinity, Volume 2: 1823-1829 – Barry Munson
- Courthouse Research for Family Historians – Christine Rose
- Directory of Scots in the Carolinas: Volume 2 – David Dobson
- Duplin County, North Carolina Voter Registration: 1902, 1904, 1906, 1908 – Old New Hanover Co. Gen. Society
- East Tennessee's Forgotten Children: Apprentices from 1778 to 1911 – Alan N. Miller
- Far from Home: Letters from North Carolina's Civil War Soldiers: Volume 1 – Barry Munson
- Genealogical Deed Abstracts Mecklenburg County, North Carolina, Books 10-14 – Herman Ferguson
- Greene County North Carolina Cemetery Inscriptions: 1750-1970 – Mary Virginia Kilpatrice
- Guilford County, North Carolina Marriage Records, 1771-1868 – Frances Ingmire
- Halifax County, North Carolina Marriage Records, 1818-1867 – Frances Ingmire
- An Index to North Carolina Newspapers, 1784-1789 – Alan D. Watson
- Index to the Semi-Weekly Messenger Wilmington, NC: 1905 – Bill Reaves
- Index to The Wilmington Messenger: 1889 – Bill Reaves
- Index to The Wilmington Messenger: June 30th-December 31st 1887 – Bill Reaves
- The Jury Lists of South Carolina 1778-1779 – Ge Lee Corley Hendrix
- Lenoir County North Carolina 1835-1844: Marriages – David A. Murray
- Marriage and Death Notices from the Hillsborough Recorder, Hillsborough, Orange County, North Carolina, Volume 1: 1820-1836 – Barry Munson
- Marriage and Death Notices from the Hillsborough Recorder, Hillsborough, Orange County, North Carolina, Volume 2: 1837-1845 – Barry Munson
- Marriage and Death Notices from the Hillsborough Recorder, Hillsborough, Orange County, North Carolina, Volume 3: 1846-1853 – Barry Munson
- Marriage and Death Notices from the Hillsborough Recorder, Hillsborough, Orange County, North Carolina, Volume 4: 1854-1859 – Barry Munson
- Mecklenburg and Cabarrus Counties, North Carolina Decedents for Whom Loose Estates Papers are Extant – Herman Ferguson
- Mecklenburg County, North Carolina Will Abstracts, 1791-1868 and Tax Lists, 1797, 1798, 1799, 1806 and 1807 – Herman W. Ferguson
- Middle Tennessee's Forgotten Children: Apprentices from 1784-1902 – Alan Miller
- Names in South Carolina, Winter 1964, Winter 1963, November 1965 – University of South Carolina
- New Hanover County Abstracts of Wills: Wills from Will Book AB, Deed Book AB, Deed Book C – Mae B. Graves

- New Hanover County North Carolina Index to Delayed Births: 1879-1928 – Delmas Haskett
- New Hanover County, North Carolina Marriage Records, 1779-1868 – Frances Ingmire
- North Carolina's Civil War Soldiers: Volume 1 – Barry Munson
- North Carolina's Demographic Transformation: The Impact of Race and Immigration – Louis Andrews
- North Carolina Slaves and Free Persons of Color: Burke, Lincoln, and Rowan Counties – Byrd and Smith
- North Carolina Slaves and Free Persons of Color: Chowan County, Vol. I and II – William L. Byrd and John H. Smith
- North Carolina Slaves and Free Persons of Color: Hyde and Beaufort Counties – William L. Byrd and John H. Smith
- North Carolina Slaves and Free Persons of Color: Iredell County – William L. Byrd and John H. Smith
- North Carolina Slaves and Free Persons of Color: McDowell County – William L. Byrd and John H. Smith
- North Carolina Slaves and Free Persons of Color: Mecklenburg, Gaston, and Union Counties – Byrd and Smith
- Northern Sampson County, NC Cemeteries: Vol. 3 – Bradley Lee West
- Obituaries North Carolina Civil War Soldiers and Veterans, Volume 8 – Barry Munson
- Obituaries: North Carolina Civil War Soldiers and Veterans, Volume 7 – Barry Munson
- Onslow County, North Carolina Marriage Records, 1764-1867 – Frances Ingmire
- Pasquotank County, North Carolina Marriage Bonds, 1741-1866 Including Marriage Records, Christ Episcopal Church, 1821-1872 and Marriages Performed by Cader C. Perry, J.P., 1858-1877 – Family Research Society of Northeastern North Carolina
- Photographers in North Carolina – Stephen E. Massengill
- Polk County, North Carolina Cemeteries – Polk County Historical Association
- Polk County, North Carolina History – Polk County Historical Association
- A Preliminary Guide to Pre-1904 County Records in the Virginia State Library and Archives – Virginia State Libraries
- Rockingham County, North Carolina Marriage Records, 1785-1868 – Frances Ingmire
- Rutherford County, North Carolina Marriage Records, 1779-1867 – Frances Ingmire
- "Sacred to the Memory Of ..." The W.P.A.: The Works Progress Administration Pre-1914 Cemetery Inscription Survey for Sampson County, NC – edited by Bradley Lee West
- Sampson County, North Carolina Voter Registration: 1902, 1904, 1906, 1908 – Old New Hanover Co. Gen. Society
- Scotland County Heritage
- Stokes County, North Carolina Marriage Records, 1783-1868 – Frances Ingmire
- Surname Index to History of Greene County, North Carolina by James M. Creech – Compiled by Mike Edge
- Toe River Valley Heritage Vol. IV
- Town Leaders: Littleton, North Carolina 1790-1920 – Rebecca Leach Dozier
- Tyrrell County, North Carolina Marriage Records, 1761-1862 – Frances Ingmire
- Wake County, North Carolina Marriage Records, 1781-1867 – Frances Ingmire

Joseph Everett of Wayne County

Joseph Everett was a man of large affairs in Wayne County. He was a son of John Everett of Edgecombe County & his forebears had settled in Virginia in the 17th century & lived for a time in Williamsburg. Joseph Everett, though possibly a nominal member of the Episcopal Church, was associated, though not a member, of the Society of Friends. He was married to Ann McKinne, a daughter of Gen. Richard McKinne, who was for over twenty years a member of the General Assembly from Wayne.

Everett became one of the richest men in Wayne County history. His land holdings alone were described as "oceans of land" and when he died in 1836, his estate was one of the largest in county court history. The aristocratic village of Everettsville, south of the Neuse River, was established by his children and named in his honor and at one time was considered to be the most "toney" address in Wayne County.

Will of Joseph Everett – Contributed by Theodore Perkins NC Archives – Wills - CR 103.801.2 Recorded November, 1836 Court

In the name of God Amen - I Joseph Everitt of the State of North Carolina and County of Wayne being weake of body but of a Sound mind and memmory and Knowing the mortality of my boddy and that its appointed for all men wonst to die do make and ordain this my last will and testament this 27th day of September in the year of our lord Eighteen hundred and Thirty Six Vizt First I give and Recommend my soul in to the hands of god that give it and my boddy to its mother dust and as touching Such worldly Estate where with it hath pleased god to bless me with in this life I give and devise and dispose of the Same in the following manner and form

Itum the first I loan to my beloved wife Anney during her nachural life the Pickern Tract of Land a bout Two hundred acres including the following fields that is to say all lands on the South Side of Stoney Run with its improvements Except the Umphry Liley and Beard Lands and the Mill and Two Acres of Puvelege land on west side of the mill a bove and below the mill also the following negroes namely Jerrey Mary Washington Joan Sopha Daniel Edwin Michael Saul Latty Cuff Jacob and Clowey also Five head of Horses including my riding mare and coalt and Three more her choice Five cows and calves Eight Sows and pigs Six Ews and lambs one third of my corn pees and Potatoes Five Stacks of Fodder also I lend all my Household Fernature during her nachural life then to be Equally Divided between my daughter Jane and Son David all my Kitchen fernature to my wife also as much Porke or Bacon as my Executors may wish one yoke of my young steers also three other negro children namely Holladay Peggy and Barna

Itum 2nd I loan to my beloved Son David Everitt the tract of Land where on I now live Beginning on the River at the mouth of Stoney Run Then up the meanders of Said Run to Two white Oakes near the corner of the Pickern field Then with a line of marked trees to a corner a Post oake and sweet gum at the corner of the Fence that divides the new ground and Pickeron Field that Stands in the old path Thence with that fence and path to the Road then down and with the Road to the branch Then up the meanders of Said Branch to the mill including the mill and two Acres on the West Side for the use of the Mill Then up the meanders of the Mill Pond on the West Side near the high ground to the Big marsh Then to the Run then up said Branch to the mouth the Flag Branch Then up the meanders of the Flag Branch to the head near the Road Thence from the head of said Branch a Straight line to a pine or Post Oak and cross the Road a bout twenty Steps

and cornering at said pine and Post oake in the head of the Herricane Branch Thence a Strate line to the middle prong of Mileses Marsh and corner near the path called Beards Old Road Then runs in the western Prong of Mileses Marsh a bout twenty Steps below the path to Polly Overmans Thence down the said marsh to John Coxes line Thence with his lines to a pine in the head of a bottom Isham Edwarses corner near the big path Thence with Coxes lines to a pine near the head of the Wild Cat Branch Thence with Coxes lines to the Road Thence with West lines to Probet Colliers New Road Then down the Road to my line Thence with West and George Colliers lines to Carraways Creeke Then down the various courses of said Creek to the River Thence up the River to the Beginning containing a bout Two Thousand and Seven hundred and Fifty acres of Land be the same more or less to him and his use and Bennifit during his nachural life and Further Provided my Son David Should die and leave no lawfull heir Then the a bove named Tract of Land to goe to my Daughter Jane Smith Provided She pays or causes to be paid the following Sums To the heirs of Sally Kennedy Two Thousand Dollars To The heirs of Marry Everitt Two Thousand Dollars To Nancy Smiths heirs Two Thousand Dollars and to the heirs of John Everitt one Thousand and Five hundred Dollars all of the above named Sums to be paid within Four years after taking in possession the a bove named Tract of Land Provide my Son David Should live to have a lawful heir I then in Such case give and bequeath unto him my Son David Everitt his heirs and assigns for Ever the afore mentioned tract of land as in this Itum was first loan to him to gether with all its improvements and located as under the Loan Also a Horse called Charley also one half of all my house hold and Kitchen Ferniture that I have lent my wife also Five cows and Calves Eight Sows and Pigs

Itum 3rd I give and bequeath unto my beloved daughter Ann Jane Smith The Lands lying on the west Side of Stoney Run Beginning on the River at the mouth of Stoney Run and Runs with her Brother Davids as its various courses to the back line Thence with the back line to the west prong of Mileses Marsh then down the Same to John Coxes line Thence with his line to the Big path Then to Thomas Kennedys corner Thence with my line near Bradberries Branch Thence with Thomas Kennedays line to a corner near the meeting house Thence down the Road to Henry Apple Whites path Thence with the path, Known by the name of David McKinnes path, to the marsh Thence across the marsh to Henry Aple Whites corner Thence with his line Through the marsh of the Lake to his and Slocumbs corner a Black gum Thence with Slocumbs line to a Stake Slocumbs corner Thence with Slocumbs line to Bradberries Branch Thence up the meanders of the Branch to the Branch pasture Thence with Slocumbs line to Brads Branch Thence up the meanders of said Branch to Slocumbs corner Thence with Slocumbs line to his and Philip Hookses corner on the Road Thence with Hookses line to his corner a Stake in the field Thence with his line to a corner pine in a Pocoson Thence with his line to a corner pine on the old road Thence with his line to the River Thence down the River to the Beginning Containing a bout Twenty Eight hundred acres of Land Be the same more or less To have and to hold to her and her heirs and assigns forever Also Two hundred and Fifty Dollars for Planke & Scantlin and Tables

Itum 4th I give and bequeath to my beloved Daughter Nancy E. Smith the Lands being on the South side of Neuce River and on both sides of Buck Swamp in Several tracts Vizt the Solomon Thomas tract a bout Three hundred and twenty acres lying on the north side of Buck Swamp a Joining Christopher Ezekeel and the heirs of Henry Hollomons line and others this William Thomas Say - One other tract of Land on the South Side of Buck Swamp it being the land that Willis Martin Deeded to me for a bout one Thousand acres also the Lewis C. Pender tract adjoining said Martin Tract for a bout Forty Seven acres one other Tract that Rachel Elmore Deeded to me for a bout Forty Seven acres also one other Tract lying on Bushes Branch that Nancy Otridge Deeded to me for Four hundred acres also one other Tract of Land lying on Both Sides of the Beaver dam Branch known by the name of the Robert McKinney Tract Including a

part of the Westbrook Land Vizt to make the Road the line from the Cross Roads Tract of Land To the Musgrave line Then with the said Musgrave lines to Falling Creeke Containing a bout Six hundred and Sixty acres also on other Tract whereon Sarrah McKinne now lives containing a bout Two hundred Acres also the William Thomas Tract on Buck Swamp containing a bout Four hundred and Sixty acres joining the Solomon Thomas Tract and others which Sally Kennedy will pass a Deede to her Sister Nancy for as I wost Deeded it to her and cince bot it Back and neglected to take a Deede to have and to hold all the afore named Tracts of Land with all there improvements To have all the afore said to her heirs and assigns for ever also the sum of one hundred and Fifty Dollars

Itum 5th I give and bequeath to my beloved Daughter Mary Everitt my lands lying on Falling Creeke Vizt Charles and Elisha Pipkin Tracts and all my lands a Joining of them containing a bout nine hundred acres also a part of the Stewart Pipkin Tract That James Everitt now has in possession Containing a bout Eight hundred and Forty acres also the Richard McKinne and William Fellows Tracts containing a bout one Thousand acres of Land also the James Westbrook and Musgrave Lands that lies on the North Side of the Road say Eight or Ten Acres near the field Runing with the Road to Musgraves line Then with Musgraves line to Falling Creek Thence down the meanders of the Creeke to the River Then up the River to Whitfields Corner near the old Salt house Then out to the newbern Road also Two other Tracts The Mathew McKinne old Mill and The James Barbey Land a joining the mill containing a bout Three hundred and Forty acres The Whole Containing a bout Thirty Five Hundred acres of Land be the Same more or less to have and to hold to her and to heirs and assigns with all its improvements for Ever

Itum 6th I give and bequeath to my beloved Daughter Sally Kennedy my lands lying in the Forke of Neuce River and Little River and on both Sides of the Beaver Dam Swamp Vizt The Silas and David Jernagan Tracts containing near Six hundred acres of Land also all my William Coor Lands and the Lands I bought of Lewis C. Pender and all my Pocoson and Pocoson Branch Land also my John Hamiton and Butcher Tracts one of which lies in the Edge of Johnston County containing a bout Five hundred Acres in the Three last named Tracts also the Philip B. Raiford Tract on Little River also Nathan Small Joseph Arnold and Richard Sanders Tracts lying on the South side of Nawhunty and all my land that lies a Joining of John Kennedys that I have not Deeded him also the Thomas and Jesse Coor Land Including the whole of my lands I am possesst of in the Forke of Neuce and Little River To have and to hold all of the afore named Tracts of Land with its improvements to her and her heirs and assigns forever

Itum 7th I give and bequeath to my beloved Son John Everitt the Stephen Jernagan Tract of Land lying on the North Side of Neuce River and on both sides of Stoney Creek Supposed to contain a bout Eight hundred and Fifty acres of Land be the same more or less To have and to hold the a bove mentioned Tract of Land with its improvements to him and his heirs and assigns for Ever also a bout Seventeen hundred acres I Deede to him

Itum 8th I give and bequeath to my beloved Nece Mary McKinney Five Hundred Dollars to be paid by my Executors within Three years from and after the Probate of this my will

Itum 9th I give and bequeath to my beloved Friend William Fellow now of the State of Tennessee to his children Four hundred Dollars to be payed by my Executors within three years from and after the Probate of this my will

Itum 10th I do hearby authorize and Direct my Executors to Sell the Following Tract of Land on a credit of one Two and Three years Vizt The John Everitt Tract of Land Lying on the Newbern Road a Joining of the Lands of Sampson Lane John Hamilton and W. Lanes containing a bout Two hundred and ninety acres be the same more or less also one other Tract in Sampson County bot at Sheriffs Sale calld Bull Pocoson wich I have Sheriffs recpt for

Item 11th Its my will and desire That the following named Negroes be liberated and Freed from and after one year after the Probate of this Will by my Executors and to be taken care of by them for Thair meritorious Services Rendered to me during my life Sall Stephen and Phillis

Item 12th I loan to the care of the Contentney Meeting of Friends the following named Negroes Vizt Philip Jams Charles Dinah Julian and her children

Item 13th I wish my stock of Books to be equally divided amongst my children

Item 14th I do hearby authorize and Direct my Executors as Soon as may be practable from and after the probate of this my will to Sell on a Credit of Twelve months with Interest from the date all my Stock that I have not heartofore givin a way I wish my Executors to take charg of my crop and Stock at my Decease and carry them on to the Season of Fattening and then fatten all thats advisable to fatten with the Then present crop Then Sell the same at publick Sale to gether with the balance of the crop then on hand to gether with my Tools and all my Plunder that is of wasteable nachur and not other wise given away - The monies a Rising from the Sales of Such property as I have Directed my Executors to Sell to gether with my Bank Stock in the old Newbern Banke and my notes and act that I have by me all to goe in to the hands of my Executors at my Decd First my Executors are to pay off all my Just Debts Secondly they will pay off The legacies as given in this my will

And the Residue if any to be Equally Divided amongst my Children

I wish and Direct my Executors to make a deede To James Everitt for one hundred and Thirteen acres of the James Barbey land by James Everitt first complying with out contract also one Small piece to John West lying over P.Colliers new Road next the Juniper of a bout forty acres by his paying cost and charges for Entr

Lastly I doe hearby nominate Constitute and appoint my worthy Sons John Everitt and William Smith my two and Lawfull Executors to Execute this my last will and Testament in manner and form as Directed in this my last will and Testament given under my hand and Seal the day and date first Written in presents of us

Jos. Everitt {Seal}

John J. Collier
John W. West
G.W. Collier
Wm Caraway

Wayne County Nov Term 1836

Then was the above will of Joseph Everitt produced in open court and offered for probate and was duly proved by the oaths of Jno W. West John J. Collier & Wm Caraway Subscribing witnesses thereto & ordered to be recorded – at the same time Jno Everitt & Wm Smith Executors therein named came into court & qualified as Executors thereto let letters testamentary issue

Jno A. Green Clk

NOTICE.
THE subscribers having at the November Term, 1836, of Wayne County Court, qualified as Executors to the last will and testament of Joseph Everette,—hereby notify all persons having claims against their testator to bring them forward within due time, proved according to law: upon failing to do so this notice will be plead in bar of their recovery.
JOHN EVERETTE } Ex'rs.
WILLIAM SMITH. }
December 7th 1836.

Notice.
AT the Court of Pleas and Quarter Sessions, held for the county of Wayne, at November Term, 1836, the Will of Joseph Everitt deceased, was admitted to probate, and John Everitt and William Smith qualified thereto and took upon themselves the Executorship of the Estate of said deceased. We therefore call on all persons who are indebted to said Estate to come forward and make payment, and all persons holding claims against said Estate to bring them forward, well authenticated within the time prescribed by law, or this notice will be pleaded in bar of a recovery.
JOHN EVERITT, } Executors,
WM. SMITH, }
Dec. 20th, 1836. 112.6t.

NOTICE – The subscribers having at the November Term, 1836, of Wayne County Court, qualified as Executors to the last will and testament of Joseph Everette, hereby notify all persons having claims against their testator to bring them forward within due time, proved according to law : upon failing to do so this notice will be plead in bar of their recovery.

JOHN EVERETTE }
WILLIAM SMITH } Ex'rs

December 7th 1836

Notice – At the Court of Pleas and Quarter Sessions, held for the county of Wayne, at November Term, 1836, the Will of Joseph Everitt deceased, was admitted to probate, and John Everitt and William Smith qualified thereto and took upon themselves the Executorship of the Estate of said Deceased. We therefore call on all persons who are indebted to said Estate to come forward and make payment, and all persons holding claims against said Estate to bring them forward, well authenticated within the time prescribed by law, or this notice will be pleaded in bar of a recovery.

JOHN EVERITT }
WM. SMITH } Executors

Dec 20th 1836

**Richard Cox Indenture to Micajah Cox – Contributed by James Ingram
NC Archives – Real Estate Conveyances, 1819-1830
Vols. 12-13 – C.103.40006 [Microfilm]**

This Indenture made Twenty second day of February one thousand eight hundred & Twenty three between Richard Cox of the County of Wayne & State of North Carolina of the one part and Micajah Cox of the County of Wayne & State of North Carolina of the other part witnesseth that the said Richard Cox for and in consideration of the sum of Two Thousand dollars to me in hand paid by the said Micajah Cox at and before the Sealing and signing of this presents the receipt and payment where of is here by acknowledged & the said Richard Cox for himself and his heirs doth here by bargain sell & confirm unto him the said Micajah Cox his heirs executors and assigns forever a certain peace or parcel of land in the said County of Wayne situate lying and being as follows on the north side of Neuse and bounded as follows (vizt) Beginning at a small Black Gum on the river bank runs N 23 Wt 168 poles to two ashes in Willis Jones line then with his line S 38 Wt 41 poles to a maple Willis Jones corner then with his other line S 73 Wt 20 ½ pole to a pine said Jones's corner then with his line S 86 Wt 76 ½ pole to a small ash said Jones's & John Wilkinsons corner on the run of Jarrell Marsh then with the run of said Marsh as it meanders with John Atkinsons line to a Large white oak Said Atkinsons corner then his other line So 85 Wt 53 poles a warter oak his other corner then with his other line So 8 Et 108 ½ pole to a warter oak & Lawrell said Atkinsons lower corner on the bank of Neuse River then down the meanders of the same to the first station containing four hundred acres

Also one other tract on the South side of Neuse River – Beginning at a Stake & Birch by the bank of said River below the Sain Place Joseph Everits corner and runs with his line So 3 Wt 6 pole to a stake his corner then So 86 Wt 67 pole to a stake by persimmon tree his corner on the river bank above the Ferry then down the River as it meanders to the first station Containing six acres of land ---- Thirteen square pole only excepted to include the Graves of Uriah Bass Father & Mother which pieces or parcels of land, with all ways woods waters and every other

appertinence there unto belonging or appertaining the said Richard Cox for himself his heirs Executors & administrators hath hereby sold set over conveyed released and confirmed in open market to the said Micajah Cox his heirs Executors administrators and assigns and he the said Richard Cox for himself his heirs and Executors and administrators hereby covenant and promise to and with the said Micajah Cox his heirs Executors or assigns that he the Said Richard Coxe his heirs Executors & administrators shall and will warrant and forever defend the said pieces or parcels of land with all and every of Members & appurtenances free from all lawful Claim or Claims of any person or persons whatsoever unto the said Micajah Cox his heirs Ex'rs adm't's & assigns forever in witness where of the said Richard Cox hath hereunto set his hand and seal the day and year above written. Signed Sealed & delivered in the presents of

Richard Cox {Seal}

Levi Cox

Nathan Musgrave

Wm (his x mark) Talton

Benj (his x mark) Stricklen

Wayne County August Term 1824

Then was the within deed of sale from Richard Cox to Micajah Cox duly proved in open Court by the oath of Levi Cox a subscribing witness & let it be Registered

P. Hooks Clk

HINTON GRANT vs THOMAS T. HOLLOWELL - #9434
Contributed by Judy Ginn - abstracted by Martha Mewborn Marble

Wayne County – Case appears to have started in Wayne County in 1857 as a Court Equity Case

The Bill of Complaint of Hinton James Grant an infant by his next friend, James S. Lane

Vs

Thomas T. Heollowell, Administrator of Benjamin William Grant, Simon Newsome Administrator of Benjamin Best Sr., Caty Grant, Robert Ham & wife Louisa, Thomas J. Vinson & wife Eliza, John Grant, Catharine Grant, Council Best Sr., Robert Best, Lemuel Best, Henry Best, Simon Newsome & wife Patience, Nancy Wooten wife (wife marked through), Elizabeth Newsome wife (wife marked through), Philip Howell & wife Winny, Andrew Scott & wife Dicey, Joseph Smith & wife Patience, William A. Thompson & wife Sally, Lemon Lynch & wife Azubah, Haywood Ham Jr., Benjamin B. Ham, Henry B. Ham, Hiram J. Ham, Kenton J. Best, Thomas Phillips & wife Mary, Nathan Boyte & wife Narcissus, Benjamin Best, Jr., Leurenia Best, Theophilus W. Best, Council Best, Jr., Nicholas W. Best, Richard W. Best, Waitman T. Best, Nancy J. Best, Robert Howell & wife Winny, William Deans, Sally Deans, James Winborne & wife Sally, Smithy Best, Elizabeth Hearn & Robert Hearne

To the Honorable Judge of the Court of Equity for Wayne County, Humbly complaining sheweth unto your Honor, your orator, Hinton James Grant of the County of Wayne, an infant, owing by his next friend, James S. Lane: That your orator and Benjamin Williams Grant, the intestate of the defendant Thomas T. Hollowell, and the defendants, Louisa wife of the defendant, Robert Ham, Eliza wife of the defendant, Thomas J. Vinson, John Grant & Catherine Grant are the illegitimate children of one Benjamin Best, Sr. the intestate of the defendant, Simon Newsome, by the defendant, Caty Grant, their Mother. That the said Benjamin Best. Sr., desiring to give in

fee simple, with right of survivorship in case one should die under twenty one years of age or without issue, a valuable tract of land situated in this County, hereinafter particularly described & five slaves, to your orator and the said Benjamin William Grant, who were both infants of tender years, requested one William K. Lane to draft a deed of gift conveying to the said Benjamin William Grant & your orator the said tract of land in fee simple & the said slaves should rest in the survivor and his heirs ----- on 12 September 1846 said Lane drafted the deed and it was executed and delivered with the wits as said Lane and one Council Wooten – deed registered as required by law and a copy is attached ----- the said Lane, through ignorance or mistake, omitted the words of inheritance as to the real estate and words of survivorship in both the real and personal estate whereby the intention of the said Benjamin Best will be defeated unless this Honorable Court interpose its power for the correction of the said mistakes

The said Benjamin Best Sr. died intestate in the year 1851, and the defendant Simon Newsome, is his administrator & the said Benjamin Williams Grant died intestate in the month of March 1857, and the defendant, Thomas T. Hollowell, is his administrator – the omissions were not discovered till after the death of the latter – he was under age and never married and left as his heirs – Louisa wife of Robert Ham, Eliza wife of Thomas J. Vinson, John Grant and Catherine Grant who are his brothers & sisters and together with the defendant, Caty Grant are the next of kin

The said Benjamin Best Sr. left as his heirs at law his children, the defendants, Council Best, Sr., Robert Best, Lemuel Best, Henry Best, Patience wife of Simon Newsome, Nancy Wooten a widow, Elizabeth Newsome, a widow, and Theophilus Best, the last having died intestate in the month of August 1857 leaving as his heirs at law his children the defendants Kenton J. Best, Mary wife of Thomas Phillips, Narcissus wife of Nathan Boyte, Benjamin Best, Jr., Leusenina Best, Theophilus W. Best, Council Best. Jr., Nicholas W. Best, Richard W. Best, Waitman? Best & Nancy J. Best.

Said Benjamin Best, Sr. also had a daughter, Sarah, who intermarried with one Haywood Ham Sr., many years since and died before the said Benjamin Best, Sr. leaving children who are the defendants Winney, wife of Philip Howell, Dicey wife of Anderson Scott, Patience wife of Joseph Smith, Sally wife of William A. Thompson, Azubah wife of Lemon Lynch, Haywood Ham, Jr., Benjamin B. Ham, Henry B. Ham & Hiram J. Ham

And a daughter named Elizabeth who intermarried with one Thomas A. Deans and died before the said Benjamin Best, Sr. leaving children, the defendants, Winney wife of Robert Howell, William Deans & Sally Deans; NOTE: Elizabeth was the daughter of Sarah Best Ham and a son named William Ham, who died before the said Benjamin Best, leaving children, the defendants Elizabeth Ham & Robert Ham that the said Sarah Ham also had a son named Burwell Ham, who died intestate & without issue – that the said Sarah Ham had another daughter named Polly, who intermarried with another Benjamin Best & died before the said Benjamin Best Sr. leaving children the defendants, Smithy Best & Sally wife of James Winborne. The slaves are now six in number viz: Allen, Willie, Bryan, Celah & Abram, named in said deed and a child of the said Celah, born since its execution, whose name is not recollected.

Shortly after the death of said Benjamin Best, a part of said tract of land, about 150 acres, was sold under execution on a judgement in Wayne County Court and was purchased by one Thomas Uzzell – the balance of said tract contains about 1200 acres lying on the SS of Bear Creek adj. lands of Council Best, Thomas Uzzell & others and is bounded as follows – beginning at the

mouth of Paul's branch where it empties into Bear Creek, adj. Council Wooten, near the house (does not say whose house), down a line where the path goes into Whitehall Road, adj. C. Bests, Matthew Uzzell, Joshua Uzzell, Goose Pond, head of Walnut pocosin, John M. Uzzell, line of R. W. Harper & wife's deed to Benjamin Best, Thomas Uzzell's corner of the Benjamin Smith land below where said Smith formerly lived, south prong of the Mill branch

It is in the interest of the said Benjamin Williams Grant to sell the said tract of land and a petition was filed through their guardians in the Court of Equity Spring Term 1854 and a decree of sale was made and the land was sold for \$5,500 to Theophilus Best – the proceeds are in the hands of your Orator and the said Benjamin Williams Grant --- the said Theophilus Best sold & conveyed in fee simple one half of the said tract to the defendant Council Best Sr. and the other half to the defendant, Nicholas W. Best and then Council Best Sr. conveyed his half to the said Nicholas W. Best and the said Nichols W. Best has sold and conveyed the whole tract to the said Council Best Sr. who is now in possession of the said tract

All the conveyances were made before the death of the said Benjamin William Grant and all parties were under the impression that the fee simple had been vested in the said Benjamin Williams and your orator – your orator is advised that as the deed stands now the fee simple of said lands is vested in the heirs of said Benjamin best, one half of said slaves by the death of said Benjamin William Grant go to his next of kin – UNLESS your honor interprets the power of the Court to supply the outside sions ??? in the said deed which your orator is advised this court will do to carry out the intention of the said Benjamin Best Sr.

NOTE: on the side of the paper – Benjamin Best Sr. was a wealthy man possessed of many slaves and valuable estate and before his death he by deed provided for all his other illegitimate children and for his legitimate heirs – said Benjamin Best – next word unreadable – utterly destitute and provided for at the date of the instrument herein sought to be corrected – said Benjamin Best always affirmed the place of a parent towards your orator and he recognized his duty to them

DEED - State of North Carolina, Wayne County - Know all men by those presents that I Benjamin Best of the County and State aforesaid for and in consideration of the natural love and affexion which I have for Benjamin Williams Grant & Hinton James Grant Sons of Caty Grant and for the further consideration of the Sum of One dollar to me in hand paid at and before the ensuing and delivery of these present that I have given granted bargained and sold and will by these present give grant bargain and sell to the said Benjamin Williams Grant and Hinton James Grant all the land I own on the South Side of Bear Creek containing about thirteen hundred acres also the following negroes Viz: Allen, Willie, Bryan, Celah, Abram, also all the stock of any kind on the said lands Reserving however my life estate in all the said property – on testimony whereof I have hereunto Set my hand and Seal this the 12th day of September, A.D. 1846

Benjamin (x) Best

Signed, Sealed & Delivered in presence of the assigns made before signed
Wm. K. Lane, C. Wooten

A true copy from the Record in my office March 5th 1857

I. Klwern ??? Reg by Benj. Aycock

ANSWER OF THOMAS T. HOLLOWELL, administrator of Benjamin Williams Grant - He admits the deed was drawn and it was to convey a fee simple estate in the land and an absolute property in the slaves but whether he directed survivorship he did not know – he has been

informed such was not the fact and the allegation was not made until the death of Benjamin Williams Grant – he further stated part of the land was sold to pay the debts of the said Benjamin Best in his lifetime and not after his death – states the chain of ownership was as stated and mentioned the middle name of Washington for Nicholas Washington Best
Wm. H. Washington was the Sol for the defendant - 1 Feb 1858

ANSWER OF WILLIAM K. LANE - 17 March 1860 - Benjamin Best sent for me and I went to his house on 12 Sept 1846 and at his request drew up four deeds for him, among them the one mentioned in this suit to Benjamin Williams Grant and Hinton James Grant and the said slaves. He said the deed was to say that if one of the children died under the age of 21 without children the whole of the said property should go to the other. The word "heirs" and the words of survivorship as to all the property was an omission of mine. The old man was of sound mind at the time of execution of the deed. The defects in the paper were not discovered until after the death of Benjamin Best. I was appointed guardian of Ben. W. and Hinton J. Grant after the death of the said Benj. Best and am still the guardian of Hinton Grant. I had before the execution of the said deed drawn a will for the said Benjamin Best in which the land mentioned in said deed was devised to the said Benj. W. and Hinton J. Grant and their heirs. I don't know what happened to the will.

ANSWER OF COUNCIL WOOTEN - Was present when the deed was written and heard him tell Mr. Lane how he wanted the deed written

ANSWER OF ROBERT HAM, THOMAS VINSON AND JOHN C. GRANT - Joint and separate answer – Spring Term 1860 – three of the defendants – they were aware that Benjamin Best Sr. did duly execute the deed referred to but were ignorant of the facts except as they had been informed by others – they believed the intention of said Best was to convey to said Benjamin Williams Grant and Hinton James Grant an absolute estate in fee simple as well as the slaves but they deny that said Best desired right of survivorship – after the death of Benjamin Williams Grant they stated that William K. Lane told them that the next of kin of the said intestate would be entitled to an equal share of said slaves but said Lane was not sure who was entitled to the said land – the defendants insist no mistake was made in the deed except that a fee simple and not a life estate in said land was intended and he intended the two grantees to own as tenants in common - 6 April 1860

Court found the land to be vested for Council Best Sr. by virtue of the several conveyances

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Wayne County Cemetery Book - Volume 1

The Old Dobbs Genealogical Society is pleased to announce the upcoming publication of the first volume of their new series of Cemetery Books. Volume 1 will contain a complete listing of all of the cemeteries in **Nahunta, Buck Swamp, and Great Swamp Townships**. This is the first update in more than 20 years and is an invaluable resource for genealogical research.

The book will be offered in both hardcover and CD versions. The CD version will be in searchable PDF format. The cost will be \$30 for either version. Shipping/handling is \$5.00 per book, but if you order both the hardback and the CD versions, you will pay only one shipping charge. Books should be delivered in November, 2005.

Please complete the order blank below and mail it with your payment to:

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