

Buncombe Co. NC Wills, Bk B, 1868-1899
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I know all men by these Presences
that I, John Curtis Stewart of the County
of Buncombe & State of North Carolina, being in
poore bodily health but of a sound and disposing
mind and memory, do now on this the
29th day of July 1870 make this my last will &
Testament

As to my worldly estate & all the property
Real personal or mixed of which I shall die
seized & possessed, or to which I shall be entit-
led at the time of my decease, I devise be-
neath & dispose thereof as follows viz

- First my will is that all my just debts shall be
paid out of my Estate by my Executor
Second I give devise & bequeath to George Chalmers
Stewart my nephew & son of Leander L
Stewart my eldest Brother, my Home &
Homestead on which I now reside lying
and being in the County of Buncombe &
State of North Carolina on Grassy Branch
adjoining the Lands of Henry Stroup
Sarah Ray & others & known as the
Stewart Land containing four hundred
and thirty six acres more or less;
to have and to hold the same to him
& his Executors, administrators & assigns for-
ever. I also give and bequeath to him the
said George Chalmers Stewart my Home
situated lying & being in the County of
Madell & State of North Carolina on the
waters of Fourth Creek adjoining the lands
of Nicholas Sticklebatter John Corbett
others containing sixty acres more or less;
to have and to hold the same to him
& his Executors administrators & assigns
for ever my will further is that
my personal property shall be first
used in the payment of my debts
and that the remainder of all my prop-
erty personal & Real after my debts are
paid go to George Chalmers Stewart
as near in before as possible
It is my will and I do hereby

nominate & appoint my Brother Leander
L Stewart to be the Executor of this my
last will and Testament, bearing the
manner and form of saying my last
discretionary with him

In witness whereof I have hereunto
my own hand hereunto subscribed
my name & affixed my Seal this July
29th 1870

(Signed) J. C. Stewart Seal

Signed Sealed & delivered by the
said John Curtis Stewart
as his last will and Testament
in the presence of us who at
his request & in his presence
& in the presence of each other
have subscribed our names
as witnesses thereto

(Signed) J. F. Breckman
John Ramsey

Buncombe County, in the Probate Court
in the matter of the Probate
of the will of the Late
J. C. Stewart Proved
by Leander L Stewart
Executor
Application
of Executor for
Probate

on this the 29th day of January 1873, personally
appeared before me J. B. Reed Judge of Probate
and Clerk of the Superior Court of Buncombe
County Leander L Stewart who being by
me duly sworn says

- 1 That J. C. Stewart a resident of the said
County of Buncombe died therein on the 20th
day of November 1872 leaving a last will
and Testament now shown to the Court where-
in the affiant is appointed Executor
- 3 The Estate of decedent after the payment of
debts and expenses devised and bequeathed to by
said will to George Chalmers Stewart the