

State of North Carolina }
Macon County }

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I, Logan Berry, of Macon County and State of North Carolina being of sound and disposing mind to make - Publish and. Declare this to be my last Will and Testament, hereby, revoking all other Wills by me at any time heretofore made, my Will is that all my just debts and funeral expenses be paid out of my estate by my executor hereinafter mentioned as soon as he may see convenient

I, Give & bequeath to my beloved Son W. H. Berry the following described tract or parcel of land in Macon County on the waters of Rabbit Creek in Mills Shoal Township, Bounded as follows:

1. Beginning at a Locust about N. 70 W. from the house, runs N. 2 1/2 E. 23 poles to a Pine; Then N. 33 E 36 poles to a large Spanish Oak; Then N. 18 poles to a Spanish Oak; Then N. 37 E. 59 poles to a small Gum in W. H. Berry's line; Then with said line N 82 W. 50 poles to a Black Oak; Then S. 35 W. 24 poles to a Hickory, then South 32 W. 24 poles to a Black Oak; Then South 20 W. 10 poles to a Black Oak; Then S 45 W. 27 poles to a S. Oak; Then S. 50 W. 91 poles to a Stake on top of the mountain, between Frankes and Berry's; Then with the top of the mountain S 29 E 30 poles to a Stake; Then S. 13 E. 14 poles to a Gum, Then S. 14 poles to a Chestnut, Old Car, then South 76 E. with an old line. 72 poles to a large Black Oak, Cor. of lot No. 2, then N. 30 E. 36 poles to a Sassafras; then N. 14 poles to a Stake, Then N. 21 W. 14 poles to a Chestnut; then N. 5 E. 17 poles to the beginning, Containing 86 Acres more or less, to have and to hold the same, to the said W. H. Berry, his heirs and Assigns to their only use and behoof forever.

hereinafter mentioned as soon as he may see
Convenient

I, J. F. Berry, bequeath to my beloved Son W. H. Berry
the following described tract or parcel of land in
Macon County on the waters of Rabbit Creek in
Mill Shoal Township, Bounded as follows:

Beginning at a locust about N. 70 W. from
the house, runs N. 25 1/2 E. 23 poles to a pine; Then N.
33 E. 36 poles to a large Spanish oak; Then N. 18 poles
to a Spanish oak; Then N. 37 E. 59 poles to a small
Jum in W. H. Berry's line; Then with said line
N. 82 W. 50 poles to a Black oak; Then S. 35 W. 24 poles
to a Hickory, then South 32 W. 24 poles to a Black oak;
Then South 20 W. 10 poles to a Black oak; Then S. 45 W. 27
poles to a S. oak; Then S. 50 W. 91 poles to a Stake on
top of the mountain, between Frank's and Berry's; Then
with the top of the mountain S. 29 E. 30 poles to a
Stake; Then S. 13 E. 14 poles to a Gum, Then S. 14 poles
to a Chestnut, Old Cor, then South 76 E. with an
old line, 72 poles to a large Black oak, Cor.
of lot No. 2, Then N. 30 E. 36 poles to a Sassafras;
Then N. 14 poles to a Stake, Then N. 21 W. 14 poles to a
Chestnut; then N. 5 E. 19 poles to the beginning, Con-
taining 86 Acres more or less, to have and to
hold the same, to the said W. H. Berry, his heirs
and assigns, to their only use and behoof forever.

I, J. F. Berry, bequeath to my beloved son
John S. Berry, a tract or parcel of land in
Macon County on the waters of Rabbit Creek

Beginning at a locust, Cor. of lot No. 1, about
N. 70 W. from the house, runs N. 5 1/2 E. 23 poles to a
pine, then N. 33 E. 36 poles to a large Spanish oak;
Then N. 18 poles to a Spanish oak; Then N. 37 E. 59
poles to a small Gum in W. H. Berry's line; Then

S. 82 E. 12 1/2 poles to a large white oak on top
of the mountain; then S. 18 E 30 poles to a small
white oak, then S. 6 W 33 poles to a Spanish oak;
then S. 18 E 43 poles to a stake; then N. 43 E 24
poles to a Walnut; then S. 16 1/2 E 17 poles to a
Walnut; then S. 48 W 40 poles to a Chestnut; then
S. 43 W. 88 poles to a large white oak in
Anlahu's line; then N. 76 W 46 poles to a B. oak;
then N. 20 E. 34 poles to a Sassafras; then N. 14 poles
to a stake; then N. 31 W 14 poles to a Chestnut;
then N. 5 E. 19 poles to the beginning.

Containing 89 acres more or less, to have
and to hold the same to the said John T. Berry
his heirs and assigns forever.

I give and bequeath to my beloved
daughter Catharine Allen a tract or
parcel of land in Macon County on the
waters of Rabbit Creek, (it being lot No. 3)
bounded as follows, Beginning
at a walnut, the east Cor. of lot No. 2,
runs S. 63 E. 48 poles to a hickory, old Cor.
then S. 68 E. 120 poles to a mountain oak
on top of Orion mountain; then S. 18 1/2 W
8 poles to a W. oak; then S. 8 E 16 poles to a Chestnut
oak; then S. 16 poles to a white oak; then S.
8 1/2 W 12 poles to a hickory, Cor. of 53 acre tract;
then west 105 poles to a hickory, Cor. of the
Wilson lands; then S. 41 W. 40 poles to a B.
Oak, Cor. of State Grant No. 2347, then S. 45
W. 19 poles to a Spanish oak. Then S. 27 W.
21 poles to a Spanish oak, Cor. of L. V. Cahie's land.
Then with Cahie's line S. 72 W 44 poles to a
hickory, Cahie's Cor. Then N. with an old line
46 poles to a small Black Oak, near a Spring,
then N. 15 W. 22 poles to a stake; then N. 35 W. 32
poles to a stake; then N. 76 W west with said

then N. 38 E. 19 poles to the beginning.

Containing 89 acres more or less, to have and to hold the same to the said John T. Berry his heirs and assigns forever.

I give and bequeath to my beloved daughter Catharine Allen a tract or parcel of land in Macon County on the waters of Rabbit Creek, (it being lot No. 3) bounded as follows, Beginning at a walnut, the east Cor. of lot No. 2, runs S. 63 E. 48 poles to a hickory, old Cor., then S. 68 E. 120 poles to a mountain oak on top of Onion mountain; then S. 18 1/2 W 8 poles to a W. oak; then S. 8 E 16 poles to a Chestnut oak; then S. 16 poles to a white oak; then S. 8 1/2 W 12 poles to a hickory, Cor. of 53 acre tract; then west 105 poles to a hickory, Cor. of the Wilson lands; then S. 41 W. 40 poles to a B. Oak, Cor. of State Grant No. 2349, then S 45 W. 19 poles to a Spanish oak, then S. 27 W. 21 poles to a Spanish oak, Cor. of L. V. Cahes land; then with Cahes line S. 72 W 44 poles to a hickory, Cahes Cor. then N. with an old line 46 poles to a small Black Oak, near a Spring, then N. 15 W. 22 poles to a stake; then N. 35 W. 33 poles to a stake; then N. 76 West with said line 14 poles to a white oak Cor. of lot No. 2, then N. 43 E 88 poles to a large Chestnut, then N. 48 E 40 poles to the Beginning.

Containing 160 acres more or less, to have and to hold the same to the said Catharine Allen, her heirs and assigns to their only use and behoof forever.

4. I give, bequeath to my beloved daughter Ruth A. Steury the following described tract or parcel of land in Macon County - in Mill Shoal Township on the waters of Rabbit Creek being lot No. 4.

Beginning at a Walnut, the beginning Cor. of lot No. 3, run S. 63 E. 46 poles to a Hickory an old Cor. then S. 68 E. 120 poles to a mountain oak on top of the mountain; then N. 43 1/2 E. 14 poles to a Sassafras; then N. 35 E. 30 poles to a Chestnut on the North bank of Arrian mountain road; then N. 5 E. 68 poles to a Stake in line of the Deerlick tract; then N. 46 W. 70 poles to a Stake, then N. 60 W. 70 poles to a Chestnut, old Cor. at a Cliff of rocks; then S. 75 W. 70 poles to a Stake, Kinslands Corner; then N. 22 W. 13 poles to a black oak; then N. 62 W. 36 1/2 poles to a large white oak, Cor. of lot No. 2; then South 18 E. 13 poles to a small white oak; then S. 6 W. 33 poles to a Spanish oak; then S. 18 E. 43 poles to a Stake then N. 63 E. 24 poles to a Walnut; then S. 16 1/2 E. 17 poles to the beginning, containing 170 acres more or less to have and to hold the same to the said Ruth A. Steury her heirs and assigns to their only use and behoof forever.

I give, bequeath to my beloved daughter Margaret M. Higdon the following described tract or parcel of land in Macon County, Mill Shoal Township, on the waters of Ellijay Creek, being lot No. 5: Beginning at a Hickory, Beginning Cor. of State Grant No. 2021, run N. 45 E. 6 poles to a Chestnut; then North 25 W. 56 poles to a Black oak on top of a ridge; then N. 11 E. 20 poles to a large Chestnut; then N. 65 E. 115 poles to a Stake in Haskett's line; then S. 45 poles to a Hickory, Cor. No. 116; then E. 80 poles to a Walnut, Cor. of No. 1202; then with the line of said No. S. 55 E. 89 poles to a

to W Sasso grad, then N. 35 E. 30 poles to a Chestnut
on the North bank of Arvin mountain road.
Then N. 5 E. 42 poles to a Stake in line of The
Deerlick tract; then N. 45 W. 70 poles to a Stake,
then N. 60 W. 70 poles to a Chestnut, old Car, at a
Cliff of rocks; Then S. 75 W. 70 poles to a Stake,
Kinslands Corner; Then N. 22 W. 13 poles to a black
oak; Then N. 62 W. 36 1/2 poles to a large white oak,
Cor. of lot No. 2, Then South 18 E. 13 poles to a Small
white oak; Then S. 6 W. 33 poles to a Spanish oak;
Then S. 18 E. 43 poles to a Stake then N. 83 E. 24 poles
to a Walnut; Then S. 16 1/2 E. 17 poles to the beginning,
Containing 170 acres more or less, to have and to
hold the same to the said Ruth A. Henry her heirs
and assigns to their only use and behoof forever.

I Give, hereunto to my beloved daughter
Margaret M. Higdon the following described tract
or parcel of land in Macon County, Mill Shoal
Township, on the waters of Ollifay Creek, being
lot No. 5: Beginning at a hickory, Beginning
Cor. of State Grant No. 2021: run N. 45 E. 6 poles to a
Chestnut; Then North 25 W. 56 poles to a Black oak
on top of a ridge; then N. 11 E. 20 poles to a large
Chestnut; then N. 65 E. 115 poles to a Stake in Haste
it's line; then S. 45 poles to a hickory, Cor. No. 116;
then E. 80 poles to a Walnut, Cor. of No. 1202; Then
with the line of said No. S. 55 E. 89 poles to a
Stake, then S. 7 W. 54 poles to a Stake, Cor. of The
L. A. Berry tract, then S. 15 W. 80 poles to a hick-
ory, L. A. Berry's Cor; then S. 77 W. 76 poles to a
Chestnut; Then N. 35 E. 44 1/2 poles to a Stake; Then
N. 65 W. 89 poles to a Stake; then N. 35 E. 28 1/2 poles
to a Stake, Cor. of No. 116; Then W. 105 poles to
the Beginning, Containing 200 acres more

S. 82 E. 12 1/2 poles to a large white oak on top
of the mountain; then S. 18 E 30 poles to a small
white oak, then S 60 W 33 poles to a Spanish oak;
then S. 18 E 48 poles to a Stake; then N. 63 E 2 1/4
poles to a Walnut; then S. 16 1/2 E 17 poles to a
Walnut; then S 48 W 40 poles to a Chestnut, then
S. 43 W. 86 poles to a large white oak in
Sealahers line; then N. 76 W 46 poles to a B. oak;
then N. 20 E 34 poles to a Sassafras; then N. 14 poles
to a Stake; then N. 21 W 44 poles to a Chestnut;
then N. 2 E. 19 poles to the beginning.

Containing 87 acres more or less, to have
and to hold the same to the said John T. Berry
his heirs and assigns forever.

I give and bequeath to my beloved
daughter Catharine Allen a tract or
parcel of land in Macon County on the
waters of Rabbit Creek, (it being lot No. 3)
bounded as follows, Beginning
at a walnut, the east Cor. of lot No. 2,
runs S. 63 E. 48 poles to a hickory, old Cor.
then S. 68 E. 120 poles to a mountain oak
on top of Orion mountain; then S. 18 1/2 W
8 poles to a W. oak; then S. 8 E 16 poles to a Chestnut
oak; then S. 16 poles to a white oak; then S.
8 1/2 W 12 poles to a hickory, Cor. of 53 acre tract;
then west 105 poles to a hickory, Cor. of the
Wilson lands; then S. 41 W. 40 poles to a B.
Oak, Cor. of State Grant No. 2349, then S 45
W. 19 poles to a Spanish oak, then S. 27 W.
21 poles to a Spanish oak, Cor. of L. O. Cahes land;
then with Cahes line S. 72 W 44 poles to a
hickory, Cahes Cor. then N. with an old line
46 poles to a small Black Oak, near a Spring,
then N 15 W. 22 poles to a stake; then N. 35 W. 32
poles to a Stake; then N. 76 West, with said

in a state; then N. 51° W. 51 poles to the beginning.

Containing 89 acres more or less, to have and to hold the same to the said John T. Berry his heirs and assigns forever.

I give and bequeath to my beloved daughter Catharine Allen a tract or parcel of land in Marion County on the waters of Rabbit Creek, (it being lot No. 3)

bounded as follows, Beginning at a walnut, the east Cor. of lot No. 2, runs S. 63° E. 48 poles to a hickory, old Cor. then S. 68° E. 120 poles to a mountain oak on top of Onion mountain; then S. 18½° W. 8 poles to a W. oak; then S. 8° E. 16 poles to a Chestnut oak; then S. 16 poles to a White oak; then S. 8½° W. 12 poles to a hickory, Cor. of 53 acre tract; then west 105 poles to a hickory, Cor. of the Wilson lands; then S. 41° W. 40 poles to a B. Oak, Cor. of State Grant No. 2347, then S. 45° W. 19 poles to a Spanish oak; then S. 27° W. 21 poles to a Spanish oak, Cor. of L. V. Cahes land; then with Cahes line S. 72° W. 44 poles to a hickory, Cahes Cor. then N. with an old line 46 poles to a small Black Oak, near a Spring; then N. 15° W. 22 poles to a stake; then N. 35° W. 32 poles to a stake; then N. 76° West with said line 14 poles to a White oak Cor. of lot No. 2, then N. 43° E. 86 poles to a large Chestnut; then N. 48° E. 40 poles to the Beginning.

Containing 160 acres more or less, to have and to hold the same to the said Catharine Allen, her heirs and assigns to their only use and behoof forever.

4. I give, bequeath to my beloved daughter Ruth A. Steury the following described tract or parcel of land in Mason County, in Mills Shoal Township on the waters of Rabbit Creek being lot No. 4.

Beginning at a Walnut, the beginning Cor. of lot No. 3, run S. 63 E. 116 poles to a Hickory an old Cor. then S. 66 E. 120 poles to a mountain oak on top of the mountain; then N. 43 1/2 E. 14 poles to a Sassafras, then N. 35 E. 30 poles to a Chestnut on the North bank of Arrian mountain road; then N. 5 E. 62 poles to a Stake in line of the Deerlick tract; then N. 45 W. 70 poles to a Stake, then N. 60 W. 70 poles to a Chestnut, old Cor. at a Cliff of rocks; then S. 75 W. 70 poles to a Stake, Kinslands Corner; then N. 22 W. 13 poles to a black oak; then N. 62 W. 36 1/2 poles to a large white oak, Cor. of lot No. 2, then South 18 E. 13 poles to a small white oak; then S. 6 W. 33 poles to a Spanish oak; then S. 18 E. 43 poles to a Stake then N. 63 E. 24 poles to a Walnut; then S. 16 1/2 E. 17 poles to the beginning, containing 170 acres more or less, to have and to hold the same to the said Ruth A. Steury her heirs and assigns to their only use and behoof forever.

I give, bequeath to my beloved daughter Margaret M. Nigdon the following described tract or parcel of land in Mason County, Mills Shoal Township, on the waters of Ellijay Creek, being lot No. 5. Beginning at a hickory, Beginning Cor. of State Grant No. 2021, run N. 45 E. 6 poles to a Chestnut; then North 25 W. 36 poles to a Black oak on top of a ridge; then N. 11 E. 20 poles to a large Chestnut; then N. 65 E. 115 poles to a Stake in Haskett's line; then S. 45 poles to a hickory, Cor. No. 116; then E. 80 poles to a Walnut, Cor. of No. 1302; then with the line of said No. S. 55 E. 89 poles to a

to a Sassafras, then N. 35° E. 30 poles to a Chestnut
on the North bank of Arson mountain road;
then N. 5° E. 62 poles to a stake in line of the
Deerlick tract; then N. 45° W. 70 poles to a stake,
then N. 60° W. 70 poles to a Chestnut, old Cor. at a
Cliff of rocks; then S. 75° W. 70 poles to a stake,
Kinslands Corner; then N. 25° W. 13 poles to a black
oak; then N. 62° W. 35½ poles to a large white oak,
Cor. of lot No. 2; then South 18° E. 13 poles to a small
white oak; then S. 6° W. 33 poles to a Spanish oak;
then S. 18° E. 43 poles to a stake then N. 83° E. 24 poles
to a Walnut; then S. 16½° E. 17 poles to the beginning,
Containing 170 acres more or less, to have and to
hold the same to the said Ruth A. Henry her heirs
and assigns to their only use and behoof forever.

I give, bequeath to my beloved daughter
Margaret M. Nigdon the following described tract
or parcel of land in Mason County, Millchoval
Township, on the waters of Olligay Creek, being
lot No. 5: Beginning at a Hickory, Beginning
Cor. of State Grant No. 2021: runs N. 45° E. 6 poles to a
Chestnut; then North 25° W. 56 poles to a Black oak
on top of a ridge; then N. 11° E. 20 poles to a large
Chestnut; then N. 65° E. 115 poles to a stake in Hask
its line; then S. 45 poles to a Hickory, Cor. No. 116;
then E. 80 poles to a Walnut, Cor. of No. 1202; then
with the line of said No. S. 55° E. 89 poles to a
stake, then S. 7° W. 54 poles to a stake, Cor. of the
L. A. Berry tract, then S. 15° W. 80 poles to a hick-
ory, L. A. Berry's Cor.; then S. 77° W. 76 poles to a
Chestnut; then N. 35° E. 44½ poles to a stake; then
N. 65° W. 89 poles to a stake; then N. 35° E. 28½ poles
to a stake, Cor. of No. 116; then W. 105 poles to
the Beginning, Containing 200 acres more

or less, to have and to hold the same to said Margaret M. Sigdon, her heirs and assigns to their only use and behoof forever, excepting any portion of the above described tract of land that may lap on other granted lands.

6. I give and bequeath to the lawful heirs of my beloved daughter Polly Ann Moore the following described tracts or parcels of land lying and being in the County of Macon in Millsbrook Township on the head waters of Ellijay Creek, being all of state Grants Nos. 420 and 1431 and 2352 being known as the Camp tract, and 75 Acre tract west of the Camp tract, and 40 acre tract joining the Camp tract on the east side, also a fraction entry No 10876, lying near the mouth of Wildcat branch, joining land of J. T. Berry and W. A. Berry on the west side and Grant No. 1431 on the east side, containing in all 175 acres more or less to have and to hold the same to the said lawful heirs of Polly Ann Moore deceased and their heirs and assigns forever.

And as to my beloved daughter Laura J. Saylor I have heretofore given to her by deed of conveyance her distributive share of all my real estate and therefore there has not been any land allotted to her in this my last Will and Testament.

And as to the remainder and residue of my estate both real and personal or both of whatsoever kind of which I shall die seized

of Macon in Millsboro Township on the head waters of Olligay Creek, lying all of State Grants Nos. 420 and 1451 and 2358 being known as the Camp tract, and 15 acre tract west of the Camp tract, and 40 acre tract joining the Camp tract on the east side, also a fraction entry No 10876, lying near the mouth of Wildcat branch, joining land of J. V. Berry and W. H. Berry on the West side and Grant No. 1451 on the east side,

Containing in all 175 Acres more or less to have and to hold the same to the said lawful heirs of Polly Ann Moore deceased and their heirs and assigns forever.

And as to my beloved daughter Laura J. Taylor I have heretofore given to her by deed of conveyance her distributive share of all my real estate and therefore there has not been any land allotted to her in this my last Will and Testament.

And as to the remainder and residue of my estate both real and personal or both of whatsoever kind of which I shall die seized and possessed I dispose of in the following manner Viz:

The executor of this my last Will and Testament hereinafter mentioned shall sell to the highest bidder at public Out Cry, and divide the proceeds of said sale equally among my lawful heirs. And lastly I do disnominate and

Appoint John T. Berry to be the Executor
of this my last Will and Testament, and
in case of the death or other lawful dis-
qualification of my above named Executor
I hereby appoint W. H. Berry to be the Executor
of this my last Will and Testament.

In Testimony whereof I set my hand
and Seal. This 21st day of September, A.D. 1909.
Logan Berry
his mark

Signed and sealed in the
presence of us who at his
request, and in his presence,
and in the presence of each
other subscribed our
names.

J. W. Ammons,
J. W. Guffee.

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

A paper purporting to be the last Will and
Testament of Logan Berry, deceased,
is exhibited before me, the undersigned,
Clerk of the Superior Court for said County, by
John T. Berry, the Executor therein mentioned,
and the due execution thereof by the said Logan
Berry by the oath and examination of J. W.
Ammons & J. W. Guffee, the subscribing
Witnesses thereto; who being duly sworn, both
depose and say, and each for himself depose
and saith that he is a subscribing Witness

And in the presence of each
other subscribed our
names,

J. W. Ammons,
J. W. Guffee,

State of North Carolina } In the Superior
Macon County, } Court,

A paper purporting to be the last Will and
Testament of Logan Berry, deceased
is exhibited before me, the undersigned
Clerk of the Superior Court for said County,
John J. Berry the executor therein mentioned
and the due execution thereof by the said Logan
Berry by the oath and examination of J. W.
Ammons & J. W. Guffee, the subscribing
Witnesses Thereto; who being duly sworn, do
depose and say, and each for himself depose
and saith that he is a subscribing Witness
to the paper - Writing now shown him, pur-
porting to be the last Will and Testament
of Logan Berry; That the said Logan Berry
in the presence of this deponent, and the
other subscribing Witness, subscribed his
name at the end of said paper - Writing,
which is now shown as aforesaid, and do

bears date of the 21st day of September 1909.
And the Deponent further saith that
the said Logan Berry the testator
aforesaid, did at the time of subscribing
his name as aforesaid declare the said
paper writing so subscribed by him, and ex-
hibited 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 sub-
scribed 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 Logan
Berry 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 these
deponents say not.

J. W. Aymonson
J. W. Guffee.

Severally sworn and subscribed,
this 14 day of Feb'y, 1910, before me,
R. M. Ledford
Clerk Superior Court.

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

It is therefore Considered and Adjudged
by the Court that the said

and in the presence of said testator,
And this deponent further saith, that at
the same time when the said testator sub-
scribed 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 Logan
Berry 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 these
deponents say just.

J. W. Symmons.
J. W. Guffee.

Severally sworn and subscribed,
this 14 day of Feby, 1910, before me,
R. M. Ledford
Clerk Superior Court.

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

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 Logan Berry,
deceased. Let the said Will together
with the probate, be recorded and
filed, This 14 day of Feby, 1910.
R. M. Ledford
Clerk Superior Court.