

and in the paper writing now shown him, purporting to be the last Will and Testament of John J. Neal that the said John J. Neal in the presence of the deponent subscribed his name at the end of said paper writing which is now shown as aforesaid, and which bears date of the 27th day of November, 1900.

And the deponent further saith, that the said John J. Neal the testator aforesaid, did at the time of subscribing his name as aforesaid declare the said paper writing to be subscribed by him, and executed to be his last Will and Testament, and the deponent did thereupon subscribe his name at the end of said Will, as an attending witness thereto, and at the request and in the presence of said testator. And the deponent further saith, that at the same time when the said testator subscribed his name to the said last Will as aforesaid, and at the time of the deponent subscribing his name as an attending witness thereto, as aforesaid, the said John J. Neal was of sound mind and memory, of full age, he was not a slave, and was not under any restraint, to the knowledge of the deponent, and to the best of his belief, and to the best of his knowledge.

C. J. McNeill
J. S. Parsh

Sincerely, your obedient servant,
This 21st day of Nov. 1902. before me
C. J. McNeill
Clerk Superior Court.

North Carolina } In the Superior Court.
Ashe 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 John J. Neal, deceased. Let the said Will together with the probate hereof and file.

This 22nd day of Nov. 1902.
C. J. McNeill
Clerk Superior Court.

North Carolina }
Ashe County } Sept 10th day 1900.

I Calum Graybeal of aforesaid County and state being of sound mind, but considering the uncertainty of my earthly existence do make and declare this my last will and testament. First, I give and devise to my beloved wife Susanna Graybeal her support and privilege off of the tract of land on which we now live containing one hundred and twenty acres more or less for her natural life or as long as she remains my widow in satisfaction of her dower and third in all my lands. I further devise that my wife shall have sufficient support out of my means as the law directs for her plain support and that she shall have a sufficiency of the household and furniture for her comfort of her one choice and such stock of all kinds that remains only a reasonable portion. She shall have the right to choose for her self.

Second, I have give to my son Cicero Graybeal deceased and his heirs a tract of land known as the Mouth of Windfall adjoining the lands of Henry Wagner and others and property to the amount of \$1627⁰⁰ which will be his full share in my estate. I further state that if there should be any surplus come in from the sales of the Iron ore the children Liza Graybeal and Eddie Graybeal shall have an equal share with the rest of the heirs when they come of age.

Third, I give and bequeath to my son Adolphus Graybeal and his heirs a tract of land on Horse creek which he got to Henderson Elder containing 89¹/₂ acres and other property to the amount of \$470⁰⁰ and he shall have a full share in my estate.

Fourth, I give and bequeath to my daughter Reba E. Baldwin the wife of Wilson Baldwin in fee simple a tract of land in the fork of Horse creek containing about forty acres and one third interest in the mill

and what it contains in value will be with what she has received will be \$1351.⁵⁰ she shall have an equal part with all my children.

Fifth, I give and bequeath to Rose E. Patton the wife of William Patton a tract of land where they now live known as the long brand tract bought of Joseph Stuart and William Eldredh adjoining the lands of William Eldredh also a tract known as the old field adjoining the lands Susan Gilley containing about twenty acres with a one third interest in the mill and what it contains with sundry advancements to the amount of \$1225.⁸⁰ I intend for Rose E. Patton and her to have an equal share with rest of the children.

Sixth, I give and bequeath to my son William Henry Graybeal and his heirs in fee simple a tract of land on Horse Creek adjoining the lands of William Barker and others containing twenty four acres and bounded as follows. Beginning on a sycamore North 86 East 14 poles to a stake N. 8 E. 23 poles to a Saxis N. 32 E. 22 poles to a white oak N. 70 E. 8 poles to a stake. South 50 E. 18 poles to a chestnut N. 38 E. 54 poles to a white oak at wagon road in Joseph Graybeal line S. 50 E. south Joseph Graybeal line 23 N. to an ironwood N. 69 E. 18 p. to a chestnut S. 27 E. 240 to a white pine S. 20 W. 35 p. to a white oak Colvin Graybeal's corner S. with Mat Childers line 13 p. to a stake in the road S. 40 W. 6 p. to a stake in the road S. 18 W. 34 p. to a stake near a Rock S. 50 W. 12 p. to a stake N. 55 W. 24 p. to a white oak S. 32 W. 40 p. to a spruce pine S. 35 W. 4 p. to a stake S. 78 W. 30 p. to a stake N. 41 W. 9 p. to a stake N. 18 W. 42 p. then to the beginning I accept a three fourth interest in the iron ore on all the land but the King land which I accept in full with other advancements to the amount of \$1748.⁰⁰ he shall share equal with the rest of the children.

Seventh, I give and bequeath to my daughter Laura E. Eller the wife of E. C. Eller a tract of land known as the Fremont place and bounded as follows. Beginning at a stake Patton's corner on a ridge then S. 30 W. 34 p. to a stake S. 40 E. 40 p. to a red oak bush

S. 19 E. 20 p. to a dogwood S. 6 E. 38 p. to a sugar bush John Weaver's corner S. 12 E. 9 p. to a chestnut on the ridge N. 45 W. 11 p. to a stake S. 75 W. 32 p. to a stake N. 60 W. 22 p. to a hickory N. 75 W. 25 p. to a double hickory N. 69 W. 7 p. to a white oak Rose's corner N. 48 E. with Rose's line 24 p. to a rock N. 35 E. with said line 12 p. to a cucumber Rose's corner N. 21 W. with said line 14 p. to a beech N. 10 W. 32 p. to a cucumber Rose's corner N. 7 E. 40 p. to a stake in said line E. 48 3/4 p. to the beginning (also) a one third interest in my mill and what it contains with the amount she has already received which is \$1333.⁵⁸ she shall have an equal share with the rest of the children (I accept the iron ore and its privilege).

Eighth, I give and bequeath to my son James Wiley Graybeal a tract of land containing fifty acres Beginning at a bunch of poplars at a branch S. 32 W. 12 p. to a chestnut S. 22 W. 38 p. to a hickory S. 60 W. 28 p. to a locust bush N. 65 W. 12 p. to a stake S. 57 W. 40 p. to a red oak bush the corner of the Brown tract N. 40 W. 40 p. to a stake N. 20 E. 34 p. to Patton's corner then with Patton's line to the home tract S. 75 E. 57 1/4 p. to a Rock S. 30 E. 18 p. to the beginning I accept a three fourth interest in the iron ore and all its privilege to work with other advancements to the amount of \$1497.⁰⁰ he shall share equal with the rest of the heirs.

Ninth, I give and bequeath to my son Oscar W. Graybeal and his heirs in fee simple a tract of land on horse creek and bounded as follows. Beginning at the mouth of old fields creek N. 1 E. 20 p. to the post N. 28 E. 66 1/4 p. to a stake in the old line West 84 p. to a Rock where the old corner stood N. 16 p. to a stake in horse creek N. 28 W. 21 to a sycamore N. 36 p. to a dogwood E. 20 p. to a stake N. 45 E. 30 p. to a stake N. 20 p. to a chestnut N. 82 p. to a stake on ridge N. 20 E. 34 p. to a stake N. 30 E. 10 p. to a stake in Henderson's line S. 77 W. 53 p. to a walnut on bank of horse creek S. 5 E. 36 p. to a sycamore S. 16 E. 58 p. to the mouth of little horse creek S. 27 W. 6 p. to a stake in the road S. 50 E. 5 p. to a cleft of Rock S. 40 W. with the cleft of rock 15 p. to a birch S. 25 W. 7 p. to a white oak S. 57 E. 6 p. to an ash and then S. 83 E. 6 p. to a stake S. 27 1/2 E. 20 p. to a stake S. 78 E.

to p to a stake in the creek S. 76 38 p to a bunch of sycamors S. 25 E 26 p to a walnut S. 60 E. 46 p to the beginning with what he has received to the amount of \$1500.⁰⁰. I intend for him to share equal with rest of my children. Further I except a two third interest in the iron ore and all its privileges.

Tenth. I give and bequeath to my son Walter Lee Graybeal and his heirs in fee simple two tracts of land both containing 89 acres valued at \$1434.⁰⁰. Beginning on a sycamore William Graybeal's corner running N. 86 E. 14 p to a stake N. 56 E. 23 p to a star in N. 32 E. 22 p to a white oak N. 70 E 8 p to a stake on a ridge S. 50 E. 13 p to a chestnut N. 38 E 34 p to a white oak at the wagon road N. 51 W 20 p to a stake in the road N. 38 W 24 p. to a stone the corner of the Academy tract S. 53 W 6 1/2 p with said line to a stake N. 48 W 12 1/2 p to a stake in the road S. 54 W. 7 1/2 p to a stake N. 50 W. 16 p to a stake in the road N. 6 1/2 p to a chestnut N. 10 E 31 1/2 poles to a spanish oak N. with old line 48 p to a stake on the ridge S. 28 W 66 1/2 p to a bar post S. 7 W 20 p to the mouth of old field creek S. 40 E with the creek 80 p to a rock S. 15 p to the beginning. Second tract Beginning at a rock near W Graybeal's corner West Crossing the creek 6 p to a stake N. 78 W 40 p to a stake on top of the ridge S. 36 43 p to a locust S. 12 W. 6 p to an ash S. 18 E 14 p to a chestnut S. 83 E. 28 p to a thorn E. 23 p to the creek N. 43 E. Crossing the creek 4 p to a walnut N. 25 W. 26 p to a sycamore N. 7 W 35 p to the beginning. I accept a three fourth

interest in the iron ore and its privileges to wit
Eleventh. I give and bequeath to my youngest son Charles M. Graybeal the tract of land on which I now live subject to the life estate of my said wife as devised in a former item of this my will to have and to hold to him and his heirs in fee simple, the iron ore and I accept a three fourth interest in it with its privileges valued at \$1500.⁰⁰. Beginning on a dogwood S. 6 E 38 p to a sugar bush Joshua Neavins corner E. 20 p to a rock on Weaver line E & poles to a chestnut Graybeal's corner E 20 poles to a rock near the gum corner stood which was sworn to by Myet Rose E 136 p to the creek N. 15 W. 69 p to a stake on the bank of house creek

N. 56 32 p to a sycamore N. 15 p to a pine and rock N. 40 W. 50 p to the mouth of old field creek N. 60 W. 46 p to a walnut S. 43 W 4 p crossing the creek to a stake in the mouth of the branch N. 23 p to a thorn bush N. 83 W 28 p to a chestnut S. 10 W 25 p to a draw bar post S. 75 E 57 p to a rock S. 30 E 18 p to a bunch of poplar sprouts S. 32 W 12 p to a chestnut S. 29 W 38 p to a hickory S. 60 W 28 p to a locust bush N. 65 W 12 p to a stake S. 57 W to a red oak bush S. 19 E. 20 to the beginning

Twelfth. My will and devise is that the residue of my estate if any after taking out the devise and legacies above mentioned and the debts owing to me collected if there should be any surplus over paid above the payments of debts, expenses and legacies that such surplus shall be divided so as to make my children equal in my estate and share and share alike.

13. I hereby constitute and appoint my two sons Adolphus Graybeal and William H. Graybeal my lawful executors to all intents and purposes to execute this my last will and testament according to the intent and meaning of the same and every part and clause thereof.

the day and date above written

Calvin Graybeal Seal

Thos. J. Jones.

James L. King.

April the 19. 1901.

I desire to make a change in the fork of creek land which I gave to Rebecca E. Baldwin. I accept three acres of land to go with the mill. Beginning near Leroy Willey gate at bend of the road running a north course with the wagon road so as to include dwelling house and garden then a south course so as to include the mill, and the above named three acres of land the value of the three acres is to come out of the forty acre tract

At an average price
Calvin Graybeal Deal
Thos. J. Jones.
James T. King.

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

A paper purporting to be the last Will and Testament of Calvin Graybeal deceased is exhibited before me, the undersigned, Clerk of the Superior Court for said county, by Adolphus Graybeal one of the executors therein mentioned and the due execution thereof by the said Calvin Graybeal by the oath and examination of Thos. J. Jones & James T. King the subscribing witnesses thereto, who being duly sworn doth depose and say, and each for himself depose and saith, that he is a subscribing witness to the paper writing now shown him, purporting to be the last Will and Testament of Calvin Graybeal dead that the said Calvin Graybeal in the presence of this deponent acknowledged his signature at the end of said paper writing which is now shown as aforesaid and which bears date of the 10th day of Sept. 1900.

And the deponent further saith, that the said Calvin Graybeal the testator aforesaid did at the time of acknowledging his signature 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 said testator. And this deponent further saith, that at the same time when the said testator acknowledged his signature to the said last will as aforesaid, and at the time of the deponent's subscribing his name as attesting witness thereto as aforesaid, the said Calvin Graybeal was of sound mind and memory, of full age to execute a will, and was not under any restraint to the knowledge or belief of this deponent. And further than deponent saith, not.

Personally sworn & subscribed, this 12th day
of April 1902, before me.

Attest: Clerk Sup Court

Thos. J. Jones,
James T. King

North Carolina } ss. In the Superior Court
Ashe County }

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 Calvin Graybeal deceased. Let the said Will together with the probate be recorded and filed. This 12th day of April, 1902

Attest:

Clerk Superior Court

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

A paper purporting to be a codicil to the last Will and Testament of Calvin Graybeal deceased is exhibited before me, the undersigned, Clerk of the Superior Court for said county by Adolphus Graybeal one of the executors therein mentioned and the due execution thereof by the said Calvin Graybeal by the oath and examination of Thos. J. Jones and James T. King the subscribing witnesses thereto, who being duly sworn doth depose and say, and each for himself depose and saith, that he is a subscribing witness thereto to the paper writing now shown him purporting to be a codicil to the last Will and Testament of Calvin Graybeal dead that the said Calvin Graybeal in the presence of this deponent acknowledged his signature at the end of said paper writing which is now shown as aforesaid, and which bears date of the 18th day of April, 1901.

And the deponent further saith, that the said Calvin Graybeal the testator aforesaid did at the time of acknowledging his signature as aforesaid declare the said paper writing to be a codicil to his last Will and Testament, and this deponent did thereupon subscribe his name at the end of said Codicil to the 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 acknowledged his signature to the said Codicil to the last Will as aforesaid, and at the time of the deponent's subscribing his name as an attesting

witness. Thence, as aforesaid, the said Calvin Graybeal 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.

Specially Sworn and
Subscribed, this 12th day of
April, 1902 before me
W. S. Keller

Clerk Superior Court,

North Carolina's ss. In the Superior Court,
Ashe County,

It is therefore considered and adjudged
by the Court that the said paper writing and
every part thereof is a codicil to the last
Will and Testament of Calvin Graybeal dec'd.
Let the said Codicil together with the report
probate be recorded and filed.

This April 12 1902.

W. S. Keller,

Clerk Superior Court

I, Quincy T. Neal do on this 22nd March 1892 make and
declare the following to be and contain my last will
& testament in form following.

Item 1st,

I hereby constitute and appoint my wife
Ida, my sole executrix to this my last will
& testament, and I hereby devise & direct that she
shall have the free use & full control of
management of all my estate, property & rights
of whatever kind or description, which I now have
or which I may hereafter acquire, for and during
the term of her natural life, for her sole use and
benefit, feeling assured she will manage the same
prudently & with the purpose of advancing the
interests of our children (including the two
representatives of my deceased son, Arthur) which I
wish to share equally in the remainder.

Item 2nd,

As my son John G. Neal has chosen to remain
with us & to take care of us in our old age, I will
devise, that after the death of his mother, he, the
said John G. Neal shall have the home tract of
land with the appurtenances, in fee simple -
said to contain about 260 acres - but he must pay
the other children so as to make them all equal
with himself. And to that end I price the land to
John at three thousand dollars, at which sum he
may take the land, and account to the other children,
without interest, in the final settlement of the
estate.

Item 3rd,

After the death of my wife, whatever remains
of my estate I wish divided equally among all my
children, to wit H. H. Neal, John B. Neal, Hettie A.
Scott, John G. Neal (my Arthur's two boys, Alley & Arthur
taking one share) Subject to the provision contained
in 2nd item in this will. But from the share of
each of the foregoing, three must be deducted the
advancements heretofore and hereafter to be made to said
children, and added to those not so much advanced. And
a statement will be herewith filed showing the
amount of said advancements.

Item 4th,

As my wife is wholly ignorant of all legal
forms, & I desire to relieve her of all trouble as far
as possible, I hereby direct & request that she
shall not be required to return any inventory