

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 said time when the said Testator subscribed 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 John F. Greer 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

N. B. Rueso
J. C. Spicer

Severally sworn and
subscribed this 26th day
of May 1897 before me
P. Blum C.S.C.

North Carolina } In 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 John F. Greer deceased. Let the said Will together with the probate be recorded and filed this May 26th 1897

P. Blum C.S.C.

The Last Will and Testament of
Daniel Miller deceased.

I Daniel Miller of Ashe County and State of North Carolina, farmer, being of sound and disposing mind and memory do make and declare this to be my will and Testament. And as to my worldly estate and all the property real, personal, or mixed, of which, I shall die seized and possessed or to which I shall be entitled at the time of my decease I devise, bequeath, and dispose thereof in the manner following to wit: My Will is that all my just debts and funeral expenses shall by my Executors herein after named be paid out of my Estate as soon after decease as shall by them be found convenient. I give devise and bequeath to my beloved wife Ellen Miller, my house and household furniture and all things belonging to the same and also provided she needs it \$500 or fifty dollars in money to be paid to her by my Executors herein after named within six months after my decease I also give to her the use, improvement and income of my dwelling house and also a claim of seven in the house track as heretofore specified the said land and house to be had during the term of her natural life then said land and house to belong to my son Judge Buxton Miller as specified in indent made to him heretofore also after her death my will is that my household furniture shall be equally divided between my two sons Judge B. and Samuel J. Miller.

I give and bequeath to my son Samuel J. Miller one horse and one Cow the same to be his from this date and to hold and possess the same as his own I give devise and bequeath to my son Judge B. Miller one Mare one Colt and one Cow the same to be his from this date to use and to hold as his own I give devise and bequeath to my two sons Judge B. Miller and Samuel J. Miller all my grain and one shot mitter

my son Judge B. Miller shall have my grist mill and all the works, tools and tools belonging to the same my son Samuel Miller shall have all the woods and works of every kind belonging to my overshoot mill works also my two sons Samuel Miller and Judge B. Miller to have my Wagon Wagon and all my farming utensils and the same shall be equally divided between them. I devise and give to my two sons Benjamin Miller and Harrison Miller my saw mill saw and everything belonging to the same be equally divided between them I give bequeath and devise to my five sons viz: Benjamin, Russell, Harrison, Samuel, and Judge Miller the track of land known as the Ore Gap track the same to include all the adjoining tracts to the Ore Gap track the same to be equally divided between the above named sons provided however the said Harrison Miller must make to Judge B. Miller a title to the lands to the agreed line between them Harrison and Judge B. Miller according to my request otherwise Harrison Miller to have no part in the Ore Gap track but the same to belong to the four other sons above named. Now in regard to the mineral property on the Ore Gap track my will is that the following named persons shall have the same viz: Benjamin Miller, Russell Miller, Harrison Miller, Samuel Miller, Judge Miller, Charles Miller, Peter Miller, Harriet Stanley, Bettie Kotew, Caroline Severth, Mariah Woodie, Nancy Ashley, Louisa Greene, Melia Ann Powell, and Clarence Woodie, and Malinda Dickson, Caleb Miller the same mineral property to belong equally to the above named persons also the timber for fifty yards around the mineral vein (at its run), to belong to the owners of the mineral provided however it should be needed for mining purposes otherwise the timber to belong to the owners of the land and shall not be cut or removed only by their consent except for mining purposes and by the joint consent.

of the owners of the said mineral, I give, devise and bequeath to my daughter Charity Miller \$500 five dollars to be paid to her by my Executors herein after named in six months after my decease. I give devise and bequeath to Ralph Trenchard Miller \$500 five dollars to be paid to him by my Executors herein after named within six months after my decease. I give and bequeath to Richard Miller \$500 five dollars to be paid to him by my Executors herein after named within six months after my decease. all the rest of my estate real personal and mixed of which I shall be seized and possessed or to which I shall be entitled at my decease I give devise and bequeath to my sons and daughters as follows to be equally divided between them viz: Harrison Miller, Samuel Miller, Judge Miller, Harriet Stanley, and Bettie Kotew. Provided however all my personal property belonging to me at my decease shall belong to my wife Ellen Miller during the term of her natural life then the remainder if any to go to the above named sons and daughters. Now I Daniel Miller of the County and State above named do by this present from and after the acknowledgment of this my will and Testament hereby give devise and bequeath to the within named persons all the property lands and all things appertaining to or belonging to the same to have and to hold the same as herein specified unto them their heirs and assigns them and their executors forever and lastly I do intimate and appoint my said sons Benjamin Miller and Harrison Miller to be the Executors of this my last will and Testament. I witness whereof I the said Daniel Miller had to this my last will and Testament consisting of one and one half sheet of paper subscribed my name and affixed my seal this the 5th day of May in the year of our Lord one thousand eight hundred and ninety three. By the request of Daniel Miller and in his presence we the undersigned subscribe our names as witnesses.

Attest
 D. W. Long

Daniel Miller

Continued from the preceding Page

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

A paper purporting to be the Last Will and Testament of Daniel Miller deceased is exhibited before me, the undersigned Clerk of the Superior Court for said County by Harrison Miller & Benjamin Miller the executors thereto mentioned and the due execution thereof by the said Daniel Miller, by the oath and examination of D. R. Long & L. Lyon, 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 Daniel Miller that the said Daniel Miller in the presence of this deponent subscribed his name at the end of said paper writing which is now shown as aforesaid and which bears date of the 5th day of May 1898.

and the deponent further saith that the said Daniel Miller the testator aforesaid did at the time of subscribing his name 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 said 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 attesting witness thereto as aforesaid the said Daniel Miller 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 Nat.

L. Lyon
D. A. Long

Generally sworn and
subscribed this 3rd day
of January 1898 before me
P. Blewings C.S.C

North Carolina }
Ashe County } ss In Superior Court

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 Daniel Miller deceased

Let the said Will together with the probate be recorded and filed

This 3rd day of January 1898

P. Blewings C.S.C

North Carolina }
Ashe County }

I R. K. Pierce of the 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 Will that my executors herein after named shall give my body a decent burial suitable to the wishes of my friends Relations and pay all funeral expenses together with all my just debts out of the first money which may come into his hands belonging to my estate

Second I give and devise to my beloved wife E. & Pierce all the lands where on I now live to have and hold during her natural life the lands adjoining Jacob Vaughn J. E. Hamblett J. M. Pierce and J. J. Carvey then to equally divide between my four children J. M. Pierce Eug Rose Mary Greer and Virginia Nickirk

Third I Will that my wife shall have all The House hold and kitchen furniture during her natural life time then to be equally divided between my four children I Will that wife shall have two horses her choice and my new wagon and two set harness and as many of the farming tools as she may need to Run the farm I Will that wife shall have two cows her choice and the grain that on the place either made or growing

Fourth I will that my wife shall have Six hundred dollars in cash out of the money on hand or the first collected I will that wife shall have