

To be his last Will and Testament in the presence
of us
Attest
James Taylor
A. C. Sheppard

State of North Carolina In the Probate Court
Ashe County
A paper purporting to be the last Will and Testament
of Andrew Austin is exhibited before me the undersigned
Judge of Probate for said County by E. H. Austin
the executor therein mentioned and the due execution
thereof by the said Andrew Austin by the oath and
examination of James Taylor & A. C. Sheppard the
subscribing witnesses thereto as he being duly sworn
doth depose and say and each for himself depose
and swear that he is a subscribing witness to the paper
writing now shown him purporting to be the last
Will & Testament of Andrew Austin and that the
said Andrew Austin 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 the
date of 28th day of May 1887. And the deponent further
swears that the said Andrew Austin the testator aforesaid
did at the time of subscribing his name as aforesaid
declare the said paper writing to be subscribed by him and
exhibited to be his last will & 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 the said testator. And this deponent
further swears that at the said time when the said testator
subscribed his name to the last said Will and Testament
as aforesaid and at the time of the deponent's subscribing as
an attesting witness thereto as aforesaid the said Andrew
Austin was of sound mind & memory of full age to execute
a will and was not under any restraint to the knowledge
information or belief of the deponent. And further
that at present he is not James Taylor (Real)
legally insane and A. C. Sheppard (Atty)
subscribing this 3^d
day of June 1888 before me
J. M. Dickson C. J.

Last Will of David North

I David North of the County of Ashe and State
of North Carolina being of sound and disposing
mind and memory but being well stricken in years
and feeble in bodily health and wishing to make
a prudent and proper disposition of my worldly
substance and estate before my death. Do make and
publish this my last will and Testament

I devise and bequeath to my beloved wife Elizabeth
she have the tract of land and adjoining tracts
excepting the one hundred acre tract called the North
tract and about one acre including the church
called North Chapple. Also the bounty tract of land
estimated at one thousand acres. The home tract
estimated at four hundred and twenty acres
including one half of the grist mill including
one acre of land including the mill for the term
of her natural life. Also all my household and
kitchen furniture of every description. All my farming
tools necessary for farming purposes. Also my family
carriage and buggy with the appurtenances
thereto belonging. Also two cows her choice
Also a child's share equal with one of my children
of all the property that is not disposed of otherwise
in this will to be hers absolutely and at her
own disposal. I devise and bequeath one
acre of land including the church called North
Chapple to the M. E. Holston Conference South. I also
devise and bequeath three hundred dollars of
my bank stock in the bank of Abingdon Virginia
to the said M. E. Holston Conference South the
dividends to be annually applied to the support of
the minister at North Chapple. I direct that the
balance of my bank stock in said bank to be
equally divided between my children unless it
can be more agreeably arranged between themselves.
I direct that my stock in the Cotton Mills at
Newell Cobb County Georgia to be sold on a
credit of nine months with interest from
day of sale with bond and approved security
till received until paid. I devise and bequeath
to the heirs of my deceased daughter Mrs.
Hiley former wife of M. T. Wagoner one of my

Lillie Wagoner now Wright, also Marion Wiley also to the heirs of my deceased daughter R. C. Conley, David H. Conley, Cora L. Conley & Cora H. Conley Also to the heirs of my daughter J. L. Benham & Dute Benham & E. W. Benham Also to the heirs of my son J. C. Worth dec'd & Walter H. Worth, Elma C. Worth, Jennie M. Worth & Joseph C. Worth the tract of land I advanced for the benefit of the late named four children wherein they now reside I devise to R. C. Worth widow of J. C. Worth dec'd the tract of land of about two hundred and thirty acres wherein she now resides to be her property during her natural life. Then to J. C. Worth's heirs as above named. I mean that the above named heirs shall have an equal share of my estate with the balance of my children the share that the mother or father would be entitled to if living viz. E. C. Tillard, A. L. Toide and A. E. Penn. after taking out the advancements heretofore made or hereafter made M. C. Wiley has received nineteen hundred and twenty dollars. E. C. Tillard has received twenty two hundred and thirty five dollars R. C. Conley has received fourteen hundred and fifty five dollars J. C. Worth has received five thousand nine hundred and eighty dollars. J. L. Benham has received fifteen hundred and ninety six dollars Lillie Wagoner has received two hundred and thirty seven dollars A. L. Toide has received thirty five hundred and twenty six dollars A. E. Penn has received seventeen hundred and twenty five dollars Sequence may be had to a ledger backed pocket diary in the iron safe for advancements made up to this date or hereafter. The part of my estate that may be due Lillie Wagoner now Lillie Wright I devise and direct my executor to purchase a good tract of land her choice and have title made to her the said Lillie Wright during her natural life then to her heirs if any in case she has no heirs then in that case ~~the said~~ ~~land~~

Land to go to her sister Marion Wiley and the other half to be equally divided between the heirs of J. C. Worth dec'd (Parriss) So to the E. C. Benham heirs viz Dute & E. W. Benham in case the present guardian with assistance of Mrs. E. Benham make arrangements for the said Mrs. E. Benham to take the said children in her care and protection. I devise and bequeath One dollar to said heirs instead of what was heretofore stated. But if I can have the management of said heirs or any of my family so that we can bring them up in the way they should go then this proviso is all null and void.

Lastly I do hereby constitute and appoint my truly friends James Ellis Esq. and Marshall Baker my execs of this my last will and testament hereby revoking all other wills and testaments heretofore by me made.

In witness I the said David Worth have hereunto set my hand and seal this 10th day 1888 Signed sealed published by the said David Worth to be his last will and testament in the presence of us who at request and in his presence do subscribe our names as witnesses thereto

Witness
James J. Toillard
Clarence B. Foster

David Worth ^{ms} _{eng}

North Carolina } In Superior Court
Sole County } Dec. 15th 1888

Thomas J. Toillard presented before me for probate a paper writing purporting to be the last will and testament of David Worth

James Ellis being duly sworn says. I think I am acquainted with the hand writing of David Worth. To the best of my knowledge and belief the paper now before me purporting to be the will of David Worth is all in his hand writing and I am certain it is his signature

Marshall Baker having also been sworn says I am acquainted with the hand writing of David North a paper purporting to be the last will of David North is in my opinion is in the hand writing of the said David North

A. C. McEwen being also sworn says he knows the hand writing of David North and that he thinks the paper writing named and spoken of by James Ellis and Marshall Baker is in the hand writing of David North

Thence J. Lillard being sworn says he thinks he knows the hand writing of David North and that the paper spoken of by James Ellis Marshall Baker and A. C. McEwen is in the hand writing of David North all of it except the word attol and the name of Thos. J. Lillard and Claudine B. Foster at the bottom of the same. I saw the said David North sign the said paper and witnessed it in his presence and at his request. I also saw Claudine B. Foster sign it at the same time. And I think the said David North was of sound mind and memory at that time

I found the said paper after the death of the said David North in the safe among the valuable papers of the said David North the said David North died on the 10th day of Dec. 1888

The paper writing exhibited as the last will and testament of David North due is adjudged to be duly proven according to law

J. M. Dixon C. J.

Will of Robert McGuire

State of North Carolina Ashe County

This being the last will of Robert McGuire entered into this 10th day of December 1888

I bequeath unto my youngest son J. B. McGuire all my real estate with the exception of a part upon which I reside which I bequeath unto my oldest son Volij McGuire. Bounded as follows Beginning on the bank of New River at the mouth of the branch on his own corner running up the bank of the River about seven poles to a stake thence North fifteen poles to a stake on the bank of the public road. thence North seventy west with said road fifteen and one half poles to a stake. thence North five East twenty one poles to a chestnut. thence North twenty eight west twenty six poles to a stake. thence North twenty west twenty four poles to a stake. thence North eight East thirty seven poles to a stake in Phillips line. thence with said line to his own line. thence with his own line to the beginning. and the lot upon which these still house stands. I bequeath to J. B. McGuire and Volij McGuire equally Bounded as follows Beginning on a chestnut on the bank of New River running North seventy nine East two poles to a Beech thence North to Phillips line thence west with said line to the bank of said River. thence down the bank of said River to the beginning containing one acre more or less. I request that my wife Sarah McGuire live with J. B. McGuire and that she shall have all the personal property that I own. and that the said J. B. McGuire shall maintain her as long as she lives. I further request that J. B. McGuire shall pay to my daughter Jennie twenty dollars. I further request that Volij McGuire shall pay to Mary Goodman thirty five dollars. I further request that J. B. McGuire shall pay to my daughter M. C. Green fifteen dollars. I also further request that the remainder of my children Paul McGuire Amanda Goodman and Adeline Howell shall have one dollar each to be paid by J. B. McGuire. all the above to be paid within five years. (Over)