

Will of Eleazar McClellan

I Eleazar McClellan of the County of Ashe and State of North Carolina being of sound mind & memory & considering the uncertainty of this frail and transitory life do therefore make and ordain I establish & declare this to be my last will & testament. That is to say first after all my lawful debts are paid and discharged the residue of my estate real and personal I give & bequeath and direct my affections to wit to my beloved wife the land appertaining heretofore therewithon which I now live and more possessed by me during the time of her natural life and after her death to be divided equally between my two sons Jasper McClellan & Newson. McClellan I give and bequeath all my personal property to my beloved wife to her use and to be disposed of at her sole and pleasure including all his stock grain and provisions house land and kitchen furniture and at the death of my beloved wife I further ordain that my two sons Jasper & Newson shall have fifteen dollars to be my three guild or three lawful heirs to wit Martha Haddel Jenny Segraves deceased Emily Blairs deceased wife of Hen Blair that is to say five dollars to Martha Haddel five dollars to Jenny Segraves besides five dollars to Emily Blairs heirs to be paid at the death of my beloved wife I likewise I make constitute and appoint my son Jasper and my son Newson to be executors of this my last will & testament In witness where of I have hereunto subscribed my name and affixed my seal the fourth day of December one thousand eight hundred and eighty.

Eleazar McClellan (seal)
mark

Signed in the presence of
Pondexter Blairs
B A Deboard

State of North Carolina in the Probate Court Ashe County

A paper purporting to be the last will and testament of Eleazar McClellan deceased, was exhibited before me the undersigned Judge of Probate for said County by Jasper McClellan one of the executors thereto mentioned and heretofore executed thereof by the said Eleazar McClellan by the oath of Pondexter Blairs the subscribing witness thereto who being duly sworn doth depose and say and each for him self deposes and saith that he is a subscriber witness to the paper writing above him purporting to be the last will and testament of Eleazar McClellan. That the said Eleazar McClellan in the presence of his dependant subscribers his name in the end of said will of which is now shown aforesaid and which bears date of the 4th day of December 1880 And the deposent further saith that the said Eleazar McClellan the testator aforesaid at the time of subscribing this paper as aforesaid declared the said paper to be subscribed by him and that it to be his last will and testament and his dependant did thereupon subscribe his name at the end of said will as an attesting witness thereto and at the request and in the name of the said testator said And the deposent further saith that at the time when the said testator subscribed his name to the said last will as aforesaid and at the time of the aforesaid subscribing his name as an attesting witness thereto was a widow the said Eleazar McClellan was of sound mind and memory of full age to execute a will and was not under any constraint to the knowledge information or belief of this deposent and further these depositions say not

Pondexter Blairs (read)
seriously examined and subscribed B A Deboard (read)
This 28th day of February 1881 before me
H. H. Gentry
Probate Judge.