

James A Scot by the oath and examination of W. P. Phipps and Jas. C. C. 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 James A Scot, that the said James A Scot in the presence of this deponent subscribed his name at the end of said paper writing by making his mark and acknowledging same, which is now shown as aforesaid, and which bears date of the 12 day of Jan'y, 1903.

And the deponent further saith, that the said James A Scot the testator aforesaid, did at the time of subscribing his name as aforesaid, declare the said paper writing as subscribed by him and exhibits 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 subscribed his name to the said last Will as aforesaid by making his mark and acknowledging same, and at the time of the deponent's subscribing his name as an attesting witness thereto, as aforesaid, the said James A Scot 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.

W. P. Phipps

Jas. C. C.

Solemnly sworn and subscribed, this 27 day of July, 1903, before me,

A. S. Eller, Clerk Sup. 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 James A Scot, deceased. Let the said will, together with the probate, be recorded and filed.

This 27 day of July, 1903

A. S. Eller,  
Clerk Sup. Court.

State of North Carolina }  
Ashe County }

Know all men by these presents that I Jacob Blevins of the County of Ashe and State of North Carolina being aware of the uncertainty of life but of sound mind and memory do make and declare this to be my last will and Testament in regard to my real estate in the following manner to wit:

First

I give devise and bequeath to my oldest son Madison Blevins the tract of land whereon he the said Madison Blevins now lives containing seventy five acres more or less known as the Deboard land which I now own and bounded as follows to wit Beginning on a Beech and running in and with Elijah Blevins line to a Black Gum, thence with Anderson line to a Black Gum, thence with the Anderson line to the Smiths corner thence with Alex Smiths line to a white oak in Kentrops line thence with Kentrops line to a Hickory stump thence with Jacob Blevins old line to a stake on top of the hill thence with the said old line to a stake on top of the Hill Jacob Blevins old corner thence with said old line to a stake a corner made by Jacob Blevins thence to the Beginning.

The said Madison Blevins is to pay a certain debt which is now due Lee Porter in which Madison Blevins is principal and John W. Phipps Sec is surety to the amt of forty dollars principal, interest and cost to be added and pay each of my three daughters Leticia Phipps sixty six and two thirds dollars, Phebe Brown sixty six and two thirds dollars and Louisa J Blevins sixty six and two thirds dollars also pay my Jacob Blevins one third of the produce of said lands as long as I live or demand it. If the said Madison Blevins fail to pay the said Lee Porter debt when required to be paid by law or fail to pay the above named amts to my three above named daughters within twelve months after my death the above named land shall be used and sold to make said payments.

Second

I give devise and bequeath to my second son Mitchell Lawson Blevins all of my home lands west of a certain line Beginning on a stake known as the Deboard corner and running a south direction to a bridge across the road leading by way of Jacob Blevins to his mill thence to a large Willow tree, thence to a large apple tree thence on the same stream to a stake. Then

to the said Mitchell Lawson Blevins my entire interest in my mill and lands thereto belonging. The said Mitchell Lawson Blevins not to have possession of the mill and lands thereto belonging until after my natural death and until after the natural death of my wife Mary Blevins. The said Mitchell Lawson Blevins to pay each of my three Daughters, Luitia Phipps sixty six and two thirds dollars, Phelu Brown sixty six and two thirds dollars, and Louisa J. Blevins sixty six and two thirds dollars, within twelve months after my natural death. If the said Mitchell Lawson Blevins fails to pay the above named sums to my three above named Daughters within the time specified the above named lands allotted to the said Mitchell Lawson Blevins shall be sold and the proceeds of the sale applied to the payments of the sums allotted to my three Daughters.

Third. I give devise and bequeath to my third son Wiley E. Blevins all my home land East of a certain line Beginning on a beech and running a South direction to a stake on top of the Hill in the Deboard line, thence westward with said line to a stake the Deboard Corner and the Beginning Corner of the land willed to Mitchell Lawson Blevins thence with his line to a bridge that crosses the road leading by way of Jacob Blevins to Jacob Blevins mill thence to a large willow tree thence to a large apple tree, thence on the same degree to a stake in Wm. Hearsby's line, The said Wiley E. Blevins to furnish the said Jacob Blevins and wife Mary Blevins all necessary food and clothing and any thing else that may be required for their comfort and benefit during the time of their natural life. The said Wiley E. Blevins to pay each of my three Daughters Luitia Phipps sixty six and two thirds dollars, Phelu Brown sixty six and two thirds dollars and Louisa J. Blevins sixty six and two thirds dollars within twelve months after my natural death. If the said Wiley E. Blevins fails to comply with the above requirements or to pay my three above named Daughters the sums set a part for him the said Wiley E. Blevins to pay them within the time specified the land allotted and willed to him the said Wiley E. Blevins shall be sold and the proceeds of the sale applied to the payment of the

Fourth. Apart to be paid to my three Daughters. I give devise and bequeath to my oldest Daughter Luitia Phipps two hundred dollars sixty six and two thirds <sup>dollars</sup> to be paid to her by Madison Blevins sixty six and two thirds dollars to be paid to her by Mitchell Lawson Blevins and sixty six and two thirds dollars to be paid to her by Wiley E. Blevins as above stated, and within the time specified.

Fifth. I give devise and bequeath to my second Daughter Phelu Brown two hundred dollars sixty six and two thirds dollars to be paid to her by Madison Blevins sixty six and two thirds dollars to be paid to her by Mitchell Lawson Blevins and sixty six and two thirds dollars to be paid to her by Wiley E. Blevins as above stated and within the time specified.

Sixth. I give devise and bequeath to my third Daughter Louisa J. Blevins two hundred dollars sixty six and two thirds dollars to be paid to her by Madison Blevins sixty six and two thirds dollars to be paid to her by Mitchell Lawson Blevins and sixty six and two thirds dollars to be paid to her by Wiley E. Blevins as above stated and within the time specified.

Seventh. If there shall at any time be found any minerals of any value on any of the lands that I have given devised and bequeathed it shall be sold and the proceeds of the sale shall be equally divided among my heirs.

Eighth. If any of my heirs fail to comply or dissent from the above will he, she or they shall have no share or part in my estate but the part allotted to those who fail to comply with the above will shall be equally divided among those that comply with the foregoing requirements.

In witness whereof I Jacob Blevins to this my last will and testament have hereunto set my hand and seal this the Thirtieth day of July A.D. one thousand eight hundred and ninety four.

Signed Sealed and declared by me, Jacob Blevins as and for my last will and testament in the presence of

M. M. Blevins  
E. Blevins