

Severally sworn and subscribed, This 28th
day of Jan'y. 1902. before me
A. S. Eller. C. S. C.

North Carolina }
Ashe County } In the Superior Court.

It is therefore considered and adjudged
by the Court that the said over-writing and
every part thereof is the last Will and
Testament of C. W. Osborn, deceased.
Let the said Will together with the probate,
be recorded and filed.

This 28th day of Jan'y. 1902.
A. S. Eller. C. S. C.

North Carolina
Ashe County }

I, John G. Neal, of the aforesaid County and
State, being of sound mind, but considering the uncertain-
ty of my earthly existence do make and declare this my
last will and testament:

First, my Executor hereafter named, shall give my body a decent
burial, suitable to the wishes of my friends and relatives and
pay all funeral expenses, together with all my just debts
out of the first moneys which may come into her hands
belonging to my estate.

Second, I desire, that if it be necessary to sell any of my
lands to pay my debts, that my Executor shall sell at
private or public sale such of my lands as so much
thereof as she may deem proper and necessary to satisfy
my indebtedness and that she shall execute deed or
deeds to purchase upon the payment of the purchase
money in full, and that no lands shall be sold ex-
cept what are actually necessary to pay my debts.

Third, I give and devise to my beloved wife, Kate, the
tract of land on which I now live and reside,
containing two hundred and sixty acres more or less
and known as the J. B. Neal home tract, if being
the lands will is given and devised to me by the late
James G. Neal, ~~the same as was given to me by the late~~
~~James G. Neal, the same as was given to me by the late~~
last will and testament of the said James G. Neal, and
that she fully comply with the conditions and stipu-
lations contained in said will, provide further that
if the lands owned by my beloved wife Kate which
are situate and located in the State of Tennessee
are sold and the proceeds are used to the discharge of
my debts, that if the above conditions are complied with
fully, the said lands or tract of land shall be the
property of my beloved wife Kate in fee, but if the
said conditions are not fully, then the said tract above
named shall be hers so long as she shall live and at
her death shall be equally divided among my children
and their heirs.

Fourth, I give and devise to my beloved wife Kate all of
my personal property, consisting in one saw mill and
engine, one planing machine and fixtures, farming tools
and machines, grain and stock, provisions, household
and kitchen furniture, notes, accounts and money.

and all other personal property whatsoever, to be hers to use and dispose of as she may deem just and proper so long as she shall live my widow and if she should marry, then whatever remains to be equally divided among her and all of my children and their heirs in equal shares.

Fifth. I give and devise to my beloved wife, Eulalie all of my other lands now hereinafter devised except my one half interest in the Jefferson Roller Mills, to be hers so long as she shall remain my widow and if she should at any time marry, then and upon her marriage the lands shall go directly to my children and their heirs to be equally divided by metes and bounds and allotted to my children and their lawful heirs by three upright, impartial, discreet and disinterested persons to be named by my beloved wife Eulalie, and these three persons make the division under oath and report the same to my executor and she shall make and execute or cause to be made and executed deeds to each of my children or their lawful heirs to the parcel of land allotted to each child by name in metes and bounds by the three men appointed and named by my beloved wife Eulalie to make such divisions. But if she remains my widow so long as she shall live then the lands are to remain hers so long as she shall live and at her death shall go to my children and their heirs to be equally divided among them.

Sixth. I give and devise to my beloved wife Eulalie my one half undivided interest in the Jefferson Roller Mills so long as she shall live and remain my widow but if she should at any time marry, then the interest in said mill owned by me shall go to and belong to my children and their heirs. But if the said mill should be forced to be sold because of the joint ownership then that the proceeds from the sale of my one half interest shall be equally divided amongst my beloved wife Eulalie and my children and heirs at law, in equal shares.

Seventh. I desire and devise that if my lands are divided as stated in paragraph first of this instrument, that my town property or property located in the town of Jefferson be divided separate from my other lands and that each one of my children and heirs at law receive an equal share of said town property and that actual

division be made and not by sale, and that my other lands be divided among my children and their heirs in the same manner and that each receive an equal share in value.

Eighth. I desire that each of my children be given a good English education suitable to their station in life.

Ninth. I desire that all advancements made by my beloved wife Eulalie to each and every one of my children after arriving at the age of twenty one years shall be accounted for in the final settlement of my estate. Such advancements shall be kept by my wife Eulalie in a book which she shall keep for that particular purpose.

Tenth. I hereby constitute and appoint my friends and beloved wife Eulalie and my lawful executor to all intents and purposes, to execute this my last will and testament according to the true intent and meaning of the same and every part and clause thereof - hereby revoking and declaring utterly void all other wills and testaments by me heretofore made.

In witness whereof I, the said John J. Neal do hereunto set my hand and seal, this 27 day of August 1890.
John J. Neal. (Real)

Signed, sealed, published and declared by the said John J. Neal to be his last will and testament in the presence of us, who, at his request and in his presence do subscribe our names as witnesses thereto.

Witness { C. A. McNeill
 { C. L. Parks

State of South Carolina } ss. In the Superior Court
 { John J. Neal

A paper purporting to be the last will and testament of John J. Neal deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by Mary Eulalie Neal, the executrix therein mentioned, and she does execution thereof by the said John J. Neal by the oath and examination of C. A. McNeill and C. L. Parks the subscribing witnesses, thereto, who being duly sworn, doth depose and say, and each for himself depose and swear, that he is a subscribing

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 attesting 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 attesting 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 being of the age and legal age of the deponent.

C. J. McNeill
J. S. Parke

Signed, sealed and subscribed
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 Calvin 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 Rebecca E. Baldwin the wife of Nelson 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