

In the name of God, Amen, I Sarah An Denny of the County of Ashe and state of North Carolina being of sound mind and memory and considering the uncertainty of this transitory life do make this my last will and testament, that is to say after all my lawful debts is paid and discharged the residue of my estate real and personal I give and Bequeath as follows to my beloved son Jesse Denny and his dear children all my interest in the land known as the Eli Blevins land my interest being five hundred and sixty nine dollars.

And it is my desire further that all of land known as the Ellen Chapps land for which I paid one hundred and forty four dollars I give to my beloved daughter Malinda Hurley and her dear children

And it is also my desire that the residue of my estate consisting of Personal Property, Notes, Due bills, accounts and cash and house hold and kitchen furniture be sold and divided as follows, to my beloved Malinda Hurley and her children four hundred and twenty dollars to make her equal with my beloved son Jesse Denny

then if there is still a residue remaining after said division then it is my desire that the same shall be divided as follows
to Joseph Denny ten dollars.
to Cynthia Barker ten dollars.
to Elizabeth Walton ten dollars.
to the heirs of Eli Denny ten dollars
to Dora Denny ten dollars the said Dora money to be let on interest until she is twenty one years of age.

it is also my desire that the minerals on the two tracts of lands be equally divided between the said Jesse Denny and Malinda Hurley.

and it is also my desire that Elisha Chipp and Nelson Baldwin be my Executors, this Sept. 9 1901
Attest
J. W. Huddler
R. L. Porter

North Carolina, In the Superior Court.
Ashe County 3rd Before the Clerk.

A paper writing purporting to be the last will and testament of Sarah An Denny dec'd, the execution of the same by the said testatrix is this day further proven by the oath and examination of J. W. Huddler one of the subscribing witnesses thereto who being duly sworn deposes and says that he was present at the time of the execution of the said paper writing purporting to be the last will and testament of the said Sarah An Denny dec'd and said deponent saw the said testatrix sign her name to said paper writing by making her mark and the said deponent swears to the genuineness of the signature of the said testatrix as her mark as made at the time of signing said paper writing. And this deponent further swears that R. L. Porter the other subscribing witness to said paper writing is a non-resident of this state beyond the service of any process from this County.

And further this deponent saith nat.
J. W. Huddler.

Subscribed and Subscribed before me.
This Nov. 25. 1901.

Ch. Ellis, Clerk Sup Court.

State of North Carolina, In the Superior Court.
Ashe County 3rd

A paper purporting to be the last will and testament of Sarah An Denny deceased, is exhibited before me, the undersigned, Clerk of the Superior Court for said County, by J. N. Baldwin, one of the executors therein mentioned, and the due execution thereof by the said Sarah An Denny by the oath and examination of J. W. Huddler one of the subscribing witnesses thereto; who being duly sworn, doth depose and say that he is a subscribing witness to the paper writing now shown him, purporting to be the last will and testament of Sarah An Denny in the presence of this deponent subscribed her name by making her mark at the end of said paper writing, which is now shown as aforesaid and which bears date of the 9th day of Sept 1901. And the deponent further saith; that the said

Sarah Ann Denny the Testatrix aforesaid, did at the time of subscribing her name as aforesaid declare the said paper writing so subscribed by her and exhibited to be her 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 Testatrix. And this deponent further saith, that at the same time when the said Testatrix subscribed her 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 Sarah Ann Denny 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 this deponent say not.

Is W. Huddles.

Sworn and Subscribed, this
25th day of Nov. 1902 before me
A. S. Eller, Clerk Sup. Court.

North Carolina } In the Superior Court.
Ashe County } Before the Clerk.

A paper writing purporting to be the last will and Testament of Sarah Ann Denny did the execution of said paper writing is this day further proven before me by the oath and examination of J. N. Baldwin who being duly sworn deposes and says that he is well acquainted with the hand writing of B. L. Porter, one of the subscribing witnesses to said paper writing, having often seen him write and sign his name and the deponent swears to the best of his knowledge to the genuineness of the signature of the said B. L. Porter as his name appears to said paper writing.

Further this deponent swears that the said B. L. Porter is a non resident of this state beyond the service of any process of this Court
This Nov. 25, 1902.

A. S. Eller,
Clerk Sup. Court.

North Carolina } In the Superior Court.
Ashe County }

It is thereupon considered and adjudged by the Court, that the said paper writing and every part thereof is the last Will and Testament of Sarah Ann Denny, deceased. Let the said Will, together with the Probate be recorded and filed.
This 25th day of Nov. 1902

A. S. Eller,
Clerk Sup. Court.