

testatrix subscribed her name to the said last will as aforesaid, and at the time of the deposition subscribed her name as an attesting witness thereto as aforesaid the said Nancy Miller 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 says not.

George W. Reeves
Alexander Rosh

generally known and subscribed This 18th day
of March 1838 before me.

W. H. Gentrey

Clark Superior Court

The Last Will and Testament of Stephen Osburn

State of North Carolina
Wake County.

Stephen Olson, of County of Ashe and State of North Carolina, being of sound mind and memory, but considering the uncertainty of my earthly existence do make and declare this my last Will and Testament in manner and form following, to wit: to say, first, that my Executors herein after named, shall provide for my body a decent burial, suitable to the wishes of my relatives and friends and pay all my just Debts, together with my just legal expenses, and to remove or destroy out of the memory that may first come into his head, as a part or parcel of my whole skin first I give and devise to my youngest son, Allen all my tract of land where on I now live containing fifty acres including my mansion house, and that my said youngest son, Allen, shall pay to my other two sons, Richard and George, the sum of seventy five dollars each in satisfaction and in lieu of their

share in the above named tract of land. To have and to hold to him and his heirs in fee simple forever. I then said that all my personal property that may be remaining or any of my effects that may be remaining after my death, shall be equally divided among all my children without rule of the Law.

What I do hereby constitute and appoint
Thomas Sutherland, son, my lawful
and legal executor, in witness whereof I have
hereunto set my hand and seal.
This 15th day of April A. D. 1835.

Wilmer
J. M. Wilmer
E. & Beak
Rev. P. Wright.

A. L. Howard & Son (Seal)

State of North Carolina, In the Superior Court-
in the County of _____
a paper purporting to be the last will and
Testament of Stephen Ostrom deceased, is exhibited
before me, the undersigned Clerk of Superior
Court for said County, by C. S. Rankin, the
The Thirson mentioned, and The deposition
thereof by the said Stephen Ostrom by the
 oath and examination of C. S. Rankin &
D. H. P. King by the subscribing witnesses
Thereby were being duly sworn to the depositions and
saying I am the for himself deposed and
saith that he is a subscribing witness to
The paper writing now shown him purporting
to be the last will and Testament of Stephen
Ostrom that the said testator in the
presence of three persons subscribed his name
at the end of said paper writing, which is
now shown as aforesaid, and which
bears date of the 15th day of April 1878,
and the deponent for the saith, that
The said Stephen Ostrom The testator aforesaid
did at the time of subscribing his name

as aforesaid before the said paper writing
 subscribed by him was exhibited to be
 his last will and Testament and that
 he never did thereupon subscribe his name
 at the end thereof. I was upon affecting
 witness thereof and at the request made
 in the presence of said testator and this
 before me in the said that at the said
 time when the said testator subscribed
 his name to the said last will is aforesaid
 and at the time of the deposition subscribing
 his name as an affecting witness thereof
 and hence the said Stephen Osborn 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 court and further
 these deponents say not

J. C. Rank.

Ben P. Grigsby.

Generally sworn and subscribed this 1st day
 of May, 1878, before me

W. H. Centry

Clerk Superior Court

The said Valued Testament of Benjamin Digg
 May the 5, 1878.

Know all men that we Benjamin and
 Julia Digg do give will and bequeath
 to W. H. Digg a tract of land beginning
 on a maple on the bank of the road
 lines corner running a north west corner
 to the corner of the lot at Newburg
 then a north corner with Millars into the
 the creek then up the creek to the
 cucumber corner then running with the
 old lines to include all the land
 we run on the east side of that line
 to be his right and property here and
 to be free from all encumbrances where we
 are done with it the land to be found
 for our maintenance if we leave any

property more than will be any demands
 against us & be divided equal with the
 children James having received his part in
 the land.

Benjamin Digg Julia Digg

Know all men that we Benjamin and
 Julia Digg give will and bequeath to
 Sarah Osborn all the land on the west
 side of Help line to be her right and
 property for and clear from all encumbrances
 and we are done with it the land to
 be found for our maintenance.

With Carolina In the Superior Court -
 The County May 1st 1878.

This day personally comes before me W. H. Centry
 clerk of the superior court of said county
 J. C. Rank & Benjamin P. Grigsby and
 after being duly sworn each for himself
 depose and say that he is as well
 acquainted with Benjamin Digg as the
 late of said county and know him
 for a person of years that they
 saw the hand writing of the said
 Benjamin Digg having often seen
 his hand writing that the paper writing
 here with attached & shown us purporting
 to be the last will & Testament of the
 said Benjamin Digg is in the hand
 writing of the said Benjamin Digg
 every part thereof and that the
 signature to the said paper writing
 is in the genuine hand or writing of
 the said Benjamin Digg
 and further these deponents say not

J. C. Rank - Clerk

Ben P. Grigsby - Clerk

Upon the foregoing testimony it is adjudged
 that the said paper writing is in fact real
 is therefore admitted to probate at the request with this probate
 recorded.