

Further these deponents say not.

Louis Goodwin

J. H. W. Risher

Solemnly sworn and subscribed this 11th day of April, 1913, before me.

R. S. Newton

Clara Superior Court

State of North Carolina,
Columbus County.

I, Albert Mueller, of the 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:

1st. My executor hereinafter named, shall give my body a decent burial suitable to the wishes of my friends and relations, and pay all funeral expenses together with all my just debts, out of the first moneys which may come into his hands belonging to my estate.

2. I devise and bequeath all my real estate and personal property of every kind, nature and description, where ever it may be found to Henry Bridermire and wife Cornelia Bridermire in joint tenancy for their only use and behoof, their heirs and assigns forever, including (205) acres of land bought from Jim Wells which is in Brunswick County, North Carolina. Also my horse named Charlie, one wagon, cart, to hangers and all other property both real estate and personal, property belonging to me at my death.

3. I hereby constitute and appoint my trusty friend Henry Bridermire my lawful executor to see 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, Albert Mueller do hereunto set my hand and seal this the 14th day of December A.D. 1913.

Albert Mueller (Seal).

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

Carl Greiner.

Franklin Greiner.

M. H. Schulken.

State of North Carolina
Columbus County } In the Superior Court
A paper writing purporting to be the last Will and Testament of Albert Mueller, deceased, is exhibited to me, the undersigned, Clerk of the Superior Court for said County, by Henry Breitenbach the executor therein mentioned, and the due execution thereof by the said Albert Mueller is proven by the oath and examination of Carl Greiner & M.H. Selmecken two of the subscribing witnesses thereto who being duly sworn, doth depose and say, and each for himself deposeth and saith, that he is a subscribing witness to the paper writing now shown purporting to be the last Will and Testament of Albert Mueller; that the said Albert Mueller, in the presence of this deponent, subscribed his name at the end of said paper writing, which is now shown as aforesaid, and which bears date of the 14th day of December 1913.

And this deponent further saith, that the said Albert Mueller the testator aforesaid, did, at the time of subscribing his name as aforesaid, declare the said paper writing so subscribed by him and exhibited 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 Will as aforesaid, and at the time of the deponent's subscribing his name as attesting witness thereto, as aforesaid, the said Albert Mueller was of sound mind and memory, of full age to execute a Will, and was not under any restraint, to the knowledge of these deponents say not.

Sworn and Subscribed, this 24th day of December, 1913. Before me
L. W. Stanley,

Carl Greiner
M.H. Selmecken

Clerk Superior Court

North Carolina,
Columbus County, } In the Superior Court.

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 Albert Mueller, deceased, Let said Will, together with the probate be recorded and filed.

This 24th day of December 1913.

L. W. Stanley
Clerk Superior Court.

State of North Carolina.

Columbus County,

I, L. W. Stanley, Clerk of the Superior Court of Columbus County do hereby certify under my hand and seal of office that the foregoing three sheets is a true copy of the last Will and Testament of Albert Mueller with the probate thereof taken from the Records of my Office.

Given under my hand and official seal this 31st day of December 1913.

L. W. Stanley,
Clerk Superior Court, Columbus County.

Sec.

Continued on page 445

North Carolina
Columbus County

In the matter of will of
Albert Muller, deceased

In the Superior Court, before
J. W. Stanley, Clerk
Order suspending Proceedings.
under seal.

To Henry Besternity, executor to
the will of Albert Muller, deceased:

I Camilla Besternity, one of the
legales in the will of Albert Muller, deceased;
You are hereby notified that Erna
Gerhard, Ida Mueller, Alvin Mueller, William
Ernst and wife Clara Ernst, Albert Muller,
Carl Diehl, and wife Hilda Diehl, heirs at law
to the said Albert Muller, deceased, having entered
a caveat to the probate of the paper-writing purporting
to be the last will and testament of Albert Muller
deceased, and having filed the bond required by law,
and the case having been transferred to the
Superior Court of Columbus County for trial at term,
you as personal representative of the said Albert
Muller, deceased, having the estate in charge, are
hereby ordered to suspend all further proceedings
in relation to the said estate, except the preservation
of the property and the collection of debts, until
a decision of the issue is had.

J. W. Stanley
Clerk Superior Court, Columbus County

North Carolina
Columbus County

I J. M. Memory, Deputy Clerk Superior Court,
of a former State and County, do hereby certify that the
annexed one O sheet is a true copy of order
suspending Proceedings under seal in the case of
Albert Muller vs. Henry Besternity as appears of Record
in the office of Clerk Superior Court of Columbus County.
Witness my hand and official seal
this the 9th day of Dec. 1915

J. M. Memory
Deputy Clerk Superior Court.



North Carolina } Before the Clerk
Brunswick County }

In Re. Will of Joseph H. Gay deceased.
To the Clerk of the Superior Court of Brunswick County.
Please Take Notice: That I Florence D. Gay
widow of Joseph H. Gay deceased, I am alleged to be
efficiary under his will do hereby dissent from the
said will & desire & shall proceed to take my
interest in the estate of the said deceased as is
allowed to me under the general law of North Carolina.
This 23rd day Nov. 1912.

Witness: John B. Bellamy
J. O. Grimes

Florence D. Gay

I hereby certify that Florence D. Gay personally
appeared before me & M. M. Hickman a Justice of the
Peace in and for the State of North Carolina this
23rd day of Nov. 1912 & duly acknowledged in person
that she executed the above dissent from her said
husband's will for the purpose therein stated.

Witness my hand & official Seal this 23rd day of
Nov. 1912 J. M. M. Hickman J.P. (Seal)

Filed Nov 27th 1912

B. S. Newton
C. D. C.

North Carolina } In the Matter of the will of
Brunswick County } J. H. Gay, Deceased.

I Jas. H. Scull who after being duly
sworn & authorized & empowered by power of atty.
herewith by (Mrs) Florence D. Gay widow of the
late J. H. Gay (deceased) do hereby in person for
her, & in her stead, & by me as her attorney hereby
this day file notice of dissent to the will of
said J. H. Gay (deceased) & this notice will be
recorded in the other paper in the case according
This 16th day of Dec. 1912.

Jas. H. Scull atty in fact
for Florence D. Gay.
James H. Scull atty for
Florence D. Gay.

North Carolina }
Brunswick County } In Re. Will of Jos. H. Gay, deceased.
I Florence D. Gay widow of Jos. H. Gay, deceased,
herby dissent from the will of Jos. H. Gay deceased
now registered on the records of Brunswick County
& request this dissent to be filed upon the records
of the office of the Clerk of Superior Court of
Brunswick County & I do hereby authorize, constitute
& appoint Jas. H. Scull as my attorney in fact to
proceed in person to the Clerk of the Superior Court
of Brunswick County & before him personally
make this dissent.
This 13 day of Dec. 1912.

Florence D. Gay
Widow of Jos. H. Gay, deceased.

Witness: John B. Bellamy
J. A. Mc Norton

State of North Carolina } Superior Court Before
New Hanover County } Clerk

The execution of the foregoing & annexed Power
of Attorney from Florence D. Gay, to Jas. H. Scull this 12th
day of Dec. 1912 duly proven before me by the oath
& examination of J. A. Mc Norton the subscribing
witness thereto.

Let the said deed together with this certificate be recorded.
W. Ph. Harrison

C. D. C. of New Hanover County.

Filed this Dec. 16th 1912

(Seal)

B. S. Newton

C. D. C.

State of North Carolina
County of Brunswick } Before the Clerk
The Will of Joseph W. Gay, deceased

Withdrawal of Dissent.

Whereas, Mr. Horner D. Gay filed dissent from the will of Joseph W. Gay, deceased, in the year 1910, upon which the question of issue by such dissent was transferred to the Superior Court, docket and entered for trial, but which was never heard; and

Whereas, the said Horner D. Gay, by his purchase now acquired the full interest in certain lands of the deceased, from the devise named in the will; and

Whereas, there is no longer a need for proceedings under the said dissent and the necessity and expense of the same having been withdrawn;

Now, Therefore, the said Horner D. Gay hereby enters her withdrawal of her said dissent, removing from litigation any question as to the validity of the said Will and any dissent from the terms of the same that she might have raised in the pursuit of her dissent and prays the Court to grant leave for the same to be withdrawn at once.

This July 10, 1917

Horner D. Gay,
By her Attorney
C. Ed. Langston

State North Carolina
County of Brunswick

Leave is hereby granted to Horner D. Gay to withdraw her dissent from the will, and as to all matters not the same be herein entered and the same to stand. This July 10th 1917.

North Carolina,
Brunswick County.

No. 339

I, W. J. Newton, of the County of Brunswick State of North Carolina, being of sound and disposing mind and memory, and considering the uncertainty of my existence, do make, ordain, declare and publish this my Last Will and Testament, that is to say:

I give, devise and bequeath to my beloved wife, Missouri Newton, all my estate, both real and personal, to use, sell, dispose of, and to do with as she pleases, and at her death, any part of my estate to remain, either real or personal, I give, devise and bequeath the same to my beloved children, Nellie Murrell, Annie Newton, Clyde Newton and William Newton, to be equally divided among them, share and share alike. And I nominate, appoint and constitute her, my beloved wife, Missouri Newton, as sole executrix of this my last will and Testament.

In Testimony Whereof, I have hereunto set my hand, and affixed my seal, this 13th day of May, A.D. 1910.

W. J. Newton (Seal)

Signed, read, declared and published by the said W. J. Newton, to be his last will and Testament, in the presence of us, who at his request, and in his presence, and in the presence of each other do subscribe our names as witnesses thereto.

W. J. Newton
E. W. Crummett