

Thereupon it appearing that the paper writing propounded by Alice J. Taylor, widow of Edwin W. Taylor deceased, dated Wimbabow N.C. January 1930 and subscribed under seal by Edwin W. Taylor, which paper writing is without subscribing witnesses, purporting to be the last will and testament of Edwin W. Taylor, deceased, and it being proved by the oath and execution of Edwin W. Taylor, Jr. that the said will was found among the valuable papers and effects of the said Edwin W. Taylor, deceased, after his death. It being further proved by the oath and execution of Robert W. Davis, Esquire, C. Ed. Taylor, Esquire and W.H. Walker, that they are acquainted with the handwriting of the said Edwin W. Taylor, deceased, having often seen him write, and know that the said paper writing as subscribed, and ever part thereof is in the handwriting of the said Edwin W. Taylor.

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 the said Edwin W. Taylor and the same is ordered to be recorded and filed.

This, February 25th, 1931.

S.B. Frink
Clerk Superior Court.

NO. 422.

IN THE MATTER OF THE ADMINISTRATION OF THE ESTATE }
OF B.G. WORTH

Wm. E. Worth being duly sworn, deca say: That B.G. Worth, late of New Hanover County, died on the 19th day of November 1910 leaving a last Will and Testament; and that he, Wm. E. Worth & Geo. R. French are the Executors named therein, and are the proper persons entitled to Letters Testamentary on the estate of the said B.G. Worth. Further that the value of the personal effects of said Estate as far as can be ascertained at the date of this application is about Thirty Thousand Dollars, and the real estate consists of house and lots and Country property in this and other Counties in this State, and that Wm. E. Worth Archibald C. Worth, Mrs. Geo. R. French, Mrs. W. J. Jones, Glydes M. Herring, Trustees of the Presbyterian Church Miss Kate O'Hanlan and Mary Clark and W.G. Herring are entitled as legacies and devisees thereof.

Wm. E. Worth.

Sworn to and subscribed before me this
23rd day of November, A.D. 1910.

Jno. D. Taylor
Clerk Superior Court, New Hanover County.

STATE OF NORTH CAROLINA: SUPERIOR COURT.
NEW HANOVER COUNTY : BEFORE CLERK.

We swear that we believe this writing to be and contain the Last Will and Testament of B.G. Worth, and that we will well and truly execute the same by first paying his debts and then his legacies as far as the said estate shall extend or the law shall charge you, and that you will well and faithfully execute the office of Executors agreeably to the trust and confidence reposed in us according to law; So help me God.

Sworn and subscribed before
me this 25th day of November, 1910

Wm. E. Worth
Geo. R. French

Jno. D. Taylor
Clerk Superior Court New Hanover County.

In the name of God, Amen:

I, Banzillai G. Worth, of the city of Wilmington, County of New Hanover, and State of North Carolina, being of sound mind, and memory, and of good health, for which I thank God, and being mindful of the uncertainty of life, and desirous of settling my worldly affairs whilst I have strength and capacity so to do, do make, ordain, publish, and declare this to be my last Will and Testament, hereby revoking and making void all former Wills and Testaments by me at any time heretofore made; And first and principally, I commit my soul to God, who gave, and my body to the earth to be buried at the direction of my executors, in the hope of a joyful resurrection through Jesus Christ, my Savior. And as to such worldly estate, as it hath pleased God to bestow upon me, I dispose of the same as followeth: I will and direct that all my just debts and funeral expenses be paid as soon after my decease as conveniently can be.

My children have all been dutiful and affectionate, and I therefore desire to give to each one of them some special gift, as a keepsake and memorial of my love, after I shall have passed away: To my granddaughter, Glydes M. Herring, I give my favorite copy of Cooper's complete works; to my son, Archibald, I give my gold-headed cane; to my grandson, Joseph B. Worth, I give my gold watch; to my daughter, Mary Jane Woodward, I give my Encyclopedia Britannica; to my daughter, Eunice W. Waller, I give my marble clock, which, like the same before mentioned, was presented to me by the members of the First Presbyterian Church; to my daughter, Amanda M. French, I give my handsome copy of Mrs. Mann's Practical Nursing;

and to my son, William E. WORTH, I give my private Letter Book. After the payment of my debts and funeral expenses, and the bestowal of the small tokens aforesaid, the remainder of my entire estate, share and share alike, I give, devise, and bequeath to my beloved children Archibald C., William E., the heirs of Joseph B. WORTH, and Julia M. HERRING, Mary J. Woodward, Eunice W. Weller, and Cornelia M. French, their heirs and assigns forever.

If any of my said children shall die in my lifetime, leaving child or children, I give the share of the one so dying to his or her children, as the case may be.

In the allotment of the share of my son, Archibald C. WORTH I direct that he shall be charged with a promissory note dated February 11, 1905, for the sum of Two Thousand Dollars (\$2000).

Having deeded the western portion of lot 3 block 192 to my daughter, Mrs. Mary Jane Woodward, I direct that in a final settlement this be considered as an advance to her of \$2500.00, as well as a note for \$1200.00, and accrued interest, which I now hold, dated November 15, 1894.

I direct that my executors receive and invest the share of daughter, Mary Jane Woodward, and pay over to her of the principal or interest, as in their discretion her interest and necessities may require, and in trust further to pay over any balance that may be unexpended at her death to her daughters, and to their representatives of such daughters as may have died leaving such representatives.

I also direct that, in addition to the notes described in my Will, and in addition to the let deed to my daughter, Mary Jane Woodward, my said sons and daughters shall be charged with any amounts that they may owe me at my death, and for which I hold their notes, or notes, advanced to aid them during my lifetime, and I intend that they account for, and be charged with, such advancements as I may hold their note, or notes for, out of their respective portions of my estate.

I give and bequeath to my grandniece, Katie O'Manlan, as some return for her faithful training of my granddaughter, Glydes M. Herring, and judicious management of my household, the sum of One Thousand Dollars (\$1000.00), and I hereby direct my executors to pay said sum out of any moneys coming into their hands from my estate.

I give and bequeath unto my niece, Mary Clark of Indiana, the sum of Five hundred Dollars (\$500.00), and I hereby direct my executors to pay said sum out of any moneys coming into their hands from my estate; this bequest is made because of the love I bear my said niece.

I give and bequeath to the Trustees of the First Presbyterian Church of Wilmington, N.C., and their successors in office, the sum of One Thousand Dollars (\$1000.00), which said sum is to be held by the Trustees of the said Church in trust to be invested by them as their best judgment may dictate, and the income arising from said fund is to be used and expended by the said Trustees of said Church according to the direction of the Session of the said Church but the said Trustees, nor shall the Session of the said Church, have any right to use the principal sum of One Thousand Dollars (\$1000.00), nor shall they have the right to use the income from the said One Thousand Dollars (\$1000.00) for the support of the ministry of said Church; but the income therefrom shall be used for other purposes than the ministry, according to the direction of the Session of said Church; and I hereby direct my executors to pay over to the Trustees of said Church the sum of One Thousand Dollars (\$1000.00) out of any moneys coming into their hands from my estate.

As my beloved daughter Julia has died leaving surviving her my granddaughter, Glydes M. Herring, a minor, as her only heir at law, and according to the terms of my said will the share of my daughter, Julia, would go direct to my said granddaughter, Glydes M. Herring; I, therefore, desire to give a share of my estate to my granddaughter, Glydes M. Herring, and I give, devise bequeath the said share so going to the said Glydes M. Herring, to my executors, to be held in trust by them and managed by them for the sole and separate use and benefit of my said granddaughter, Glydes M. Herring, until she shall arrive at the age of twenty-one years; and upon her attaining the age of twenty-one years, I direct my Trustees to pay and turn over the said share of my estate and income derived therefrom to the said Glydes M. Herring, to be hers absolutely and in fee simple. But, I hereby direct and give unto my executors as trustees full power and authority to use any part or all of the income from said share and such part of the principal as my said executors as trustees shall, in their good judgment, deem necessary for the support, maintenance, and education of my said granddaughter, Glydes M. Herring, during her minority. My intention being, that my said granddaughter shall have the share of my estate to which her mother would have been entitled, had my said daughter Julia been living at the time of my death, but I desire the said share to be controlled and managed by my executors as trustees until my said granddaughter, Glydes M. Herring, the age of twenty-one years- should my said granddaughter, Glydes M. Herring, die before she arrives at the age of twenty-one years, leaving lawful issue surviving, then and in that event

I desire my said executors as trustees to continue the control and management of said share until some person qualify as guardian of my said granddaughter's child or children, and upon the happening of said event, or upon the arrival of full age of my said granddaughter's child, I direct my executors to pay over said share to the guardian of the child or children, or to the child or children, as the case may be, said share in my estate, share and share alike, But should my said granddaughter die before she arrives at the age of twenty-one years leaving no lawful issue surviving, then and in that event, I direct my said executors as trustees to divide the said share of my estate between my children then living and the issue of such as may be dead, share and share alike, per stirpes and not per capita.

Whereas, I am owner of seventy (70) shares of the capital stock of The J.B. WORTH Company, and if said company desires to purchase the same, I therefore direct my executors to sell said shares of stock to The J.B. WORTH Company at such price as my said executors may agree upon with said J.B. WORTH Company, and in the event it should so happen that my executors and the said J.B. WORTH Company should be unable to agree upon a price to be paid by said J.B. WORTH Company for said stock, then, and in that event, I hereby direct my executors to select an arbitrator and the said J.B. WORTH Company shall select an arbitrator, and the two arbitrators so selected shall agree upon an umpire and shall meet and agree upon a price for said stock, and the price so named shall be the price paid by the said J.B. WORTH Company for said stock, and my executors shall sell and transfer said stock to said J.B. WORTH Company upon its paying to my said executors the price named by said arbitrators.

I give and bequeath unto my son-in-law W.G. Herring the sum of One Thousand Dollars (\$1000.00), and I hereby direct my executors to pay said sum out of any moneys coming into their hands belonging to my estate.

Whereas, there is no power given my executors in the body of my Will to sell and convey any of my real estate, nor is there any power given my executors to execute deeds for any real estate in which I may be interested or have any interest in, at the time of my death, and whereas, my executors may find it more convenient to sell some portion of my real estate in making a division of the same, and whereas, I, as a member of the firm of WORTH & WORTH, and the WORTH Company, am interested in certain real estate belonging to the said firm and corporation, and it may be that when the real estate is sold that the purchaser or purchasers may desire that my heirs should join in the execution of the deed, or deeds, and such execution might be impracticable for some reason, and whereas, I desire to, as far as I can make it easy and simple for the purchasers to get deeds which would be satisfactory to them without delay or any Court proceedings to obtain them.

Now, therefore, I, B.O. WORTH, do hereby authorize and empower my executors to sell and convey by deed of bargain and sale any and all real estate which may be owned by me at the time of my death for such sum or sums of money as they, in their good judgment, may think to be a fair and reasonable price for the same, and execute and deliver to the purchaser or purchasers thereof a good and sufficient deed or deeds in fee simple for the real estate so sold by them, and the money so derived from the sale of said real estate shall be divided between my devisees as directed in my said Will.

I do further authorize and empower my executors to join in the sale of any real estate belonging to the firm of WORTH & WORTH, or the WORTH Company, whenever it may be deemed necessary and to execute such deed or deeds for the same to the purchaser or purchasers as may be required by said purchaser or purchasers, without requiring at the time the deed is executed the part of the purchase money which would belong to me, but they may wait for my share of the purchase money until the final settlement of the affairs of the firm of WORTH & WORTH as allowed by law.

Lastly I nominate, constitute and appoint my son, William E. WORTH, and son-in-law, George R. French, to be the executors of this my last Will and Testament.

In witness whereof, I, the said Barzillai G. WORTH, have hereunto set my hand and seal the 28th day of August, A.D. 1905.

B. G. WORTH SEAL.

Signed, sealed, published, and delivered, by the above named

testator, as and for his last Will and Testament, in the presence of us, who in his presence and at his request, and in the presence of each other, have subscribed our names hereto as witnesses.

J.A. Taylor

Wm. P. Toom

STATE OF NORTH CAROLINA :
NEW HANOVER COUNTY :

A paper purporting to be the LAST WILL AND TESTAMENT of B.G. Worth, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court of New Hanover County, by William E. Worth and George R. French, the Executor therein named, and the due execution thereof by the said B.G. Worth is proven by the oath and examination of J.A. Taylor and Wm. P. Toom, the subscribing witnesses thereto, who being duly sworn, doth depose and say, and each for himself deponent and saith, that as is a subscribing witness to the paper writing now shown, him, purporting to be the Last Will and Testament of B.G. Worth, deceased, and that the said B.G. Worth 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 26th day of August, A.D. 1909:

AND THE DEPONENT FURTHER SAITH, That the said B.G. Worth, the testator aforesaid, did at the time of subscribing his name as aforesaid, to the said paper writing, declare the said paper writing as subscribed by him and exhibited to be his Last Will and Testament, and that this deponent did thereupon, at the request of the said B.G. Worth, at the end of said paper-writing, subscribe his name as an attesting witness thereto, in the presence of the said testator and in the presence of each other. And this deponent further saith that at the time when the said testator subscribed his 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 B.G. Worth was of sound mind and memory and 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 saith not.

J.A. Taylor

Wm. P. Toom

Severally sworn and subscribed to before me this the 25th day of November, A.D. 1910.

Jno. D. Taylor
Clerk of the Superior Court of
New Hanover County.

STATE OF NORTH CAROLINA :
COUNTY OF NEW HANOVER :

In the matter of the Probate of :
the Will of B.G. Worth, deceased :

This cause coming on to be heard before the undersigned, Clerk of the Superior Court of New Hanover County, and being heard, and it appearing to the Court by the affidavit of J.A. Taylor and Wm. P. Toom that the paper writing dated the 26th day of August, A.D. 1909, purporting to be the last Will and Testament of B.G. Worth, deceased, was duly executed by the said B.G. Worth in the presence of J.A. Taylor and Wm. P. Toom, and that the said J.A. Taylor and Wm. P. Toom were requested to witness the execution of the said Will, by the said B.G. Worth, and did witness the execution of the same by B.G. Worth and did subscribe their names as such witnesses in the presence of B.G. Worth and in the presence of each other and at the request of the said B.G. Worth, and that at the time of the

execution of the said Will by the said B.G. Worth, the said B.G. Worth was of full age and was of sound mind and memory and under no restraint to the knowledge of the said subscribing witnesses:

And it further appearing to the Court that the said Will is now produced to the Court and offered for probate by the executors therein named.

IT IS THEREFORE ordered, adjudged and decreed by the Court that the paper writing now produced and exhibited, purporting to be the last Will and Testament of B.G. Worth, deceased, dated the 26th day of August, A.D. 1909, and every part thereof, is the last Will and Testament of B.G. Worth, deceased, and is ordered to be recorded upon the records of this Court as required by law. And Thereupon Wm. E. Worth and Geo. R. French the Executors named in said Will duly qualified by taking the oath of office.

This 25th day of
November 1910.

Jno. D. Taylor
Clerk of the Superior Court
of New Hanover County

STATE OF NORTH CAROLINA)
NEW HANOVER COUNTY)

BEFORE JOHN D. TAYLOR,
Clerk of the Superior Court, New Hanover Co.

SUPERIOR COURT,

THE STATE OF NORTH CAROLINA,

TO WHOM THESE PRESENTS SHALL COME, GREETING.

It being satisfactorily proven to the undersigned Clerk of the Superior Court for New Hanover County, that B.G. Worth late of said County, is dead, have first made and published his last Will and Testament, and it appearing that Wm. E. Worth and Geo. R. French are entitled to the ADMINISTRATION OF THE ESTATE of said deceased, and having on the 25th day of November 1910, qualified as Executors of the last Will and Testament of B.G. Worth according to law---

NOW, these are therefore to empower the said Executors to enter in and upon all and singular the goods and chattels, rights and credits of said deceased, and the same to take into possession, wheresoever to be found, and all the just debts of the deceased to pay and satisfy, and the residue of said ESTATE to distribute according to law.

Witness my hand and Seal of said Court, this 25th day of November 1910.

Jno. D. Taylor
Clerk Superior Court, New Hanover County.

STATE OF NORTH CAROLINA:
COUNTY OF NEW HANOVER :

I, W. H. Harriss, Clerk of the Superior Court, in and for the aforesaid County and State, do hereby certify the foregoing and attached to be a true and correct copy of the Last Will and Testament of B.G. Worth, deceased, and the probates thereof and Letters Testamentary, as the same are taken from and compared with the originals on file in this office.

Witness my hand and seal this the 3rd day of April, A.D. 1931.

(SEAL)

W.H. HARRISS
Clerk Superior Court, New Hanover County.

testator, as and for his last Will and Testament, in the presence of us, who in his presence and at his request, and in the presence of each other, have subscribed our names hereto as witnesses.

J.A. Taylor

Wm. P. Toom

STATE OF NORTH CAROLINA :
NEW HANOVER COUNTY :

A paper purporting to be the LAST WILL AND TESTAMENT of B.G. Worth, deceased, is exhibited before me, the undersigned, Clerk of the Superior Court of New Hanover County, by William B. Worth and George R. French, the Executor therein named, and the due execution thereof by the said B.G. Worth is proven by the oath and examination of J.A. Taylor and Wm. P. Toom, the subscribing witnesses thereto, who being duly sworn, doth depose and say, and each for himself separately and saith, that he is a subscribing witness to the paper writing now shown, him, purporting to be the Last Will and Testament of B.G. Worth, deceased, and that the said B.G. Worth 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 26th day of August, A.D. 1909:

AND THE DEPONENT FURTHER SAITH, That the said B.G. Worth, the testator aforesaid, did at the time of subscribing his name as aforesaid, to the said paper writing, declare the said paper writing so subscribed by him and exhibited to be his Last Will and Testament, and that this deponent did thereupon, at the request of the said B.G. Worth, at the end of said paper-writing, subscribe his name as an attesting witness thereto, in the presence of the said testator and in the presence of each other. And this deponent further saith that at the time when the said testator subscribed his 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 B.G. Worth was of sound mind and memory and 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 saith not.

J.A. Taylor

Wm. P. Toom

Severally sworn and subscribed to before me this the 25th day of November, A.D. 1910.

Jne. D. Taylor
Clerk of the Superior Court of
New Hanover County.

STATE OF NORTH CAROLINA :
COUNTY OF NEW HANOVER :

In the matter of the Probate of :
the Will of B.G. Worth, deceased :

This cause coming on to be heard before the undersigned, Clerk of the Superior Court of New Hanover County, and being heard, and it appearing to the Court by the affidavit of J.A. Taylor and Wm. P. Toom that the paper writing dated the 26th day of August, A.D. 1909, purporting to be the last Will and Testament of B.G. Worth, deceased, was duly executed by the said B.G. Worth in the presence of J.A. Taylor and Wm. P. Toom, and that the said J.A. Taylor and Wm. P. Toom were requested to witness the execution of the said Will, by the said B.G. Worth, and did witness the execution of the same by B.G. Worth and did subscribe their names as such witnesses in the presence of B.G. Worth and in the presence of each other and at the request of the said B.G. Worth, and that at the time of the

execution of the said Will by the said B.G. Worth, the said B.G. Worth was of full age and was of sound mind and memory and under no restraint to the knowledge of the said subscribing witnesses:

And it further appearing to the Court that the said Will is now produced to the Court and offered for probate by the executors therein named.

IT IS THEREFORE ordered, adjudged and decreed by the Court that the paper writing now produced and exhibited, purporting to be the last Will and Testament of B.G. Worth, deceased, dated the 26th day of August, A.D. 1909, and every part thereof, is the last Will and Testament of B.G. Worth, deceased, and is ordered to be recorded upon the records of this Court as required by law. And Thereupon Wm. B. Worth and Geo. R. French the Executors named in said Will duly qualified by taking the oath of office.

This 25th day of
November 1910.

Jne. D. Taylor
Clerk of the Superior Court
of New Hanover County

STATE OF NORTH CAROLINA)
NEW HANOVER COUNTY) BEFORE JOHN D. TAYLOR,
Clerk of the Superior Court, New Hanover Co.

SUPERIOR COURT,

THE STATE OF NORTH CAROLINA,

TO WHOM THESE PRESENTS SHALL COME, GREETING.

It being satisfactorily proven to the undersigned Clerk of the Superior Court for New Hanover County, that B.G. Worth late of said County, is dead, have first made and published his last Will and Testament, and it appearing that Wm. B. Worth and Geo. R. French are entitled to the ADMINISTRATION OF THE ESTATE of said deceased, and having on the 25th day of November 1910, qualified as Executors of the last Will and Testament of B.G. Worth according to law---

NOW, these are therefore to empower the said Executors to enter in and upon all and singular the goods and chattels, rights and credits of said deceased, and the same to take into possession, wheresoever to be found, and all the just debts of the deceased to pay and satisfy, and the residue of said ESTATE to distribute according to law.

Witness my hand and Seal of said Court, this 25th day of November 1910.

Jne. D. Taylor
Clerk Superior Court, New Hanover County.

STATE OF NORTH CAROLINA:
COUNTY OF NEW HANOVER :

I, W. H. Harriss, Clerk of the Superior Court, in and for the aforesaid County and State, do hereby certify the foregoing and attached to be a true and correct copy of the Last Will and Testament of B.G. Worth, deceased, and the probates thereof and Letters Testamentary, as the same are taken from and compared with the originals on file in this office.

Witness my hand and seal this the 3rd day of April, A.D. 1931.

(SEAL)

W.H. HARRISS
Clerk Superior Court, New Hanover County.