

## NORTH CAROLINA

## COLUMBUS COUNTY

I, J. H. Mitchell, 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:

First. My executors hereinafter 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 their hands belonging to my estate.

Second. I give and bequeath to my beloved wife Kate A. Mitchell, all my household and kitchen furniture; and my automobile.

Third. I give and bequeath to Goshen Baptist Church Five Hundred Dollars, to be used for the up-keep of said Church as the Deacons may deem right and proper.

Fourth. My will and desire is that all the residue of my estate consisting of land, standing timber, sawmill and machinery, lumber, mules, Waggon, auto truck and all other property that I may own at the time of my death shall be sold by my executors, and all debts owing to me, together with my insurance and bank accounts be collected, and there should be any surplus over and above the payments of debts, expenses and legacies, that such surplus shall be equally divided and paid over to my said wife Kate A. Mitchell, my son Russell J. Mitchell and daughter Mary W. Patterson, in equal proportion, share and share alike.

Fifth. I hereby constitute and appoint my trusty friend Porter Hufham, my beloved wife Kate A. Mitchell, and my beloved son Russell J. Mitchell my lawful executors 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 J. H. Mitchell, do hereunto set my hand and seal, this 15 day of November 1926.

J. H. Mitchell (Seal)

Signed, sealed, published and declared by the said J. H. Mitchell 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.

T. W. Fridgea

L. R. Hobbs  
Nov. 15, 1926

## NORTH CAROLINA

## COLUMBUS COUNTY

I, D. L. Gore, Clerk Superior Court of the aforesaid state and county, do hereby certify that the foregoing is a true and perfect copy of the Will of J. H. Mitchell, and recorded in Record of Wills # 3 at page 530 in the Superior Courts office at Whiteville, North Carolina. I do further certify that Porter Hufham and Kate A. Mitchell qualified as Executor and Executrix and that they have made a final account.

Witness my hand and official seal at office in Whiteville, North Carolina, this the 28 day of August, 1943.

SEAL

D. L. Gore  
CLERK SUPERIOR COURT.

## STATE OF NORTH CAROLINA (

## COUNTY OF BRUNSWICK

I, DORA C. KIRBY, of the above named State and County, being of sound mind, but considering the uncertainty of my earthly existence, do make and declare this my Last Will and Testament -

FIRST: My Executor, hereinafter 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 that may come into his hands belonging to my estate.

SECOND: I give, and devise to my Beloved Son, Floyd Kirby, and to his heirs, in fee simple, that part of the tract of land described in a deed from R. C. McKeithan and wife to G. W. Kirby, said deed being recorded in Book 20, at page 295, Records of Brunswick County, hereby referred to for the purpose of including the description of the said tract of land herein (aportion of the said tract of land having already been conveyed to the said Floyd Kirby by deed dated April 4, 1922, which said deed is recorded in Book 30, at page 484, Records of Brunswick County) also twenty two acres of land being the same tract conveyed to G. W. Kirby August 30, 1911, which said conveyance is duly recorded in Book 24, at page 19, Records of the office of the Register of Deeds of Brunswick County, the said conveyance being made from W. H. Frink to G. W. Kirby.

THIRD: I give, and devise to my beloved Son, Elbert Kirby, and to his heirs, in fee simple forever, 38 acres, more or less, of land, being the same conveyed to G. W. Kirby by Charlie M. Brown, by deed dated November 15th, 1889, and duly recorded in Book III, at page 212, Records of Brunswick County, hereby especially referred to for the purpose of including the description of the lands herein as fully as if set out herein in detail; also five acres of land, more or less, and being the first tract described in a deed from J. J. Pigott and wife to G. W. Kirby, dated November 23, 1889, Recorded in Book III, at page 190, Records of the Office of the Register of Deeds of Brunswick County, hereby especially referred to for the purpose of including the description of the five acres herein as fully as if set out herein by metes and bounds.

FOURTH: I give and devise to my Beloved Son, E. H. Kirby, and to his heirs in fee simple, the Home Place located in Lockwoods Folly Township, whereon I now reside, and the lands adjoining the said home, including the 143/10 acres, more or less, conveyed by Neil Calloway and wife to G. W. Kirby by deed dated August 14, 1914, Recorded in Book 20, at page 492, including the lands described in a deed by D. B. McNeill to G. W. Kirby, dated August 7, 1890, Book II, at page 116, being one half acre more or less, hereby referred to for the purpose of describing the land, one-half acre more or less described in the said deed. And any and all other lands not hereinbefore specifically conveyed and set out of which the said G. W. Kirby died seized and possessed of and located in the said County of Brunswick, North Carolina, as fully as if specifically set out by metes and bounds.

FIFTH: And to my beloved son, Elbert Kirby, and to my Beloved Daughter, Ruby Thomas, and to my Beloved Daughter, Grace Batson, I hereby give and bequeath all monies that may be left in my estate after payment of all my just debts and funeral expenses, and all stocks, including the stock in the Tidewater Power Company, share and share alike.

SIXTH: I hereby give and bequeath unto my said Beloved Son, E. H. Kirby, all the furniture, fixtures, household effects that are now and may be in my home at the time of my death, and including all farm implements, and all other personal property not hereinbefore specifically bequeathed.

SEVENTH: I hereby constitute and appoint my beloved son, E. H. Kirby, 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 DORA C. KIRBY, have hereunto set my hand and seal this the 28th day of April, A. D. 1939.

Dora C. Kirby (SEAL)

Signed, sealed, published and declared by the said DORA C. KIRBY, to be her Last Will and Testament, in the presence of us, who, at her request and in her presence, and in the presence of each other, do subscribe our names as witnesses thereto.

J. J. Loughlin, Sr.

Robert W. Davis

STATE OF NORTH CAROLINA  
COUNTY OF BRUNSWICK

These proceedings had pertaining to the paper writing dated April 28th, 1939, the same purporting to be a written will of Dora C. Kirby, late of Brunswick County, North Carolina, and duly witnessed by J. J. Loughlin, Sr. and Robert W. Davis which paper writing is propounded by E. H. Kirby, son of the said Dora C. Kirby, the testatrix, and whereas, it appears that J. J. Loughlin, Sr. and Robert W. Davis, the named subscribing witnesses to the said will, are both dead;

NOW THEREFORE, personally appears before the undersigned Clerk Superior Court, Rachel Todd Corlette and Prince O'Brien, Sr., citizens of Brunswick County, who being duly sworn, depose and say, each for himself, and herself, that they each were acquainted with Dora C. Kirby, that they knew her handwriting, that they had occasion to often inspect and see the same; and that the handwriting subscribed to the paperwriting dated April 28th, 1939, is the true and genuine handwriting of the said Dora C. Kirby and none other.

Prince O'Brien

Rachel ToCorlette

Sworn and subscribed to before me,  
this the 6 day of November, 1943.

B. J. Holden  
Asst. Clerk Superior Court

Thereupon the further proceedings was had respecting the due execution of the aforesaid paper writing filed for probate:

Personally appeared before me the undersigned Clerk Superior Court on this date J. J. Loughlin, Jr. and C. Ed. Taylor, citizens of Brunswick County, North Carolina, both of whom are well known to the Court, and being duly sworn, each for himself, deposes and says that he was well acquainted with J. J. Loughlin, Sr. and Robert W. Davis whose names appear as subscribing witnesses to the paper writing purporting to be the will of the late Dora C. Kirby dated April 28th, 1939; that he has often seen the said J. J. Loughlin, Sr. and Robert W. Davis write and was well acquainted with the natural handwriting of the said subscribing witnesses to the said paper writing and that the signatures as subscribing witnesses to the said paper writing dated April 28th, 1939, is the true and genuine handwriting of the attesting witnesses of the said J. J. Loughlin, Sr. and Robert W. Davis and none other.

J. J. Loughlin Jr

C. Ed. Taylor

Sworn and subscribed to before me,  
this the 6 day of November, 1943.

B. J. Holden  
Asst. Clerk Superior Court.

Thereupon it appearing to the Court that the execution of this paper writing dated April 28th, 1939, by Dora C. Kirby, is in the true and genuine handwriting of the said Dora C. Kirby and none other and that the subscribing witnesses, J. J. Loughlin, Sr. and Robert W. Davis, both of whom are dead, but whose names are subscribed as attesting witnesses to the aforesaid paper writing, is in the true and genuine handwriting of the said J. J. Loughlin, Sr.

and Robert W. Davis and none other.

IT IS THEREFORE, considered and adjudged by this Court that the said paper writing, and every part thereof, is the last will and testament of the said Dora C. Kirby, deceased, and it is ordered that the said will, together with the proceedings had thereon be filed and recorded.

This the 6th day of November, 1943.

B. J. Holden  
ASST. CLERK SUPERIOR COURT.

No 552

My family consists of Katherine T. Kinsler and Kenneth H. Kinsler Jr. All my estate I devise and bequeath to my wife Katherine T. Kinsler, for her own use and benefit forever. I hereby, appoint her executrix, without bond, with full power to sell, mortgage, lease or in any other manner dispose of the whole or any part of my estate.

Kenneth H. Kinsler

Fort Kobbie C.Z.  
December 15, 1941.

Witness:  
William M. Miley  
James W. Coultis  
Harold R. Parks

STATE OF NORTH CAROLINA  
HQ 17TH AIRBORNE DIVISION  
CAMP MACKALL, NORTH CAROLINA

William M. Miley, being duly sworn, deposes and says that he was personally acquainted with Kenneth H. Kinsler. That on December 15th, 1941, this affiant and Kenneth H. Kinsler were officers in the United States Army, stationed at Fort Kobbie, Canal Zone. That on December 15th, 1941, Kenneth H. Kinsler wrote his last will and testament, in his own handwriting, and asked this affiant to witness it. This affiant saw the said Kenneth H. Kinsler write the said will, and at that time asked this affiant to witness the same. This affiant did witness the said will. This affiant knows of his own knowledge that the said Kenneth H. Kinsler did write the said will in his own handwriting and the said will, together with the signature of Kenneth H. Kinsler, are in the genuine handwriting of the said Kenneth H. Kinsler, and therein did convey all his property to his wife, Katherine T. Kinsler, and did further name her as his executrix, to serve without bond. This affiant further states that there were two more subscribing witnesses, namely, James Coultis and Harold R. Parks. This affiant saw these named witnesses sign their names as subscribing witnesses to the said will and knows the signature of each of them to be genuine; that the other subscribing witnesses are members of the United States Army and reside outside the State of North Carolina and cannot be reached to witness the probate of the said will.

This the 13 day of November, 1943.

William M. Miley

Sworn and subscribed to before me,  
this the 13 day of November, 1943.

B. J. Holden  
Asst. Clerk Superior Court

STATE OF NORTH CAROLINA  
COUNTY OF BRUNSWICK

IN THE SUPERIOR COURT

Prince O'Brien and Rachel Corlette being duly sworn depose and say that they are Cashier and Assistant Cashier respectively of the Waccamaw Bank and Trust Company, of Southport, North Carolina. That more than a year ago Kenneth Holmes Kinsler placed with them various valuable papers and effects for safe keeping in the vault of the above named bank. That during this time they have, as officials of the said bank, had in their custody for safe keeping these various papers, among which was a will purporting to be the will of Kenneth Holmes Kinsler. Affiants further state that over a period of years they as officials of the said bank have done business with and for the said Kenneth Holmes Kinsler. That during this time they had reason to learn and become thoroughly acquainted with the handwriting and signature of the said Kenneth Holmes Kinsler, and they believe that the

name of the said Kenneth Holmes Kensler subscribed to the said will, and the said will itself, and every part thereof, is in the handwriting of the said Kenneth Holmes Kensler.

This the \_\_\_\_\_ day of November, 1943.

Prince O'Brien

Rachel Corlette

Subscribed and sworn to before me,  
this the 16 day of November, 1943.

S. T. Bennett  
Clerk Superior Court

STATE OF NORTH CAROLINA  
COUNTY OF BRUNSWICK

IN THE SUPERIOR COURT  
BEFORE THE CLERK

A paper writing purporting to be the Last Will and Testament of Kenneth Holmes Kensler is exhibited for probate in open Court by Katherine T. Kensler, the executrix therein named; and is thereupon proved by the oath and examination of William M. Wiley, now a Major General in the United States Army, stationed at Camp Mackall, North Carolina, one of the subscribing witnesses thereto, the other two witnesses being outside the State of North Carolina. And it is further proved the oath and examination of Prince O'Brien and Rachel Corlette that they are well acquainted with the handwriting of the said Kenneth Holmes Kensler, having often seen him write, and further having handled his banking affairs over a period of several years. And the said Prince O'Brien and Rachel Corlette further maketh oath that they are Cashier and Assistant Cashier respectively of the Wacoan Bank and Trust Company, and that for more than a year, they as officials of the said bank have had in their possession for safe keeping in the vault of the said bank the valuable papers and effects, among which was the will, as this day offered for probate, of the said Kenneth Holmes Kensler. Having often seen him write and being acquainted with his handwriting in the process of handling his banking affairs they verily believe the name of the said Kenneth Holmes Kensler subscribed to the said will and the said will itself, and every part thereof, is in the handwriting of the said Kenneth Holmes Kensler, being generally known to the above named affiants and acquaintances of the said Kenneth Holmes Kensler. It is therefore considered and adjudged by the Court that the said paper writing and every part thereof in the Last Will and Testament of the said Kenneth Holmes Kensler, and the same is ordered to be recorded and filed.

This the 16 day of November, 1943.

S. T. Bennett  
Clerk Superior Court

No. 559

STATE OF NORTH CAROLINA,  
BRUNSWICK COUNTY.

I, ALFRED W. CLEMONS, of SHALLOTTE, COUNTY OF BRUNSWICK, NORTH CAROLINA, being of sound mind and memory, do make, publish and declare this to be my LAST WILL and testament, to-wit:

1. All my just debts and funeral expenses shall be first fully paid.
2. I give, devise and bequeath all the rest, residue and remainder of my estate, both real and personal property, to my son, ADRIAN W. CLEMONS, to have and to hold to his, my said son, and to his heirs and assigns forever.
3. I nominate and appoint my said son, ADRIAN W. CLEMONS to be the executor of this my LAST WILL and testament, hereby revoking any other wills made.
4. Real Estate included in this will is hereby described as follows: One lot of land lying in Town of Shallotte, deeded by L. C. Tripp and wife to A. W. Clemons, - day of Jan. 1917. One lot of land in town of Shallotte, adjoining the aforesaid tract, deeded by F. M. White and wife to Fanny A. Clemons, Oct. 18, 1920. One lot of land, containing five acres, more or less, deeded by F. M. White and wife to A. W. Clemons, Sept. 2, 1905. One tract of land containing ten acres, more or less, deeded by Rosa L. Bowen and husband, to A. W. Clemons, July 30, 1917.
5. Personal property included in this will is hereby described as follows: ONE FOURTH INTEREST in Schooner George Glover.

ONE FOURTH INTEREST in Schooner Josie D.  
All floating property, boats, nets, etc.  
One warehouse and contents, fixtures, etc.  
Insurance Policies, All open accounts, of which the following are enumerated; J. B. Stanley, a note for \$100. due Feb. 15, 1918. Jesse D. Robinson, \$100. due on gasoline marine engine, Nov. 15, 1917, said engine being installed in Schr. Sadie May. ALL MY LIVE STOCK, Household and Kitchen Furniture, TOOLS OF MECHANIC, ETC.

Alfred W. Clemons (SEAL)

Signed, sealed, published and declared as and for his last will and testament by the above named testator, in our presence, who have, at his request, and in his presence, and in the presence of each other signed our names as witnesses thereto.

J. G. White

Thomas Stanland

WITNESSES.

State of North Carolina

County of Brunswick

In The Matter Of The Will

Of A. W. Clemons, Deceased.

In The Superior Court, Before The Clerk/

Probate

The paper writing hereto attached and purporting to be the last will and testament of A. W. Clemons, deceased is exhibited before the undersigned clerk of the superior court of Brunswick County, North Carolina, by G. R. Sellers, guardian for Adrian W. Clemons, who has been declared incompetent by a jury according to law and the said Adrian W. Clemons having been named as executor in said will, and thereupon the following proof thereof is taken by the oath and examination of J. G. White, one of the subscribing witnesses thereto, and of H. W. Hood and

North Carolina  
Brunswick County

J. G. White, first being duly sworn, deposes and says that he is the subscribing witness to the said paper writing now shown him, purporting to be the last will and testament of A. W. Clemons, deceased, and that he saw the said A. W. Clemons execute this writing as his last will and testament and that affiant attested it in the presence and at the request of the said A. W. Clemons, deceased, and that at the time of its execution, said A. W. Clemons was in his sound mind and disposing memory, in affiant's opinion. Affiant further swears that Thomas Stanland the other subscribing witness to said Will signed the same as a witness in the presence of affiant and that affiant saw him sign the same and that the said Thomas Stanland now resided out of the State of North Carolina and after due diligence cannot be found within said state.

J. G. White

Sworn to and subscribed before me  
this the 3 day of November, 1943.

W. R. Holmes  
Notary Public  
My Commission expires 2/16/45  
(N. P. SEAL)

May term 1944  
This is a document that has been  
signed and sealed with the  
proper seal of the clerk of the  
superior court of Brunswick County  
North Carolina.