

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK

C. ED. TAYLOR, being duly sworn, deposes and says that he is well acquainted with the handwriting of Robert W. Davis and R. S. Newton, the subscribing witnesses to the paperwriting purporting to be the will of Jens Berg, deceased, which is hereto attached, dated the 13th day of December, 1906, having often seen them write, and that the names of the said Robert W. Davis and R. S. Newton, subscribed as witnesses to said will, are in the genuine handwriting of the said Robert W. Davis and R. S. Newton; and affiant further swears that he is well acquainted with the handwriting of Jens Berg, deceased, whose will the attached paperwriting, dated the 13th day of December 1906, purports to be, having often seen him write, and that the name of the said Jens Berg subscribed to said will is in the genuine handwriting of the said Jens Berg.

C. Ed. Taylor
AFFIANT

Subscribed and sworn to before me, this the 14 day of January, 1942

M. B. Watkins
ASSISTANT CLERK SUPERIOR COURT,
BRUNSWICK COUNTY

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK

IN THE SUPERIOR COURT

A paperwriting purporting to be the last will and testament of Jens Berg, deceased, is exhibited for probate in open court by Annie May Woodside, daughter of the named executrix in the said last will and testament of Jens Berg; and it is thereupon proved by the oath and examination of Joseph W. Ruark and C. Ed. Taylor that Robert W. Davis and R. S. Newton, the subscribing witnesses thereto are dead. And it is further proved by the oath and examination of the said Joseph W. Ruark and C. Ed. Taylor that they are well acquainted with the handwriting of the said Robert W. Davis and R. S. Newton, having often seen them write, and that the names of the said Robert W. Davis and R. S. Newton, subscribed as witnesses to the will, are in the handwriting of the said Robert W. Davis and R. S. Newton; and it is also proved by the oath and examination of Annie May Woodside that she is well acquainted with the handwriting of Jens Berg, the testator therein named, having often seen him write, and that the name of the said Jens Berg subscribed to the said will is in the genuine handwriting of the said Jens Berg.

It is therefore, considered and adjudged by the Court that the said paperwriting and every part thereof is the last will and testament of the said Jens Berg, and the same is ordered to be recorded and filed.

This the 14 day of January, 1942

M. B. Watkins
ASSISTANT CLERK SUPERIOR COURT, BRUNSWICK COUNTY

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STATE OF NORTH CAROLINA ()
COUNTY OF BRUNSWICK ()

I, F. T. CLEMMONS, of the aforesaid 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 monies which may come into his hands belonging to my estate.

SECOND: I give and devise my Home Place in Smithville Township, Brunswick County, North Carolina, subject to the life estate of my beloved wife, Ida Clemmons, to my beloved nephew, Riley Clemmons.

THIRD: I give and devise to my said beloved wife, Ida Clemmons, for her natural life or during her widowhood, my home place or farm in Lockwoods Folly Township, Brunswick County, North Carolina, lying and being on the South side of the Georgetown Road.

FOURTH: I give, devise and bequeath to my beloved nephew, Elwood Clemmons, an undivided one-third interest in and to the Howells Point lands, and to my beloved nephew, Julius Clemmons, the other undivided two-thirds interest in and to the said Howells Point Lands lying and being in Smithville Township, Brunswick County, North Carolina.

FIFTH: I give, devise and bequeath to my beloved nephew, Riley Clemmons, all other lands which I may own at the time of my death, the said Riley Clemmons to pay into the hands of my Executor the sum of ONE THOUSAND (\$1,000.00) Dollars as a condition precedent to his acquiring the home tract of land hereinbefore set forth.

SIXTH: I give, devise and bequeath unto my beloved wife, Ida Clemmons, one third interest in and to all my personal property of whatever kind and nature, she to have the use during her lifetime or widowhood of all stock and farm equipment.

SEVENTH: I hereby give, devise and bequeath unto my brothers and sisters, if living, the other two-thirds interest in and to my personal property provided that the children or heirs of any deceased brother or sister shall have the interest of the deceased brother or sister, the said interest to be divided between the said children or heirs at law, share and share alike in and to that portion of the said personal which the deceased ancestor should have taken if living.

EIGHTH: I hereby constitute and appoint my Trusty Friend, J. J. HAWES, 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 TESTIMONY WHEREOF, I, the said F. T. Clemmons, have hereunto set my hand and seal this the 7th day of July, A. D. 1937.

F. T. Clemmons (SEAL)

Signed, Sealed, Published and Declared by the said F. T. Clemmons, 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.

L. T. Yaskell

W. H. Walker

STATE OF NORTH CAROLINA ()
COUNTY OF BRUNSWICK ()

I, F. T. CLEMMONS, of the said State and County, make this Codicil to my Last Will and Testament published by me and dated 7th day of July, A. D. 1937, which I ratify and confirm except as the same shall be changed hereby:

WHEREAS, by my Will above mentioned, I gave and devised to my Nephew, Elwood Clemmons, an undivided one-third interest in and to the Howells Point Lands, and to my Nephew, Julius Clemmons, the other undivided two-thirds interest in and to the said Howells Point Lands in the County of Brunswick, State of North Carolina, in Smithville Township, as appears by the fourth item of said Will; and

WHEREAS, my said Nephew, Julius Clemmons, has since died:

NOW, THEREFORE, I hereby revoke the said devise to my said Nephew, Elwood Clemmons and to my said Nephew, Julius Clemmons, and I hereby direct, authorize and empower my Executor, J. J. Hawes, to sell the said Howells Point tract of land at such time as he may deem best to the end that the highest price might be received for same, and it is my desire and I hereby bequeath to my said Nephew, Elwood Clemmons one-half of the moneys received from the said sale of said lands and the other half of said money I hereby bequeath to the two children of the said Julius Clemmons, the

money so bequeathed to them to be paid into the office of the Clerk of the Superior Court of Brunswick County to be used by him for their support, maintenance and education, to be paid out for their use as above set forth at such times and in such amounts as the Clerk of the Superior Court may deem best for their interest; and should there be any balance of said fund when the said children, who are minors, when and as they arrive at the age of twenty-one years, the said balance to be paid to them by the said Clerk of the Superior Court as their interest may appear.

IN TESTIMONY WHEREOF, I, the said F. T. CLEMMONS, do hereunto set my hand and seal this the 6th day of January, A.D. 1938.

F. T. Clemmons (SEAL)

Signed, Sealed, published and declared by the said F.T.CLEMMONS to be a codicil to his last Will and Testament in our presence, and we, in his presence, and in the presence of each other, have, at his request hereto subscribed our names as witnesses.

S. L. Brinkman

ADDRESS: Southport, N.C.

Lester Davis

ADDRESS: Southport, N. C.

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

I, F.T.Clemmons, having made and executed my Will of July 7, 1937, and also a codicil of January 6, 1938, now desire to ratify and confirm except as changed in this codicil.

In my said Will I have nominated and appointed my friend, J.J. Hawes as my lawful executor, and this I desire to change by this codicil, and I desire and do hereby constitute, nominate and appoint my nephew, Riley Clemmons, to be the Executor of my Last Will and Testament, to execute the same according to the true intent and meaning of the said will and the said codicil hereby revoking the appointment of said Hawes and hereby substituting as my executor, my nephew Riley Clemmons.

IN TESTIMONY WHEREOF, I, the said F. T. Clemmons, have hereunto set my hand and seal, this the 23rd, day of March, 1940.

F. T. Clemmons (SEAL)

Signed, sealed, published and declared by the said F. T. Clemmons to be a codicil to his Last Will and Testament in our presence, and in the presence of each of us, who at his request, and in his presence and in the presence of each one of us do subscribe our names as witnesses thereto.

Leonard T. Yaskell

Helen Sutton

C. Ed. Taylor

STATE OF NORTH CAROLINA

IN THE SUPERIOR COURT

COUNTY OF BRUNSWICK

BEFORE THE CLERK

IN THE MATTER OF THE WILL OF :
F. T. CLEMMONS, DECEASED. :

THE PAPER-WRITING hereto attached and purporting to be the Last Will and Testament of F. T. Clemmons, is exhibited before the undersigned Clerk of the Superior Court of Brunswick County, North Carolina, by Riley Clemmons, the executor named in a codicil to said Will and thereupon the following proof thereof is taken by the oath and examination of L. T. Yaskell, one of the subscribing witnesses thereto, and of Margarette Dozier as follows:

North Carolina :

Brunswick county:

L. T. YASKELL, being duly sworn says that he is a subscribing witness to the said paper-writing now shown him, purporting to be the Last Will and Testament of F. T. Clemmons, and that he saw F. T. Clemmons execute this writing as his Last Will and Testament and that affiant attested it in the presence and at the request of the said F. T. Clemmons, deceased; and that at the time of its execution was, in affiant's opinion, of sound mind and disposing memory. Affiant further swears that W. H. Walker, the other subscribing witness to said Will, signed the same as a witness in the presence of the affiant and that affiant saw him sign the same and the said W. H. Walker is now dead.

L. T. Yaskell (SEAL)

Sworn to and subscribed before me, this the 24 day of February, 1942.

S.T. Bennett
Clerk Superior Court

Sworn to and subscribed before me this the 24th day of February, 1942.

S. T. Bennett
CLERK OF THE SUPERIOR COURT

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

Margarette Dozier, being duly sworn says that she is well acquainted with the handwriting of W. H. Walker, one of the subscribing witnesses to the paper-writing purporting to be the Will of F. T. Clemmons, deceased, hereto attached, dated the 7th day of July, 1937, having often seen him write, and that the named of said W. H. Walker subscribed as a witness to said Will is in the genuine handwriting of the said W. H. Walker; and the affiant further swears that she is well acquainted with the handwriting of F. T. Clemmons, deceased, whose Will the attached paper-writing dated the 7th day of July, 1937, purports to be, having often seen him write and that the name of the said F. T. Clemmons subscribed to said Will is in the genuine handwriting of the said F. T. Clemmons.

Margarette Dozier (SEAL)

Sworn to and subscribed before me, this the 24th day of February, 1942.

S. T. Bennett
CLERK OF THE SUPERIOR COURT

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

A paper-writing hereto attached and purporting to be a codicil to the Last Will and Testament of F. T. Clemmons, deceased, said Will bearing date of July 7th, 1937 and said Codicil bearing date of January 6th, 1938 is exhibited before the undersigned Clerk of the Superior Court of Brunswick County, North Carolina by Riley Clemmons, the executor, named in a codicil to said Last Will and Testament, and thereupon the following proof thereof is taken by the oath and examination of S. L. Brinkman and Lester Davis, the subscribing witnesses thereto, as follows:

State of North Carolina :

County of Brunswick :

S. L. BRINKMAN and LESTER DAVIS, being duly sworn, each for himself depose and says: That he is the subscribing witness to the said Codicil to the Last Will and Testament of F. T. Clemmons, deceased, now shown him, purporting to be a Codicil to the Last Will and Testament of F. T. Clemmons, and that he saw F. T. Clemmons execute this writing as a Codicil to his Last Will and Testament and that affiant attested it in the presence, and at the request of F. T. Clemmons, deceased; and that at the time of the execution of said Codicil the said F. T. Clemmons was, in affiant's opinion of sound mind and disposing memory, of full age to execute a Will and was not under any restraint to the knowledge, information or belief of this deponent, further these deponents say not.

Samuel Brinkman (SEAL)

Lester Davis (SEAL)

Sworn to and subscribed before me, this the 24 day of February, 1942.

S.T. Bennett
CLERK OF THE SUPERIOR COURT

STATE OF NORTH CAROLINA :

COUNTY OF BRUNSWICK :

A paper-writing hereto attached and purporting to be a Codicil to the Last Will and Testament of F. T. Clemmons, deceased, said Will bearing date of July 7th, 1937 and said Codicil bearing date of March 23, 1940 is exhibited before the undersigned Clerk of the Superior Court of Brunswick County, North Carolina by Riley Clemmons, the executor, named in a Codicil to said Last Will and Testament, and thereupon the following proof thereof is taken by the oath and examination of C. Ed. Taylor and L. T. Yaskell the subscribing witnesses thereto, as follows:

State of North Carolina :

County of Brunswick :

C. ED. TAYLOR AND L. T. YASKELL, being duly sworn, each for himself depose and says: That he is the subscribing witness to the said Codicil to the Last Will and Testament of F. T. Clemmons, deceased, now shown him, purporting to be a Codicil to the Last Will and Testament of F. T. Clemmons, and that he saw F. T. Clemmons execute this writing as a Codicil to his Last Will and Testament and that affiant

attested it in the presence and at the request of F. T. Clemmons, deceased; and that at the time of the examination of said will and testament, F. T. Clemmons was, in affiant's opinion, of sound mind and disposing memory, of full age to execute a will and was not under any restraint to the knowledge, information or belief of this deponent, further these deponents say not.

Leonard T. Yaskell (SEAL)

C. Ed. Taylor (SEAL)

Sworn to and subscribed before me,
this the 24 day of February, 1942.

S. T. Bennett
CLERK SUPERIOR COURT

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK

UPON THE FOREGOING AFFIDAVITS, it is considered and adjudged by the Court that the said paper-writing and every part thereof is the Last Will and Testament of F. T. Clemmons, deceased, and it is ordered that the same, with the foregoing examinations and this certificate be recorded and filed.

This the 24th day of February, 1942.

S. T. Bennett
CLERK SUPERIOR COURT

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK

IN THE SUPERIOR COURT
BEFORE THE CLERK

I, MARY J. BERG, widow of the deceased Jens Berg and being the same Mary J. Berg as mentioned in the last will and testament of the said Jens Berg made and dated the 13th day of December 1906, do hereby relinquish, release and renounce my right to administer the estate of my deceased husband as the executrix named therein. Because of the infirmities associated with my declining health of the past few years I feel that I am unable to properly administer the estate of my deceased and beloved husband. I do therefore constitute and designate my trusted and beloved daughter, Annie May Woodside, to administer the said estate of my deceased husband according to law and equity applicable thereto.

Mary J. Berg

Subscribed and sworn to before me, this the _____ day of January, 1942

Witness: Mrs. Lou Anders

70.540

Last Will and Testament of
Robert John Holmes

I, Robert John Holmes of the City of Southport, Brunswick Co. State of North Carolina being of sound and disposing mind and memory, & mindful of the uncertainties of human life & intending to dispose of all my property & estate, upon my death do make publish & declare this to be my last will & testament, hereby revoking any & all other wills, codicils & testaments made by me at any previous time. Subject to the payment of my funeral expenses & other just debts not barred by the statute of limitation & statutes of non-claim. I dispose of all the right & property of every kind & nature, whether real, personal or mixed whatsoever situated which I now possess or which I may hereafter acquire, to be refused to as my entire estate, as follows:-

I give to my sister, Elizabeth Leeper Holmes, of the City of Phila. the six \$1000 bonds of the Federal Water Service & all share of General Motors Corporation, owned by me, for her life, at her death these bonds & shares are to go to Josephine Newton Smith, of the city of Southport.

The residue of my estate I give, bequeath, & devise to my son, William Henry Egle Holmes absolutely & in perfect ownership, if he be living at the time of my death. If my son, William Henry Egle Holmes shall predecease me, I give to his son, William Henry Egle Holmes Jr. the portion of my estate left to his father, absolutely & in perfect ownership.

In the event of the deaths of William Henry Egle Holmes & William Henry Egle Holmes, Jr. before my decease, I give, bequeath, & devise the above residue of my estate absolutely & in perfect ownership, to Josephine Newton Smith of Southport.

I hereby appoint Josephine Newton Smith to be my executrix under this will to serve without bond.

Robert John Holmes

Southport, N.C.
October 31st 1940

STATE OF NORTH CAROLINA :
COUNTY OF BRUNSWICK : IN THE SUPERIOR COURT

IN THE MATTER OF THE LAST :
WILL AND TESTAMENT OF :
ROBERT JOHN HOLMES :

A PAPER WRITING without subscribing witnesses dated the 31st day of October, 1940 purporting to be the Last Will and Testament of Robert John Holmes, deceased, is exhibited in open Court by Josephine Newton Smith, the executrix therein named; and it is thereupon proved by the oath and examination of the said Josephine Newton Smith that the said paper writing purporting to be the Last Will and Testament of Robert John Holmes was lodged in her hands by the said Robert John Holmes for safe keeping, the said Robert John Holmes having instructed her to keep said paper writing in her possession and to file same for probate after the death of the said Robert John Holmes. And it is further proved by the oath and examination of three competent and creditable witnesses, Dr. L. C. Fergus, Prince O'Brien, and Rachel Corlette, that they are acquainted with the handwriting of the said Robert John Holmes, having often seen him write, and verily believe that the name of the said Robert John Holmes subscribed to the said Will, and the said Will itself, and every part thereof is in the genuine handwriting of the said Robert John Holmes. And it is further proved by the evidence of the three last named witnesses that the said handwriting is generally known to the acquaintances of the said Robert John Holmes.

Josephine Newton Smith (SEAL)

Prince O'Brien (SEAL)

Rachel T. Corlette (SEAL)

L. C. Fergus (SEAL)

Severally subscribed and sworn to before
me, this the 26 day of March, 1942.

S. T. Bennett
CLERK SUPERIOR COURT

And thereupon it is considered and adjudged by the Court that the said paper-writing and every part thereof is the last Will and Testament of Robert John Holmes, deceased, and it is Ordered that the same, with the foregoing examination and this certificate, be recorded and filed.

S. T. Bennett
CLERK OF THE SUPERIOR COURT