

execute this my Last Will and testament, according to the intent and meaning of the every part and clause thereof hereby revoking and declaring utterly void all other wills and testaments by me heretofore made. My said executrix and executor are both to serve without bond.

IN WITNESS WHEREOF, I, the said Mrs. Katie L. Clemmons, do hereunto set my hand and seal, this \_\_\_ day of \_\_\_, 1941.

Kate L. Clemmons (SEAL)

Signed, sealed, published and declared by the said Mrs. Katie L. Clemmons to be her Last Will and Testament in presence of us, who, at her request and in her presence, do subscribe our names as witnesses thereto.

R. C. St. George  
WITNESS:

S. B. Frink  
WITNESS:

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ss. 676

IN THE MATTER OF THE PROBATE OF THE LAST WILL AND TESTAMENT  
OF JAMES M. POWELL, DECEASED

PROBATE OF HOLOGRAPH WILL

Robert W. Powell, Jr., being duly sworn, deposes and says, that the paper writing without subscribing witnesses, purporting to be the last Will and Testament of James M. Powell deceased, dated the 17th day of April, 1943, and exhibited for probate in open Court, was found among the valuable papers and effects of the said James M. Powell, after his death, or prior thereto, has been deposited with for safe keeping.

Sworn to and subscribed before me,  
this 13th day of April, 1953.

Robert W. Powell, Jr.

C. L. Derr  
Clerk Superior Court

DEPOSITIONS OF WITNESSES AS TO HAND WRITING OF TESTATOR

J. Spicer Holmes, Ruth Minton and Eula B. Whitley, being duly sworn do each depose and say: That he has examined the paper writing purporting to be the last Will and Testament of James M. Powell, deceased, which has been exhibited before me for probate, and that he is well acquainted with the hand writing of said Testator, having often seen him write, and that he verily believes that the name of said James M. Powell subscribed to said last Will and Testament and the said last Will and Testament itself and every part thereof is in the genuine handwriting of said deceased.

Sworn to and subscribed before me,  
this 13th day of April, 1953

J. Spicer Holmes

C. L. Derr  
Clerk Superior Court

Sworn to and subscribed before me,  
this 13th day of April, 1953

C. L. Derr  
Clerk Superior Court

Sworn to and subscribed before me,  
this 13th day of April, 1953

C. L. Derr  
Clerk Superior Court

Ruth Minton

Eula B. Whitley

ORDER OF PROBATE

A paper writing purporting to be the last Will and Testament of James M. Powell, deceased, having been exhibited before me by Robert W. Powell, Jr. the said James M. Powell, deceased, and proof of the due execution thereof having been taken as set forth in the mentioned,

foregoing depositions, which are incorporated herein and made a part hereof and the same being deemed sufficient.

IT IS, THEREFORE, CONSIDERED AND ADJUDGED that the said paper writing and every part thereof is the last Will and Testament of the said James M. Powell, deceased.

Let the last Will and Testament together with said probate, be recorded and filed.

This the 13th day of April, 1953.

C. L. Derr  
Clerk Superior Court

I, James M. Powell, of the City of Goldsboro, N. C., do make, publish and declare this to be my last will and testament.

I give to my sister Louise Powell Morris all property of whatsoever kind and nature whether real or personal of which I may die possessed, except my interest in property in Seawell Beach, Brunswick County, N. C.; this I give to my nephew Robert W. Powell Jr. and my niece Huldah S. Powell to share and share alike. I hereby appoint my brother Robert W. Powell Sr. as executor, without bond, with full powers to sell, convey, rent, mortgage, transfer and assign any or all of my said property upon such terms and conditions as he may deem to be to the best interest of my estate.

James M. Powell (Seal)  
Date- April 17th 1943

NORTH CAROLINA

WAYNE COUNTY

I, C. L. Derr, Clerk of the Superior Court of Wayne County, North Carolina, do hereby certify that the foregoing two pages contain a full, true and perfect copy of the last Will and Testament of James M. Powell, deceased, together with the probate of the same, as the same appears of record in Will Book 9 at page 68, now on file in my office.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of my office, this 29 day of April, 1953.

C. L. Derr  
Clerk of the Superior Court of  
Wayne County, North Carolina

(SEAL)

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NORTH CAROLINA

BRUNSWICK COUNTY

ORDER

A copy of the last Will and Testament of James M. Powell, deceased, together with the probate of the same certified under the hand and seal of the Clerk of the Superior Court of Wayne County being presented for record, and it further appearing to the Court that said will contains a devise of real estate situate in Brunswick County:

It is ordered that said copy of said Will, together with the probate of the same, the attestation thereof and this order be recorded in the Book of Wills and filed in this office.

This 5 day of May, 1953.

S. T. Bennett  
Clerk of the Superior Court of  
Brunswick County, North Carolina

No. 679

R. W. POWELL &amp; BRO.

Goldsboro, N. C.

Moh -24th -1948

Being of sound mind and body I Robert W. Powell do this day make this my last will and testament.

All I have both real and personal I leave to my son Robert W. Powell Jr and my daughter Huldaah S Powell share and share alike.

I also appoint my son Robert W Powell Jr Executor of this will without bond.

Seal Robert W Powell

Witness

L O Branch

## PROBATE OF HOLOGRAPH WILL

Robert W. Powell, Jr., being duly sworn, deposes and says: That the paper writing without subscribing witnesses, purporting to be the last Will and Testament of Robert W. Powell deceased, dated the 24 day of March, 1948, and exhibited for probate in open Court, was found among the valuable papers and effects of the said Robert W. Powell, after his death, or prior thereto, has been deposited with for safe keeping.

Sworn to and subscribed before me,  
this 14th day of February, 1952.

Robert W. Powell, Jr.

C. L. Derr  
Clerk Superior Court

## DEPOSITIONS OF WITNESSES AS TO HANDWRITING OF TESTATOR

Eula B. Whitley, J. Spicer Holmes and C. M. Balck, being duly sworn do each depose and say: That he has examined the paper writing purporting to be the last Will and Testament of Robert W. Powell deceased, which has been exhibited before me for probate, and that he is well acquainted with the handwriting of the said Testator, having often seen him write and that he verily believes that the name of the said Testator subscribed to said last Will and Testament and the said Will and Testament itself and every part thereof is in the genuine handwriting of said deceased.

Sworn to and subscribed before me,  
this 14th day of February, 1952.

Eula B. Whitley

C. L. Derr  
Clerk Superior Court

Sworn to and subscribed before me,  
this 14th day of February, 1952.

J. Spicer Holmes

C. L. Derr  
Clerk Superior Court

Sworn to and subscribed before me,  
this 14th day of February, 1952.

C. M. Black

C. L. Derr  
Clerk Superior Court

## ORDER OF PROBATE

A paper writing purporting to be the last Will and Testament of Robert W. Powell deceased, having been exhibited before me by Robert W. Powell Jr. the Executor therein mentioned, and proof of the due execution thereof having been taken as set forth in the foregoing depositions, which are incorporated herein and made a part hereof, and the same being deemed sufficient.

IT IS, THEREFORE, CONSIDERED AND ADJUDGED that the said paper writing and every part thereof is the last Will and Testament of the said Robert W. Powell, deceased.

Let the last Will and Testament together with said probate, be recorded and filed.

This the 14th day of February, 1952.

C. L. Derr  
Clerk Superior Court

NORTH CAROLINA  
WAYNE COUNTY

I, C. L. Derr, Clerk of the Superior Court of Wayne County, North Carolina, do hereby certify that the foregoing two pages contain a full, true and perfect copy of the last Will and Testament of Robert W. Powell, deceased, together with the probate of the same, as the same appears of record in Will Book 8 at page 323, now on file in my office.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of my office,  
this 8th day of May, 1953.

C. L. Derr  
Clerk Superior Court Wayne County,  
North Carolina.

(SEAL)

NORTH CAROLINA  
BRUNSWICK COUNTY

## ORDER

A copy of the last Will and Testament of Robert W. Powell, deceased, together with the probate of the same certified under the hand and seal of the Clerk of the Superior Court of Wayne County being presented for record, and it further appearing to the Court that said Will contains a devise of real estate situate in Brunswick County:

IT IS ORDERED that said copy of said Will, together with the probate of the same, be certification thereof and this Order be recorded in the Book of Wills and filed in this office.

This 8 day of May, 1953.

S. T. Bennett  
Clerk Superior Court Brunswick  
County, North Carolina.

W. 680

IN THE NAME OF GOD, AMEN! I, Thomas Heber Lindsey, being of sound mind and memory, and knowing the uncertainty of human life, do now make and publish this my last will and testament, that is to say: I devise all my Real Estate as follows: in the hands and care of my wife Kate Lindsey- all my personal property- I Bequeath to my wife Kate Lindsey- except such amts as are necessary in paying my lawful debts Such Real Estate to remain so long as she remains unmarried and in that case the Real Est to go to my Mother- in law and my younger Bros- like- and my sister Kate My Bros- R. L. Lindsey and W. C. Lindsey in trust for my younger Bros- like- and my sister Kate My Bros- R. L. Lindsey and W. C. Lindsey Executors without bond- desiring that they see justice and right done my wife in any event.

Thomas Heber Lindsey (SEAL)

Signed, sealed, published, and declared by the said Thomas Heber Lindsey the testator, and for his last will and testament; and we, at his request and in his presence, and in the presence of each other, have hereto subscribed our names as witnesses thereto, this 14 day of August A. D. 1918.

C. B. Newcomb

H. A. Huggins

NORTH CAROLINA  
WYOMING COUNTY

I, Jeanette Y. O'Bryant, Deputy Clerk Superior Court, County and State aforesaid, do hereby certify the foregoing Last Will and Testament of Thomas Heber Lindsey as same is taken from and compared of record with original filed in this office and recorded in Book of Wills Book 7 at Page 52.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Court, this 8th day of May, 1953.

Jeanette Y. O'Bryant  
Deputy Clerk Superior Court.

(SEAL)