

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

The written Will of W. E. Arthur, dated 4th January, 1934, having been filed for probate by Mrs. Hettie Arthur, widow of the late D. E. Arthur, showing executor by the testator, by J. J. Garrett and Claude A. Ford, as subscribing witnesses, and the foregoing affidavits having been made and filed by Mrs. Sallie H. Garrett and J. L. Moore touching the handwriting of J. J. Garrett, who is now dead, and the affidavits of Mrs. Grace Ford and W. E. Doshier, touching the handwriting of Claude A. Ford, a non-resident.

It is now found that the said will and every part thereof, is the Last Will and Testament of the said D. E. Arthur, that the same was duly executed; that the same is duly proved and established and that the said Will dated 4th day of January, 1934, be duly admitted to probate.

Let the said affidavits and proof, this order and the Will be filed and recorded.

This 11th day of June, 1943.

S. T. Bennett
Clerk Superior Court

Last Will and testament -

I hereby will and bequeath my property as follows \$500 War Bonds in Lloyds Bank, Bath, England and all moneys from insurance policies to my sister, Sister Constance Pavy, of Christ Church Gardens Reading England, in trust for my brother Harold Robert Gordon Pavy, of 10 Beaufort Place Bath, England; my automobile - Teraplane Coach to the Revd. Henry Otto Megert, of Gorham, New Hampshire; my Bicycle, Raleigh Sport, to Donald Walker of Sixth St., Bertin, N. H., my Gerord Hintzmer Piano to Harold Pavy of 279 Mc Gill St., Peterboro, Ontario, Canada and my Canary "Tuey" to Mrs. Chester Veasey, 507 First Avenue Berlin, N.H., old framed castor and sewing machine to Mrs. Harvy Bolton, Park Avenue, Hull, England., Linen and silver to Sister Constance Pavy, of Reading; Desk, chairs and book cases to the Parsonage at Danforth, Maine; Chronicles of Canada and the Book of Knowledge to Norman McKenney of Washington St., Berlin N. H., all other books to be disposed of by Rev. Dr. John M. Arters, Supt of the Bangon District, and all other properties to be sold and moneys added to insurance monry as above.

I hereby appoint Fred Jones and Horace Pullen, both of Danforth, Me - as my executors.

Signed
Walter Herbert Pavy

Witnesses:

Harold R. Pavy

Freida Pavy

279 McGill St.
Peterboro ' Ont.

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

IN THE MATTER OF WALTER H. PAVY,)
DECEASED (PROCEEDINGS)

The paper writing purporting to be the last will and testament of Walter H. Pavy, having been filed with the court, and has been reposing in the office for the past month awaiting probate and the will having been propounded for probate by C. Ed. Taylor, who has qualified as administrator, cum testamento annexo; and it appearing that one witness, Harold R. Pavy is now resident of Peterborough, Ontario, Canada, and that the said witness is an interested party being a devisee in said will, having had a bequeath made to him and is therefore not qualified to prove the will; and it further appearing that the other witness, Freida Pavy now lives in Manitoba, Canada and the said administrator with will annexed having undertaken the proving and probating of the said paper writing as a holograph will under the laws of the State of North Carolina, and in said county where the said Walter H. Pavy died, the following proceedings were had:

Now comes C. D. Barclift, a resident of New Hanover County, North Carolina, before the court, who being duly sworn, deposes and says: That he is the Pastor of the Fifth Avenue Methodist Church, Wilmington, North Carolina, that he was personally acquainted with Walter H. Pavy, was closely associated with him in church work for several years; that he has often seen him write, and knows the hand writing of the said Walter H. Pavy; that the paper writing signed by Walter H. Pavy presented to him and purporting to be the last will and testament of the said Walter H. Pavy is in the true and genuine hand writing of Walter H. Pavy; that every part of it is in the hand writing of the said Walter H. Pavy including the signature to the will which he knows to be the hand writing of the said Walter H. Pavy, and none other down to and with the exception of the names Harold R. Pavy and Freida Pavy, who presumed to be witnesses to the execution of the paper writing.

The affiant further says that following the death of the said Walter H. Pavy, that he, in the presence of others, went to the Methodist Parsonage at Zion Church, Brunswick County, North Carolina, and there made an investigation of the contents of the parsonage with a view to separating the per-

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COUNTY OF BRUNSWICK

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I hereby appoint Fred Jones and Horace Pullen, both of Danforth, Me - as my executors.

Signed
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Now comes C. D. Barclift, a resident of New Hanover County, North Carolina, before the court, who being duly sworn, deposes and says: That he is the Pastor of the Fifth Avenue Methodist Church, Wilmington, North Carolina, that he was personally acquainted with Walter H. Pavy, was closely associated with him in church work for several years; that he has often seen him write, and knows the hand writing of the said Walter H. Pavy; that the paper writing signed by Walter H. Pavy presented to him and purporting to be the last will and testament of the said Walter H. Pavy is in the true and genuine hand writing of Walter H. Pavy; that every part of it is in the hand writing of the said Walter H. Pavy including the signature to the will which he knows to be the hand writing of the said Walter H. Pavy, and none other down to and with the exception of the names Harold R. Pavy and Freida Pavy, who presumed to be witnesses to the execution of the paper writing.

The affiant further says that following the death of the said Walter H. Pavy, that he, in the presence of others, went to the Methodist Parsonage at Zion Church, Brunswick County, North Carolina, and there made an investigation of the contents of the parsonage with a view to separating the per-

al belongings of the said Walter H. Pavy, who was pastor of that and other churches on the Town Creek Charge; and that going through the personal belongings found there at the parsonage that he found this said paper writing purporting to be the last will and testament in the large desk drawer in the strong box and there among the valuable papers and effects of the deceased, including naturalization papers, bank book, diary, car title, insurance policies and other valuable documents and papers belonging to said deceased and he verily believes that the said paper writing found and now presented to him in the Office of the Clerk of the Superior Court is in the true and genuine hand writing of the said Walter H. Pavy and none other.

C. D. Barclift

Sworn and subscribed to before me,
this the 27th day of July, 1943.

S. T. Bennett
Clerk Superior Court

Now comes before the Court, Russell Sage Harrison, who being duly sworn, deposes and says that he is pastor of Trinity Methodist Church, Southport, North Carolina, that he was well acquainted with Walter H. Pavy, who was pastor on the Town Creek Charge, in Brunswick County; that he belonged conference with the said Walter H. Pavy and had often seen him write and knows the hand writing when he sees it; that the paper writing shown to him this day in the Office of the Clerk of Superior Court purporting to be the last will and testament of said Walter H. Pavy he verily believes to be in the hand writing and every part thereof in the hand writing of the said Walter H. Pavy from the beginning to the end of the signature and the entire page upon which it is written is known to be in the hand writing of Walter H. Pavy with the exception of the names Harold R. Pavy and Freida Pavy, which appear on the lower left hand corner of the said page, which two signatures are not in the hand writing of Walter H. Pavy; that the said paper writing is subscribed by the said Walter H. Pavy in his own true and genuine hand writing and that all parts of the said paper writing appearing above and every part thereof is in the true and hand writing of the said Walter H. Pavy and none other.

Russell Sage Harrison

Sworn and subscribed to before me,
this the 27th day of July, 1943.

S. T. Bennett
CLERK SUPERIOR COURT

STATE OF NORTH CAROLINA

COUNTY OF HAYWOOD

Personally appeared before me this day, A. S. Parker, who being duly sworn, deposes and says that he is District Superintendent of the Methodist Church, of the Wilmington District, North Carolina Conference; that Walter H. Pavy was Pastor of the Town Creek Charge, including Zion Church, Brunswick County, North Carolina; that the said work was under the superintendency of said affiant; that he was well acquainted with the said Walter H. Pavy, that he knows his hand writing, having often seen him write, and that the paper writing shown to him purporting to be the will of the said Walter H. Pavy is in the true and genuine hand writing, and every part thereof, of the said Walter H. Pavy, down to and including his signature; that he was present when the will was found in the strong box at the Methodist Parsonage among the valuable papers belonging to the later deceased, that the said paper writing was placed in the hands of the coroner and that the identical paper writing is the one exhibited to him and that every part of the said paper writing is in the true and genuine hand writing of the said Walter H. Pavy, with the exception of the names of Harold R. Pavy and Freida Pavy which follows the signature of the said Walter H. Pavy to the said paper writing exhibited to him.

Affiant further says that he, being well acquainted with the hand writing of the said deceased, knows that the said paper writing is that of Walter H. Pavy and none other including the entire document down to and including the name of the subscribed instrument by the deceased.

A. S. Parker

Sworn and subscribed to before me,
this the 29th day of July, 1943.

Frances S. Williams
NOTARY PUBLIC

(N.P. SEAL)
My Commission Expires Mar. 10, 1945

WHEREFORE, upon a due consideration of the paper writing presented by C. Ed. Taylor, and a further consideration of the sworn statements, of C. D. Barclift and R. S. Harrison, and the affidavit of A. S. Parker, the said A. S. Parker having inspected the document in the presence of the court and so declared, it is considered and found that the said paper writing, which is not dated, in the hand writing of Walter H. Pavy, the said writing and every part thereof, down to the names of the witnesses, Harold R. Pavy and Freida Pavy, which the witnesses appears and is found to be in a different hand writing from the remaining portion of the said paper writing; and the said paper writing and every part thereof with the exception of the said subscription as witnesses by Harold R. Pavy and Freida Pavy is found to be in the hand writing of the said Walter Herbert Pavy and none other; and that the said paper writing having been found among the valuable papers and effects of the said deceased is now considered and adjudged to be the last will and testament of the said Walter H. Pavy, who died in Brunswick County, North Carolina, on April 16, 1943.

It is further found that the said Walter Herbert Pavy was a citizen and domicile in said Brunswick County, North Carolina, and this probate court has proper jurisdiction of the probate of the said will and administration of the said estate.

THEREFORE, it is ordered that the said paper writing be filed and enrolled and recorded, together with the foregoing proceedings had in connection with the probate of the said will, in the office of the court.

WITNESS my hand this the 2nd day of August, 1943.

S. T. Bennett
CLERK SUPERIOR COURT